

1 A bill to be entitled
 2 An act relating to cultural affairs; amending s.
 3 20.10, F.S.; renaming the Division of Cultural Affairs
 4 as the Division of Arts and Culture; amending s.
 5 15.18, F.S.; providing that the Secretary of State
 6 shall be known as "Florida's Chief Arts and Culture
 7 Officer"; amending ss. 265.283, 265.284, 265.2865,
 8 265.603, 265.701, 265.7025, 265.704, and 468.401,
 9 F.S.; conforming provisions to changes made by the
 10 act; providing an effective date.

11

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

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14 Section 1. Paragraph (e) of subsection (2) of section
 15 20.10, Florida Statutes, is amended to read:

16 20.10 Department of State.—There is created a Department
 17 of State.

18 (2) The following divisions of the Department of State are
 19 established:

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

21 Section 2. Section 15.18, Florida Statutes, is amended to
 22 read:

23 15.18 International and cultural relations.—The Divisions
 24 of Arts and Culture ~~Cultural Affairs~~, Historical Resources, and
 25 Library and Information Services of the Department of State

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

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

43 | (2) Plan and carry out activities designed to cause
44 | improved cultural and governmental programs and exchanges with
45 | foreign countries.

46 | (3) Plan and implement cultural and social activities for
47 | visiting foreign heads of state, diplomats, dignitaries, and
48 | exchange groups.

49 | (4) Encourage and cooperate with other public and private
50 | organizations or groups in their efforts to promote the cultural

51 | advantages of Florida.

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

55 | (6) Provide, arrange, and make expenditures for the
56 | achievement of any or all of the purposes specified in this
57 | section.

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

60 | 265.283 Definitions.—The following definitions shall apply
61 | to ss. 265.281-265.709:

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

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

66 | Section 4. Subsection (1) of section 265.284, Florida
67 | Statutes, is amended to read:

68 | 265.284 Chief arts and culture ~~cultural~~ officer; director
69 | of division; powers and duties.—

70 | (1) The Secretary of State is the chief arts and culture
71 | ~~cultural~~ officer of the state.

72 | Section 5. Subsection (6) of section 265.2865, Florida
73 | Statutes, is amended to read:

74 | 265.2865 Florida Artists Hall of Fame.—

75 | (6) The Division of Arts and Culture ~~Cultural Affairs~~ of

76 | the Department of State shall adopt rules necessary to carry out
 77 | the purposes of this section, including, but not limited to,
 78 | procedures for accepting nominations to, making recommendations
 79 | for, selecting members of the Florida Artists Hall of Fame, and
 80 | providing travel expenses for such recipients. Notwithstanding
 81 | the provisions of s. 112.061, the Secretary of State may approve
 82 | first-class travel accommodations for recipients of the Florida
 83 | Artists Hall of Fame award and their representatives for health
 84 | or security purposes.

85 | Section 6. Subsection (2) of section 265.603, Florida
 86 | Statutes, is amended to read:

87 | 265.603 Definitions relating to Cultural Endowment
 88 | Program.—The following terms and phrases when used in ss.
 89 | 265.601-265.606 shall have the meaning ascribed to them in this
 90 | section, except where the context clearly indicates a different
 91 | meaning:

92 | (2) "Division" means the Division of Arts and Culture
 93 | ~~Cultural Affairs~~ of the Department of State.

94 | Section 7. Subsections (1) and (5) of section 265.701,
 95 | Florida Statutes, are amended to read:

96 | 265.701 Cultural facilities; grants for acquisition,
 97 | renovation, or construction; funding; approval; allocation.—

98 | (1) The Division of Arts and Culture ~~Cultural Affairs~~ may
 99 | accept and administer moneys appropriated to it for providing
 100 | grants to counties, municipalities, and qualifying nonprofit

101 corporations for the acquisition, renovation, or construction of
 102 cultural facilities.

103 (5) The Division of Arts and Culture ~~Cultural Affairs~~
 104 shall adopt rules prescribing the criteria to be applied by the
 105 Florida Council on Arts and Culture in recommending applications
 106 for the award of grants and rules providing for the
 107 administration of the other provisions of this section.

108 Section 8. Subsection (2) of section 265.7025, Florida
 109 Statutes, is amended to read:

110 265.7025 Definitions relating to historic programs.—For
 111 the purposes of ss. 265.7025-265.709, the term:

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

114 Section 9. Section 265.704, Florida Statutes, is amended
 115 to read:

116 265.704 Historical museums; powers and duties of the
 117 Division of Arts and Culture ~~Cultural Affairs~~.—

118 (1) The division shall adopt rules pursuant to ss.
 119 120.536(1) and 120.54 to administer the provisions of ss.
 120 265.7025-265.709.

121 (2) The division may make and enter into all contracts and
 122 agreements with other agencies, organizations, associations,
 123 corporations, and individuals or with federal agencies as it may
 124 determine are necessary, expedient, or incidental to the
 125 performance of its duties or the execution of its powers under

126 ss. 265.7025-265.709.

127 (3) The division may accept gifts, grants, bequests,
128 loans, and endowments for purposes not inconsistent with its
129 responsibilities under this chapter. The division may also
130 establish an endowment that is consistent with the
131 responsibilities under ss. 265.7025-265.709.

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

133 (a) Promote and encourage throughout the state knowledge
134 and appreciation of Florida history by encouraging the people of
135 the state to engage in the preservation and care of artifacts,
136 museum items, treasure troves, and other historical properties;
137 the collection, research, fabrication, exhibition, preservation,
138 and interpretation of historical materials; the publicizing of
139 the state's history through public information media; and other
140 activities in historical and allied fields.

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

144 (c) Plan and develop, in cooperation with other state
145 agencies and with municipalities, programs to promote and
146 encourage the teaching of Florida's history and heritage in
147 Florida schools and other educational institutions and other
148 such educational programs as may be appropriate.

149 (d) Establish professional standards for the preservation,
150 exclusive of acquisition, of historical resources in state

151 ownership or control.

152 (e) Take such other actions as are necessary or
 153 appropriate to locate, acquire, protect, preserve, operate,
 154 interpret, and promote the location, acquisition, protection,
 155 preservation, operation, and interpretation of historical
 156 resources to foster an appreciation of Florida history and
 157 culture.

158 Section 10. Subsection (4) of section 468.401, Florida
 159 Statutes, is amended to read:

160 468.401 Regulation of talent agencies; definitions.—As
 161 used in this part or any rule adopted pursuant hereto:

162 (4) "Engagement" means any employment or placement of an
 163 artist, where the artist performs in his or her artistic
 164 capacity. However, the term "engagement" shall not apply to
 165 procuring opera, music, theater, or dance engagements for any
 166 organization defined in s. 501(c)(3) of the Internal Revenue
 167 Code or any nonprofit Florida arts organization that has
 168 received a grant from the Division of Arts and Culture ~~Cultural~~
 169 ~~Affairs~~ of the Department of State or has participated in the
 170 state touring program of the Division of Arts and Culture
 171 ~~Cultural Affairs~~.

172 Section 11. This act shall take effect July 1, 2020.