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29 | specified period following a grant award; providing for  
30 | repayment of grant funds to the department under specified  
31 | circumstances; amending s. 265.702, F.S.; providing  
32 | contract requirements to ensure continued use as a  
33 | regional cultural facility for a specified period  
34 | following a grant award; providing for repayment of grant  
35 | funds to the department under specified circumstances;  
36 | creating s. 265.703, F.S.; providing for the establishment  
37 | of a citizen support organization to provide assistance,  
38 | funding, and promotional support for the cultural and arts  
39 | programs of the Division of Cultural Affairs; providing  
40 | for use of administrative services and property; requiring  
41 | an annual audit; amending s. 267.031, F.S.; authorizing  
42 | the Division of Historical Resources to establish an  
43 | endowment under the Florida Historical Resources Act;  
44 | removing a requirement for the establishment of historic  
45 | preservation regional offices in specific locations;  
46 | requiring the establishment of at least three historic  
47 | preservation regional offices; creating citizen advisory  
48 | boards for regional offices in lieu of citizen support  
49 | organizations; providing purpose and for appointment of  
50 | members of the advisory boards; amending s. 267.0612,  
51 | F.S.; revising provisions with respect to service as a  
52 | member of the Florida Historical Commission; amending s.  
53 | 267.0617, F.S.; providing for appointment of a grant  
54 | review panel chair under the Historic Preservation Grant  
55 | Program; amending s. 267.0619, F.S.; providing for  
56 | appointment of a grant review panel chair under the

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

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57 | Historical Museum Grants program; amending s. 267.0731,  
58 | F.S.; revising provisions with respect to nominations  
59 | under the Great Floridians Program; amending s. 267.13,  
60 | F.S.; providing for the adoption of rules by the Division  
61 | of Historical Resources to implement provisions governing  
62 | prohibited practices and penalties therefor; amending s.  
63 | 267.16, F.S.; removing a duty of the Division of  
64 | Historical Resources with respect to Florida Folklife  
65 | Programs; amending s. 267.173, F.S.; conforming a  
66 | reference; amending s. 267.174, F.S.; revising dates for  
67 | the first meeting of the Discovery of Florida  
68 | Quincentennial Commemoration Commission, completion of the  
69 | initial draft of the master plan, and submission of the  
70 | completed master plan; repealing s. 15.0913, F.S., which  
71 | requires the Department of State to file all Uniform  
72 | Commercial Code documents within a specified time after  
73 | receipt of such documents by the Bureau of Uniform  
74 | Commercial Code of the Division of Corporations; repealing  
75 | s. 265.51, F.S., relating to the authority of the  
76 | Department of State to make agreements to indemnify  
77 | specified items against loss or damage; repealing s.  
78 | 265.52, F.S., relating to items eligible for indemnity  
79 | agreements of the Department of State; repealing s.  
80 | 265.53, F.S., relating to application for indemnity  
81 | agreement by a nonprofit agency, institution, or  
82 | government in the state attempting to obtain  
83 | indemnification for eligible items it proposes to borrow  
84 | from a person, organization, institution, or government

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85 | not in the state; repealing s. 265.54, F.S., relating to  
 86 | review by the Department of State of applications for  
 87 | indemnity agreements and limits of indemnity; repealing s.  
 88 | 265.55, F.S., relating to the processing by the Division  
 89 | of Risk Management of the Department of Financial Services  
 90 | of claims for losses covered by an indemnity agreement;  
 91 | repealing s. 265.56, F.S., relating to an annual report to  
 92 | the Legislature by the Department of State with respect to  
 93 | current and pending claims under indemnity agreements and  
 94 | the value of contracts entered into by the department  
 95 | which are outstanding at the close of the fiscal year;  
 96 | providing severability; providing an effective date.

97 |  
 98 | Be It Enacted by the Legislature of the State of Florida:  
 99 |

100 | Section 1. Section 257.015, Florida Statutes, is created  
 101 | to read:

102 | 257.015 Definitions.--As used in this chapter, the term:

103 | (1) "Department" means the Department of State.

104 | (2) "Division" means the Division of Library and

105 | Information Services of the Department of State.

106 | (3) "Secretary" means the Secretary of State.

