

By the Committee on Tourism and Representatives Kilmer, Paul, Spratt, Melvin, Diaz de la Portilla, Andrews, Clarke, Russell, Bense, Rubio, Bean, Kendrick, Stansel, Benson, Johnson, Cantens, Argenziano, Detert, Miller, Farkas, Dockery, (Additional Sponsors on Last Printed Page)

1 A bill to be entitled
2 An act relating to historic preservation;
3 creating the "Florida Historical Monuments and
4 Memorials Protection Act"; prohibiting the
5 relocation, removal, disturbance, or alteration
6 of a monument, memorial, plaque, marker, or
7 historic flag commemorating or memorializing
8 specified wars and military engagements
9 permanently displayed on public property of the
10 state or any of its political subdivisions,
11 except under specified circumstances;
12 prohibiting a person or organization from
13 preventing the public or private body
14 responsible for the protection, preservation,
15 or care of any monument, memorial, plaque,
16 marker, or historic flag from exercising its
17 responsibility to provide such protection,
18 preservation, or care; providing a penalty for
19 violation; prohibiting the renaming or
20 rededication of a street, park, bridge,
21 building, school, preserve, reserve, or other
22 public area of the state or any of its
23 political subdivisions dedicated in memory of
24 or named for any historic figure or event;
25 providing an exception; providing an effective
26 date.

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28 WHEREAS, it is a proper endeavor for a society to
29 remember and respect the symbols of its military history and
30 the valor, sacrifice, and patriotism of all its sons and
31 daughters, and

1 WHEREAS, it is also fitting and proper for a society to
2 remember, respect, honor, and recognize the history and
3 heritage and the many contributions of all of the citizenry of
4 a society, and

5 WHEREAS, it is remembrance and respect for the past
6 that provides the path for mutual understanding and respect in
7 the future, NOW, THEREFORE,

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9 Be It Enacted by the Legislature of the State of Florida:

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11 Section 1. (1) This act shall be known and may be
12 cited as the "Florida Historical Monuments and Memorials
13 Protection Act."

14 (2) No monument, memorial, plaque, marker, or historic
15 flag commemorating or memorializing the American Revolutionary
16 War, the War of 1812, the Mexican War, the Civil War, the
17 Spanish-American War, World War I, World War II, the Korean
18 War, the Vietnam War, the Persian Gulf War, or the
19 Native-American War permanently displayed on public property
20 of the state or any of its political subdivisions may be
21 relocated, removed, disturbed, or altered, except for removal
22 for the express purpose of needed renovations, alterations,
23 corrections, or due to necessary roadway expansions or other
24 necessary construction. The state or political subdivision,
25 whichever is applicable, shall return such monument, memorial,
26 plaque, marker, or historic flag to the original location or,
27 if not feasible, shall place such monument, memorial, plaque,
28 marker, or historic flag in another appropriate location on
29 public property for public display and access.

30 (3) No person or organization may prevent the public
31 or private body responsible for the protection, preservation,

1 or care of any monument, memorial, plaque, marker, or historic
2 flag enumerated in subsection (1) from exercising its
3 responsibility to protect, preserve, or care for such
4 monument, memorial, plaque, marker, or historic flag. A person
5 who violates the provisions of this subsection commits a
6 misdemeanor of the second degree, punishable as provided in s.
7 775.082 or s. 775.083.

8 (4) No street, park, bridge, building, school,
9 preserve, reserve, or other public area of the state or any of
10 its subdivisions dedicated in memory of or named for any
11 historic figure or event may be renamed or rededicated unless
12 approved by at least a two-thirds vote of the governmental
13 body responsible for naming such street, park, bridge,
14 building, school, preserve, reserve, or other public area or
15 by a vote in excess of two-thirds of the governmental body
16 when required by local ordinance governing the action of such
17 governmental body.

18 Section 2. This act shall take effect upon becoming a
19 law.

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ADDITIONAL SPONSORS

Hogan, Allen, Baxley, Kallinger, Gibson, Maygarden, Green,
Barreiro, Bowen, Needelman, Weissman, Kottkamp, Bullard,
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