

1 A bill to be entitled
2 An act relating to cultural and historical programs;
3 creating s. 15.0455, F.S.; designating the Museum of
4 Florida History as the official state history museum;
5 amending s. 15.18, F.S.; providing that the Secretary
6 of State shall be known as "Florida's Chief Arts and
7 Culture Officer"; amending s. 20.10, F.S.; renaming
8 the Division of Cultural Affairs as the Division of
9 Arts and Culture; amending ss. 265.281, 265.283,
10 265.286, 265.2865, and 265.701, F.S.; conforming
11 provisions and cross-references to changes made by the
12 act; repealing s. 265.7025, F.S., relating to
13 definitions relating to historic programs; amending s.
14 265.703, F.S.; conforming provisions to changes made
15 by the act; repealing ss. 265.704, 265.705, 265.706,
16 and 265.709, F.S., relating to historical museums and
17 powers and duties of the Division of Cultural Affairs,
18 state policy relative to historical properties,
19 objects of historical or archaeological value, and
20 publications, respectively; amending s. 267.021, F.S.;
21 defining the term "historical museum"; amending s.
22 267.071, F.S.; revising the duties of the Division of
23 Historical Resources; transferring, renumbering, and
24 amending s. 265.707, F.S.; transferring certain
25 responsibilities from the Division of Cultural Affairs

26 to the Division of Historical Resources; revising
27 provisions relating to the Museum of Florida History
28 museum store, the establishment and operation of a
29 certain nonprofit organization or association, and the
30 deposit of certain funds; transferring, renumbering,
31 and amending s. 265.565, F.S.; defining the term
32 "abandoned property"; removing the requirement that a
33 museum inform a lender of certain provisions in
34 certain circumstances; revising publication
35 requirements for a termination of loan notice;
36 providing for the disposition of abandoned property;
37 amending s. 267.115, F.S.; revising responsibilities
38 of the Division of Historical Resources relating to
39 objects of historical or archaeological value;
40 transferring and renumbering ss. 267.16 and 267.161,
41 F.S.; amending ss. 258.081, 468.401, and 553.902,
42 F.S.; conforming provisions and cross-references to
43 changes made by the act; amending chapter 2020-88,
44 Laws of Florida; conforming a provision to changes
45 made by the act; providing an effective date.

46
47 Be It Enacted by the Legislature of the State of Florida:

48
49 Section 1. Section 15.0455, Florida Statutes, is created
50 to read:

51 15.0455 Official state history museum.—The Museum of
52 Florida History, located in Tallahassee, is hereby designated as
53 the official state history museum.

54 Section 2. Section 15.18, Florida Statutes, is amended to
55 read:

56 15.18 International and cultural relations.—The Divisions
57 of Arts and Culture ~~Cultural Affairs~~, Historical Resources, and
58 Library and Information Services of the Department of State
59 promote programs having substantial cultural, artistic, and
60 indirect economic significance that emphasize American
61 creativity. The Secretary of State, as the head administrator of
62 these divisions, shall hereafter be known as "Florida's Chief
63 Arts and Culture ~~Cultural~~ Officer." As this officer, the
64 Secretary of State is encouraged to initiate and develop
65 relationships between the state and foreign cultural officers,
66 their representatives, and other foreign governmental officials
67 in order to promote Florida as the center of American
68 creativity. The Secretary of State shall coordinate
69 international activities pursuant to this section with
70 Enterprise Florida, Inc., and any other organization the
71 secretary deems appropriate. For the accomplishment of this
72 purpose, the Secretary of State shall have the power and
73 authority to:

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

76 (2) Plan and carry out activities designed to cause
 77 improved cultural and governmental programs and exchanges with
 78 foreign countries.

79 (3) Plan and implement cultural and social activities for
 80 visiting foreign heads of state, diplomats, dignitaries, and
 81 exchange groups.

