

1 A bill to be entitled
2 An act relating to the Florida Historic Capitol;
3 amending s. 272.129, F.S.; removing references to the
4 Legislative Research Center and Museum at the Historic
5 Capitol; removing provisions authorizing establishment
6 of a citizen support organization to support the
7 Legislative Research Center and Museum; creating s.
8 272.131, F.S.; creating the Florida Historic Capitol
9 Museum Council; providing for the appointment and
10 qualifications of council members; prescribing duties
11 and responsibilities for the council and individual
12 council members; amending s. 272.135, F.S.; renaming
13 the position of Capitol Curator as the Florida
14 Historic Capitol Museum Director; conforming
15 provisions; amending s. 272.136, F.S.; revising the
16 composition of the board of directors governing the
17 Florida Historic Capitol Museum's direct-support
18 organization; providing that per diem and travel
19 expenses must be paid from direct-support organization
20 funds; conforming provisions; amending s. 320.0807,
21 F.S.; redirecting a portion of the proceeds from the
22 fee for special license plates for former federal or
23 state legislators to the Florida Historic Capitol
24 Museum's direct-support organization; providing an
25 effective date.
26

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

28

29 Section 1. Section 272.129, Florida Statutes, is amended
30 to read:

31 272.129 Florida Historic Capitol; space allocation;
32 maintenance, repair, and security.—

33 (1) The Legislature shall ensure that all space in the
34 Florida Historic Capitol is restored in a manner consistent with
35 the 1902 form and made available for allocation. Notwithstanding
36 the provisions of ss. 255.249 and 272.04 that relate to space
37 allocation in state-owned buildings, the President of the Senate
38 and the Speaker of the House of Representatives shall have
39 responsibility and authority for the allocation of all space in
40 the restored Florida Historic Capitol, provided:

41 (a) The rotunda, corridors, Senate chamber, House of
42 Representatives chamber, and Supreme Court chamber may ~~shall~~ not
43 be used as office space.

44 (b) The Legislature shall be allocated sufficient space
45 for program and administrative functions relating to the
46 preservation, museum, and cultural programs of the Legislature.

47 (2) The Florida Historic Capitol shall be maintained in
48 accordance with good historic preservation practices as
49 specified in the National Park Service Preservation Briefs and
50 the Secretary of the Interior's Standards for Rehabilitation and
51 Guidelines for Rehabilitating Historic Buildings.

52 (3) Custodial and preventive maintenance and repair of the
53 entire Florida Historic Capitol and the grounds located adjacent
54 thereto shall be the responsibility of the Department of
55 Management Services, subject to the special requirements of the
56 building as determined by the Florida Historic Capitol Museum
57 Director Curator.

58 ~~(4) (a) The Legislative Research Center and Museum at the~~
59 ~~Historic Capitol, hereinafter referred to as "center," may~~
60 ~~support the establishment of a citizen support organization to~~
61 ~~provide assistance, funding, and promotional support for the~~
62 ~~center. For the purposes of this subsection, "citizen support~~
63 ~~organization" means an organization that is:~~

64 1. ~~A Florida corporation not for profit incorporated under~~
65 ~~the provisions of chapter 617 and approved by the Department of~~
66 ~~State.~~

67 2. ~~Organized and operated to conduct programs and~~
68 ~~activities; raise funds; request and receive grants, gifts, and~~
69 ~~bequests of money; acquire, receive, hold, invest, and~~
70 ~~administer in its own name securities, funds, objects of value,~~
71 ~~or other real and personal property; and make expenditures to or~~
72 ~~for the direct or indirect benefit of the center.~~

73 3. ~~Determined by the center to be consistent with the~~
74 ~~goals of the center and in the best interests of the state.~~

75 4. ~~Annually approved in writing by the center to operate~~
76 ~~for the direct or indirect benefit of the center. Such approval~~
77 ~~shall be given in a letter of agreement from the center.~~

78 ~~(b)1. The Legislative Research Center and Museum at the~~
79 ~~Historic Capitol may permit, without charge, appropriate use of~~
80 ~~fixed property and facilities of the center by the citizen~~
81 ~~support organization, subject to the provisions of this~~
82 ~~subsection. Such use must be directly in keeping with the~~
83 ~~approved purposes of the citizen support organization and may~~
84 ~~not be made at times or places that would unreasonably interfere~~
85 ~~with normal operations of the center.~~

