

1 A bill to be entitled
2 An act relating to cultural and historical programs;
3 creating s. 265.7025, F.S.; providing definitions;
4 amending s. 265.703, F.S.; providing for more than one
5 citizen support organization; adding historical and museum
6 programs to those programs that can be assisted by the
7 citizen support organizations of the Division of Cultural
8 Affairs of the Department of State; revising the name of
9 the trust fund into which funds are deposited; providing
10 donor anonymity for the Museum of Florida History citizen
11 support organization under the division as currently
12 provided under the Division of Historical Resources of the
13 Department of State; creating s. 265.704, F.S.; providing
14 powers and duties of the Division of Cultural Affairs
15 related to historical museums; creating s. 265.705, F.S.;
16 providing state policy relating to historic properties;
17 creating s. 265.706, F.S.; authorizing the division to
18 acquire, maintain, preserve, interpret, exhibit, and make
19 available for study certain objects having historical or
20 archaeological value; vesting title of such objects in the
21 division; requiring maintenance of records; requiring
22 inventory of objects of specified value; authorizing the
23 division to loan, exchange, sell, or otherwise transfer
24 certain objects; providing exemptions from ch. 273, F.S.;
25 providing for deposit and use of funds; requiring the
26 adoption of rules; providing a penalty for certain
27 violations by a custodian; providing for insuring of
28 certain items; amending and renumbering s. 267.072, F.S.,

29 relating to the Museum of Florida History and programs;
30 transferring the responsibility for and administration of
31 the Museum of Florida History, its programs, and the
32 citizen support organization for the museum from the
33 Division of Historical Resources to the Division of
34 Cultural Affairs; providing for the operation of
35 additional stores associated with the Museum of Florida
36 History; authorizing the Division of Cultural Affairs to
37 operate other historical museums; making technical changes
38 to conform; amending and renumbering s. 267.0619, F.S.,
39 relating to historical museum grants under the Division of
40 Historical Resources of the Department of State;
41 transferring the grant program to the Division of Cultural
42 Affairs; making technical changes to conform; providing
43 that a for-profit corporation, partnership, or
44 organization is ineligible for receipt of such grants;
45 creating s. 265.709, F.S.; authorizing the Division of
46 Cultural Affairs to promote and encourage the writing of
47 Florida history through certain activities; authorizing
48 the collecting, editing, and publishing documents related
49 to Florida history; authorizing the division to establish
50 a reasonable charge for such publications; providing for
51 such proceeds to be deposited in the Grants and Donations
52 Trust Fund or certain separate depository accounts;
53 amending s. 267.0612, F.S.; providing a uniform starting
54 date for all appointments to the Florida Historical
55 Commission; amending s. 267.071, F.S.; removing the Museum
56 of Florida History as one of the historical museums that

57 the Division of Historical Resources is required to
 58 encourage, promote, maintain, and operate; amending s.
 59 267.0731, F.S.; adding representatives of the Secretary of
 60 State to the list of representatives on the ad hoc
 61 committee responsible for making recommendations for Great
 62 Floridian nominations; deleting references to the citizen
 63 support organization for the Museum of Florida History;
 64 deleting responsibilities of the Museum of Florida
 65 History; requiring the Department of State to be the
 66 repository of certain films or videotapes produced on a
 67 Great Floridian as well as certain items related to such
 68 productions; repealing s. 267.174, F.S., relating to the
 69 Discovery of Florida Quincentennial Commemoration
 70 Commission; providing an effective date.

71
 72 Be It Enacted by the Legislature of the State of Florida:

73
 74 Section 1. Section 265.7025, Florida Statutes, is created
 75 to read:

76 265.7025 Definitions relating to historic programs.--For
 77 the purposes of ss. 265.7025-265.709, the term:

78 (1) "Agency" means any state, county, or municipal
 79 officer, department, division, board, bureau, commission, or
 80 other separate unit of government created or established by law.

81 (2) "Division" means the Division of Cultural Affairs of
 82 the Department of State.

83 (3) "Florida history museum" means a public or private
 84 nonprofit institution which is established permanently in this

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85 state for the purpose of promoting and encouraging knowledge and
86 appreciation of Florida history through the collection,
87 preservation, exhibition, and interpretation of artifacts and
88 other historical properties related to Florida history and the
89 primary role of which is to collect and care for artifacts and
90 other objects of intrinsic historical or archaeological value
91 and exhibit them regularly through a facility or facilities
92 owned or operated by the institution.