82 (4) Encourage and cooperate with other public and private
 83 organizations or groups in their efforts to promote the cultural
 84 advantages of Florida.

85 (5) Serve as the liaison with all foreign consular and
 86 ambassadorial corps, as well as international organizations,
 87 that are consistent with the purposes of this section.

88 (6) Provide, arrange, and make expenditures for the
 89 achievement of any or all of the purposes specified in this
 90 section.

91 Section 3. Paragraph (e) of subsection (2) of section
 92 20.10, Florida Statutes, is amended to read:

93 20.10 Department of State.—There is created a Department
 94 of State.

95 (2) The following divisions of the Department of State are
 96 established:

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

98 Section 4. Section 265.281, Florida Statutes, is amended
 99 to read:

100 265.281 Florida Arts and Culture Act; short title.—

101 Sections 265.281-265.703 ~~Sections 265.281-265.709~~ may be cited
102 as the "Florida Arts and Culture Act."

103 Section 5. Section 265.283, Florida Statutes, is amended
104 to read:

105 265.283 Definitions.—The following definitions shall apply
106 to ss. 265.281-265.703 ~~ss. 265.281-265.709~~:

107 (1)~~(7)~~ "Arts and cultural disciplines" include, but are
108 not limited to, music, dance, theatre, creative writing,
109 literature, architecture, painting, sculpture, folk arts,
110 photography, crafts, media arts, visual arts, programs of
111 museums, and other such allied, major art forms.

112 (2)~~(13)~~ "Arts in education grants" means grants used to
113 cultivate the learning and artistic development of all students
114 and teachers by promoting, encouraging, and supporting arts and
115 culture as an integral part of education and lifelong learning
116 for residents and visitors.

117 (3)~~(1)~~ "Council" means the Florida Council on Arts and
118 Culture.

119 (4)~~(14)~~ "Cultural support grants" means grants that
120 provide support for general programs and specific cultural
121 projects.

122 (5)~~(17)~~ "Culture Builds Florida grants" means grants used
123 for the purpose of connecting the arts to key areas of the
124 division's long-term strategic plan.

125 (6)~~(2)~~ "Department" means the Department of State.

126 ~~(7)-(3)~~ "Director" means the Director of the Division of
 127 Arts and Culture ~~Cultural Affairs~~ of the Department of State.

128 ~~(8)-(4)~~ "Division" means the Division of Arts and Culture
 129 ~~Cultural Affairs~~ of the Department of State.

130 (9) "Folklife" means the traditional expressive culture
 131 shared within the various groups in Florida: familial, ethnic,
 132 occupational, religious, and regional. Expressive culture
 133 includes a wide range of creative and symbolic forms such as
 134 custom, belief, technical skill, language, literature, art,
 135 architecture, music, play, dance, drama, ritual, pageantry, and
 136 handicraft, which forms are generally learned orally, by
 137 imitation, or in performance and are maintained or perpetuated
 138 without formal instruction or institutional direction.

139 ~~(10)-(9)~~ "Historical museum" means a department or agency
 140 of state or local government or a public or private nonprofit
 141 organization located in Florida and operating on a permanent
 142 basis for the primary purpose of sponsoring, producing, and
 143 exhibiting educational programs that are related to the
 144 historical resources of Florida.

145 ~~(11)-(8)~~ "Local arts agency" means a public or private
 146 nonprofit organization located in Florida and operating on a
 147 permanent basis for the primary purpose of strengthening,
 148 supporting, and stabilizing the activities of one or more county
 149 art and cultural constituencies.

150 ~~(12)-(5)~~ "Panel" means a grant review panel.

151 (13)~~(10)~~ "Science museum" means a public or private
152 nonprofit organization located in Florida and operating on a
153 permanent basis for the primary purpose of sponsoring,
154 producing, and exhibiting programs for the observation and study
155 of various types of natural science and science technology.

156 (14)~~(6)~~ "Secretary" means the Secretary of State.