107 | (4) "State librarian" means the person appointed by the

108 | secretary as the director of the Division of Library and

109 | Information Services pursuant to s. 257.031.

110 | Section 2. Subsections (1) and (3) of section 257.02,  
 111 | Florida Statutes, are amended, and subsection (4) is added to  
 112 | said section, to read:

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113 |           257.02 State Library Council.--

114 |           (1) There shall be a State Library Council to advise and

115 | assist the Division of Library and Information Services on its

116 | programs and activities. The council shall consist of nine ~~seven~~

117 | members who shall be appointed by the Secretary of State. Of the

118 | nine members at least one ~~member of the council~~ must represent a

119 | Florida library professional association, at least one must

120 | represent a Florida archive professional association, at least

121 | one must represent a Florida records management professional

122 | association, be a person who is 60 years of age or older, and at

123 | least one ~~member of the council~~ must be a person who is not, and

124 | has never been, employed in a library or in teaching library

125 | science courses. Members shall be appointed for 4-year terms. A

126 | vacancy on the council shall be filled for the period of the

127 | unexpired term. No person may be appointed to serve more than

128 | two consecutive terms as a member of the council. The Secretary

129 | of State may remove from office any council member for

130 | malfeasance, misfeasance, neglect of duty, incompetence,

131 | permanent inability to perform official duties, or pleading

132 | guilty or nolo contendere to, or being found guilty of, a

133 | felony. ~~In addition to, and at the request of, the members of~~

134 | ~~the council appointed by the Secretary of State, the president-~~

135 | ~~elect of the Florida Library Association may serve as a member~~

136 | ~~of the council in a nonvoting capacity during his or her term as~~

137 | ~~president-elect.~~

138 |           (3) The Secretary of State may, in making appointments,

139 | consult Florida's library, archival, or records management

140 | community ~~the Florida Library Association~~ and related statewide

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141 | associations and organizations for suggestions as to persons  
 142 | having special knowledge and interest concerning libraries.

143 |       (4) The officers of the State Library Council shall be a  
 144 | chair, elected from the members thereof, and the State  
 145 | Librarian, who shall serve without voting rights as secretary of  
 146 | the council.

147 |       Section 3. Section 257.031, Florida Statutes, is amended  
 148 | to read:

149 |       257.031 State Librarian Organization of council;  
 150 | ~~appointment and duties of State Librarian.--~~

151 |       ~~(1) The officers of the State Library Council shall be a~~  
 152 | ~~chair, elected from the members thereof, and the State~~  
 153 | ~~Librarian, who shall serve without voting rights as secretary of~~  
 154 | ~~the council.~~ The State Librarian shall be appointed by the  
 155 | Secretary of State, shall have completed a library school  
 156 | program accredited by the American Library Association, and  
 157 | shall serve as the director of the Division of Library and  
 158 | Information Services of the Department of State. The Secretary  
 159 | of State may, in making the appointment of State Librarian,  
 160 | consult the members of the State Library Council.

161 |       (2) The State Librarian shall:

162 |       (a) Keep a record of the proceedings of the State Library  
 163 | Council;

164 |       (b) Keep an accurate account of the financial transactions  
 165 | of the division;

166 |       (c) Have charge of the work of the division in organizing  
 167 | new libraries and improving those already established; ~~and~~

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168 (d) In general, perform such duties as may, from time to  
 169 time, be assigned to him or her by the Secretary of State; ~~and-~~

170 (e) Manage operations of the programs assigned by law to  
 171 the division.

172 Section 4. Section 257.12, Florida Statutes, is amended to  
 173 read:

174 257.12 Division of Library and Information Services  
 175 authorized to accept and expend federal funds.--

176 (1) The Division of Library and Information Services of  
 177 the Department of State is designated as the state library  
 178 administrative agency authorized to accept, receive, administer,  
 179 and expend any moneys, materials, or any other aid granted,  
 180 appropriated, or made available by the United States or any of  
 181 its agencies for the purpose of giving aid to libraries and  
 182 providing educational library service in the state.

183 (2) The division is authorized to file any accounts  
 184 required by federal law or regulation with reference to  
 185 receiving and administering all such moneys, materials, and  
 186 other aid for said purposes; provided, however, that the  
 187 acceptance of such moneys, materials, and other aid shall not  
 188 deprive the state from complete control and supervision of its  
 189 library.

