

CHAPTER 2016-41

Committee Substitute for Senate Bill No. 310

An act relating to the National Statuary Hall; providing for replacement of the statue of General Edmund Kirby Smith in the National Statuary Hall Collection at the United States Capitol; providing for selection of a prominent Florida citizen to be commemorated in the National Statuary Hall Collection; providing for selection of a sculptor to design the statue; requiring the Florida Council on Arts and Culture and the Department of State to estimate costs associated with the replacement of the statue; authorizing the council to raise funds to support such costs; providing for the deposit of funds raised into the Grants and Donations Trust Fund of the department; requiring the department to submit a report to the Governor and the Legislature by a specified date; specifying required content of the report; providing for submission of the state's request to the United States Joint Committee on the Library of Congress for approval to replace the statue; providing an effective date.

WHEREAS, pursuant to 2 U.S.C. s. 2131, each state is permitted to provide and furnish to the United States Capitol two statues, in marble or bronze, of deceased persons who have been prominent citizens of the state for placement in the National Statuary Hall Collection, and

WHEREAS, currently, Florida has two statues, of Dr. John Gorrie and of General Edmund Kirby Smith, in the National Statuary Hall Collection, and

WHEREAS, pursuant to 2 U.S.C. s. 2132, a state may request that the Joint Committee on the Library of Congress approve the replacement of any statue the state has provided for display in the National Statuary Hall Collection at the United States Capitol, NOW, THEREFORE,

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

Section 1. (1) At its first annual meeting following the effective date of this act, the ad hoc committee of the Great Floridians Program within the Division of Historical Resources of the Department of State, as established under s. 267.0731(1)(b), Florida Statutes, shall select, according to guidelines prescribed by the division, three prominent Florida citizens, who may include, but are not limited to, persons of distinguished civil or military service, to be commemorated in the National Statuary Hall Collection of the United States Capitol. The ad hoc committee shall submit its recommendations to the Legislature by January 1, 2017. From the ad hoc committee's recommendations, the Legislature shall select one prominent Florida citizen to replace the statue of General Edmund Kirby Smith in the National Statuary Hall Collection.

(2) At its first meeting following the effective date of this act, the Florida Council on Arts and Culture, as established under s. 265.285, Florida

Statutes, shall select a sculptor, according to the guidelines prescribed by the Department of State and 2 U.S.C. s. 2131, with preference given to a sculptor from this state, to design a statue of the prominent Florida citizen selected pursuant to subsection (1) for replacement of the statue of General Edmund Kirby Smith.

(3) The Florida Council on Arts and Culture and the Department of State shall estimate the costs associated with the replacement of the statue, including the costs to design, construct, transport, and place the new statue; the removal and transfer of the current statue; and any unveiling ceremony for the new statue. The Florida Council on Arts and Culture may raise funds from private sources to fund the costs associated with the replacement of the statue. Funds raised must be placed in the Grants and Donations Trust Fund of the Department of State and may be used only for the limited purposes associated with statue replacement described in this subsection.

(4) Based on the findings of the Florida Council on Arts and Culture, the Department of State shall submit a report, by January 1, 2017, to the Governor, the President of the Senate, and the Speaker of the House of Representatives. The report must include, but is not limited to, the following:

(a) The name of the sculptor and the process used to select the sculptor.

(b) An estimate of the total costs associated with replacement of the statue, including the costs to design, construct, transport, and place the new statue; the removal and transfer of the current statue; and any unveiling ceremony for the new statue.

(5) In accordance with 2 U.S.C. s. 2132, upon the selection of a prominent Florida citizen under subsection (1) and a sculptor under subsection (2), the Legislature shall request by memorial that the United States Joint Committee on the Library of Congress approve the request to replace the statue of General Edmund Kirby Smith and that the Architect of the Capitol carry out the request. Upon adoption of the memorial by the Legislature and approval of the request in writing by the Governor, the memorial shall be submitted to the United States Joint Committee on the Library of Congress.

Section 2. This act shall take effect upon becoming a law.

Approved by the Governor March 10, 2016.

Filed in Office Secretary of State March 10, 2016.