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LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/01/2025	.	
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The Committee on Governmental Oversight and Accountability  
(Grall) recommended the following:

**Senate Amendment (with title amendment)**

Delete everything after the enacting clause  
and insert:

Section 1. Subsection (1) of section 257.031, Florida  
Statutes, is amended to read:

257.031 State Librarian; appointment and duties.—

(1) The State Librarian shall be appointed by the Secretary  
of State, shall have completed a library school program  
accredited by a national library professional ~~the American~~



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11 ~~Library~~ association, and shall serve as the director of the  
12 Division of Library and Information Services of the Department  
13 of State. The Secretary of State may, in making the appointment  
14 of State Librarian, consult the members of the State Library  
15 Council.

16 Section 2. Subsection (4) is added to section 257.12,  
17 Florida Statutes, to read:

18 257.12 Division of Library and Information Services  
19 authorized to accept and expend federal funds.—

20 (4) The State Library Council, as provided in s. 257.02,  
21 shall develop recommendations for providing available federal  
22 funds to public libraries. The secretary may review and identify  
23 the funding recommendation list to identify whether federal  
24 grant funds awarded under this section are expended in  
25 compliance with all federal, state, and local laws and  
26 regulations and are used only for activities and programs that  
27 are not harmful to minors. For purposes of this subsection, the  
28 term "harmful to minors" means any reproduction, imitation,  
29 characterization, description, exhibition, presentation, or  
30 representation, in any manner or form, depicting sexual conduct  
31 or sexual excitement as those terms are defined in s. 847.001.

32 Section 3. Paragraph (a) of subsection (2) of section  
33 257.17, Florida Statutes, is amended to read:

34 257.17 Operating grants.—A political subdivision that has  
35 been designated by a county or municipality as the single  
36 library administrative unit is eligible to receive from the  
37 state an annual operating grant of not more than 25 percent of  
38 all local funds expended by that political subdivision during  
39 the second preceding fiscal year for the operation and



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40 maintenance of a library, under the following conditions:

41 (2) The library established or maintained by such political  
42 subdivision shall:

43 (a) Be operated under a single administrative head who is  
44 an employee of the single library administrative unit and who  
45 has completed a library education program accredited by a  
46 national library professional ~~the American Library~~ association.

47 The single administrative head shall have at least 2 years of  
48 full-time paid professional experience, after completing the  
49 library education program, in a public library that is open to  
50 the public for a minimum of 40 hours per week.

51 Section 4. Section 257.191, Florida Statutes, is amended to  
52 read:

53 257.191 Construction grants.—

54 (1) The Division of Library and Information Services may  
55 accept and administer library construction moneys appropriated  
56 to it and shall allocate such appropriation to municipal,  
57 county, and regional libraries in the form of library  
58 construction grants on a matching basis. The local matching  
59 portion shall be no less than the grant amount, on a dollar-for-  
60 dollar basis, up to the maximum grant amount, unless the  
61 matching requirement is waived by s. 288.06561. Initiation of a  
62 library construction project 12 months or less prior to the  
63 grant award under this section shall not affect the eligibility  
64 of an applicant to receive a library construction grant. The  
65 division shall adopt rules for the administration of library  
66 construction grants. For the purposes of this section, s. 257.21  
67 does not apply.

68 (2) (a) The secretary shall identify whether the library



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69 construction grants awarded under this section are expended in  
70 compliance with all federal, state, and local laws and  
71 regulations and are used only for activities and programs that  
72 are not harmful to minors. For purposes of this paragraph, the  
73 term "harmful to minors" means any reproduction, imitation,  
74 characterization, description, exhibition, presentation, or  
75 representation, in any manner or form, depicting sexual conduct  
76 or sexual excitement as those terms are defined in s. 847.001.

77 (b) The secretary shall submit a recommended list to the  
78 Legislature for funding consideration.

79 Section 5. Section 257.23, Florida Statutes, is amended to  
80 read:

81 257.23 Application for grant.—

82 (1) The board of county commissioners of any county, the  
83 chief executive officer of a municipality, or the governing body  
84 of a special district or a special tax district desiring to  
85 receive a grant under the provisions of ss. 257.14-257.25 shall  
86 apply therefor to the Division of Library and Information  
87 Services on or before October 1 of each year on a form to be  
88 provided by the division. The application shall be signed by the  
89 chair of the board of county commissioners and attested by the  
90 clerk of the circuit court or the appropriate officer in a  
91 charter county, by the chief executive officer of a municipality  
92 and attested by the clerk of the municipality, or by the chair  
93 of the governing body and attested by the chief financial  
94 officer of a special district or a special tax district. The  
95 county, municipality, special district, or special tax district  
96 shall agree to observe the standards established by the division  
97 as authorized in s. 257.15. On or before December 1 each year,



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98 the applicant shall certify the annual tax income and the rate  
99 of tax or the annual appropriation for the free library or free  
100 library service, and shall furnish such other pertinent  
101 information as the division may require.

102 (2) The secretary shall identify whether grants awarded  
103 under this section are expended in compliance with all federal,  
104 state, and local laws and regulations and are used only for  
105 activities and programs that are not harmful to minors. For  
106 purposes of this subsection, the term "harmful to minors" means  
107 any reproduction, imitation, characterization, description,  
108 exhibition, presentation, or representation, in any manner or  
109 form, depicting sexual conduct or sexual excitement as those  
110 terms are defined in s. 847.001.

111 Section 6. Section 257.34, Florida Statutes, is repealed.

112 Section 7. Section 257.42, Florida Statutes, is amended to  
113 read:

114 257.42 Library cooperative grants.-

115 (1) The administrative unit of a library cooperative is  
116 eligible to receive an annual grant from the state for the  
117 purpose of sharing library resources based upon an annual plan  
118 of service and expenditure and an annually updated 5-year, long-  
119 range plan of cooperative library resource sharing. Those plans,  
120 which must include a component describing how the cooperative  
121 will share technology and the use of technology, must be  
122 submitted to the division for evaluation and possible  
123 recommendation for funding in the division's legislative budget  
124 request. Grant funds may not be used to supplant local funds or  
125 other funds. A library cooperative must provide from local  
126 sources matching cash funds equal to 10 percent of the grant



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127 award.