157 (15)~~(12)~~ "State service organization" means a public or
158 private nonprofit organization located in Florida operating on a
159 permanent basis for the primary purpose of implementing programs
160 that have cultural significance and that emphasize American
161 creativity and the maintenance and encouragement of professional
162 excellence.

163 (16)~~(15)~~ "State touring program grants" means grants used
164 to provide performances, activities, and exhibitions by Florida
165 artists to communities.

166 (17)~~(16)~~ "Underserved arts community assistance program
167 grants" means grants used by qualified organizations under the
168 Rural Economic Development Initiative, pursuant to ss. 288.0656
169 and 288.06561, for the purpose of economic and organizational
170 development for underserved cultural organizations.

171 (18)~~(11)~~ "Youth and children's museum" means a public or
172 private nonprofit organization located in Florida and operating
173 on a permanent basis for the primary purpose of sponsoring,
174 producing, and exhibiting multidisciplinary and participatory
175 programs for visitors who are 6 months to 15 years old, and

176 their families, teachers, and caregivers.

177 Section 6. Paragraph (a) of subsection (5) of section
178 265.286, Florida Statutes, is amended to read:

179 265.286 Art and cultural grants.—

180 (5) The division shall fund:

181 (a) Grants for general program support for science
182 museums, youth and children's museums, historical museums, local
183 arts agencies, state service organizations, and organizations
184 that have cultural program activities in any of the art and
185 cultural disciplines defined in s. 265.283 ~~s. 265.283(7)~~.

186 Section 7. Subsection (6) of section 265.2865, Florida
187 Statutes, is amended to read:

188 265.2865 Florida Artists Hall of Fame.—

189 (6) The Division of Arts and Culture ~~Cultural Affairs~~ of
190 the Department of State shall adopt rules necessary to carry out
191 the purposes of this section, including, but not limited to,
192 procedures for accepting nominations to, making recommendations
193 for, selecting members of the Florida Artists Hall of Fame, and
194 providing travel expenses for such recipients. Notwithstanding
195 ~~the provisions of~~ s. 112.061, the Secretary of State may approve
196 first-class travel accommodations for recipients of the Florida
197 Artists Hall of Fame award and their representatives for health
198 or security purposes.

199 Section 8. Subsections (1) and (5) of section 265.701,
200 Florida Statutes, are amended to read:

201 265.701 Cultural facilities; grants for acquisition,
 202 renovation, or construction; funding; approval; allocation.—

203 (1) The Division of Arts and Culture ~~Cultural Affairs~~ may
 204 accept and administer moneys appropriated to it for providing
 205 grants to counties, municipalities, and qualifying nonprofit
 206 corporations for the acquisition, renovation, or construction of
 207 cultural facilities.

208 (5) The Division of Arts and Culture ~~Cultural Affairs~~
 209 shall adopt rules prescribing the criteria to be applied by the
 210 Florida Council on Arts and Culture in recommending applications
 211 for the award of grants and rules providing for the
 212 administration of ~~the other provisions of~~ this section.

213 Section 9. Section 265.7025, Florida Statutes, is
 214 repealed.

215 Section 10. Subsection (3) of section 265.703, Florida
 216 Statutes, is amended to read:

217 265.703 Citizen support organizations; use of state
 218 administrative services and property; audit.—

219 (3) ANNUAL AUDIT.—The citizen support organization shall
 220 provide for an annual financial audit in accordance with s.
 221 215.981. ~~Information of the Museum of Florida History citizen~~
 222 ~~support organization which is confidential and exempt pursuant~~
 223 ~~to s. 267.17 shall retain its confidential and exempt status.~~

224 Section 11. Sections 265.704, 265.705, 265.706, and
 225 265.709, Florida Statutes, are repealed.

226 Section 12. Section 267.021, Florida Statutes, is amended
227 to read:

228 267.021 Definitions.—For the purpose of this act, the
229 term:

230 (1)~~(2)~~ "Agency" means any state, county, or municipal
231 officer, department, division, board, bureau, commission, or
232 other separate unit of government created or established by law.