86 ~~2. The center may prescribe by rule any condition with~~
87 ~~which the citizen support organization must comply in order to~~
88 ~~use fixed property or facilities of the center.~~

89 ~~3. The center may not permit the use of any fixed property~~
90 ~~or facilities by any citizen support organization if such~~
91 ~~organization does not provide equal membership and employment~~
92 ~~opportunities to all persons regardless of race, color,~~
93 ~~religion, gender, age, or national origin.~~

94 ~~(c) A citizen support organization shall provide for an~~
95 ~~annual financial audit in accordance with s. 215.981.~~

96 ~~(d) All records of a citizen support organization~~
97 ~~constitute public records for the purposes of chapter 119.~~

98 ~~(e) The citizen support organization for the Legislative~~
99 ~~Research Center and Museum at the Historic Capitol is authorized~~
100 ~~to collect rental fees, apply for and receive grants, and~~
101 ~~receive gifts and donations for the direct or indirect benefit~~
102 ~~of the center.~~

103 ~~(f) All funds obtained through rental fees, grants, gifts,~~
 104 ~~and donations to the citizen support organization shall be~~
 105 ~~deposited into the account of the citizen support organization~~
 106 ~~and used for the direct or indirect benefit of the Legislative~~
 107 ~~Research Center and Museum at the Historic Capitol unless the~~
 108 ~~citizen support organization is no longer authorized as required~~
 109 ~~by this subsection, fails to comply with the requirements of~~
 110 ~~this subsection, fails to maintain its tax-exempt status~~
 111 ~~pursuant to s. 501(c)(3) of the Internal Revenue Code, or ceases~~
 112 ~~to exist. If the citizen support organization is no longer~~
 113 ~~authorized as required by this subsection, fails to comply with~~
 114 ~~the requirements of this subsection, fails to maintain its tax-~~
 115 ~~exempt status pursuant to s. 501(c)(3) of the Internal Revenue~~
 116 ~~Code, or ceases to exist, all funds obtained through rental~~
 117 ~~fees, grants, gifts, and donations in the citizen support~~
 118 ~~organization account shall revert to the state and be deposited~~
 119 ~~into an account designated by the Legislature.~~

120 Section 2. Section 272.131, Florida Statutes, is created
 121 to read:

122 272.131 Florida Historic Capitol Museum Council.—The
 123 Florida Historic Capitol Museum Council is created within the
 124 legislative branch of state government.

125 (1) The council is composed of 13 members. Council members
 126 shall be selected based on their dedication to preserving the
 127 Florida Historic Capitol and advancing the mission of the
 128 Florida Historic Capitol Museum. Council members must

129 demonstrate an interest in documenting the institutional
130 knowledge and historic traditions of state governance with an
131 emphasis on legislative history, the advancement of civics
132 education, and the encouragement of residents of this state to
133 engage with state government. To serve on the council,
134 prospective members should be experts in, or hold credentials
135 in, the fields most directly related to the mission of the
136 Florida Historic Capitol Museum, including, but not limited to,
137 history, education, historic preservation, legal history, or
138 political science, or be leaders in their respective communities
139 or statewide, with demonstrated success in building community
140 support for cultural institutions. The council consists of the
141 following members:

142 (a) The Secretary of the Senate.

143 (b) The Clerk of the House of Representatives.

144 (c) The Sergeants at Arms of both houses of the
145 Legislature.

146 (d) The President of the Senate and the Speaker of the
147 House of Representatives shall each appoint three members, two
148 of whom must be former legislators or officers of the
149 Legislature and one of whom must be a representative of the
150 general public.

151 (e) The board of directors of the Florida Historic Capitol
152 Museum's direct-support organization shall appoint three members
153 from its membership.

154 (2) A council member shall:

155 (a) Serve without compensation, except that he or she is
 156 entitled to receive reimbursement for per diem and travel
 157 expenses in accordance with s. 112.061. Such expenses must be
 158 paid out of funds of the Florida Historic Capitol Museum's
 159 direct-support organization.