93 (4) "Historic property" or "historic resource" means any
94 prehistoric or historic district, site, building, object, or
95 other real or personal property of historical, architectural, or
96 archaeological value, and folklife resources. These properties
97 or resources may include, but are not limited to, monuments,
98 memorials, Indian habitations, ceremonial sites, abandoned
99 settlements, sunken or abandoned ships, engineering works,
100 treasure trove, artifacts, or other objects with intrinsic
101 historical or archaeological value, or any part thereof,
102 relating to the history, government, and culture of the state.

103 (5) "Preservation" or "historic preservation" means the
104 identification, evaluation, recordation, documentation,
105 analysis, recovery, interpretation, curation, acquisition,
106 protection, management, rehabilitation, restoration,
107 stabilization, maintenance, or reconstruction of historic
108 properties.

109 Section 2. Subsection (1), paragraph (a) of subsection
110 (2), and subsection (3) of section 265.703, Florida Statutes,
111 are amended to read:

112 265.703 Citizen support organizations ~~organization~~; use of
 113 state administrative services and property; audit.--

114 (1) CITIZEN SUPPORT ORGANIZATIONS ~~ORGANIZATION~~.--The
 115 division may support the establishment of a citizen support
 116 organizations ~~organization~~ to provide assistance, funding, and
 117 promotional support for the cultural, ~~and~~ arts, historical, and
 118 museum programs of the division. For the purposes of this
 119 section, a "citizen support organization" means an organization
 120 which is:

121 (a) A Florida corporation not for profit incorporated
 122 under the provisions of chapter 617 and approved by the
 123 Department of State.

124 (b) Organized and operated to conduct programs and
 125 activities; raise funds; request and receive grants, gifts, and
 126 bequests of money; acquire, receive, hold, invest, and
 127 administer, in its own name, securities, funds, objects of
 128 value, or other property, real or personal; and make
 129 expenditures to or for the direct or indirect benefit of the
 130 division or individual program units of the division.

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

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

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

137 (a) The division may fix and collect charges for the
 138 rental of facilities and properties managed by the division and
 139 may permit, without charge, appropriate use of administrative

140 services, property, and facilities of the division by a citizen
 141 support organization, subject to the provisions of this section.
 142 Such use must be directly in keeping with the approved purposes
 143 of the citizen support organization and may not be made at times
 144 or places that would unreasonably interfere with opportunities
 145 for the general public to use such facilities for established
 146 purposes. Any moneys received from rentals of facilities and
 147 properties managed by the division may be held in the Grants and
 148 Donations Trust Fund ~~operating trust fund~~ of the division or in
 149 a separate depository account in the name of the citizen support
 150 organization and subject to the provisions of the letter of
 151 agreement with the division. The letter of agreement shall
 152 provide that any funds held in the separate depository account
 153 in the name of the citizen support organization shall revert to
 154 the division if the citizen support organization is no longer
 155 approved by the division to operate in the best interests of the
 156 state.

157 (3) ANNUAL AUDIT.--The citizen support organization shall
 158 provide for an annual financial audit in accordance with s.
 159 215.981. In regard to the Museum of Florida History citizen
 160 support organization, the identity of donors who desire to
 161 remain anonymous shall be confidential and exempt from the
 162 provisions of s. 119.07(1), and that anonymity shall be
 163 maintained in the auditor's report.

164 Section 3. Section 265.704, Florida Statutes, is created
 165 to read:

166 265.704 Historical museums; powers and duties of the
 167 Division of Cultural Affairs.--

168 (1) The division has authority to adopt rules pursuant to
 169 ss. 120.536(1) and 120.54 to implement the provisions of ss.
 170 265.7025-265.709.

171 (2) The division may make and enter into all contracts and
 172 agreements with other agencies, organizations, associations,
 173 corporations, and individuals or with federal agencies as it may
 174 determine are necessary, expedient, or incidental to the
 175 performance of its duties or the execution of its powers under
 176 ss. 265.7025-265.709.

177 (3) The division may accept gifts, grants, bequests,
 178 loans, and endowments for purposes not inconsistent with its
 179 responsibilities under this chapter. The division may also
 180 establish an endowment that is consistent with the
 181 responsibilities under ss. 265.7025-265.709.