128       (2) The secretary shall identify whether state grant funds  
129 awarded under this section are expended in compliance with all  
130 federal, state, and local laws and regulations and are used only  
131 for activities and programs that are not harmful to minors. For  
132 purposes of this subsection, the term "harmful to minors" means  
133 any reproduction, imitation, characterization, description,  
134 exhibition, presentation, or representation, in any manner or  
135 form, depicting sexual conduct or sexual excitement as those  
136 terms are defined in s. 847.001.

137       Section 8. Subsections (12), (16) and (17) of section  
138 265.283, Florida Statutes, are amended to read:

139       265.283 Definitions.—The following definitions shall apply  
140 to ss. 265.281-265.703:

141       ~~(12) "Panel" means a grant review panel.~~

142       ~~(16) "State touring program grants" means grants used to~~  
143 ~~provide performances, activities, and exhibitions by Florida~~  
144 ~~artists to communities.~~

145       ~~(17) "Underserved arts community assistance program grants"~~  
146 ~~means grants used by qualified organizations under the Rural~~  
147 ~~Economic Development Initiative, pursuant to ss. 288.0656 and~~  
148 ~~288.06561, for the purpose of economic and organizational~~  
149 ~~development for underserved cultural organizations.~~

150       Section 9. Subsection (1) of section 265.284, Florida  
151 Statutes, is amended to read:

152       265.284 Chief arts and culture ~~cultural~~ officer; director  
153 of division; powers and duties.—

154       (1) The secretary ~~of State~~ is the chief arts and culture  
155 ~~cultural~~ officer of the state.



156 Section 10. Paragraphs (a) and (c) of subsection (1) and  
157 paragraphs (c), (e), (f), and (g) of subsection (2) of section  
158 265.285, Florida Statutes, are amended to read:

159 265.285 Florida Council on Arts and Culture; membership,  
160 duties.—

161 (1)(a) The Florida Council on Arts and Culture is created  
162 within the department as an advisory body, as defined in s.  
163 20.03(7). The council shall be composed of, ~~consisting of~~ 15  
164 members. Seven members shall be appointed by the Governor in  
165 consultation with the Secretary of State, four members shall be  
166 appointed by the President of the Senate, and four members shall  
167 be appointed by the Speaker of the House of Representatives. Of  
168 the seven members appointed by the Governor, one member must be  
169 a licensed architect who has expertise in cultural facilities;  
170 one member must be an enrolled member of the Seminole Tribe of  
171 Florida; one member must be a professional public folklorist;  
172 one member must be a university affiliated folklorist; one  
173 member must be a practicing or former professional artist; and  
174 one member must be a retired chief executive officer of a  
175 Florida-based accredited museum. The remaining member appointed  
176 by the Governor and the four members appointed by the President  
177 of the Senate and the Speaker of the House of Representatives,  
178 respectively, must be representatives of the public with  
179 demonstrated interest in and knowledge of the arts, culture,  
180 museums, folklore, and cultural heritage traditions. The  
181 appointments that are, ~~to be~~ made in consultation with the  
182 Secretary of State, shall recognize the need for geographical  
183 representation. Council members appointed by the Governor shall  
184 be appointed for 4-year terms beginning on January 1 of the year



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185 of appointment. Council members appointed by the President of  
186 the Senate and the Speaker of the House of Representatives shall  
187 be appointed for 2-year terms beginning on January 1 of the year  
188 of appointment. A member of the council who serves two 4-year  
189 terms or two 2-year terms is not eligible for reappointment for  
190 1 year following the expiration of the member's second term. A  
191 member whose term has expired shall continue to serve on the  
192 council until such time as a replacement is appointed. Any  
193 vacancy on the council shall be filled for the remainder of the  
194 unexpired term in the same manner as for the original  
195 appointment. Members should have a substantial history of  
196 community service in the performing or visual arts, which  
197 includes, but is not limited to, theater, dance, folk and  
198 traditional arts, music, architecture, photography, literature,  
199 and media arts, or in the areas of science, history, or  
200 children's museums. In addition, it is desirable that members  
201 have successfully served on boards of cultural institutions such  
202 as museums and performing arts centers or are recognized as  
203 patrons of the arts. A member may not receive financial  
204 compensation as an employee or officer of an entity that has  
205 received grant funds or an applicant for division grant funding  
206 recommendations. This prohibition does not apply to an employee  
207 or officer of a state college or university.

208 (c) Members of the council ~~and panels~~ may not receive any  
209 compensation for their services but shall be reimbursed for  
210 travel and expenses incurred in the performance of their duties,  
211 as provided in s. 112.061.

212 (2) The council shall:

213 (c) Encourage the participation in and appreciation of





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214 arts, ~~and~~ culture, and folklife to meet the needs and  
215 aspirations of persons in all parts of the state.

216 (e) Encourage arts and culture development within  
217 communities ~~and assist freedom of artistic expression that is~~  
218 ~~essential for the well-being of the arts.~~

219 (f) Advise the secretary in matters concerning the awarding  
220 of grants for arts and culture as authorized in this act and  
221 make funding recommendations for activities and programs that  
222 are not harmful to minors. For purposes of this paragraph, the  
223 term "harmful to minors" means any reproduction, imitation,  
224 characterization, description, exhibition, presentation, or  
225 representation, in any manner or form, depicting sexual conduct  
226 or sexual excitement as those terms are defined in s. 847.001.