190 Section 5. Section 257.192, Florida Statutes, is amended  
 191 to read:

192 257.192 Program grants.--The Division of Library and  
 193 Information Services is authorized to accept and administer  
 194 appropriations for library program grants and to make such

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195 grants in accordance with the Florida long-range plan ~~program~~  
 196 for library services.

197 Section 6. Section 257.43, Florida Statutes, is created to  
 198 read:

199 257.43 Citizen support organization; use of state  
 200 administrative services and property; audit.--

201 (1) CITIZEN SUPPORT ORGANIZATION.--The division may  
 202 support the establishment of a citizen support organization to  
 203 provide assistance, funding, and promotional support for the  
 204 library, archives, and records management programs of the  
 205 division. For the purposes of this section, a "citizen support  
 206 organization" means an organization which is:

207 (a) A Florida corporation not for profit incorporated  
 208 under the provisions of chapter 617 and approved by the  
 209 Department of State.

210 (b) Organized and operated to conduct programs and  
 211 activities; raise funds; request and receive grants, gifts, and  
 212 bequests of money; acquire, receive, hold, invest, and  
 213 administer, in its own name, securities, funds, objects of  
 214 value, or other property, real or personal; and make  
 215 expenditures to or for the direct or indirect benefit of the  
 216 division or individual program units of the division.

217 (c) Determined by the division to be consistent with the  
 218 goals of the division and in the best interests of the state.

219 (d) Approved in writing by the division to operate for the  
 220 direct or indirect benefit of the division. Such approval shall  
 221 be given in a letter of agreement from the division.

222 (2) USE OF ADMINISTRATIVE SERVICES AND PROPERTY.--



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223       (a) The division may fix and collect charges for the  
 224 rental of facilities and properties managed by the division and  
 225 may permit, without charge, appropriate use of administrative  
 226 services, property, and facilities of the division by a citizen  
 227 support organization, subject to the provisions of this section.  
 228 Such use must be directly in keeping with the approved purposes  
 229 of the citizen support organization and may not be made at times  
 230 or places that would unreasonably interfere with opportunities  
 231 for the general public to use such facilities for established  
 232 purposes. Any moneys received from rentals of facilities and  
 233 properties managed by the division may be held in the operating  
 234 trust fund of the division or in a separate depository account  
 235 in the name of the citizen support organization and subject to  
 236 the provisions of the letter of agreement with the division. The  
 237 letter of agreement shall provide that any funds held in the  
 238 separate depository account in the name of the citizen support  
 239 organization shall revert to the division if the citizen support  
 240 organization is no longer approved by the division to operate in  
 241 the best interests of the state.

242       (b) The division may prescribe by rule any condition with  
 243 which a citizen support organization shall comply in order to  
 244 use division administrative services, property, or facilities.

245       (c) The division shall not permit the use of any  
 246 administrative services, property, or facilities of the state by  
 247 a citizen support organization which does not provide equal  
 248 membership and employment opportunities to all persons  
 249 regardless of race, color, religion, sex, age, or national  
 250 origin.

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251           (3) ANNUAL AUDIT.--The citizen support organization shall  
 252 provide for an annual financial audit in accordance with s.  
 253 215.981.

254           Section 7. Subsection (1) and paragraph (d) of subsection  
 255 (3) of section 265.284, Florida Statutes, are amended,  
 256 subsection (7) is renumbered as subsection (6), and present  
 257 subsection (6) of said section is amended, to read:

258           265.284 Chief cultural officer; director of division;  
 259 powers and duties.--

260           (1) The Secretary of State is the ~~shall be~~ chief cultural  
 261 officer of the state, and the Division of Cultural Affairs is  
 262 designated as the state arts administrative agency.

263           (3) The Division of Cultural Affairs shall have direct  
 264 administrative authority and responsibility for all of the  
 265 programs authorized by this act. In furtherance thereof, the  
 266 division shall have the authority to:

267           (d) On request, or at its own initiative, consult with and  
 268 advise other individuals, groups, organizations, or state  
 269 agencies and officials, particularly the Governor and the  
 270 Cabinet, concerning the acquisition by gift or purchase of fine  
 271 art works, the appropriate use and display of state-owned art  
 272 treasures for maximum public benefit, and the suitability of any  
 273 structures or fixtures, including framing, primarily intended  
 274 for ornamental or decorative purposes in public buildings.

