

1-1 By: Guillen, Frullo, Farias H.B. No. 1300
1-2 (Senate Sponsor - Eltife)
1-3 (In the Senate - Received from the House April 7, 2011;
1-4 April 26, 2011, read first time and referred to Committee on
1-5 Agriculture and Rural Affairs; May 3, 2011, reported favorably by
1-6 the following vote: Yeas 3, Nays 0; May 3, 2011, sent to printer.)

1-7 A BILL TO BE ENTITLED
1-8 AN ACT

1-9 relating to funding for state sites and programs of the Parks and
1-10 Wildlife Department through private contributions and partnerships
1-11 and to commercial advertising on certain state sites.

1-12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-13 SECTION 1. Chapter 11, Parks and Wildlife Code, is amended
1-14 by adding Subchapter J-1 to read as follows:

1-15 SUBCHAPTER J-1. FOR-PROFIT PARTNERSHIPS

1-16 Sec. 11.221. DEFINITIONS. In this subchapter:

1-17 (1) "Official corporate partner" means a for-profit
1-18 entity that:

1-19 (A) is designated an official corporate partner
1-20 by the department;

1-21 (B) works with the department to raise funds for
1-22 state site operations and maintenance or other priority projects or
1-23 programs; and

1-24 (C) is selected as provided under Section 11.222.

1-25 (2) "State site" means a state park, natural area,
1-26 wildlife management area, fish hatchery, or historic site under the
1-27 jurisdiction of the department.

1-28 Sec. 11.222. SELECTION; CONTRACT. (a) Subject to
1-29 commission approval, the department may select a for-profit entity
1-30 as an official corporate partner.

1-31 (b) The department may contract with one or more official
1-32 corporate partners to raise funds for state site operations and
1-33 maintenance or other priority projects or programs.

1-34 Sec. 11.223. GIFTS AND GRANTS; FUND-RAISING. (a) To raise
1-35 funds for state site operations and maintenance or other priority
1-36 projects or programs, an official corporate partner may accept
1-37 contributions, gifts, grants, and promotional campaign proceeds on
1-38 behalf of the department or provide contributions, gifts, grants,
1-39 and promotional campaign proceeds to the department. The department
1-40 shall ensure that an official corporate partner transfers the
1-41 contributions, gifts, grants, and promotional campaign proceeds
1-42 accepted on behalf of the department to the department as soon as
1-43 possible.

1-44 (b) The department may contract with one or more official
1-45 corporate partners to conduct joint promotional campaigns or other
1-46 fund-raising efforts conducted by the department to raise funds for
1-47 state site operations and maintenance or other priority projects or
1-48 programs.

1-49 Sec. 11.224. USE OF FUNDS. Money received by the department
1-50 under this subchapter, including money received under a contract or
1-51 licensing or other agreement or as a gift or grant, may be used only
1-52 for state site operations and maintenance or other priority
1-53 projects or programs.

1-54 Sec. 11.225. RULES. The commission shall adopt rules to
1-55 implement this subchapter, including rules that establish
1-56 guidelines or best practices for official corporate partners.

1-57 Sec. 11.226. OTHER DONATION AUTHORITY NOT LIMITED. This
1-58 subchapter does not limit the department's authority to accept
1-59 donations that are otherwise authorized.

1-60 SECTION 2. Subchapter A, Chapter 13, Parks and Wildlife
1-61 Code, is amended by adding Sections 13.0151 and 13.0155 to read as
1-62 follows:

1-63 Sec. 13.0151. STATE PARK PASSES. (a) The department may
1-64 contract with any entity the department considers appropriate to

2-1 sell state park passes in any of the entity's retail locations.
2-2 (b) The commission may adopt rules to implement this
2-3 section.

2-4 Sec. 13.0155. USE OF PARKS AND WILDLIFE DEPARTMENT BRAND.
2-5 (a) The department may contract with any entity the department
2-6 considers appropriate to use the Parks and Wildlife Department
2-7 brand in exchange for licensing fees paid by the entity to the
2-8 department.

2-9 (b) The department may use the licensing fees received under
2-10 Subsection (a) for any use under this code.

2-11 (c) The commission may adopt rules to implement this
2-12 section.

2-13 SECTION 3. Subchapter B, Chapter 13, Parks and Wildlife
2-14 Code, is amended by adding Section 13.103 to read as follows:

2-15 Sec. 13.103. ADVERTISING. The commission by rule shall
2-16 prohibit inappropriate commercial advertising in state parks,
2-17 natural areas, historic sites, or other sites under the
2-18 jurisdiction of the department to preserve the integrity of the
2-19 sites and to minimize distractions that may interfere with the
2-20 enjoyment of the sites by visitors.

2-21 SECTION 4. This Act takes effect immediately if it receives
2-22 a vote of two-thirds of all the members elected to each house, as
2-23 provided by Section 39, Article III, Texas Constitution. If this
2-24 Act does not receive the vote necessary for immediate effect, this
2-25 Act takes effect September 1, 2011.

2-26 * * * * *