227 (g) Promote and assist with division programs, such as the  
228 Major John Leroy Haynes Florida Veterans' History Program, the  
229 Arts and Culture recognition award program, and the  
230 apprenticeship program ~~the reading, writing, and appreciation of~~  
231 ~~poetry throughout the state and accept nominations and recommend~~  
232 ~~nominees for appointment as the State Poet Laureate under s.~~  
233 ~~265.2863.~~

234 Section 11. Section 265.286, Florida Statutes, is amended  
235 to read:

236 265.286 Arts ~~Art~~ and cultural grants.—

237 (1) For purposes of this section, the term "harmful to  
238 minors" means any reproduction, imitation, characterization,  
239 description, exhibition, presentation, or representation, in any  
240 manner or form, depicting sexual conduct or sexual excitement as  
241 those terms are defined in s. 847.001.

242 (2) The division shall accept applications for arts and



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243 cultural grants for activities and programs identified in  
244 subsection (8) and based on the rules adopted under this  
245 section.

246 (3) To be eligible for a grant, an applicant must:

247 (a) Be a nonprofit, tax-exempt Florida corporation or a  
248 local or state governmental entity, school district, community  
249 college, college, university, agency of state government, or  
250 artist engaged in or concerned with arts and cultural  
251 activities.

252 (b) Conduct activities and programs that are not harmful to  
253 minors.

254 (c) Strictly conform with all applicable local, state, and  
255 federal laws and regulations.

256 (4)-(1) The secretary may appoint reviewers review panels  
257 consisting of members from various art and cultural disciplines  
258 and programs to assist the council in the grant application  
259 review process. Appointed reviewers shall review Each panel  
260 member shall be appointed to a 1-year term. Each panel shall  
261 consist of practicing artists or other professionals actively  
262 involved in the specific discipline or program for which the  
263 panel has been appointed. Each panel shall review and score  
264 grant applications and recommend to the council the applicants  
265 to which grants may should be awarded. The panels shall submit  
266 lists of eligible applicants by score. The division shall adopt  
267 rules establishing a formula for such scoring.

268 (5)-(2) The council and each panel shall provide a forum for  
269 public comment before voting on any grant application.

270 (6)-(3) After the council reviews the recommended lists of  
271 eligible applicants submitted by each review panel, it shall



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272 develop a list of recommended arts and culture grants ~~two lists,~~  
273 ~~one of which must consist of eligible applicants for general~~  
274 ~~program support funding and one of which must consist of~~  
275 ~~eligible applicants for specific cultural project funding,~~ and  
276 submit the list ~~lists~~ to the secretary. The secretary may review  
277 and provide comments to the Legislature concerning the  
278 recommended applicants. Funds awarded under this section must be  
279 expended in compliance with all federal, state, and local laws  
280 and regulations and used only for activities and programs that  
281 are not harmful to minors. The secretary shall submit the  
282 recommended list to the Legislature annually for funding  
283 consideration ~~shall review the council's recommendations and,~~  
284 ~~beginning July 1, 2010, include the lists of approved applicants~~  
285 ~~in the department's legislative budget request submitted to the~~  
286 ~~Legislature.~~

287 (7)~~(4)~~ Arts and cultural Project grants shall be funded  
288 from the secretary's submitted ~~approved~~ list ~~by score~~ until all  
289 appropriated funds are depleted. If ~~specific project~~ grant funds  
290 are returned to the division, it must ~~shall~~ award such funds to  
291 the next grant applicant on the secretary's list of ~~approved~~  
292 applicants. ~~General program support grants shall be awarded to~~  
293 ~~applicants on the secretary's list in amounts determined by~~  
294 ~~rule.~~

295 (8)~~(5)~~ The division shall administer awarded grants ~~fund~~:

296 (a) To supplement the financial support of artistic and  
297 cultural activities and programs that, without the assistance,  
298 may otherwise be unavailable to Florida residents ~~Grants for~~  
299 ~~general program support for science museums, youth and~~  
300 ~~children's museums, historical museums, local arts agencies,~~



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301 ~~state service organizations, and organizations that have~~  
302 ~~cultural program activities in any of the art and cultural~~  
303 ~~disciplines defined in s. 265.283.~~

304       (b) To activities and programs that have substantial  
305 artistic and cultural significance and emphasize creativity and  
306 professional excellence ~~Grants for specific cultural projects~~  
307 ~~for arts in education, museums, Culture Builds Florida, or~~  
308 ~~nonprofit public or private organizations having cultural~~  
309 ~~project activity in any of the art and cultural disciplines.~~

310       (c) To activities and programs that meet the professional  
311 standards or standards of authenticity of significant merit,  
312 regardless of origin ~~Grants for a touring program that has a~~  
313 ~~selection procedure that ensures the maximum opportunity for~~  
314 ~~Florida artists and cultural groups.~~

315       (d) To activities and programs that are not harmful to  
316 minors ~~An individual artist fellowship program. The division~~  
317 ~~shall establish a selection procedure that identifies individual~~  
318 ~~artists of exceptional talent and demonstrated ability and~~  
319 ~~distribute grant appropriations as provided by rule.~~

320       (e) To other programs consistent with the purpose of this  
321 act.

322       (9)(6) The division may ~~shall~~ adopt rules establishing:

323       (a) Eligibility criteria for the award of grants, which may  
324 include, but need not be limited to, application requirements,  
325 allowable and nonallowable costs, program quality, artistic  
326 quality, creativity, potential public exposure and benefit, the  
327 ability to properly administer grant funds, professional  
328 excellence, fiscal stability, state or regional impact and  
329 economic development, matching requirements, and other



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330 requirements to further the purposes of this act.

331 (b) Particular grant programs, categories of grants, and  
332 procedures necessary for the prudent administration of the grant  
333 programs.

334 (c) The ~~panel~~ review process, including, but not limited  
335 to, criteria for reviewing grant applications to identify  
336 whether there is ensure compliance with applicable federal and  
337 state law, including those related to discrimination and  
338 conflicts of interest and whether the activities and programs  
339 are harmful to minors. The division may not award any new grant  
340 that will, in whole or in part, inure to the personal benefit of  
341 any council ~~or review panel~~ member during the member's term of  
342 office or reviewer if the council ~~or panel~~ member or reviewer  
343 participated in the vote of the council or reviewer ~~panel~~  
344 recommending the award. This paragraph does not prohibit the  
345 division from awarding a grant to an entity with which a council  
346 ~~or panel~~ member or reviewer is associated.