160 (b) Attend a majority of the council's quarterly meetings.

161 (c) Serve as an advocate and ambassador for the museum.

162 (d) Lend expertise for the advancement of the museum.

163 (e) Participate in key museum events.

164 (f) Become a member of the museum.

165 (3) The council shall:

166 (a) Designate a chair.

167 (b) Provide guidance and support to assist the Florida
 168 Historic Capitol Museum Director and staff in developing a
 169 strategic plan to guide the activities of the museum.

170 (c) Periodically review the museum's strategic plan.

171 (d) Ensure that the museum retains an emphasis on
 172 preserving legislative history and traditions by cultivating
 173 relationships with current and former legislators, collecting
 174 historic materials, and encouraging public participation in the
 175 museum's programs.

176 (e) Ensure that the museum operates as a public trust in
 177 accordance with the Ethics, Standards, and Best Practices and
 178 the Code of Ethics for Museums adopted by the American Alliance
 179 of Museums.

180 (f) Meet annually with the board of directors of the
 181 Florida Historic Capitol Museum's direct-support organization to
 182 jointly review the museum's strategic plan before it is
 183 presented to the President of the Senate and the Speaker of the
 184 House of Representatives and evaluate the direct-support
 185 organization's long-term development goals and near-term
 186 strategies.

187 (g) Assist museum staff in planning the Biennial Joint
 188 Legislative Reunion.

189 Section 3. Section 272.135, Florida Statutes, is amended
 190 to read:

191 272.135 Florida Historic Capitol Museum Director ~~Curator~~.-

192 (1) The position of Florida Historic Capitol Museum
 193 Director ~~Capitol Curator~~ is created within the Legislature,
 194 which shall establish the qualifications for the position. The
 195 director ~~curator~~ shall be appointed by and serve at the pleasure
 196 of the President of the Senate and the Speaker of the House of
 197 Representatives.

198 (2) The director ~~Capitol Curator~~ shall:

199 (a) Promote and encourage throughout the state knowledge
 200 and appreciation of the Florida Historic Capitol.

201 (b) Collect, research, exhibit, interpret, preserve, and
 202 protect the history, artifacts, objects, furnishings, and other
 203 materials related to the Florida Historic Capitol, except for
 204 archaeological research and resources.

205 (c) Develop, direct, supervise, and maintain the interior
 206 design and furnishings of all space within the Florida Historic
 207 Capitol in a manner consistent with the restoration of the
 208 Florida Historic Capitol in its 1902 form.

209 (d) Propose a strategic plan to the President of the
 210 Senate and the Speaker of the House of Representatives by May 1
 211 of each year in which a general election is held and shall
 212 propose an annual operating plan.

213 (3) In conjunction with ~~the Legislative Research Center~~
 214 ~~and Museum at the~~ Florida Historic Capitol Museum Council, the
 215 director ~~Capitol Curator~~ may assist the Florida Historic Capitol
 216 Museum in the performance of its mission by:

217 (a) Raising money.~~†~~

218 (b) Submitting requests for and receiving grants.~~†~~

219 (c) Receiving, holding, investing, and administering in
 220 the name of the Florida Historic Capitol Museum ~~and the~~
 221 ~~Legislative Research Center and Museum~~ securities, funds,
 222 objects of value, or other real and personal property.~~†~~

223 (d) Receiving gifts and donations for the direct or
 224 indirect benefit of the Florida Historic Capitol.~~†~~ ~~and~~

225 (e) Making expenditures to or for the direct or indirect
 226 benefit of the Florida Historic Capitol.

227 Section 4. Section 272.136, Florida Statutes, is amended
 228 to read:

229 272.136 Direct-support organization.—The ~~Legislative~~
 230 ~~Research Center and Museum at the~~ Florida Historic Capitol

231 Museum Council and the Florida Historic Capitol Museum Director
232 ~~Capitol Curator~~ may establish a direct-support organization to
233 provide assistance and promotional support through fundraising
234 for the Florida Historic Capitol Museum and ~~the Legislative~~
235 ~~Research Center and Museum~~, including, but not limited to, its
236 ~~their~~ educational programs and initiatives.

