



ENROLLED

CS/HB 731, Engrossed 1

2014 Legislature

1
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

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

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27 Florida Historical Commission to conform to changes
28 made by the act; providing for applicability;
29 providing an effective date.
30

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) The Department of Management Services shall approve
48 the design and placement of the POW-MIA Chair of Honor Memorial
49 in the Capitol Complex. The Department of Management Services
50 must consider recommendations from the Department of Veterans'
51 Affairs, the Florida chapters of Rolling Thunder, Inc., and the
52 Florida Historical Commission in determining the appropriate



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53 design and placement of the memorial. The Department of
54 Management Services shall coordinate with the Division of
55 Historical Resources of the Department of State regarding the
56 memorial's design and placement subject to the division's powers
57 and duties under s. 267.031.

58 Section 2. Section 265.111, Florida Statutes, is created
59 to read:

60 265.111 Capitol Complex; monuments.-

61 (1) For purposes of this section, the term "monument"
62 means 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



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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,
 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.