

**By** the Committees on Rules; and Military and Veterans Affairs,  
Space, and Domestic Security; and Senator Hukill

595-04148A-14

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1                                   A bill to be entitled  
2       An act relating to monuments on the Capitol Complex;  
3       creating s. 265.0031, F.S.; providing legislative  
4       intent; defining the term "Capitol Complex";  
5       establishing the POW-MIA Chair of Honor Memorial;  
6       authorizing the Florida chapters of Rolling Thunder,  
7       Inc., to fund the memorial; requiring the Department  
8       of Management Services to consider recommendations of  
9       the Department of Veterans' Affairs, the Florida  
10      chapters of Rolling Thunder, Inc., and the Florida  
11      Historical Commission, regarding specific aspects of  
12      the memorial; requiring the Department of Management  
13      Services to coordinate with the Division of Historical  
14      Resources regarding design and placement; creating s.  
15      265.111, F.S.; defining the term "monument";  
16      prohibiting the construction and placement of a  
17      monument on the premises of the Capitol Complex unless  
18      authorized by general law and approved by the  
19      Department of Management Services; requiring the  
20      Department of Management Services to coordinate with  
21      the Division of Historical Resources regarding design  
22      and placement of a monument; requiring the Department  
23      of Management Services to set aside an area of the  
24      Capitol Complex for a memorial garden; establishing  
25      requirements for the memorial garden; amending s.  
26      267.0612, F.S.; revising the powers and duties of the  
27      Florida Historical Commission to conform to changes  
28      made by the act; providing for applicability;  
29      providing an effective date.

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

32  
33 Section 1. Section 265.0031, Florida Statutes, is created  
34 to read:

35 265.0031 POW-MIA Chair of Honor Memorial.-

36 (1) It is the intent of the Legislature to recognize and  
37 honor the sacrifices endured by members of the Armed Forces of  
38 the United States who were held as prisoners of war or remain  
39 missing in action.

40 (2) For purposes of this section, the term "Capitol  
41 Complex" has the same meaning as in s. 281.01.

42 (3) There is established the POW-MIA Chair of Honor  
43 Memorial.

44 (a) The POW-MIA Chair of Honor Memorial shall be funded by  
45 the Florida chapters of Rolling Thunder, Inc., without  
46 appropriation of state funds.

47 (b) Pursuant to s. 255.249(1), the Department of Management  
48 Services shall approve the design and placement of the POW-MIA  
49 Chair of Honor Memorial in the Capitol Complex. The Department  
50 of Management Services must consider recommendations from the  
51 Department of Veterans' Affairs, the Florida chapters of Rolling  
52 Thunder, Inc., and the Florida Historical Commission in  
53 determining the appropriate design and placement of the  
54 memorial. The Department of Management Services shall coordinate  
55 with the Division of Historical Resources of the Department of  
56 State regarding the memorial's design and placement subject to  
57 the division's powers and duties under s. 267.031.

58 Section 2. Section 265.111, Florida Statutes, is created to

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59 read:

60 265.111 Capitol Complex; monuments.-

61 (1) For purposes of this section, the term "monument" means  
62 a permanent structure such as a marker, statue, sculpture,  
63 plaque, or other artifice, including living plant material,  
64 placed in remembrance or recognition of a significant person or  
65 event in Florida history. The term does not include any  
66 "Official Florida Historical Marker" as defined in s. 267.021.

67 (2) The construction and placement of a monument on the  
68 premises of the Capitol Complex, as defined in s. 281.01, is  
69 prohibited unless authorized by general law and unless the  
70 design and placement of the monument is approved by the  
71 Department of Management Services after considering the  
72 recommendations of the Florida Historical Commission, pursuant  
73 to s. 267.0612(9). The Department of Management Services shall  
74 coordinate with the Division of Historical Resources of the  
75 Department of State regarding a monument's design and placement  
76 subject to the division's powers and duties under s. 267.031.

77 (3) The Department of Management Services, in consultation  
78 with the Florida Historical Commission, shall set aside an area  
79 of the Capitol Complex, not including the State Capital Circle  
80 Office Complex, and dedicate a memorial garden on which  
81 authorized monuments shall be placed.

82 Section 3. Subsection (9) is added to section 267.0612,  
83 Florida Statutes, to read:

84 267.0612 Florida Historical Commission; creation;  
85 membership; powers and duties.-In order to enhance public  
86 participation and involvement in the preservation and protection  
87 of the state's historic and archaeological sites and properties,

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88 there is created within the Department of State the "Florida  
89 Historical Commission." The commission shall serve in an  
90 advisory capacity to the director of the Division of Historical  
91 Resources to assist the director in carrying out the purposes,  
92 duties, and responsibilities of the division, as specified in  
93 this chapter.

94 (9) The commission shall provide recommendations to the  
95 Department of Management Services on the design and placement of  
96 monuments authorized by general law to be placed on the premises  
97 of the Capitol Complex pursuant to s. 265.111.

98 Section 4. The provisions of s. 265.111, Florida Statutes,  
99 as created by this act, do not apply to a monument constructed  
100 and placed on the premises of the Capitol Complex before July 1,  
101 2014.

102 Section 5. This act shall take effect July 1, 2014.