

**The Florida Senate**  
**BILL ANALYSIS AND FISCAL IMPACT STATEMENT**

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

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Prepared By: The Professional Staff of the Committee on Fiscal Policy

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BILL: CS/SB 1160

INTRODUCER: Education Pre-K - 12 Committee and Senator Detert

SUBJECT: Art in the Capitol Competition

DATE: February 23, 2016

REVISED: \_\_\_\_\_

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	<u>Bailey</u>	<u>Klebacha</u>	<u>ED</u>	<b>Fav/CS</b>
2.	<u>Davis</u>	<u>DeLoach</u>	<u>AGG</u>	<b>Recommend: Favorable</b>
3.	<u>Hrdlicka</u>	<u>Hrdlicka</u>	<u>FP</u>	<b>Favorable</b>

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**Please see Section IX. for Additional Information:**

COMMITTEE SUBSTITUTE - Substantial Changes

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**I. Summary:**

CS/SB 1160 creates the Art in the Capitol Competition, a statewide visual arts competition for all public, private, and home education students in grades 6 through 8.

Specifically, the bill requires:

- Each school district to annually hold an Art in the Capitol Competition with a selection committee consisting of art teachers whose students have not submitted work;
- Winning submissions to be provided to the legislator of the legislative district in which the student resides; and
- The legislator to submit the artwork to the Department of Management Services to be displayed in the Capitol Building during the regular legislative session.

The bill has an indeterminate, insignificant fiscal impact on state funds.

The bill takes effect on July 1, 2016.

**II. Present Situation:**

**Artwork in the Florida Capitol**

The Capitol has both permanent and temporary art displays. The lower floors of the Capitol and legislative office buildings display photographs from Florida's history. Temporary display areas

within the Capitol Grounds include the 22<sup>nd</sup> Floor Capitol Gallery, Cabinet Meeting Room, and the Gallery at the Historic Capitol.<sup>1</sup>

The Capitol Complex Exhibition Program showcases Florida artists through a series of visual art exhibitions throughout the Capitol Complex. Exhibitions are selected by Department of State, Division of Cultural Affairs staff members based on quality, diversity of medium, and regional representation, with preference given to Florida themes.<sup>2</sup>

### **Congressional Art Competition**

The Congressional Institute<sup>3</sup> sponsors the Congressional Art Competition each spring, a nationwide high school visual art competition “to recognize and encourage artistic talent in the nation and in each congressional district.”<sup>4</sup> Students submit entries to the offices of their Congressional representatives and winning entries are selected by panels of artists in each Congressional district. Winners are recognized both in their district and at an annual awards ceremony in Washington, DC, and winning artwork is displayed at the U.S. Capitol for one year.

All entries for the competition must:<sup>5</sup>

- Be two dimensional;
- Be no larger than 28 inches wide by 28 inches tall by 4 inches thick when framed;
- Not weigh more than 15 pounds, including the frame; and
- Be original in concept, design, and execution. An entry may not violate any U.S. copyright laws.

### **III. Effect of Proposed Changes:**

CS/SB 1160 creates the Art in the Capitol Competition, a statewide visual arts competition for all public, private, and home education students in grades 6 through 8 to recognize and encourage artistic talent in Florida. The bill directs the Department of Management Services (DMS) and the Department of Education to administer the Art in the Capitol Competition.

Specifically, the bill requires each school district to annually hold an Art in the Capitol Competition with the submissions to be judged by a selection committee consisting of art teachers whose students have not submitted artwork. In effect, the art competition offers an opportunity for students to not only be challenged locally, but to also be acknowledged for their talent and creativity at the state level.

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<sup>1</sup> Visit Florida Capitol, *Artwork in the Capitol*, <http://www.visitfloridacapitol.com/capitol/art.php> (last visited Feb. 19, 2016).

<sup>2</sup> Department of State, Division of Cultural Affairs, *Exhibitions*, <http://dos.myflorida.com/cultural/programs/exhibitions/> (last visited Feb 19, 2016).

<sup>3</sup> “The Congressional Institute was established in 1987 for the intellectual and social benefit of Members of Congress and to provide education information about Congress to the general public.” Congressional Institute, *About Us*, <http://conginst.org/about/> (last visited February 19, 2016).

<sup>4</sup> United States House of Representatives, *Congressional Art Competition*, [http://www.house.gov/content/educate/art\\_competition/](http://www.house.gov/content/educate/art_competition/) (last visited January 29, 2016).

<sup>5</sup> *Id.*

The artwork submission requirements for the Florida statewide visual arts competition are similar to the nationwide high school Congressional Art Competition. A submission must:

- Be two dimensional;
- Be no larger than 28 inches wide by 28 inches long by 4 inches thick;
- Weigh less than 15 pounds; and
- Be original in concept, design, and execution. A submission may not violate copyright laws.

The bill requires the winning artwork to be submitted to the office of the legislator of the district in which the student resides no later than 60 days prior to the start of the regular legislative session. The bill allows for an unspecified number of winning submissions to be provided to each legislator.

The legislator will provide the submissions to the DMS to be displayed in the Capitol Building during the regular legislative session. Submissions will be returned to the students.

The bill takes effect on July 1, 2016.

#### **IV. Constitutional Issues:**

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

#### **V. Fiscal Impact Statement:**

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

The bill has an indeterminate fiscal impact on state funds for the DMS to display artwork in the Capitol and school districts to annually conduct the Art in the Capitol Competition. These costs are most likely insignificant and can be absorbed within existing resources.

There is no fiscal impact on the Department of Education.

**VI. Technical Deficiencies:**

None.

**VII. Related Issues:**

None.

**VIII. Statutes Affected:**

This bill creates an undesignated section of the Florida Statutes.

**IX. Additional Information:****A. Committee Substitute – Statement of Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

**CS by Education Pre-K – 12 on February 2, 2016:**

The committee substitute modifies the bill as follows:

- Requires each school district to annually hold an Art in the Capitol Competition for all public, private, and home education students in grades 6 through 8;
- Revises the selection committee to consist of art teachers whose students have not submitted artwork for consideration;
- Requires the artwork to go to the legislator of the legislative district in which the student resides;
- Revises applicable deadlines; and
- Removes the authorization for the Department of Management Services to adopt rules to administer the Art in the Capitol Competition.

**B. Amendments:**

None.