275           ~~(6) Subject to funding by the Legislature, there are~~  
 276 ~~created the State Orchestra Program, State Dance Program, and~~  
 277 ~~State Opera Program, each to be administered as part of, and~~

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278 ~~under the direct supervision of, the Division of Cultural~~  
 279 ~~Affairs.~~

280 Section 8. Subsection (4) of section 265.2865, Florida  
 281 Statutes, is amended to read:

282 265.2865 Florida Artists Hall of Fame.--

283 (4) ~~In the first year, the Secretary of State shall name~~  
 284 ~~no more than 12 members to the Florida Artists Hall of Fame.~~  
 285 ~~Thereafter,~~ The Secretary of State shall name no more than four  
 286 members to the Florida Artists Hall of Fame in any one ± year.

287 Section 9. Paragraph (c) is added to subsection (4) of  
 288 section 265.606, Florida Statutes, to read:

289 265.606 Cultural Endowment Program; administration;  
 290 qualifying criteria; matching fund program levels;  
 291 distribution.--

292 (4) Once the secretary has determined that the sponsoring  
 293 organization has complied with the criteria imposed by this  
 294 section, he or she may authorize the transfer of the appropriate  
 295 state matching funds to the organization. However, the secretary  
 296 shall ensure that the local group has made prudent arrangements  
 297 for the trusteeship of the entire endowment, and such  
 298 trusteeship is hereby created. The sponsoring organization may  
 299 then expend moneys in the endowment program fund, subject to the  
 300 following requirements:

301 (c) Any contract administered under this section shall  
 302 require the local sponsoring organization to submit to the  
 303 division an annual postaudit of its financial accounts conducted  
 304 by an independent certified public accountant.

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305 Section 10. Subsection (4) of section 265.701, Florida  
 306 Statutes, is renumbered as subsection (5), and a new subsection  
 307 (4) is added to said section, to read:

308 265.701 Cultural facilities; grants for acquisition,  
 309 renovation, or construction; funding; approval; allocation.--

310 (4) Any contract administered under this section shall  
 311 require the recordation of a restrictive covenant by the grantee  
 312 and property owner or the purchase of a bond as prescribed by  
 313 rule to ensure that the facility continues to be used as a  
 314 cultural facility for a period of 10 years following the grant  
 315 award. If the facility ceases to be used as a cultural facility  
 316 during the 10 years following the grant award, the grant funds  
 317 shall be repaid to the department according to an amortization  
 318 schedule set forth in rule.

319 Section 11. Subsection (8) of section 265.702, Florida  
 320 Statutes, is renumbered as subsection (9), and a new subsection  
 321 (8) is added to said section, to read:

322 265.702 Regional cultural facilities; grants for  
 323 acquisition, renovation, or construction; funding; approval;  
 324 allocation.--

325 (8) Any contract administered under this section shall  
 326 require the recordation of a restrictive covenant by the grantee  
 327 and property owner or the purchase of a bond as prescribed by  
 328 rule to ensure that the facility continues to be used as a  
 329 regional cultural facility for a period of 10 years following  
 330 the grant award. If the facility ceases to be used as a regional  
 331 cultural facility during the 10 years following the grant award,

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332 the grant funds shall be repaid to the department according to  
333 an amortization schedule set forth in rule.

334 Section 12. Section 265.703, Florida Statutes, is created  
335 to read:

336 265.703 Citizen support organization; use of state  
337 administrative services and property; audit.--

338 (1) CITIZEN SUPPORT ORGANIZATION.--The division may  
339 support the establishment of a citizen support organization to  
340 provide assistance, funding, and promotional support for the  
341 cultural and arts programs of the division. For the purposes of  
342 this section, a "citizen support organization" means an  
343 organization which is:

344 (a) A Florida corporation not for profit incorporated  
345 under the provisions of chapter 617 and approved by the  
346 Department of State.

