

By: Lucio

S.B. No. 111

A BILL TO BE ENTITLED

AN ACT

relating to the preservation of Texas Historical Use Buildings.

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

SECTION 1. Section 442.001, Government Code, is amended by amending Subdivision (3) and adding Subdivision (4) to read as follows:

(3) "Historic structure" means a structure that:

(A) is included on the National Register of Historic Places;

(B) is designated as a Recorded Texas Historic Landmark;

(C) is designated as a State Archeological Landmark;

(D) is determined by the Texas Historical Commission to qualify as eligible property under criteria for inclusion on the National Register of Historic Places or for designation as a Recorded Texas Historic Landmark or as a State Archeological Landmark;

(E) is certified by the Texas Historical Commission to other state agencies as worthy of preservation; ~~or~~

(F) is designated by an ordinance of a municipality with a population of more than 1.5 million as historic; or

(G) is a Texas Historical Use Building.

1 (4) "Texas Historical Use Building" means a building
2 that:
3 (A) is at least 150 years old;
4 (B) is currently used regularly for a purpose
5 that benefits the community in which the building is located; and
6 (C) has been used regularly for the purpose
7 described by Paragraph (B) for at least 150 years.

8 SECTION 2. Section 442.015(b), Government Code, is amended
9 to read as follows:

10 (b) The commission may use money in the Texas preservation
11 trust fund account to provide financial assistance to public or
12 private entities for the acquisition, survey, restoration, or
13 preservation, or for planning and educational activities leading to
14 the preservation, of historic property in the state that is listed
15 in the National Register of Historic Places or designated as a State
16 Archeological Landmark or Recorded Texas Historic Landmark, [~~or~~]
17 that the commission determines is eligible for such listing or
18 designation, or that is a Texas Historical Use Building. The
19 financial assistance may be in the amount and form and according to
20 the terms that the commission by rule determines. The commission
21 shall give priority to property the commission determines to be
22 endangered by demolition, neglect, underuse, looting, vandalism,
23 or other threat to the property. Gifts and grants deposited to the
24 credit of the account specifically for any eligible projects may be
25 used only for the type of projects specified. If such a
26 specification is not made, the gift or grant shall be unencumbered
27 and accrue to the benefit of the Texas preservation trust fund

1 account. If such a specification is made, the entire amount of the
2 gift or grant may be used during any period for the project or type
3 of project specified.

4 SECTION 3. This Act takes effect September 1, 2013.