182 (4) It is the duty of the division to:

183 (a) Promote and encourage throughout the state knowledge
 184 and appreciation of Florida history by encouraging the people of
 185 the state to engage in the preservation and care of artifacts,
 186 museum items, treasure trove, and other historical properties;
 187 the collection, research, fabrication, exhibition, preservation,
 188 and interpretation of historical materials; the publicizing of
 189 the state's history through media of public information; and
 190 other activities in historical and allied fields.

191 (b) Encourage, promote, maintain, and operate historical
 192 museums, including, but not limited to, mobile museums, junior
 193 museums, and the Museum of Florida History in the state capital.

194 (c) Plan and develop, in cooperation with other state
 195 agencies and with municipalities, programs to promote and

196 encourage the teaching of Florida's history and heritage in
 197 Florida schools and other educational institutions and other
 198 such educational programs as may be appropriate.

199 (d) Establish professional standards for the preservation,
 200 exclusive of acquisition, of historic resources in state
 201 ownership or control.

202 (e) Take such other actions necessary or appropriate to
 203 locate, acquire, protect, preserve, operate, interpret, and
 204 promote the location, acquisition, protection, preservation,
 205 operation, and interpretation of historic resources to foster an
 206 appreciation of Florida history and culture. Prior to the
 207 acquisition, preservation, interpretation, or operation of a
 208 historic property by a state agency, the division shall be
 209 provided a reasonable opportunity to review and comment on the
 210 proposed undertaking and shall determine that there exists
 211 historical authenticity and a feasible means of providing for
 212 the preservation, interpretation, and operation of such
 213 property.

214 Section 4. Section 265.705, Florida Statutes, is created
 215 to read:

216 265.705 State policy relative to historic properties.--The
 217 rich and unique heritage of historic properties in this state,
 218 representing more than 10,000 years of human presence, is an
 219 important legacy to be valued and conserved for present and
 220 future generations. The destruction of these nonrenewable
 221 historical resources will engender a significant loss to the
 222 state's quality of life, economy, and cultural environment. It
 223 is therefore declared to be state policy to provide leadership

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224 in the preservation of the state's historic resources and to
225 administer state-owned or state-controlled historic resources in
226 a spirit of stewardship and trusteeship.

227 Section 5. Section 265.706, Florida Statutes, is created
228 to read:

229 265.706 Objects of historical or archaeological value.--
230 The division shall acquire, maintain, preserve, interpret,
231 exhibit, and make available for study objects which have
232 intrinsic historical or archaeological value relating to the
233 history, government, or culture of the state. Such objects may
234 include tangible personal property of historical or
235 archaeological value. Objects acquired under this section belong
236 to the state, and title to such objects is vested in the
237 division.

238 (1) Notwithstanding s. 273.02, the division shall maintain
239 an adequate record of all objects in its custody which have a
240 historical or archaeological value. Once each year, on July 1 or
241 as soon thereafter as practicable, the division shall take a
242 complete inventory of all such objects in its custody the value
243 or cost of which is \$1,000 or more and a sample inventory of
244 such objects the value or cost of which is less than \$1,000.
245 Each inventory shall be compared with the property record, and
246 all discrepancies shall be traced and reconciled. Objects of
247 historical or archaeological value are not required to be
248 identified by marking or other physical alteration of the
249 objects.

250 (2) The division may arrange for the temporary or
251 permanent loan of any object which has historical or

252 archaeological value in its custody. Such loans shall be for the
 253 purpose of assisting historical, archaeological, or other
 254 studies; providing objects relating to interpretive exhibits and
 255 other educational programs which promote knowledge and
 256 appreciation of Florida history and the programs of the
 257 division; or assisting the division in carrying out its
 258 responsibility to ensure proper curation of the objects.

259 (3) The division may determine from time to time that an
 260 object which is in its custody and which is owned by the state
 261 has no further use or value for the research, exhibit, or
 262 educational programs of the division, or that such an object
 263 will receive more appropriate maintenance and preservation by
 264 another agency, institution, or organization, and may loan,
 265 exchange, sell, or otherwise transfer ownership and custody of
 266 such object to another agency, institution, or organization for
 267 the purpose of ensuring the continued maintenance and
 268 preservation of such object, or for the purpose of acquiring
 269 another object which better serves the interests of the state
 270 and is more appropriate for promoting knowledge and appreciation
 271 of Florida history and the programs of the division.