233 (2)~~(1)~~ "Division" means the Division of Historical
234 Resources of the Department of State.

235 (3)~~(7)~~ "Florida history museum" means a public or private
236 nonprofit institution which is established permanently in this
237 state for the purpose of promoting and encouraging knowledge and
238 appreciation of Florida history through the collection,
239 preservation, exhibition, and interpretation of artifacts and
240 other historical properties related to Florida history and the
241 primary role of which is to collect and care for artifacts and
242 other objects of intrinsic historical or archaeological value
243 and exhibit them regularly through a facility or facilities
244 owned or operated by the institution.

245 (4)~~(3)~~ "Historic property" or "historic resource" means
246 any prehistoric or historic district, site, building, object, or
247 other real or personal property of historical, architectural, or
248 archaeological value, and folklife resources. These properties
249 or resources may include, but are not limited to, monuments,
250 memorials, Indian habitations, ceremonial sites, abandoned

251 settlements, sunken or abandoned ships, engineering works,
252 treasure trove, artifacts, or other objects with intrinsic
253 historical or archaeological value, or any part thereof,
254 relating to the history, government, and culture of the state.

255 (5) "Historical museum" means a department or agency of
256 state or local government or a public or private nonprofit
257 organization located in Florida and operating on a permanent
258 basis for the primary purpose of sponsoring, producing, and
259 exhibiting educational programs that are related to the
260 historical resources of Florida.

261 (6)-(5) "National Register of Historic Places" means the
262 list of historic properties significant in American history,
263 architecture, archaeology, engineering, and culture, maintained
264 by the Secretary of the Interior, as established by the National
265 Historic Preservation Act of 1966, as amended.

266 ~~(6) "Folklife" means the traditional expressive culture~~
267 ~~shared within the various groups in Florida: familial, ethnic,~~
268 ~~occupational, religious, and regional. Expressive culture~~
269 ~~includes a wide range of creative and symbolic forms such as~~
270 ~~custom, belief, technical skill, language, literature, art,~~
271 ~~architecture, music, play, dance, drama, ritual, pageantry, and~~
272 ~~handicraft, which forms are generally learned orally, by~~
273 ~~imitation, or in performance and are maintained or perpetuated~~
274 ~~without formal instruction or institutional direction.~~

275 (7)-(8) "Official Florida Historical Marker" means any

276 marker, plaque, or similar device awarded, approved, or
 277 administered by the Division of Historical Resources for the
 278 purpose of recognizing and informing the general public about
 279 historic properties, persons, events, and other topics relating
 280 to the history and culture of the state.

281 (8)~~(4)~~ "Preservation" or "historic preservation" means the
 282 identification, evaluation, recordation, documentation,
 283 analysis, recovery, interpretation, curation, acquisition,
 284 protection, management, rehabilitation, restoration,
 285 stabilization, maintenance, or reconstruction of historic
 286 properties.

287 Section 13. Subsection (2) of section 267.071, Florida
 288 Statutes, is amended, and subsection (4) is added to that
 289 section, to read:

290 267.071 Historical museums.—It is the duty of the division
 291 to:

292 (2) Encourage, promote, maintain, and operate historical
 293 museums, including the Museum of Florida History, ~~but not~~
 294 ~~limited to~~, mobile museums, and other Florida history junior
 295 museums.

296 (4) (a) Establish professional standards for the
 297 preservation, exclusive of acquisition, of each of the
 298 collections under state ownership or control.

299 (b) Take such other actions as are necessary or
 300 appropriate to locate, acquire, preserve, operate, interpret,

301 and promote the location, acquisition, protection, preservation,
302 operation, and interpretation of historical artifacts and
303 resources to foster an appreciation of Florida history and
304 culture.

