

By: Birdwell, Nichols

S.B. No. 201

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the continuation and functions of the State
3 Preservation Board; providing penalties.

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

5 SECTION 1. Section 443.002, Government Code, is amended to
6 read as follows:

7 Sec. 443.002. SUNSET PROVISION. The State Preservation
8 Board is subject to Chapter 325 (Texas Sunset Act). Unless
9 continued in existence as provided by that chapter, the board is
10 abolished and this chapter expires September 1, 2025 [~~2013~~].

11 SECTION 2. Section 443.003, Government Code, is amended by
12 adding Subsection (e) to read as follows:

13 (e) The governor, lieutenant governor, and speaker of the
14 house of representatives, as a member of the board, may designate a
15 representative to act, including the ability to vote, on behalf of
16 the member during a board meeting.

17 SECTION 3. Subsection (b), Section 443.004, Government
18 Code, is amended to read as follows:

19 (b) The board shall meet at least twice each year and at
20 other times at the call of the governor and as provided by board
21 rules.

22 SECTION 4. Section 443.0071, Government Code, is amended to
23 read as follows:

24 Sec. 443.0071. REVIEW OF CONSTRUCTION IN CAPITOL COMPLEX.

1 (a) A proposal to construct a building, monument, or other
2 improvement in the Capitol complex must be:

3 (1) consistent with Capitol complex design guidelines
4 or standards adopted as part of a 1989 planning process or
5 subsequently adopted based on a Capitol complex master plan; and

6 (2) submitted to the board for its review and comment
7 at the earliest planning stages of any such project.

8 (b) Not later than the 60th day after the date the board
9 receives final designs for a building in the Capitol complex, the
10 board may by a public vote disapprove the project if the board
11 determines that the project does not meet the requirements of
12 Subsection (a)(1) or is not in the best interest of the state or of
13 the Capitol complex.

14 (c) The project is considered to be approved by the board if
15 the board does not hold the public vote authorized by Subsection (b)
16 on or before the date required under that subsection.

17 (d) In this section, "Capitol complex" means the
18 state-owned property within the area bounded on the north by Martin
19 Luther King, Jr., Boulevard, bounded on the east by Trinity Street,
20 bounded on the south by 10th Street, and bounded on the west by
21 Lavaca Street.

22 SECTION 5. Chapter 443, Government Code, is amended by
23 adding Section 443.031 to read as follows:

24 Sec. 443.031. MANSION RENEWAL TRUST FUND. (a) The Mansion
25 renewal trust fund is created as a trust fund outside the treasury
26 with the comptroller and shall be administered by the board, as a
27 trustee on behalf of the people of this state, to maintain and

1 preserve the Governor's Mansion. The fund consists of:

2 (1) money transferred to the fund at the direction of
3 the legislature; or

4 (2) money donated to the board for the purposes of
5 preserving and maintaining the Governor's Mansion.

6 (b) Money in the fund may be used only for the purpose of
7 major repairs to or preservation of the Governor's Mansion, as
8 determined by the board.

9 (c) The interest received from the investment of money in
10 the fund shall be credited to the fund.

11 SECTION 6. Chapter 445, Government Code, is amended by
12 adding Section 445.014 to read as follows:

13 Sec. 445.014. MUSEUM DIRECTOR. The executive director of
14 the State Preservation Board shall employ a museum director to
15 manage and operate the museum.

16 SECTION 7. Chapter 445, Government Code, is amended by
17 adding Section 445.015 to read as follows:

18 Sec. 445.015. The State Preservation Board shall formulate
19 and adopt reasonable policies for naming spaces within the museum,
20 including the designation of rooms, exhibition halls, or other
21 areas in honor of donors or other benefactors, if appropriate.

22 SECTION 8. Subchapter F, Chapter 2165, Government Code, is
23 amended by adding Section 2165.259 to read as follows:

24 Sec. 2165.259. SMOKING TOBACCO ON STATE CAPITOL GROUNDS.

25 (a) In this section, "State Capitol grounds" has the meaning
26 assigned by Section 2165.255.

27 (b) A person commits an offense if the person is in

1 possession of a burning tobacco product or smokes tobacco on the
2 State Capitol grounds.

3 (c) An offense under this section is a Class C misdemeanor.

4 (d) The State Preservation Board shall adopt rules on the
5 enforcement and notification of this section.

6 SECTION 9. The State Preservation Board shall develop and
7 conduct a study to evaluate the feasibility of establishing
8 lactation suites in the Capitol Complex for breastfeeding mothers,
9 specifically to facilitate their expressing breast milk.

10 SECTION 10. This Act takes effect September 1, 2013.