

By: Toth

H.B. No. 3516

A BILL TO BE ENTITLED

AN ACT

relating to preservation, maintenance, and restoration of the Alamo Cenotaph; granting the power of eminent domain.

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

SECTION 1. Subchapter I, Chapter 31, Natural Resources Code, is amended by adding Section 31.4515 to read as follows:

Sec. 31.4515. PRESERVATION, MAINTENANCE, AND RESTORATION OF ALAMO CENOTAPH. (a) The legislature finds that:

(1) the 44th Legislature:

(A) appropriated money to create and conduct celebrations commemorating the heroic period of early Texas history and celebrating a century of independence and progress for Texas as a republic and state; and

(B) created a Commission of Control for Texas Centennial celebrations to approve allocations of state appropriated money and to apply for federal money for the centennial celebrations to be spent under the direction and control of the commission; and

(2) from federal money granted to the state, the Commission of Control commissioned construction of the Alamo Cenotaph for the benefit of the state and the public to honor heroes of the Alamo and other patriotic Texans.

(b) The land office is responsible for the preservation, maintenance, and restoration of the Alamo Cenotaph and has

1 jurisdiction over the land immediately underneath and adjacent to
2 the cenotaph. The land office shall determine and officially
3 designate a reasonable amount of land as the land immediately
4 underneath and adjacent to the cenotaph for purposes of this
5 section.

6 (c) The land office has the power of eminent domain to
7 acquire in the manner provided by Chapter 21, Property Code, any
8 property necessary to preserve, maintain, and restore the Alamo
9 Cenotaph and carry out the purposes of this section.

10 (d) Any power or duty related to the Alamo Cenotaph formerly
11 vested in another state agency or local governmental entity,
12 including the City of San Antonio, is vested solely in the land
13 office in accordance with this section.

14 SECTION 2. This Act takes effect immediately if it receives
15 a vote of two-thirds of all the members elected to each house, as
16 provided by Section 39, Article III, Texas Constitution. If this
17 Act does not receive the vote necessary for immediate effect, this
18 Act takes effect September 1, 2019.