305 Section 14. Section 265.707, Florida Statutes, is
306 transferred, renumbered as section 267.0721, Florida Statutes,
307 and amended to read:

308 267.0721 ~~265.707~~ Museum of Florida History and programs;
309 other historical museums.—

310 (1) The division is authorized to operate the Museum of
311 Florida History and other historical museums.

312 (2) The division shall establish and administer a museum
313 store for ~~in~~ the Museum of Florida History to provide
314 information and materials relating to Florida history, museum
315 exhibits, collections, and programs to the public and may
316 operate additional stores associated with the museum. The stores
317 ~~store~~ may produce, acquire, and sell craft products, clearly
318 marked replicas and reproductions of artifacts, documents, and
319 other merchandise relating to historical and cultural resources
320 and may make a reasonable charge for such merchandise. All
321 proceeds received from sales must be deposited into ~~the Grants~~
322 ~~and Donations Trust Fund, or funds in excess of the amount~~
323 ~~required to pay employees involved in the direct management of~~
324 ~~the museum store may be deposited into a bank account of a~~ the
325 citizen support organization created pursuant to s. 267.17, or

326 created before July 1, 2021, pursuant to s. 265.703, and may be
327 used only to support operations of the museum stores and the
328 programs of the Museum of Florida History or other museums
329 operated by the division. The museum stores ~~store~~ may enter into
330 agreements and accept credit card ~~credit-card~~ payments as
331 compensation for goods and products sold. The division may
332 establish accounts in credit card ~~credit-card~~ banks for the
333 deposit of credit card ~~credit-card~~ sales invoices and to pay
334 discounts and service charges in connection with the use of
335 credit cards.

336 (3) The division shall support the establishment and
337 operation of a nonprofit organization or association established
338 pursuant to s. 267.17, or established before July 1, 2021,
339 pursuant to s. 265.703, to promote and encourage knowledge and
340 appreciation of Florida history and the programs of the Museum
341 of Florida History and other museums operated by the division
342 and to cooperate with historical societies and other
343 organizations to provide funding and promotional support for the
344 programs of the museum. Such organization or association may,
345 with the consent of the division, operate the museum store or
346 conduct special events and programs in the museum. All proceeds
347 must be used to support the programs of the Museum of Florida
348 History and other museums operated by the division.

349 (4) The division may ~~shall~~ deposit grant funding, gifts,
350 and donations for the purpose of assisting the Museum of Florida

351 History and its programs and other museums operated by the
 352 division in an appropriate ~~in the Grants and Donations~~ trust
 353 fund to be used exclusively for the benefit of programs of the
 354 museum and in a manner consistent with any terms or conditions
 355 agreed to by the division in accepting such grants, gifts, and
 356 donations.

357 Section 15. Section 265.565, Florida Statutes, is
 358 transferred, renumbered as section 267.0723, Florida Statutes,
 359 and paragraphs (a) through (f) of subsection (2) are
 360 redesignated as paragraphs (b) through (g), respectively,
 361 paragraphs (a) and (b) of subsection (3) and subsections (5),
 362 (6), and (12) are amended, a new paragraph (a) is added to
 363 subsection (2), and subsection (13) is added to that section, to
 364 read:

365 267.0723 ~~265.565~~ Property loaned to or abandoned at
 366 museums; obligations to lenders; notice; loan termination;
 367 acquisition of title; liens; conservation or disposal.—

368 (2) DEFINITIONS.—

369 (a) "Abandoned property" means property left at or
 370 delivered to a museum with no loan, deed of gift, or donation
 371 paperwork.

372 (3) OBLIGATIONS OF MUSEUMS TO LENDERS.—

373 (a) For property loaned to a museum after the effective
 374 date of this act, the museum shall:

375 1. Make and retain a written record containing, at a

376 | minimum, the lender's name, address, and telephone number, a
377 | description of the property loaned in sufficient detail for
378 | clear identification, including a description of the general
379 | condition of the property at the time of the loan, the beginning
380 | date of the loan, and the expiration date of the loan.