347 ~~(7) The division shall award grants:~~

348 ~~(a) To supplement the financial support of artistic and~~  
349 ~~cultural activities and programs that, without the assistance,~~  
350 ~~may otherwise be unavailable to Florida residents.~~

351 ~~(b) To activities and programs that have substantial~~  
352 ~~artistic and cultural significance and emphasize creativity and~~  
353 ~~professional excellence.~~

354 ~~(c) To activities and programs that meet the professional~~  
355 ~~standards or standards of authenticity of significant merit,~~  
356 ~~regardless of origin.~~

357 ~~(d) For other reasons consistent with this act.~~

358 ~~(8) Eligible grantees must:~~



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359 ~~(a) Be a nonprofit, tax-exempt Florida corporation; or~~  
360 ~~(b) A local or state governmental entity, school district,~~  
361 ~~community college, college, university, agency of state~~  
362 ~~government, or artist engaged in or concerned with arts and~~  
363 ~~cultural activities.~~

364 (10) ~~(9)~~ In order to equitably distribute limited state  
365 funding, applicants may apply for and be awarded only one grant  
366 per annual grant cycle, except for cultural facilities, ~~a~~  
367 ~~cultural endowment, or touring program grants and individual~~  
368 ~~artist fellowships.~~

369 (11) ~~(10)~~ Of the total amount of grant funds available from  
370 all sources for grants, except cultural facilities ~~and cultural~~  
371 ~~endowments~~, 70 percent shall be awarded on at least a dollar-to-  
372 dollar matching basis. Up to 50 percent of the grantee's match  
373 may consist of in-kind funds. Up to 30 percent of all grant  
374 funds may be awarded on a nonmatching basis, ~~including~~  
375 ~~individual fellowships.~~

376 (12) An applicant seeking a recommendation from a reviewer  
377 for grant funding may not have a substantial interest as set  
378 forth in s. 120.569 in any of its requested recommendations.

379 (13) ~~(11)~~ The division may ~~shall~~ adopt rules to administer  
380 and implement this section.

381 (14) Effective upon this act becoming a law, the secretary  
382 shall request, and the council shall submit, an updated list of  
383 activities and programs that comply with the requirements of  
384 this section. After reviewing and making comments, the secretary  
385 shall submit a recommended list to the Legislature for funding  
386 consideration in the General Appropriations Act for fiscal year  
387 2025-2026. This subsection expires July 1, 2026.



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388       (15) The council and the secretary may provide a separate  
389 list for activities and programs that support America250 and  
390 celebrate the 250th anniversary of the signing of the  
391 Declaration of Independence on July 4, 1776. This subsection  
392 applies only if the date this act becomes law occurs before the  
393 Legislature passes the General Appropriations Act for fiscal  
394 year 2025-2026. This subsection expires July 4, 2026.

395       Section 12. Subsections (3), (4), and (7) of section  
396 265.2865, Florida Statutes, are amended to read:

397       265.2865 Florida Artists Hall of Fame.—

398       (3) The Florida Council on Arts and Culture may ~~shall~~  
399 accept nominations annually for persons to be recommended as  
400 members of the Florida Artists Hall of Fame. The council may  
401 ~~shall~~ recommend to the Secretary of State persons to be named as  
402 members of the Florida Artists Hall of Fame. The council's  
403 recommended ~~council shall recommend as~~ members to ~~of~~ the Florida  
404 Artists Hall of Fame must be persons who were born in Florida or  
405 adopted Florida as their home state and base of operation and  
406 who have made a significant contribution to the enhancement of  
407 the arts in this state.

408       (4) The Secretary of State shall name no more than three  
409 ~~four~~ members to the Florida Artists Hall of Fame in any one  
410 nomination year.

411       (7) The Secretary of State may ~~shall~~ annually request an  
412 appropriation sufficient to carry out the purposes of this  
413 section.

414       Section 13. Subsections (1), (2), and (3) of section  
415 265.701, Florida Statutes, are amended, and subsections (6) and  
416 (7) are added to that section, to read:



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417           265.701 Cultural facilities; grants for ~~acquisition,~~  
418 renovation, or construction; funding; approval; allocation.—

419           (1) The Division of Arts and Culture may accept and  
420 administer moneys appropriated to it for providing grants to  
421 counties, municipalities, and qualifying nonprofit corporations  
422 for the ~~acquisition,~~ renovation, or construction of cultural  
423 facilities.

424           (2) A county, municipality, or qualified corporation may  
425 apply for a grant of state funds for the ~~acquisition,~~  
426 renovation, or construction of a cultural facility. For the  
427 purposes of this section, a "qualified corporation" is a  
428 corporation which is designated a not-for-profit corporation  
429 pursuant to s. 501(c)(3) or (4) of the Internal Revenue Code of  
430 1954, and which is described in, and allowed to receive  
431 contributions pursuant to the provisions of, s. 170 of the  
432 Internal Revenue Code of 1954, and which is a corporation not  
433 for profit incorporated pursuant to chapter 617. The state grant  
434 must be matched by a contribution from the county, municipality,  
435 or nonprofit corporation in an amount to be determined by the  
436 Department of State.