347 (b) Organized and operated to conduct programs and  
348 activities; raise funds; request and receive grants, gifts, and  
349 bequests of money; acquire, receive, hold, invest, and  
350 administer, in its own name, securities, funds, objects of  
351 value, or other property, real or personal; and make  
352 expenditures to or for the direct or indirect benefit of the  
353 division or individual program units of the division.

354 (c) Determined by the division to be consistent with the  
355 goals of the division and in the best interests of the state.

356 (d) Approved in writing by the division to operate for the  
357 direct or indirect benefit of the division. Such approval shall  
358 be given in a letter of agreement from the division.

359 (2) USE OF ADMINISTRATIVE SERVICES AND PROPERTY.--

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360        (a) The division may fix and collect charges for the  
361 rental of facilities and properties managed by the division and  
362 may permit, without charge, appropriate use of administrative  
363 services, property, and facilities of the division by a citizen  
364 support organization, subject to the provisions of this section.  
365 Such use must be directly in keeping with the approved purposes  
366 of the citizen support organization and may not be made at times  
367 or places that would unreasonably interfere with opportunities  
368 for the general public to use such facilities for established  
369 purposes. Any moneys received from rentals of facilities and  
370 properties managed by the division may be held in the operating  
371 trust fund of the division or in a separate depository account  
372 in the name of the citizen support organization and subject to  
373 the provisions of the letter of agreement with the division. The  
374 letter of agreement shall provide that any funds held in the  
375 separate depository account in the name of the citizen support  
376 organization shall revert to the division if the citizen support  
377 organization is no longer approved by the division to operate in  
378 the best interests of the state.

379        (b) The division may prescribe by rule any condition with  
380 which a citizen support organization shall comply in order to  
381 use division administrative services, property, or facilities.

382        (c) The division shall not permit the use of any  
383 administrative services, property, or facilities of the state by  
384 a citizen support organization which does not provide equal  
385 membership and employment opportunities to all persons  
386 regardless of race, color, religion, sex, age, or national  
387 origin.

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388           (3) ANNUAL AUDIT.--The citizen support organization shall  
 389 provide for an annual financial audit in accordance with s.  
 390 215.981.

391           Section 13. Subsection (3) and paragraph (m) of subsection  
 392 (5) of section 267.031, Florida Statutes, are amended to read:

393           267.031 Division of Historical Resources; powers and  
 394 duties.--

395           (3) The division may accept gifts, grants, bequests,  
 396 loans, and endowments for purposes not inconsistent with its  
 397 responsibilities under this chapter. The division may also  
 398 establish an endowment that is consistent with the  
 399 responsibilities of this chapter.

400           (5) It is the responsibility of the division to:

401           (m) Establish regional offices for the purpose of  
 402 assisting the division in the delivery of historic preservation  
 403 services to the counties and municipalities of the state and to  
 404 the citizens of the State of Florida. Historic preservation  
 405 regional offices shall be established in at least three ~~St.~~  
 406 ~~Augustine, Tampa, Palm Beach County, and in other~~ areas of the  
 407 state which the division deems appropriate. For each regional  
 408 office established, the division shall establish a citizen  
 409 advisory board to provide assistance, advice, and  
 410 recommendations to the regional office ~~support organization in~~  
 411 ~~accordance with s. 267.17.~~ The members ~~board of directors~~ of  
 412 each citizen advisory board ~~support organization~~ shall be  
 413 appointed by the Secretary of State.

414           Section 14. Paragraph (a) of subsection (1) and subsection  
 415 (2) of section 267.0612, Florida Statutes, are amended to read:

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416           267.0612 Florida Historical Commission; creation;  
417 membership; powers and duties.--In order to enhance public  
418 participation and involvement in the preservation and protection  
419 of the state's historic and archaeological sites and properties,  
420 there is created within the Department of State the "Florida  
421 Historical Commission." The commission shall serve in an  
422 advisory capacity to the director of the Division of Historical  
423 Resources to assist the director in carrying out the purposes,  
424 duties, and responsibilities of the division, as specified in  
425 this chapter.

