

1 A bill to be entitled
 2 An act relating to cultural affairs; amending s.
 3 20.10, F.S.; renaming the Division of Cultural Affairs
 4 as the Division of Arts and Culture; amending s.
 5 15.18, F.S.; providing that the Secretary of State
 6 shall be known as "Florida's Chief Arts and Culture
 7 Officer"; conforming a provision to changes made by
 8 the act; repealing ss. 265.601, 265.602, 265.603, and
 9 265.605, F.S., relating to the Cultural Endowment
 10 Program short title, legislative intent, definitions,
 11 and rulemaking, respectively; amending ss. 265.283,
 12 265.2865, 265.701, 265.7025, 265.704, and 468.401,
 13 F.S.; conforming provisions to changes made by the
 14 act; providing an effective date.

15

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

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18 Section 1. Paragraph (e) of subsection (2) of section
 19 20.10, Florida Statutes, is amended to read:

20 20.10 Department of State.—There is created a Department
 21 of State.

22 (2) The following divisions of the Department of State are
 23 established:

24 (e) Division of Arts and Culture ~~Cultural Affairs~~.

25 Section 2. Section 15.18, Florida Statutes, is amended to

26 read:

27 15.18 International and cultural relations.—The Divisions
28 of Arts and Culture ~~Cultural Affairs~~, Historical Resources, and
29 Library and Information Services of the Department of State
30 promote programs having substantial cultural, artistic, and
31 indirect economic significance that emphasize American
32 creativity. The Secretary of State, as the head administrator of
33 these divisions, shall hereafter be known as "Florida's Chief
34 Arts and Culture ~~Cultural~~ Officer." As this officer, the
35 Secretary of State is encouraged to initiate and develop
36 relationships between the state and foreign cultural officers,
37 their representatives, and other foreign governmental officials
38 in order to promote Florida as the center of American
39 creativity. The Secretary of State shall coordinate
40 international activities pursuant to this section with
41 Enterprise Florida, Inc., and any other organization the
42 secretary deems appropriate. For the accomplishment of this
43 purpose, the Secretary of State shall have the power and
44 authority to:

45 (1) Disseminate any information pertaining to the State of
46 Florida which promotes the state's cultural assets.

47 (2) Plan and carry out activities designed to cause
48 improved cultural and governmental programs and exchanges with
49 foreign countries.

50 (3) Plan and implement cultural and social activities for

51 | visiting foreign heads of state, diplomats, dignitaries, and
 52 | exchange groups.

53 | (4) Encourage and cooperate with other public and private
 54 | organizations or groups in their efforts to promote the cultural
 55 | advantages of Florida.

56 | (5) Serve as the liaison with all foreign consular and
 57 | ambassadorial corps, as well as international organizations,
 58 | that are consistent with the purposes of this section.

59 | (6) Provide, arrange, and make expenditures for the
 60 | achievement of any or all of the purposes specified in this
 61 | section.

62 | Section 3. Subsections (3) and (4) of section 265.283,
 63 | Florida Statutes, are amended to read:

64 | 265.283 Definitions.—The following definitions shall apply
 65 | to ss. 265.281-265.709:

66 | (3) "Director" means the Director of the Division of Arts
 67 | and Culture ~~Cultural Affairs~~ of the Department of State.

68 | (4) "Division" means the Division of Arts and Culture
 69 | ~~Cultural Affairs~~ of the Department of State.

70 | Section 4. Subsection (6) of section 265.2865, Florida
 71 | Statutes, is amended to read:

72 | 265.2865 Florida Artists Hall of Fame.—

73 | (6) The Division of Arts and Culture ~~Cultural Affairs~~ of
 74 | the Department of State shall adopt rules necessary to carry out
 75 | the purposes of this section, including, but not limited to,

76 | procedures for accepting nominations to, making recommendations
77 | for, selecting members of the Florida Artists Hall of Fame, and
78 | providing travel expenses for such recipients. Notwithstanding
79 | the provisions of s. 112.061, the Secretary of State may approve
80 | first-class travel accommodations for recipients of the Florida
81 | Artists Hall of Fame award and their representatives for health
82 | or security purposes.