272 (4) For the purpose of the exchange, sale, or other
 273 transfer of objects of historical or archaeological value, the
 274 division is exempt from chapter 273.

275 (5) All moneys received from the sale of an object which
 276 has historical or archaeological value pursuant to subsection
 277 (3) shall be deposited in the Grants and Donations Trust Fund
 278 and shall be used exclusively for the acquisition of additional

279 historical and archaeological objects or the preservation and
 280 maintenance of any such objects in the custody of the division.

281 (6) The division shall adopt rules pursuant to ss.
 282 120.536(1) and 120.54 that prescribe criteria for the inventory
 283 and for the loan, exchange, sale, transfer, or other disposal of
 284 state-owned objects of historical or archaeological value.

285 (7) Any custodian as defined in s. 273.01(1) who violates
 286 any provision of this section or any rule adopted pursuant to
 287 this section commits a misdemeanor of the second degree,
 288 punishable as provided in s. 775.082 or s. 775.083.

289 (8) Notwithstanding any provision of s. 287.022 or s.
 290 287.025(1)(e), the division may enter into contracts to insure
 291 museum collections, artifacts, exhibitions, relics, and fine
 292 arts which are loaned to it or to which it holds title.

293 Section 6. Section 267.072, Florida Statutes, is
 294 renumbered as section 265.707, Florida Statutes, and amended to
 295 read:

296 265.707 ~~267.072~~ Museum of Florida History and programs;
 297 other historical museums.--

298 (1) The division is authorized to operate the Museum of
 299 Florida History and other historical museums.

300 (2)~~(1)~~ The division shall establish and administer a
 301 museum store in the Museum of Florida History to provide
 302 information and materials relating to museum exhibits,
 303 collections, and programs to the public and may operate
 304 additional stores associated with the museum. The store may
 305 produce, acquire, and sell craft products, replicas and
 306 reproductions of artifacts, documents, and other merchandise

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307 relating to historical and cultural resources and may make a
308 reasonable charge for such merchandise. All proceeds received
309 from sales must be deposited into the Grants and Donations
310 ~~Historical Resources Operating~~ Trust Fund or, funds in excess of
311 the amount required to pay employees involved in the direct
312 management of the museum store, may be deposited into a bank
313 account of the citizen support organization created pursuant to
314 s. 265.703 ~~s. 267.17~~ and may only be used to support the
315 programs of the Museum of Florida History. The museum store may
316 enter into agreements and accept credit-card payments as
317 compensation for goods and products sold. The division may
318 establish accounts in credit-card banks for the deposit of
319 credit-card sales invoices and to pay discounts and service
320 charges in connection with the use of credit cards.

321 (3)~~(2)~~ The division shall support the establishment and
322 operation of a nonprofit organization or association established
323 pursuant to s. 265.703 ~~s. 267.17~~ to promote and encourage
324 knowledge and appreciation of Florida history and the programs
325 of the Museum of Florida History and to cooperate with
326 historical societies and other organizations to provide funding
327 and promotional support for the programs of the museum. Such
328 organization or association may, with the consent of the
329 division, operate the museum store or conduct special events and
330 programs in the museum. All proceeds must be used to support the
331 programs of the Museum of Florida History.

332 (4)~~(3)~~ The division shall deposit gifts and donations for
333 the purpose of assisting the Museum of Florida History and its
334 programs in the Grants and Donations ~~Historical Resources~~

335 ~~Operating~~ Trust Fund to be used exclusively for the benefit of
 336 programs of the museum and in a manner consistent with any terms
 337 or conditions agreed to by the division in accepting such gifts.

338 Section 7. Section 267.0619, Florida Statutes, is
 339 renumbered as section 265.708, Florida Statutes, and amended to
 340 read:

341 265.708 ~~267.0619~~ Historical Museum Grants.--

342 (1) The division may conduct a program to provide:

343 ~~(1)(a)~~ Grants ~~from the Historical Resources Operating~~
 344 ~~Trust Fund~~, including matching grants, to a department or agency
 345 of the state; a unit of county, municipal, or other local
 346 government; or a public or private ~~profit or~~ nonprofit
 347 corporation, partnership, or other organization to assist in the
 348 development of public educational exhibits relating to the
 349 historical resources of Florida; and

350 (b) Grants ~~from the Historical Resources Operating Trust~~
 351 ~~Fund~~ to Florida history museums that are not state-operated to
 352 assist such museums in paying for operating costs.