426           (1) (a) The commission shall be composed of 11 members.  
427 Seven members shall be appointed by the Governor in consultation  
428 with the Secretary of State, two members shall be appointed by  
429 the President of the Senate, and two members shall be appointed  
430 by the Speaker of the House of Representatives. Of the seven  
431 members appointed by the Governor, one member must be a licensed  
432 architect who has expertise in historic preservation and  
433 architectural history; one member must be a professional  
434 historian in the field of American history; one member must be a  
435 professional architectural historian; one member must be an  
436 archaeologist specializing in the field of prehistory; and one  
437 member must be an archaeologist specializing in the historic  
438 period. The remaining two members appointed by the Governor and  
439 the two members appointed by the President of the Senate and the  
440 Speaker of the House of Representatives, respectively, must be  
441 representatives of the general public with demonstrated interest  
442 in the preservation of Florida's historical and archaeological  
443 heritage. At least one member of the commission shall be a



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444 resident of a county that has a population of 75,000 or fewer  
 445 ~~less~~.

446 (2) Commission members appointed by the President of the  
 447 Senate and the Speaker of the House of Representatives shall be  
 448 appointed for 2-year terms. Additionally, these commission  
 449 members shall serve as the legislative historic preservation  
 450 advisory body to the Speaker of the House of Representatives and  
 451 the President of the Senate with respect to the collection and  
 452 preservation of the historic records of both houses of the  
 453 Legislature. Commission members appointed by the Governor shall  
 454 be appointed to 4-year terms. A member whose term has expired  
 455 shall continue to serve on the commission until such time as a  
 456 replacement is appointed. Vacancies shall be filled for the  
 457 remainder of the term and by the original appointing authority.

458 Section 15. Subsection (3) of section 267.0617, Florida  
 459 Statutes, is amended to read:

460 267.0617 Historic Preservation Grant Program.--

461 (3) All grants of state funds to assist in the  
 462 preservation of historic properties shall be made from the  
 463 Historical Resources Operating Trust Fund and may be awarded  
 464 only pursuant to applications for such assistance made to the  
 465 Division of Historical Resources. The Florida Historical  
 466 Commission shall review each application for a special category  
 467 historic preservation grant-in-aid. Special category historic  
 468 preservation grants-in-aid are those reviewed and recommended by  
 469 the Secretary of State for submission for legislative funding  
 470 consideration. Grant review panels appointed by the Secretary of  
 471 State and chaired by a member of the Florida Historical

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472 | Commission or a designee appointed by the commission's presiding  
473 | officer shall review each application for other historic  
474 | preservation grants-in-aid. The reviewing body shall submit  
475 | annually to the Secretary of State for approval lists of all  
476 | applications that are recommended by the reviewing body for the  
477 | award of grants, arranged in order of priority.

478 |       Section 16. Subsection (3) of section 267.0619, Florida  
479 | Statutes, is amended to read:

480 |           267.0619 Historical Museum Grants.--

481 |       (3) An application for a grant must be made to the  
482 | division on a form provided by the division. The division shall  
483 | adopt rules prescribing categories of grants, application  
484 | requirements, criteria and procedures for the review and  
485 | evaluation of applications, and other procedures necessary for  
486 | the administration of the program, subject to the requirements  
487 | of this section. Grant review panels appointed by the Secretary  
488 | of State and chaired by a member of the Florida Historical  
489 | Commission or a designee appointed by the commission's presiding  
490 | officer shall review each application for a museum grant-in-aid.  
491 | The review panel shall submit to the Secretary of State for  
492 | approval lists of all applications that are recommended by the  
493 | panel for the award of grants, arranged in order of priority.  
494 | The division may award a grant to a Florida history museum only  
495 | if the award has been approved by the Secretary of State.

496 |       Section 17. Paragraphs (b) and (c) of subsection (1) of  
497 | section 267.0731, Florida Statutes, are amended to read:

498 |           267.0731 Great Floridians Program.--The division shall  
499 | establish and administer a program, to be entitled the Great

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500 Floridians Program, which shall be designed to recognize and  
501 record the achievements of Floridians, living and deceased, who  
502 have made major contributions to the progress and welfare of  
503 this state.

504 (1) The division shall nominate present or former citizens  
505 of this state, living or deceased, who during their lives have  
506 made major contributions to the progress of the nation or this  
507 state and its citizens. Nominations shall be submitted to the  
508 Secretary of State who shall select from those nominated not  
509 less than two persons each year who shall be honored with the  
510 designation "Great Floridian," provided no person whose  
511 contributions have been through elected or appointed public  
512 service shall be selected while holding any such office.