237 (1) The direct-support organization shall be governed by a
238 board of directors. Board members must demonstrate ~~who have~~
239 ~~demonstrated~~ a capacity for supporting the mission of the
240 Florida Historic Capitol.

241 (a) Initial appointments to the board shall be made by the
242 President of the Senate and the Speaker of the House of
243 Representatives at the recommendation of the council ~~center~~ and
244 the director ~~curator~~. Appointments to the board shall thereafter
245 be made by the board.

246 (b) The initial board shall consist of nine members who
247 shall be appointed to 3-year terms, except that the terms of
248 such ~~the initial~~ appointees shall be designated ~~accomplished~~ so
249 that three members are appointed for 1 year, three members are
250 appointed for 2 years, and three members are appointed for 3
251 years, in order to achieve staggered terms, as determined by the
252 presiding officers.

253 (c) Effective July 1, 2015, the board may add up to 12 ~~two~~
254 additional members to be appointed for 3-year terms.

255 (d) ~~The~~ Board members shall serve without compensation,
256 but ~~except that they~~ are entitled to receive reimbursement for

257 | per diem and travel expenses in accordance with s. 112.061. Such
 258 | expenses must be paid out of funds of the direct-support
 259 | organization.

260 | (e) The board may use the fixed property and facilities of
 261 | the Florida Historic Capitol, subject to the provisions of this
 262 | subsection. Such use must be directly in keeping with the
 263 | approved purposes of the direct-support organization and may not
 264 | be made at times or places that would unreasonably interfere
 265 | with the normal operations of the Florida Historic Capitol.

266 | (2) The direct-support organization must be a Florida
 267 | corporation, not for profit, incorporated under chapter 617, and
 268 | approved by the Department of State.

269 | (3) The director and council ~~curator and center~~ may
 270 | prescribe any condition with which the direct-support
 271 | organization must comply.

272 | (4) The director ~~curator and the center~~ may not authorize
 273 | ~~permit~~ the use of any fixed property or facilities by the
 274 | direct-support organization if the organization does not provide
 275 | equal membership and employment opportunities to all persons
 276 | regardless of race, color, religion, gender, age, or national
 277 | origin.

278 | (5) The direct-support organization shall provide for an
 279 | annual financial audit in accordance with s. 215.981.

280 | (6) If the direct-support organization is no longer
 281 | authorized by this section, fails to comply with the
 282 | requirements of this section, fails to maintain its tax-exempt

283 status pursuant to s. 501(c)(3) of the Internal Revenue Code, or
 284 ceases to exist, all funds obtained through grants, gifts, and
 285 donations in the direct-support organization account shall
 286 revert to the state and be deposited into an account designated
 287 by the Legislature for the support of the Florida Historic
 288 Capitol, provided that donations made for specific purposes in
 289 an original donor agreement shall be applied only to those
 290 purposes.

291 (7)(a) The identity of a donor or prospective donor to the
 292 direct-support organization who desires to remain anonymous, and
 293 all information identifying such donor or prospective donor, is
 294 confidential and exempt from s. 119.07(1) and s. 24(a), Art. I
 295 of the State Constitution. Such anonymity shall be maintained in
 296 any auditor's report created pursuant to the annual financial
 297 audit required under subsection (5).

298 (b) This subsection is subject to the Open Government
 299 Sunset Review Act in accordance with s. 119.15 and shall stand
 300 repealed on October 2, 2017, unless reviewed and saved from
 301 repeal through reenactment by the Legislature.

302 Section 5. Paragraph (c) of subsection (6) of section
 303 320.0807, Florida Statutes, is amended to read:

304 320.0807 Special license plates for Governor and federal
 305 and state legislators.—

306 (6)

307 (c) Four hundred fifty dollars of the one-time fee
 308 collected under paragraph (a) shall be distributed to the

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2015

309 | account of the direct-support organization established pursuant
310 | to s. 272.136 ~~citizen support organization established pursuant~~
311 | ~~to s. 272.129~~ and used for the benefit of the Florida Historic
312 | Capitol Museum ~~Legislative Research Center and Museum at the~~
313 | ~~Historic Capitol~~, and the remaining \$50 shall be deposited into
314 | the Highway Safety Operating Trust Fund.

315 | Section 6. This act shall take effect July 1, 2015.