353 (2) In order to be eligible to receive a grant ~~from the~~
 354 ~~trust fund~~ to assist in paying operating costs, a Florida
 355 history museum must fulfill the following criteria:

356 (a) The mission of the museum must relate directly and
 357 primarily to the history of Florida. If the museum has more than
 358 one mission, the museum is eligible to receive a grant for that
 359 portion of the operating costs which is reasonably attributable
 360 to its mission relating to the history of Florida;

361 (b) The museum must have been operating and open to the
 362 public for at least 180 days each year during the 2-year period

363 immediately preceding the date upon which the museum applies for
 364 the grant;

365 (c) The museum must be open and providing museum services
 366 to the public for at least 180 days each year; and

367 (d) The museum must currently employ, and must have
 368 employed during the 2-year period immediately preceding the date
 369 upon which the museum applies for the grant, at least one full-
 370 time staff member or the equivalent thereof whose primary
 371 responsibility is to acquire, maintain, and exhibit to the
 372 public objects that are owned by, or are on loan to, the museum.

373 (3) ~~An application for a grant must be made to the~~
 374 ~~division on a form provided by the division.~~ The division shall
 375 adopt rules prescribing categories of grants, application
 376 requirements, criteria and procedures for the review and
 377 evaluation of applications, and other procedures necessary for
 378 the administration of the program, subject to the requirements
 379 of this section. Grant review panels appointed by the Secretary
 380 of State ~~and chaired by a member of the Florida Historical~~
 381 ~~Commission or a designee appointed by the commission's presiding~~
 382 ~~officer~~ shall review each application for a museum grant-in-aid.
 383 The review panel shall submit to the Secretary of State for
 384 approval lists of all applications that are recommended by the
 385 panel for the award of grants, arranged in order of priority.
 386 The division may award a grant to a Florida history museum only
 387 if the award has been approved by the Secretary of State.

388 (4) Grants ~~Money received as an appropriation or~~
 389 ~~contribution to the grants program must be deposited into the~~
 390 ~~Historical Resources Operating Trust Fund. Money appropriated~~

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391 ~~from general revenue to the trust fund for the program~~ may not
 392 be awarded ~~granted~~ to a private for-profit museum or used. ~~Money~~
 393 ~~appropriated from any source to the trust fund for the program~~
 394 ~~may not be granted~~ to pay the cost of locating, identifying,
 395 evaluating, acquiring, preserving, protecting, restoring,
 396 rehabilitating, stabilizing, or excavating an archaeological or
 397 historic site or a historic building or the planning of any of
 398 those activities.

399 (5) The division may grant moneys quarterly ~~from the~~
 400 ~~Historical Resources Operating Trust Fund~~ to history museums in
 401 advance of an exhibit or program for which the moneys are
 402 granted.

403 Section 8. Section 265.709, Florida Statutes, is created
 404 to read:

405 265.709 Publications.--The division may promote and
 406 encourage the writing of Florida history and collect, edit,
 407 publish, and print pamphlets, papers, manuscripts, documents,
 408 books, monographs, and other materials relating to Florida
 409 history. The division may establish a reasonable charge for such
 410 publications and shall hold any moneys received from the sale of
 411 publications in the Grants and Donations Trust Fund or in a
 412 separate depository account in the name of a citizen support
 413 organization formed pursuant to s. 265.703 and subject to the
 414 provision of a letter of agreement with the division.

415 Section 9. Paragraph (a) of subsection (1) of section
 416 267.0612, Florida Statutes, is amended to read:

417 267.0612 Florida Historical Commission; creation;
 418 membership; powers and duties.--In order to enhance public

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

427 (1) (a) 1. The commission shall be composed of 11 members.
428 Seven members shall be appointed by the Governor in consultation
429 with the Secretary of State, two members shall be appointed by
430 the President of the Senate, and two members shall be appointed
431 by the Speaker of the House of Representatives. Of the seven
432 members appointed by the Governor, one member must be a licensed
433 architect who has expertise in historic preservation and
434 architectural history; one member must be a professional
435 historian in the field of American history; one member must be a
436 professional architectural historian; one member must be an
437 archaeologist specializing in the field of prehistory; and one
438 member must be an archaeologist specializing in the historic
439 period. The remaining two members appointed by the Governor and
440 the two members appointed by the President of the Senate and the
441 Speaker of the House of Representatives, respectively, must be
442 representatives of the general public with demonstrated interest
443 in the preservation of Florida's historical and archaeological
444 heritage. At least one member of the commission shall be a
445 resident of a county that has a population of 75,000 or fewer.