513 (b) In formulating its nominations, the division shall  
514 also seek the assistance of the organization ~~Museum of Florida~~  
515 ~~History Foundation, Inc., or its successor,~~ acting in the  
516 capacity as a citizen support organization of the division,  
517 pursuant to s. 267.17 and approved to act on behalf of the  
518 Museum of Florida History.

519 (c) Annually, the division shall convene an ad hoc  
520 committee composed of representatives of the Governor, each  
521 member of the Florida Cabinet, the President of the Senate, the  
522 Speaker of the House of Representatives, and the organization  
523 described in paragraph (b) ~~Museum of Florida History Foundation,~~  
524 ~~Inc.~~ This committee shall meet at least twice. The committee  
525 shall nominate not fewer than two persons whose names shall be  
526 submitted to the Secretary of State with the recommendation that  
527 they be honored with the designation "Great Floridian."

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528 Section 18. Paragraph (e) is added to subsection (2) of  
 529 section 267.13, Florida Statutes, to read:

530 267.13 Prohibited practices; penalties.--  
 531 (2)

532 (e) The division shall adopt rules pursuant to ss.  
 533 120.536(1) and 120.54 to implement the provisions of this  
 534 section.

535 Section 19. Subsections (4) and (5) of section 267.16,  
 536 Florida Statutes, are renumbered as subsections (3) and (4),  
 537 respectively, and subsection (3) of said section is amended to  
 538 read:

539 267.16 Florida Folklife Programs.--It is the duty and  
 540 responsibility of the division to:

541 ~~(3) Use the facilities at the Stephen Foster State Folk~~  
 542 ~~Culture Center as the primary location of the annual Florida~~  
 543 ~~Folk Festival.~~

544 Section 20. Subsection (5) of section 267.173, Florida  
 545 Statutes, is amended to read:

546 267.173 Historic preservation in West Florida; goals;  
 547 contracts for historic preservation; powers and duties.--

548 (5) The Division of Historical Resources in the Department  
 549 of State may contract with the University of West Florida to  
 550 serve as the regional office for the West Florida region of the  
 551 state from the Apalachicola River to the western boundaries of  
 552 the state. In lieu of the establishment of a citizen advisory  
 553 board ~~support organization~~ as required by s. 267.031(5) (m), the  
 554 University of West Florida may use an existing direct-support  
 555 organization of the university provided that the membership of

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556 the direct-support organization is representative of the area of  
 557 the state to be served and provides the needed expertise in the  
 558 area of historic preservation.

559 Section 21. Paragraph (d) of subsection (5) and paragraph  
 560 (c) of subsection (7) of section 267.174, Florida Statutes, are  
 561 amended to read:

562 267.174 Discovery of Florida Quincentennial Commemoration  
 563 Commission.--

564 (5) OFFICERS; BYLAWS; MEETINGS.--

565 (d) The initial meeting of the commission shall be held no  
 566 later than January 31, 2007 ~~2006~~. Subsequent meetings shall be  
 567 held upon the call of the chair or vice chair acting in the  
 568 absence of the chair, and in accordance with the commission's  
 569 bylaws.

570 (7) DUTIES; MASTER PLAN.--

571 (c) The commission shall establish a timetable and budget  
 572 for completion for all parts of the master plan which shall be  
 573 made a part of the plan. An initial draft of the plan shall be  
 574 completed and submitted to the Governor, the President of the  
 575 Senate, the Speaker of the House of Representatives, and the  
 576 Secretary of State by January 2008 ~~2007~~ with the completed  
 577 master plan submitted to such officials by January 2009 ~~2008~~.

578 Section 22. Sections 15.0913, 265.51, 265.52, 265.53,  
 579 265.54, 265.55, and 265.56, Florida Statutes, are repealed.

580 Section 23. If any provision of this act or the  
 581 application thereof to any person or circumstance is held  
 582 invalid, the invalidity shall not affect other provisions or  
 583 applications of the act which can be given effect without the

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584 invalid provision or application, and to this end the provisions  
585 of this act are declared severable.

586 Section 24. This act shall take effect July 1, 2005.