Florida House of Representatives - 2001

HB 87-B

By Representatives Kilmer, Bullard, Bowen, Davis, Kravitz, Gibson, Clarke, Kallinger, Fiorentino, Kottkamp, Diaz de la Portilla, Rubio, Farkas, Needelman, Detert, Harrington, Spratt, Sorensen, Cantens, Crow, Alexander, Trovillion, Ross, (Additional Sponsors on Last Printed Page)

	(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, or marker
7	commemorating or memorializing specified wars
8	and military engagements permanently displayed
9	on public property of the state or any of its
10	political subdivisions, except under specified
11	circumstances; prohibiting a person or
12	organization from preventing the public or
13	private body responsible for the protection,
14	preservation, or care of any monument,
15	memorial, plaque, or marker from exercising its
16	responsibility to provide such protection,
17	preservation, or care; providing a penalty for
18	violation; prohibiting the renaming or
19	rededication of a street, park, bridge,
20	building, school, preserve, reserve, or other
21	public area of the state or any of its
22	political subdivisions dedicated in memory of
23	or named for any historic figure or event;
24	providing an exception; providing an effective
25	date.
26	
27	WHEREAS, it is a proper endeavor for a society to
28	remember and respect the symbols of its military history and
29	the valor, sacrifice, and patriotism of all its sons and
30	daughters, and
31	
	1

CODING:Words stricken are deletions; words underlined are additions.

Florida House of Representatives - 2001 718-127C-01 HB 87-B

WHEREAS, it is also fitting and proper for a society to 1 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 б that provides the path for mutual understanding and respect in 7 the future, NOW, THEREFORE, 8 9 Be It Enacted by the Legislature of the State of Florida: 10 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, or marker commemorating or memorializing the American Revolutionary War, 15 16 the War of 1812, the Mexican War, the Civil War, the 17 Spanish-American War, World War I, World War II, the Korean War, the Vietnam War, the Persian Gulf War, or the 18 19 Native-American War permanently displayed on public property 20 of the state or any of its political subdivisions may be relocated, removed, disturbed, or altered, except for removal 21 22 for the express purpose of needed renovations, alterations, corrections, or due to necessary roadway expansions or other 23 necessary construction. The state or political subdivision, 24 whichever is applicable, shall return such monument, memorial, 25 26 plaque, or marker to the original location or, if not 27 feasible, shall place such monument, memorial, plaque, or 28 marker in another appropriate location on public property for 29 public display and access. (3) No person or organization may prevent the public 30 or private body responsible for the protection, preservation, 31

2

**CODING:**Words stricken are deletions; words underlined are additions.

Florida House of Representatives - 2001 718-127C-01

or care of any monument, memorial, plaque, or marker 1 2 enumerated in subsection (1) from exercising its responsibility to protect, preserve, or care for such 3 4 monument, memorial, plaque, or marker. A person who violates 5 the provisions of this subsection commits a misdemeanor of the б second degree, punishable as provided in s. 775.082 or s. 7 775.083. 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 historic figure or event may be renamed or rededicated unless 11 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. Section 2. This act shall take effect upon becoming a 18 19 law. 20 21 22 23 24 25 26 27 28 29 30 31

CODING: Words stricken are deletions; words underlined are additions.

Florida House of Representatives - 2001 718-127C-01

HOUSE SUMMARY Creates the "Florida Historical Monuments and Memorials Protection Act." Prohibits the relocation, removal, disturbance, or alteration of a monument, memorial, plaque, or marker commemorating or memorializing specified wars and military engagements permanently displayed on public property of the state or any of its political subdivisions, except under specified circumstances. Prohibits any person or organization from preventing the public or private body responsible for the protection, preservation, or care of such monument, memorial, plaque, or marker from exercising its responsibility to provide protection, preservation, or care. Provides a second degree misdemeanor penalty for violation. violation. Prohibits the renaming or rededication of a street, park, bridge, building, school, preserve, reserve, or other public area of the state or any of its political subdivisions dedicated in memory of or named for any historic figure or event. ADDITIONAL SPONSORS Baxley, Paul, Mealor, Jordan, Meadows, Baker, Wallace, Garcia, Berfield, Bean, Stansel, Brutus, Machek, Allen, Waters, Mayfield, Murman, Goodlette, Lynn, Lacasa, Argenziano, Littlefield, Green, Negron, Russell, Evers, Pickens, Melvin, Benson, Atwater, Betancourt, Attkisson, Ritter, Barreiro, Andrews, Dockery, Flanagan, Holloway, Harrell and Bennett 

CODING: Words stricken are deletions; words underlined are additions.