446 2. After June 30, 2008, terms of appointment shall begin
 447 on January 1 of the year of appointment.

448 Section 10. Subsection (2) of section 267.071, Florida
 449 Statutes, is amended to read:

450 267.071 Historical museums.--It is the duty of the
 451 division to:

452 (2) Encourage, promote, maintain, and operate historical
 453 museums, including, but not limited to, mobile museums and
 454 ~~junior museums, and the Museum of Florida History in the state~~
 455 ~~capital.~~

456 Section 11. paragraphs (b) and (c) of subsection (1) and
 457 paragraph (a) of subsection (2) of section 267.0731, Florida
 458 Statutes, are amended to read:

459 267.0731 Great Floridians Program.--The division shall
 460 establish and administer a program, to be entitled the Great
 461 Floridians Program, which shall be designed to recognize and
 462 record the achievements of Floridians, living and deceased, who
 463 have made major contributions to the progress and welfare of
 464 this state.

465 (1) The division shall nominate present or former citizens
 466 of this state, living or deceased, who during their lives have
 467 made major contributions to the progress of the nation or this
 468 state and its citizens. Nominations shall be submitted to the
 469 Secretary of State who shall select from those nominated not
 470 less than two persons each year who shall be honored with the
 471 designation "Great Floridian," provided no person whose
 472 contributions have been through elected or appointed public
 473 service shall be selected while holding any such office.

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474 ~~(b) In formulating its nominations, the division shall~~
475 ~~also seek the assistance of the organization acting in the~~
476 ~~capacity as a citizen support organization of the division,~~
477 ~~pursuant to s. 267.17 and approved to act on behalf of the~~
478 ~~Museum of Florida History.~~

479 (b)(e) Annually, the division shall convene an ad hoc
480 committee composed of representatives of the Governor, each
481 member of the Florida Cabinet, the President of the Senate, the
482 Speaker of the House of Representatives, and the Secretary of
483 State ~~organization described in paragraph (b)~~. This committee
484 shall meet at least twice. The committee shall nominate not
485 fewer than two persons whose names shall be submitted to the
486 Secretary of State with the recommendation that they be honored
487 with the designation "Great Floridian."

488 (2) Upon designation of a person as a Great Floridian by
489 the Secretary of State, the division shall undertake appropriate
490 activities intended to achieve wide public knowledge of the
491 person designated.

492 (a) The division may seek to initiate production of a film
493 or videotape depicting the life and contributions of the
494 designee to this state and to the nation. If technology
495 surpasses the use of film or videotape, another medium of equal
496 quality may be used.

497 ~~1. In the production of such films, the division shall~~
498 ~~seek cooperation from local volunteers throughout the state and,~~
499 ~~in particular, shall seek fundraising and other assistance of~~
500 ~~the citizen support organization created pursuant to s. 267.17~~
501 ~~to support the programs of the Museum of Florida History.~~

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502 ~~1.2.~~ The Department of State ~~Museum of Florida History~~
503 shall be the repository of the original negative, the original
504 master tape, and all cuttings, of any film or videotape produced
505 under the authority of this paragraph. The division also may
506 exercise the right of trademark over the terms "Great Floridian"
507 or "Great Floridians" pursuant to s. 286.031.

508 ~~2.3.~~ The division shall arrange for the distribution of
509 copies of all films to the general public, public television
510 stations, educational institutions, and others and may establish
511 a reasonable charge to recover costs associated with production
512 and to provide a source of revenue to assist with reproduction,
513 marketing, and distribution of Great Floridians films. Proceeds
514 from such charges shall be deposited into the Historical
515 Resources Operating Trust Fund.

516 Section 12. Section 267.174, Florida Statutes, is
517 repealed.

518 Section 13. This act shall take effect July 1, 2008.