381 | 2. Provide the lender with a signed receipt or loan
382 | agreement containing, at a minimum, the record set forth in
383 | subparagraph 1.

384 | 3. ~~Inform the lender of the existence of the provisions of~~
385 | ~~this act and~~ Provide the lender with a copy of ~~the provisions of~~
386 | this act upon the lender's request.

387 | (b) Regardless of the date of a loan of property, the
388 | museum shall:

389 | 1. Update its records if a lender informs the museum of a
390 | change of address or change in ownership of property loaned, or
391 | if the lender and museum negotiate a change in the duration of
392 | the loan.

393 | 2. ~~Inform the lender of the existence of the provisions of~~
394 | ~~this act~~ When renewing or updating the records of an existing
395 | loan, and provide the lender with a copy of ~~the provisions of~~
396 | this act upon the lender's request.

397 | (5) TERMINATION OF LOANS.—

398 | (a) A museum may terminate a loan for unclaimed property
399 | in its possession by making a good faith and reasonable search
400 | for the identity and last known address of the lender from the

401 museum records and other records reasonably available to museum
402 staff. If the museum is able to identify the lender and the
403 lender's last known address, the museum shall give notice to the
404 lender that the loan is terminated pursuant to paragraph (b). If
405 the identity or last known address of the lender remains unknown
406 after a good faith and reasonable search, the museum shall give
407 notice by publication pursuant to paragraph (c).

408 (b) A museum shall provide notice of termination of a loan
409 of unclaimed property by sending a letter by certified mail to
410 the lender at the lender's last known address giving notice of
411 termination of the loan, which shall include the date of notice
412 of termination, the name of the lender, a description of the
413 property sufficient in detail for ready identification, the
414 beginning date of the loan, if known, the termination date of
415 the loan, if applicable, the name and address of the appropriate
416 museum official to be contacted regarding the loan, and a
417 statement that within 90 days of the date of the notice of
418 termination, the lender is required to remove the property from
419 the museum or contact the designated official in the museum to
420 preserve the lender's interests in the property. Failure to
421 provide such notice will result in the loss of all rights in the
422 property pursuant to subsection (6).

423 (c) If the museum is unable to identify sufficient
424 information to send notice pursuant to paragraph (b), or if a
425 signed return receipt of a notice sent by certified mail

426 pursuant to paragraph (b) is not received by the museum within
427 30 days after the notice is mailed, the museum shall publish the
428 notice of termination of loan containing all the information
429 available to the museum provided in paragraph (b) on its website
430 and at least twice, 60 or more days apart, in a publication of
431 general physical or online circulation in the county in which
432 the museum is located and the county of the lender's last known
433 address, if known.

434 (6) MUSEUM GAINING TITLE TO LOANED PROPERTY; CONDITIONS.—
435 As of the effective date of this act, a museum acquires title to
436 unclaimed property under any of the following circumstances:

437 (a) For property for which a museum provides notice to a
438 lender in accordance with paragraph (5) (b) and a signed receipt
439 is received, if the lender of the property does not contact the
440 museum within 90 days after the date notice was received.

441 (b) For property for which notice by publication is made
442 pursuant to paragraph (5) (c), if the lender or anyone claiming a
443 legal interest in the property does not contact the museum
444 within 90 days after the date of the ~~second~~ publication.

445 (12) LIABILITY.—If a museum applies conservation measures
446 to or disposes of a property pursuant to subsection (11), the
447 museum shall have a lien on the property and on the proceeds
448 from any disposition thereof for the costs incurred by the
449 museum, and the museum shall not be liable for injury to or loss
450 of the property if:

451 (a) The museum had a reasonable belief at the time the
 452 action was taken that the action was necessary to protect the
 453 property on loan or other property in the custody of the museum,
 454 or that the property on loan constituted a hazard to the health
 455 and safety of the public or the museum's staff.

