

By: Smith of Harris

H.B. No. 632

Substitute the following for H.B. No. 632:

By: Phillips

C.S.H.B. No. 632

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to the historical advisory board of the San Jacinto  
3 Battleground.

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

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

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

10 (1) the presiding officer or an appointed  
11 representative [~~chairman~~] of the Battleship Texas Foundation  
12 [~~Commission~~];

13 (2) the presiding officer or an appointed  
14 representative [~~president~~] of the San Jacinto Museum of History  
15 Association; [~~and~~]

16 (3) the presiding officer or an appointed  
17 representative of the San Jacinto Battleground Association;

18 (4) the executive director of the Texas Historical  
19 Commission or an appointed representative of that commission; and

20 (5) four [~~three~~] members of the public.

21 (b) The four [~~three~~] members of the public are appointed by  
22 the governor for staggered terms of six years each, with the term of  
23 one or two members [~~member~~] expiring September 1 of each  
24 odd-numbered year. The members appointed by the governor must

1 include individuals who are knowledgeable about the history of this  
2 state and have demonstrated an interest in the historical  
3 preservation of the battleground.

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

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

9 (e) Each state senator and state representative whose  
10 district includes the battleground is a nonvoting ex officio board  
11 member.

12 (f) It is a ground for removal of a public member from the  
13 board if the member is absent for three regularly scheduled board  
14 meetings during a calendar year without an excuse approved by a  
15 majority of the board.

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

19 (h) A member of the board serves without compensation and is  
20 not entitled to reimbursement for expenses incurred in the  
21 performance of official board duties.

22 Sec. 22.013. MEETINGS; BYLAWS. (a) The San Jacinto  
23 Battleground Historical Advisory Board shall meet quarterly to  
24 review the policies and operations of the San Jacinto Battleground  
25 and to advise the department on the proper historical development  
26 of the battleground.

27 (b) The board shall:

1           (1) prepare bylaws; and

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

4           (c) The bylaws may provide for additional nonvoting ex  
5 officio members.

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

11           (e) The department and board members shall be given timely  
12 notice of each board meeting.

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

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

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

21           SECTION 2. (a) The changes in law made by this Act in the  
22 qualifications applying to members of the San Jacinto Battleground  
23 Historical Advisory Board do not affect the entitlement of a member  
24 serving on the board immediately before September 1, 2005, to  
25 continue to serve and function as a member of the board for the  
26 remainder of the member's term. Those changes in law apply only to  
27 a member appointed on or after September 1, 2005.

1           (b) Not later than December 1, 2005, the governor shall  
2     appoint a fourth public member to the San Jacinto Battleground  
3     Historical Advisory Board to a term that expires September 1, 2011.

4           SECTION 3. This Act takes effect September 1, 2005.