

Amendment No.

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED _____ (Y/N)
ADOPTED AS AMENDED _____ (Y/N)
ADOPTED W/O OBJECTION _____ (Y/N)
FAILED TO ADOPT _____ (Y/N)
WITHDRAWN _____ (Y/N)
OTHER _____

1 Committee/Subcommittee hearing bill: State Affairs Committee
2 Representative Basabe offered the following:

3
4 **Amendment to Amendment (025903) by Representative LaMarca**
5 **(with title amendment)**

6 Between lines 936 and 937 of the amendment, insert:

7 **Section 26. Section 267.24, Florida Statutes, is created**
8 **to read:**

9 267.24 State-owned Historic Cultural Properties.—

10 (1) LEGISLATIVE INTENT AND FINDINGS.—The Legislature finds
11 that certain historic and cultural properties owned by the State
12 are held in trust for the benefit of the public and must be
13 stewarded in a manner that prioritizes preservation, cultural
14 use, and public access. The Legislature further finds that
15 statewide standards are necessary to ensure consistency,
16 transparency, and accountability when state-owned historic

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17 cultural properties are leased, amended, redeveloped, or
18 repurposed.

19 (2) DEFINITIONS.—

20 (a) "Department" means the Department of Environmental
21 Protection.

22 (b) "Primary cultural use" means use of property
23 principally for live performance, education, rehearsal,
24 exhibition, or other cultural programming accessible to the
25 public.

26 (c) "State-owned historic cultural property" means real
27 property owned in fee simple by the State of Florida, including
28 property held by the Board of Trustees of the Internal
29 Improvement Trust Fund, which is:

30 1. Listed in the National Register of Historic Places or
31 determined to be eligible for listing.

32 2. Historically used or designated for theatrical,
33 artistic, educational, or cultural purposes.

34 (d) "Qualified stewardship entity" means a public
35 university, state college, or nonprofit cultural institution
36 with demonstrated experience operating cultural or performing
37 arts facilities.

38 (e) "Material lease action" means any lease amendment,
39 extension, redevelopment approval, sublease approval,
40 assignment, or other action that substantially alters the
41 permitted uses, development plan, preservation obligations, or

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42 public access obligations of the property.

43 (3) STEWARDSHIP STANDARD AND REVIEW.—For any state-owned
44 historic cultural property leased or administered by the
45 department, the department shall ensure that:

46 (a) The primary use of the property remains cultural in
47 nature.

48 (b) Any commercial or ancillary uses are subordinate and
49 directly support the cultural mission of the property.

50 (c) The property is not converted into a predominantly
51 retail, entertainment, or commercial shopping use inconsistent
52 with its historic or cultural purpose.

53 (d) Redevelopment activities comply with applicable
54 historic preservation review requirements under chapter 267,
55 Florida Statutes, and implementing rules.

56 (4) MATERIAL LEASE ACTIONS.—Before approving any material
57 lease action involving state-owned historical cultural property,
58 the department shall conduct a stewardship review, which must
59 include:

60 (a) Whether the current lessee has fulfilled cultural,
61 preservation, and public access obligations required by the
62 lease and by applicable law.

63 (b) Whether continued leasing to the current lessee serves
64 the public interest.

65 (c) Whether reassignment, rebid, or partnership with a
66 qualified stewardship entity would better preserve the cultural

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67 purpose of the property and serve the public interest.

68 (5) APPLICABILITY.—Nothing in this act limits the
69 authority of the department, as lessor or lease administrator,
70 to enforce lease terms or require compliance with applicable
71 state law.

72 (6) RULEMAKING.—The department may adopt rules necessary
73 to implement this section.

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76 **T I T L E A M E N D M E N T**

77 Remove lines 1000-1001 of the amendment and insert:
78 regulatory costs; providing construction; creating s.
79 267.24, F.S.; providing legislative findings and
80 intent; providing definitions; providing stewardship
81 standards and review; requiring the Department of
82 Environmental Protection to conduct a stewardship
83 review before approving lease actions involving
84 specified state-owned properties; providing
85 stewardship review requirements; authorizing the
86 department to adopt rules; providing an effective
87 date.