456 (b) The museum exercised reasonable care in the choice and
 457 application of conservation measures.

458 (13) DISPOSITION OF ABANDONED PROPERTY.—A museum may keep,
 459 transfer, sell, or dispose of abandoned property.

460 Section 16. Subsection (1) of section 267.115, Florida
 461 Statutes, is amended to read:

462 267.115 Objects of historical or archaeological value.—The
 463 division shall acquire, maintain, preserve, interpret, exhibit,
 464 and make available for study objects which have intrinsic
 465 historical or archaeological value relating to the history,
 466 government, or culture of the state. Such objects may include
 467 tangible personal property of historical or archaeological
 468 value. Objects acquired under this section belong to the state,
 469 and title to such objects is vested in the division.

470 (1) Notwithstanding s. 273.02, the division shall maintain
 471 an adequate record of all objects in its custody which have a
 472 historical or archaeological value. Once each year, on July 1 or
 473 as soon thereafter as practicable, the division shall take a
 474 complete inventory of all such objects in its custody the value
 475 or cost of which is \$1000 ~~\$500~~ or more and a sample inventory of

476 such objects the value or cost of which is less than \$1000 ~~\$500~~.
 477 Each inventory shall be compared with the property record, and
 478 all discrepancies shall be traced and reconciled. Objects of
 479 historical or archaeological value are not required to be
 480 identified by marking or other physical alteration of the
 481 objects.

482 Section 17. Section 267.16, Florida Statutes, is
 483 transferred and renumbered as section 265.802, Florida Statutes.

484 Section 18. Section 267.161, Florida Statutes, is
 485 transferred and renumbered as section 265.803, Florida Statutes.

486 Section 19. Section 258.081, Florida Statutes, is amended
 487 to read:

488 258.081 Stephen Foster State Folk Culture Center.—The
 489 division shall maintain and operate the Stephen Foster State
 490 Folk Culture Center facility in such manner that the performing
 491 arts component of the Florida Folklife Programs provided in s.
 492 265.802 ~~s. 267.16~~ shall have priority use of the facility.

493 Section 20. Subsection (4) of section 468.401, Florida
 494 Statutes, is amended to read:

495 468.401 Regulation of talent agencies; definitions.—As
 496 used in this part or any rule adopted pursuant hereto:

497 (4) "Engagement" means any employment or placement of an
 498 artist, where the artist performs in his or her artistic
 499 capacity. However, the term "engagement" shall not apply to
 500 procuring opera, music, theater, or dance engagements for any

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501 organization defined in s. 501(c)(3) of the Internal Revenue
502 Code or any nonprofit Florida arts organization that has
503 received a grant from the Division of Arts and Culture ~~Cultural~~
504 ~~Affairs~~ of the Department of State or has participated in the
505 state touring program of the Division of Arts and Culture
506 ~~Cultural Affairs~~.

507 Section 21. Paragraph (d) of subsection (2) of section
508 553.902, Florida Statutes, is amended to read:

509 553.902 Definitions.—As used in this part, the term:

510 (2) "Exempted building" means:

511 (d) A historical building as defined ~~described~~ in s.
512 267.021 ~~s. 267.021(3)~~.

513
514 The Florida Building Commission may recommend to the Legislature
515 additional types of buildings which should be exempted from
516 compliance with the Florida Building Code—Energy Conservation.

517 Section 22. Subsection (1) of section 2 of chapter 2020-
518 88, Laws of Florida, is amended to read:

519 Section 2. The Secretary of State is directed to:

520 (1) In coordination with the Division of Historical
521 Resources ~~Cultural Affairs~~ of the Department of State, determine
522 how the Museum of Florida History and other state museums will
523 promote the history of the 1920 Ocoee Election Day Riots through
524 exhibits and educational programs.

525 Section 23. This act shall take effect July 1, 2021.