437           (3) The Florida Council on Arts and Culture shall review  
438 each application for a grant to ~~acquire,~~ renovate, or construct  
439 a cultural facility which is submitted pursuant to subsection  
440 (2) and shall submit annually to the Secretary of State for  
441 approval lists of all applications that are recommended by the  
442 council for the award of grants, arranged in order of priority.  
443 The secretary may review and provide comments to the Legislature  
444 concerning the recommended applicants. Funds awarded under this  
445 section must be expended in compliance with all federal, state,





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446 and local laws and regulations and used only for activities and  
447 programs that are not harmful to minors. The secretary shall  
448 submit the recommended list to the Legislature for funding  
449 consideration. For purposes of this subsection, the term  
450 "harmful to minors" means any reproduction, imitation,  
451 characterization, description, exhibition, presentation, or  
452 representation, in any manner or form, depicting sexual conduct  
453 or sexual excitement as those terms are defined in s. 847.001.  
454 The division may allocate grants only for projects that are  
455 approved or for which funds are appropriated by the Legislature.  
456 ~~Projects approved and recommended by the Secretary of State~~  
457 ~~which are not funded by the Legislature shall be retained on the~~  
458 ~~project list for the following grant cycle only. All projects~~  
459 ~~that are retained shall be required to submit such information~~  
460 ~~as may be required by the department as of the established~~  
461 ~~deadline date of the latest grant cycle in order to adequately~~  
462 ~~reflect the most current status of the project.~~

463 (6) Effective upon this act becoming a law, the secretary  
464 shall request, and the council shall submit, an updated list of  
465 projects that comply with the requirements of this section.  
466 After reviewing and making comments, the secretary shall submit  
467 the recommended list to the Legislature for funding  
468 consideration in the General Appropriations Act for fiscal year  
469 2025-2026. This subsection expires July 1, 2026.

470 (7) The council and the secretary may provide a separate  
471 list for activities and programs that support America250 and  
472 celebrate the 250th anniversary of the signing of the  
473 Declaration of Independence on July 4, 1776. This subsection  
474 applies only if the date this act becomes law occurs before the



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475 Legislature passes the General Appropriations Act for fiscal  
476 year 2025-2026. This subsection expires July 4, 2026.

477 Section 14. Subsection (1) of section 265.703, Florida  
478 Statutes, is amended to read:

479 265.703 Citizen support organizations; use of state  
480 administrative services and property; audit.—

481 (1) CITIZEN SUPPORT ORGANIZATIONS.—The division may support  
482 the establishment of citizen support organizations to provide  
483 assistance, funding, and promotional support for the cultural,  
484 arts, historical, ~~and~~ museum, and international and  
485 intergovernmental programs of the division. For the purposes of  
486 this section, a “citizen support organization” means an  
487 organization which is:

488 (a) A Florida corporation not for profit incorporated under  
489 the provisions of chapter 617 and approved by the Department of  
490 State.

491 (b) Organized and operated to conduct programs and  
492 activities; raise funds; request and receive grants, gifts, and  
493 bequests of money; acquire, receive, hold, invest, and  
494 administer, in its own name, securities, funds, objects of  
495 value, or other property, real or personal; and make  
496 expenditures to or for the direct or indirect benefit of the  
497 division, ~~or~~ individual program units, or international and  
498 intergovernmental programs of the division.

499 (c) Determined by the division to be consistent with the  
500 goals of the division and in the best interests of the state.

501 (d) Approved in writing by the division to operate for the  
502 direct or indirect benefit of the division. Such approval shall  
503 be given in a letter of agreement from the division.



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504 Section 15. Paragraph (a) of subsection (1) of section  
505 265.803, Florida Statutes, is amended to read:

506 265.803 Florida Folklife Council.—

507 (1)(a) The Florida Folklife Council is created as a sub-  
508 council within part of the Florida Council on Arts and Culture  
509 created by s. 265.285 Department of State, to be composed of  
510 consist of seven members appointed by the Secretary of State  
511 from the membership of the Florida Council on Arts and Culture.

512 The Secretary of State shall appoint each member for a 4-year  
513 term and shall appoint a successor for each member within 90  
514 days after the expiration of the member's term. The Secretary of  
515 State shall fill any vacancy for the remainder of the unexpired  
516 term within 90 days after the vacancy occurs. Members shall be  
517 appointed to provide geographical, cultural, traditional ethnic,  
518 and professional representation on the council.

519 Section 16. Paragraph (c) of subsection (6) of section  
520 267.0612, Florida Statutes, is amended to read:

521 267.0612 Florida Historical Commission; creation;  
522 membership; powers and duties.—In order to enhance public  
523 participation and involvement in the preservation and protection  
524 of the state's historic and archaeological sites and properties,  
525 there is created within the Department of State the "Florida  
526 Historical Commission." The commission shall serve in an  
527 advisory capacity to the director of the Division of Historical  
528 Resources to assist the director in carrying out the purposes,  
529 duties, and responsibilities of the division, as specified in  
530 this chapter.

531 (6) It shall be the responsibility of the commission to  
532 provide assistance, advice, and recommendations to the division



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533 in:

534 (c) Evaluating proposals for awards of special category  
535 historic preservation grants-in-aid administered by the  
536 division. Pursuant thereto, the commission shall review and  
537 evaluate proposals for special category grants and shall make  
538 recommendations, including a priority ranking, reflecting such  
539 evaluation. In making such evaluation and recommendations, the  
540 commission shall, at a minimum, consider the purpose, economic  
541 and other public benefit, location, compatibility with statewide  
542 historic preservation priorities, and cost of each proposal for  
543 special category grant assistance. Special category historic  
544 preservation grants-in-aid recommendations of the commission  
545 shall be reviewed by the Secretary of State as provided in s.  
546 267.0617.