83 | Section 5. Sections 265.601, 265.602, 265.603, and
84 | 265.605, Florida Statutes, are repealed.

85 | Section 6. Subsections (1) and (5) of section 265.701,
86 | Florida Statutes, are amended to read:

87 | 265.701 Cultural facilities; grants for acquisition,
88 | renovation, or construction; funding; approval; allocation.—

89 | (1) The Division of Arts and Culture ~~Cultural Affairs~~ may
90 | accept and administer moneys appropriated to it for providing
91 | grants to counties, municipalities, and qualifying nonprofit
92 | corporations for the acquisition, renovation, or construction of
93 | cultural facilities.

94 | (5) The Division of Arts and Culture ~~Cultural Affairs~~
95 | shall adopt rules prescribing the criteria to be applied by the
96 | Florida Council on Arts and Culture in recommending applications
97 | for the award of grants and rules providing for the
98 | administration of the other provisions of this section.

99 | Section 7. Subsection (2) of section 265.7025, Florida
100 | Statutes, is amended to read:

101 265.7025 Definitions relating to historic programs.—For
102 the purposes of ss. 265.7025-265.709, the term:

103 (2) "Division" means the Division of Arts and Culture
104 ~~Cultural Affairs~~ of the Department of State.

105 Section 8. Section 265.704, Florida Statutes, is amended
106 to read:

107 265.704 Historical museums; powers and duties of the
108 Division of Arts and Culture ~~Cultural Affairs~~.—

109 (1) The division shall adopt rules pursuant to ss.
110 120.536(1) and 120.54 to administer the provisions of ss.
111 265.7025-265.709.

112 (2) The division may make and enter into all contracts and
113 agreements with other agencies, organizations, associations,
114 corporations, and individuals or with federal agencies as it may
115 determine are necessary, expedient, or incidental to the
116 performance of its duties or the execution of its powers under
117 ss. 265.7025-265.709.

118 (3) The division may accept gifts, grants, bequests,
119 loans, and endowments for purposes not inconsistent with its
120 responsibilities under this chapter. The division may also
121 establish an endowment that is consistent with the
122 responsibilities under ss. 265.7025-265.709.

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

124 (a) Promote and encourage throughout the state knowledge
125 and appreciation of Florida history by encouraging the people of

126 the state to engage in the preservation and care of artifacts,
127 museum items, treasure troves, and other historical properties;
128 the collection, research, fabrication, exhibition, preservation,
129 and interpretation of historical materials; the publicizing of
130 the state's history through public information media; and other
131 activities in historical and allied fields.

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

135 (c) Plan and develop, in cooperation with other state
136 agencies and with municipalities, programs to promote and
137 encourage the teaching of Florida's history and heritage in
138 Florida schools and other educational institutions and other
139 such educational programs as may be appropriate.

140 (d) Establish professional standards for the preservation,
141 exclusive of acquisition, of historical resources in state
142 ownership or control.

143 (e) Take such other actions as are necessary or
144 appropriate to locate, acquire, protect, preserve, operate,
145 interpret, and promote the location, acquisition, protection,
146 preservation, operation, and interpretation of historical
147 resources to foster an appreciation of Florida history and
148 culture.

149 Section 9. Subsection (4) of section 468.401, Florida
150 Statutes, is amended to read:

151 468.401 Regulation of talent agencies; definitions.—As
152 used in this part or any rule adopted pursuant hereto:

153 (4) "Engagement" means any employment or placement of an
154 artist, where the artist performs in his or her artistic
155 capacity. However, the term "engagement" shall not apply to
156 procuring opera, music, theater, or dance engagements for any
157 organization defined in s. 501(c)(3) of the Internal Revenue
158 Code or any nonprofit Florida arts organization that has
159 received a grant from the Division of Arts and Culture ~~Cultural~~
160 ~~Affairs~~ of the Department of State or has participated in the
161 state touring program of the Division of Arts and Culture
162 ~~Cultural Affairs~~.

163 Section 10. This act shall take effect July 1, 2020.