

Bill No. CS for CS for SB 354

Amendment No. \_\_\_\_ Barcode 295854

CHAMBER ACTION

Senate

House

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31

WD/2R  
04/28/2004 04:49 PM

.  
. .  
. .  
. .  
. .  
. .

Senators Carlton and Bennett moved the following amendment:

**Senate Amendment (with title amendment)**

On page 8, between lines 26 and 27,

insert:

Section 3. Section 1004.451, Florida Statutes, is created to read:

1004.451 Center for the Performing Arts direct-support organization.--

(1) Florida State University shall create a direct-support organization for the Florida State University Center for the Performing Arts for the purposes described in this section. The board of directors of the direct-support organization shall consist of eleven members. The core members of the board of directors shall be the President of Florida State University, the Chair of the Board of Trustees for Florida State University, the Dean of Florida State University School of Theater, the Dean of Florida State University School of Visual Arts and Dance, the Director of Florida State University Conservatory for Actor Training in

Bill No. CS for CS for SB 354

Amendment No. \_\_\_\_ Barcode 295854

1 Sarasota, and two members nominated by Asolo Theater, Inc.,  
2 and approved by the President of Florida State University.  
3 The seven core members of the board shall appoint two  
4 additional members to serve on the board of directors with the  
5 approval of the President of Florida State University. The  
6 President of Florida State University shall appoint two  
7 members from the Sarasota community, or, at the President's  
8 discretion, may appoint two members nominated by the Sarasota  
9 Ballet, Inc. Upon appointment of all members of the board of  
10 directors, the direct-support organization shall develop a  
11 charter and bylaws to govern its operation, provided that all  
12 decisions by its board of directors shall be taken by at least  
13 six-vote majorities. The charter, bylaws, and any  
14 modifications of such, shall be subject to approval by Florida  
15 State University.

16       (2) The direct-support organization, operating under  
17 its charter and bylaws, shall acquire from Florida State  
18 University, own and operate the Florida State University  
19 Center for the Performing Arts, and shall promote a resident  
20 professional repertory program to work in conjunction with,  
21 complement and support the Conservatory's graduate educational  
22 theater program of Florida State University in Sarasota. It  
23 shall engage in fundraising to support its activities and  
24 support the independent fundraising efforts of the Asolo and  
25 the Conservatory. The direct-support organization shall  
26 operate and maintain the building in coordination with the  
27 Florida State University Ringling Cultural Center. All  
28 agreements between the University and Asolo in force on the  
29 effective date of this statute shall remain binding on the  
30 parties.

31       (3) The direct support organization shall provide for

Bill No. CS for CS for SB 354

Amendment No. \_\_\_\_ Barcode 295854

1 an annual financial audit in accordance with s. 1004.28(5).  
 2 The audit shall be addressed to the direct support  
 3 organization, Florida State University, the Asolo and, if it  
 4 has members serving on the Board of Directors, the Ballet,  
 5 each of whom are authorized to require and receive from the  
 6 direct-support organization, or from its independent auditor,  
 7 any detail or supplemental data relative to the operation of  
 8 such organization.

9       (4) An employee or member of the direct-support  
 10 organization may not receive, nor any member of their  
 11 immediate family receive, a commission, fee, or financial  
 12 benefit in connection with services or goods associated with  
 13 the direct-support organization and may not be a business  
 14 associate of any individual, firm, or organization involved in  
 15 the sale or exchange of goods or services within the  
 16 direct-support organization.

17       (5) In all other respects, the direct-support  
 18 organization shall act as a direct-support organization  
 19 authorized and governed by the provisions of s. 1004.28.

20       (6) Florida State University shall transfer the Center  
 21 for the Performing Arts to the direct-support organization  
 22 when Florida State University has approved the charter and  
 23 bylaws of the direct-support organization.

24  
25 (Redesignate subsequent sections.)

26  
27  
28 ===== T I T L E    A M E N D M E N T =====

29 And the title is amended as follows:

30       On page 1, line 22, after the semicolon,

31

Bill No. CS for CS for SB 354

Amendment No. \_\_\_\_ Barcode 295854

1 insert:

2           creating s. 1004.451, F.S.; providing for  
3           creation of the Florida State University Center  
4           for the Performing Arts direct-support  
5           organization; providing its organization,  
6           powers, and duties;

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

29

30

31