

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WITHDRAWN _____ (Y/N)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 Gantt offered the following:

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4 **Amendment (with title amendment)**

5 Remove lines 52-84 and insert:

6 (2) (a) This section allows for monuments to be removed by
7 local governments and local officials if a majority of the
8 population and voters of the local government approves of the
9 removal.

10 (b) It is also the intent of the Legislature that the state
11 act to protect each historic Florida monument or memorial from
12 removal, damage, or destruction. The Legislature finds that an
13 accurate and factual history belongs to all Floridians and
14 future generations and the state has an obligation to protect
15 and preserve such history.

Amendment No.

16 (c) Further, it is the intent of the Legislature to provide
17 statewide uniformity through the division. It is also the
18 Legislature's intent that the division actively work to protect,
19 preserve, and ensure that each historic Florida monument or
20 memorial is not removed, damaged, or destroyed, regardless of
21 the location of such monument or memorial in the state and
22 consult with the Department of Veterans' Affairs on actions
23 regarding historic Florida military monuments or memorials.

24 (3) The state occupies the whole field of removal, damage,
25 or destruction of historic Florida monuments or memorials to the
26 exclusion of any existing or future local government ordinance,
27 regulation, or rule, or any action by an elected or appointed
28 local government official, and any such ordinances, regulations,
29 76 rules, or actions are void.

30 (4) (a) Any local government or elected or appointed local
31 government official that violates the Legislature's occupation
32 of the whole field of removal, damage, or destruction of
33 historic Florida monuments or memorials by enacting or enforcing
34 any local ordinance, regulation, or rule impinging upon such
35 exclusive occupation of the field shall be liable as provided in
36 this subsection; however, this section allows for monuments to
37 be removed by local governments and local officials if a
38 majority of the population and voters of the local government
39 approves of the removal.

40
PCS for HB 395 a3

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Amendment No.

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

Remove line 7 and insert:

property; providing applicability; providing an exception for
monuments approved by voters; providing for