547 Section 17. Subsections (2) and (3) of section 267.0617,  
548 Florida Statutes, are amended to read:

549 267.0617 Historic Preservation Grant Program.—

550 (2) The division is authorized to conduct and carry out a  
551 program of historic preservation grants-in-aid, including  
552 matching grants, to any department or agency of the state; any  
553 unit of county, municipal, or other local government; any  
554 corporation, partnership, or other organization, whether public  
555 or private or whether or not for profit; or any individual for  
556 projects having as their purpose the identification,  
557 acquisition, protection, preservation, rehabilitation,  
558 restoration, or construction of historic sites and properties,  
559 or Florida history, or the planning of such activities. Funds  
560 appropriated from general revenue for the historic preservation  
561 grants-in-aid program shall not be provided for a project owned



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562 by private individuals or owned by for-profit corporations. ~~All~~  
563 ~~moneys received from any source as appropriations, deposits, or~~  
564 ~~contributions to this program shall be paid and credited to the~~  
565 ~~Historical Resources Operating Trust Fund.~~

566 (3) All grants of state funds to assist in the preservation  
567 of historic properties ~~shall be made from the Historical~~  
568 ~~Resources Operating Trust Fund~~ and may be awarded only pursuant  
569 to applications for such assistance made to the Division of  
570 Historical Resources. The Florida Historical Commission shall  
571 review each application for a special category historic  
572 preservation grant-in-aid. ~~Special category historic~~  
573 ~~preservation grants-in-aid are those reviewed and recommended by~~  
574 ~~the Secretary of State for submission for legislative funding~~  
575 ~~consideration.~~ Grant review panels appointed by the Secretary of  
576 State and chaired by a member of the Florida Historical  
577 Commission or a designee appointed by the commission's presiding  
578 officer shall review each application for other historic  
579 preservation grants-in-aid. Each ~~The~~ reviewing body shall submit  
580 annually to the Secretary of State ~~for approval~~ lists of all  
581 historic preservation grant-in-aid applications that are  
582 recommended by the reviewing body for the award of grants,  
583 arranged in order of priority. The Secretary of State may review  
584 and provide comments to the Legislature concerning the  
585 recommended applicants. Funds awarded under this section must be  
586 expended in compliance with all federal, state, and local laws  
587 and regulations and used only for activities and programs that  
588 are not harmful to minors. The Secretary shall submit the  
589 recommended lists to the Legislature for funding consideration.  
590 For purposes of this subsection, the term "harmful to minors"



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591 means any reproduction, imitation, characterization,  
592 description, exhibition, presentation, or representation, in any  
593 manner or form, depicting sexual conduct or sexual excitement as  
594 those terms are defined in s. 847.001.

595 Section 18. Section 267.0722, Florida Statutes, is  
596 repealed.

597 Section 19. Section 267.075, Florida Statutes, is amended  
598 to read:

599 267.075 The Grove; management; stewardship Advisory  
600 Council; creation; membership; purposes.—

601 (1) The Call/Collins House, commonly known as "The Grove,"  
602 located in Tallahassee, Leon County, shall be utilized as a  
603 house museum of history for the educational benefit of the  
604 citizens of this state. The utilization of The Grove as a museum  
605 of history shall emphasize the lives and accomplishments of The  
606 Grove's first owner, Richard Keith Call, Florida's last  
607 Territorial Governor, and LeRoy Collins, Florida's 33rd  
608 Governor, who, with his wife, Mary Call Darby Collins, were the  
609 last owners of The Grove. The faithful restoration and  
610 maintenance of The Grove undertaken by LeRoy Collins and Mary  
611 Call Darby Collins during the nearly six decades of Collins  
612 family ownership and stewardship which has preserved the  
613 original plan of construction and design of The Grove shall be  
614 continued as provided for in this section.

615 ~~(2) There is created within the Department of State The~~  
616 ~~Grove Advisory Council for the purpose of advising the Division~~  
617 ~~of Historical Resources on the operation, maintenance,~~  
618 ~~preservation, and protection of the Call/Collins House, commonly~~  
619 ~~known as "The Grove," its grounds, cemetery, and all structures~~



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620 ~~thereon; the furniture and furnishings located therein; any~~  
621 ~~changes in the architecture, structure, furnishings, or~~  
622 ~~landscaping deemed necessary or desirable by the council; and~~  
623 ~~the design and development of interpretive programs and exhibits~~  
624 ~~in connection therewith.~~

625 ~~(3) (a) The Grove Advisory Council shall be composed of~~  
626 ~~eight members, as follows:~~

627 ~~1. Five members shall be private citizens appointed by the~~  
628 ~~Secretary of State.~~

629 ~~2. One member shall be the Secretary of Management Services~~  
630 ~~or his or her designee.~~

631 ~~3. One member shall be the director of the Division of~~  
632 ~~Historical Resources of the Department of State.~~

633 ~~4. At least one member shall be a direct descendant of Mary~~  
634 ~~Call Darby Collins appointed by the Secretary of State with the~~  
635 ~~advice of the oldest living generation of lineal descendants of~~  
636 ~~Mary Call Darby Collins.~~

637  
638 ~~Of the citizen members, at least one member shall have~~  
639 ~~professional curatorial and museum expertise, one member shall~~  
640 ~~have professional architectural expertise in the preservation of~~  
641 ~~historic buildings, and one member shall have professional~~  
642 ~~landscape expertise. The five citizen members of the council~~  
643 ~~appointed by the Secretary of State and the member of the~~  
644 ~~council who is a direct descendant of Mary Call Darby Collins~~  
645 ~~appointed by the Secretary of State shall be appointed for~~  
646 ~~staggered 4-year terms. The Secretary of State shall fill the~~  
647 ~~remainder of unexpired terms for the five citizen members of the~~  
648 ~~council and the member of the council who is a direct descendant~~



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649 ~~of Mary Call Darby Collins.~~

650 ~~(b) The council shall annually elect a chair from among the~~  
651 ~~five citizen members of the council appointed by the Secretary~~  
652 ~~of State and the member of the council who is a direct~~  
653 ~~descendant of Mary Call Darby Collins appointed by the Secretary~~  
654 ~~of State. The chair shall serve for a term of 1 year. Meetings~~  
655 ~~of the council shall be held at the call of the chair, at the~~  
656 ~~request of a majority of its membership, at the request of the~~  
657 ~~Secretary of State, or at such times as may be prescribed by~~  
658 ~~rules of the council. The council shall meet at least twice~~  
659 ~~annually. A majority of the council shall constitute a quorum~~  
660 ~~for the transaction of business.~~

661 ~~(c) The council shall obtain clerical, expert, technical,~~  
662 ~~or other services from the Division of Historical Resources. The~~  
663 ~~Department of Management Services shall provide reasonable~~  
664 ~~assistance to the Department of State in carrying out the~~  
665 ~~purposes of this section.~~

