

By: Smith of Harris

H.B. No. 37

A BILL TO BE ENTITLED

AN ACT

relating to the San Jacinto Battleground.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Sections 22.012, 22.013, and 22.014, Parks and Wildlife Code, are amended to read as follows:

Sec. 22.012. SAN JACINTO BATTLGROUND HISTORICAL ADVISORY BOARD. (a) The San Jacinto Battleground Historical Advisory Board is composed of:

(1) the presiding officer [~~chairman~~] of the Battleship Texas Foundation [~~Commission~~];

(2) the presiding officer [~~president~~] of the San Jacinto Museum of History Association; and

(3) three members of the public.

(b) The three members of the public are appointed by the governor for staggered terms of six years each, with the term of one member expiring September 1 of each odd-numbered year. The members appointed by the governor must include individuals who are knowledgeable about the history of this state and have demonstrated an interest in the historical preservation of the battleground.

(c) One or more of the three public members of the board [~~public~~] may be selected from the San Jacinto Chapter, Daughters of the Republic of Texas.

(d) The advisory board shall annually elect from its members a presiding officer, a vice presiding officer, and a secretary.

1       (e) Each state senator or state representative whose  
2 district includes the battleground is a nonvoting ex officio board  
3 member.

4       (f) It is a ground for removal of a public member from the  
5 board if the member is absent for three regularly scheduled board  
6 meetings during a calendar year without an excuse approved by a  
7 majority of the board.

8       (g) If a public member's position on the board becomes  
9 vacant, the governor shall appoint another public member to fill  
10 the remaining term of the vacated position as soon as practicable.

11       Sec. 22.013. MEETINGS; BYLAWS.       (a) The San Jacinto  
12 Battleground Historical Advisory Board shall meet quarterly to  
13 review the policies and operations of the San Jacinto Battleground  
14 and to advise the department on the proper historical development  
15 of the battleground.

16       (b) The board shall:

17               (1) prepare bylaws; and

18               (2) take minutes for all board meetings [~~and deliver~~  
19 them to the commission].

20       (c) The bylaws may provide for additional nonvoting ex  
21 officio members.

22       (d) After approval by the board, the secretary of the [The]  
23 board shall deliver the board's bylaws, [~~and~~] any changes made to  
24 the bylaws, and the minutes of each meeting to the commission[~~. Any~~  
25 minutes or bylaws delivered to the commission shall be delivered by  
26 the member of the board who is an employee of the department].

27       (e) The department and advisory board members shall be given

1 timely notice of each board meeting.

2 Sec. 22.014. POWERS OF THE BOARD. The board may:

3 (1) conduct an annual commemoration of the Battle of  
4 San Jacinto at the battleground; and

5 (2) sponsor other educational programs pertaining to  
6 the battle or the history of this state [~~accept, in the name of the~~  
7 ~~state, all bequests, gifts, and grants of money or property made to~~  
8 ~~the battleground and use the bequests for the purposes specified by~~  
9 ~~the grantor, if any].~~

10 SECTION 2. The changes in law made by this Act in the  
11 qualifications applying to members of the San Jacinto Battleground  
12 Historical Advisory Board do not affect the entitlement of a member  
13 serving on the board immediately before September 1, 2003, to  
14 continue to serve and function as a member of the board for the  
15 remainder of the member's term. Those changes in law apply only to  
16 a member appointed on or after September 1, 2003.

17 SECTION 3. This Act takes effect September 1, 2003.