

By the Committee on Fiscal Policy; and Senators Legg and Margolis

594-02377-16

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1 A bill to be entitled

2 An act relating to the National Statuary Hall;
3 providing for replacement of the statue of General
4 Edmund Kirby Smith in the National Statuary Hall
5 Collection at the United States Capitol; providing for
6 selection of a prominent Florida citizen to be
7 commemorated in the National Statuary Hall Collection;
8 providing for selection of a sculptor to design the
9 statue; requiring the Florida Council on Arts and
10 Culture and the Department of State to estimate costs
11 associated with the replacement of the statue;
12 authorizing the council to raise funds to support such
13 costs; providing for the deposit of funds raised into
14 the Grants and Donations Trust Fund of the department;
15 requiring the department to submit a report to the
16 Governor and the Legislature by a specified date;
17 specifying required content of the report; providing
18 for submission of the state's request to the United
19 States Joint Committee on the Library of Congress for
20 approval to replace the statue; providing an effective
21 date.

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23 WHEREAS, pursuant to 2 U.S.C. s. 2131, each state is
24 permitted to provide and furnish to the United States Capitol
25 two statues, in marble or bronze, of deceased persons who have
26 been prominent citizens of the state for placement in the
27 National Statuary Hall Collection, and

28 WHEREAS, currently, Florida has two statues, of Dr. John
29 Gorrie and of General Edmund Kirby Smith, in the National
30 Statuary Hall Collection, and

31 WHEREAS, pursuant to 2 U.S.C. s. 2132, a state may request

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32 that the Joint Committee on the Library of Congress approve the
33 replacement of any statue the state has provided for display in
34 the National Statuary Hall Collection at the United States
35 Capitol, NOW, THEREFORE,

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

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39 Section 1. (1) At its first annual meeting following the
40 effective date of this act, the ad hoc committee of the Great
41 Floridians Program within the Division of Historical Resources
42 of the Department of State, as established under s.
43 267.0731(1)(b), Florida Statutes, shall select, according to
44 guidelines prescribed by the division, a prominent Florida
45 citizen, who may include, but is not limited to, a person of
46 distinguished civil or military service, to be commemorated in
47 the National Statuary Hall Collection of the United States
48 Capitol. The ad hoc committee shall submit its recommendation to
49 the Division of Historical Resources and the Division of
50 Cultural Affairs.

51 (2) At its first meeting following the effective date of
52 this act, the Florida Council on Arts and Culture, as
53 established under s. 265.285, Florida Statutes, shall select a
54 sculptor, according to the guidelines prescribed by the
55 Department of State and 2 U.S.C. s. 2131, with preference given
56 to a sculptor from this state, to design a statue of the
57 prominent Florida citizen selected pursuant to subsection (1)
58 for replacement of the statue of General Edmund Kirby Smith in
59 the National Statuary Hall Collection.

60 (3) The Florida Council on Arts and Culture and the

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61 Department of State shall estimate the costs associated with the
62 replacement of the statue, including the costs to design,
63 construct, transport, and place the new statue; the removal and
64 transfer of the current statue; and any unveiling ceremony for
65 the new statue. The Florida Council on Arts and Culture may
66 raise funds from private sources to fund the costs associated
67 with the replacement of the statue. Funds raised must be placed
68 in the Grants and Donations Trust Fund of the Department of
69 State and may be used only for the limited purposes associated
70 with statue replacement described in this subsection.

71 (4) Based on the recommendations and findings of the ad hoc
72 committee and the Florida Council on Arts and Culture, the
73 Department of State shall submit a report, by January 1, 2017,
74 to the Governor, the President of the Senate, and the Speaker of
75 the House of Representatives. The report must include, but is
76 not limited to, the following:

77 (a) The name of the prominent Florida citizen and the
78 process used to select the prominent Florida citizen.

79 (b) The name of the sculptor and the process used to select
80 the sculptor.

81 (c) An estimate of the total costs associated with
82 replacement of the statue, including the costs to design,
83 construct, transport, and place the new statue; the removal and
84 transfer of the current statue; and any unveiling ceremony for
85 the new statue.

86 (5) In accordance with 2 U.S.C. s. 2132, upon the selection
87 of a prominent Florida citizen under subsection (1) and a
88 sculptor under subsection (2), the Legislature shall request by
89 memorial that the United States Joint Committee on the Library

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90 of Congress approve the request to replace the statue of General
91 Edmund Kirby Smith and that the Architect of the Capitol carry
92 out the request. Upon adoption of the memorial by the
93 Legislature and approval of the request in writing by the
94 Governor, the memorial shall be submitted to the United States
95 Joint Committee on the Library of Congress.

96 Section 2. This act shall take effect upon becoming a law.