666 ~~(d) Members of the council shall serve without compensation~~  
667 ~~or honorarium but shall be entitled to receive reimbursement for~~  
668 ~~per diem and travel expenses as provided in s. 112.061. All~~  
669 ~~expenses of the council shall be paid from appropriations to be~~  
670 ~~made by the Legislature to the Department of State. All vouchers~~  
671 ~~shall be approved by the Division of Historical Resources before~~  
672 ~~being submitted to the Chief Financial Officer for payment.~~

673 ~~(2)(4)(a) The Division of Historical Resources, with the~~  
674 ~~advice and assistance of the council, shall maintain the~~  
675 ~~structure, style, character, and landscaping of The Grove, its~~  
676 ~~grounds, its private family cemetery, and all structures thereon~~  
677 ~~consistent with the character, plan, and design of The Grove at~~





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678 the time the state takes physical possession of The Grove and  
679 its surrounding property from Mary Call Darby Collins. It shall  
680 preserve and protect the antique furnishings and other articles  
681 of furniture, fixtures, and decorative objects and articles used  
682 or displayed in the premises.

683 (b) The Division of Historical Resources shall catalog and  
684 maintain a descriptive, photographic inventory of the  
685 furnishings, fixtures, and decorative objects and articles used  
686 or displayed in the premises.

687 (c) The Division of Historical Resources may receive, on  
688 behalf of the state, contributions, bequests, and gifts of  
689 money, furniture, works of art, memorabilia, or other property  
690 consistent with the use of The Grove as described in this  
691 section. Title to all property which is received in this manner  
692 shall vest in the state and shall be held in trust by the  
693 Division of Historical Resources solely to further the purposes  
694 of this section. No furniture, furnishings, fixtures, or  
695 decorative objects acquired from the Collins family or any of  
696 its members shall be used for any purpose except as a permanent  
697 part of The Grove's furniture, furnishings, fixtures, or  
698 decorative objects, and any such item not so utilized shall  
699 forthwith revert to the Collins family member or members from  
700 whom it was acquired. ~~No gifts, contributions, or bequests shall  
701 be accepted for The Grove without the advice and recommendation  
702 of the council.~~

703 Section 20. Subsection (2) of section 267.21, Florida  
704 Statutes, is amended to read:

705 267.21 Historic Cemeteries Program.—

706 (2) (a) The Historic Cemeteries Program shall, subject to



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707 legislative appropriation, provide grants to the following  
708 entities:

709 1.(a) Research institutions, colleges and universities, and  
710 qualified nonprofit organizations, for the purpose of conducting  
711 genealogical and historical research necessary to identify and  
712 contact the relatives and descendants of persons buried in  
713 abandoned African-American cemeteries.

714 2.(b) Local governments and qualified nonprofit  
715 organizations, for the purposes of repairing, restoring, and  
716 maintaining abandoned African-American cemeteries.

717 (b) All grants of state funds to assist abandoned African-  
718 American cemeteries may be awarded only pursuant to applications  
719 for such assistance made to the division. The Florida Historic  
720 Cemeteries Program Advisory Council shall review each  
721 application for an abandoned African-American cemeteries grant  
722 made under this section. The council shall submit annually to  
723 the Secretary of State a list of all abandoned African-American  
724 cemeteries applications that it recommends for the award of  
725 grants, arranged in order of priority. The Secretary of State  
726 may review and provide comments to the Legislature concerning  
727 the recommended applicants. Funds awarded under this section  
728 must be expended in compliance with all federal, state, and  
729 local laws and regulations and used only for activities and  
730 programs that are not harmful to minors. The Secretary of State  
731 shall submit a recommended list to the Legislature for funding  
732 consideration. For purposes of this paragraph, the term "harmful  
733 to minors" means any reproduction, imitation, characterization,  
734 description, exhibition, presentation, or representation, in any  
735 manner or form, depicting sexual conduct or sexual excitement as



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736 those terms are defined in s. 847.001.

737 Section 21. Subsections (1) and (2) of section 267.22,  
738 Florida Statutes, are amended to read:

739 267.22 Historic Cemeteries Program Advisory Council.—

740 (1) The Historic Cemeteries Program Advisory Council, an  
741 advisory council as defined in s. 20.03(7), is created as a sub-  
742 council within the Florida Historical Commission created by s.  
743 267.0612 ~~division~~ and shall be composed ~~consist~~ of at least five  
744 but no more than nine members appointed by the Florida  
745 Historical Commission ~~Secretary of State~~ after considering the  
746 recommendations of the director of the division. The council  
747 must be composed of an inclusive group of members who are  
748 regionally distributed and representative of communities  
749 throughout this state and may include members of the Florida  
750 Historical Commission. Members in place on July 1, 2025, may  
751 serve for the remainder of their respective terms. New  
752 appointments to the council may not be made until the  
753 retirement, resignation, removal, or expiration of the terms of  
754 the initial members results in fewer than five members  
755 remaining. ~~Members shall serve 4-year terms; however, for the~~  
756 ~~purpose of providing staggered terms, four of the appointees~~  
757 ~~initially shall be appointed to 2-year terms and the remaining~~  
758 ~~five shall be appointed to 4-year terms. All new subsequent~~  
759 appointments shall be for 2-year 4-year terms. Annually As soon  
760 as practicable after July 1, 2023, the council shall meet to  
761 elect a chair from its membership. Except as otherwise provided  
762 in this section, the council shall operate in a manner  
763 consistent with s. 20.052.

764 (2) The council shall provide guidance and recommendations



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765 to the division and the Florida Historical Commission regarding  
766 the duties and responsibilities of the Historic Cemeteries  
767 Program created under s. 267.21. The council must also evaluate  
768 proposals for awards of abandoned African-American cemeteries  
769 grants, as authorized by s. 267.21(2). Pursuant thereto, the  
770 council must review and evaluate proposals for abandoned  
771 African-American cemeteries grants and make recommendations to  
772 the Secretary of State, including providing a priority ranking,  
773 reflecting the evaluation. In making its evaluation and  
774 recommendations, the council shall, at a minimum, consider the  
775 purpose, public benefit, location, and cost of each proposal for  
776 grant assistance. Abandoned African-American cemeteries grants  
777 recommendations of the council shall be reviewed by the  
778 Secretary of State in accordance with s. 267.21(2).

779 Section 22. This act shall take effect upon becoming a law.  
780

781 ===== T I T L E A M E N D M E N T =====

782 And the title is amended as follows:

783 Delete everything before the enacting clause  
784 and insert:

785 A bill to be entitled

786 An act relating to duties of the Department of State;  
787 amending s. 257.031, F.S.; revising the entity that  
788 accredits a specified library school program; amending  
789 s. 257.12, F.S.; revising duties of the State Library  
790 Council; authorizing the Secretary of State to review  
791 and identify certain funding recommendations made by  
792 the council; defining the term "harmful to minors";  
793 amending s. 257.17, F.S.; conforming provisions to



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794 changes made by the act; amending s. 257.191, F.S.;

795 requiring the Secretary of State to identify whether

796 construction grant funds meet certain criteria and are

797 used for certain purposes; defining the term "harmful

798 to minors"; requiring the secretary to submit a

799 recommended list to the Legislature for funding

800 consideration; amending s. 257.23, F.S.; requiring the

801 secretary to identify whether construction grant funds

802 meet certain criteria and are used for certain

803 purposes; defining the term "harmful to minors";

804 repealing s. 257.34, F.S., relating to the Florida

805 International Archive and Repository; amending s.

806 257.42, F.S.; requiring the secretary to identify

807 whether library cooperative grant funds meet certain

808 criteria and are used for certain purposes; defining

809 the term "harmful to minors"; amending s. 265.283,

810 F.S.; deleting the definitions of the terms "panel,"

811 "state touring program grants," and "underserved arts

812 community assistance program grants"; amending s.

813 265.284, F.S.; providing that the secretary is the

814 chief arts and culture officer of the state; amending

815 s. 265.285, F.S.; revising the membership of the

816 Florida Council on Arts and Culture; prohibiting

817 council members from receiving financial compensation

818 under specified circumstances; providing an exception;

819 revising duties of the council; defining the term

820 "harmful to minors"; amending s. 265.286, F.S.;

821 defining the term "harmful to minors"; requiring the

822 Division of Arts and Culture to accept applications



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823 for arts and cultural grants for specified purposes;  
824 specifying eligibility criteria; deleting review panel  
825 member appointments and criteria; authorizing the  
826 secretary to review a specified list and provide  
827 comments to the Legislature; requiring that specified  
828 grant funds meet certain criteria and are used for  
829 certain purposes; requiring the secretary to submit a  
830 recommended list to the Legislature for funding  
831 consideration; providing activities and programs for  
832 which the division may award grants; revising items  
833 for which the division may adopt rules; prohibiting  
834 applicants for grant funding from having substantial  
835 interests for certain recommendations; requiring the  
836 secretary to submit a recommended list to the  
837 Legislature for funding consideration; authorizing the  
838 council and secretary to provide a separate list for  
839 certain activities and programs; providing  
840 applicability; providing expiration dates for certain  
841 purposes; amending s. 265.2865, F.S.; authorizing,  
842 rather than requiring, the council to accept and  
843 recommend nominations for certain purposes annually;  
844 reducing the number of members the secretary may name  
845 to the Florida Artists Hall of Fame in any nomination  
846 year; authorizing, rather than requiring, the  
847 secretary to annually request an appropriation for  
848 certain purposes; amending s. 265.701, F.S.; deleting  
849 an authorization for certain grant funds to be used to  
850 acquire cultural facilities; authorizing the secretary  
851 to review specified list and provide comments to the



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852 Legislature; requiring that grant funds meet certain  
853 criteria and are used for certain purposes; defining  
854 the term "harmful to minors"; requiring the secretary  
855 to make submit a recommended list to the Legislature  
856 for funding considerations; authorizing the council  
857 and secretary to provide a separate list for certain  
858 activities and programs; providing applicability;  
859 providing expiration dates for a certain purpose;  
860 amending s. 265.703, F.S.; revising the programs for  
861 which citizen support organizations may provide  
862 support; amending s. 265.803, F.S.; revising  
863 programmatic set-up and functions of the Florida  
864 Folklife Council; amending s. 267.0612, F.S.;  
865 requiring the secretary to review special category  
866 historic preservation grants-in-aid recommendations of  
867 the Florida Historical Commission; amending s.  
868 267.0617, F.S.; deleting a provision that requires  
869 certain funds to be credited to the Historical  
870 Resources Operating Trust Fund; authorizing the  
871 secretary to review specified lists and provide  
872 comments to the Legislature; requiring that grant  
873 funds meet certain criteria and are used for certain  
874 purposes; requiring the secretary to submit  
875 recommended lists to the Legislature for funding  
876 consideration; defining the term "harmful to minors";  
877 repealing s. 267.0722, F.S., relating to the Florida  
878 Museum of Black History; amending s. 267.075, F.S.;  
879 deleting provisions relating to The Grove Advisory  
880 Council; amending s. 267.21, F.S.; revising mechanisms



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881 by which state funds to assist abandoned African-  
882 American cemeteries may be awarded; authorizing the  
883 secretary to review a specified list and provide  
884 comments to the Legislature; requiring that grant  
885 funds meet certain criteria and are used for certain  
886 purposes; requiring the secretary to submit a  
887 recommended list to the Legislature for funding  
888 consideration; defining the term "harmful to minors";  
889 amending s. 267.22, F.S.; revising programmatic duties  
890 and composition of the Historic Cemeteries Program  
891 Advisory Council; requiring the council to evaluate  
892 proposals for awards of grants relating to abandoned  
893 African-American cemeteries; providing an effective  
894 date.