

By: Taylor

S.B. No. 2008

A BILL TO BE ENTITLED

AN ACT

relating to the San Jacinto Battleground State Historic Site;
authorizing fees.

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

SECTION 1. Section 442.252, Government Code, is amended to
read as follows:

Sec. 442.252. SAN JACINTO MUSEUM AND BATTLEFIELD [~~OF~~
~~HISTORY~~] ASSOCIATION. (a) In this section, "association" means
the [The] San Jacinto Museum and Battlefield [of History]
Association, which was previously known as the San Jacinto Museum
of History Association.

(b) The association is a nonprofit historical association
organized for the purposes of operating the San Jacinto Memorial
Building and Tower and establishing a museum. The association [7]
retains ownership of property and historical data held in the name
of the association and may acquire museum accessions by gift,
grant, or purchase from association funds.

(c) The commission shall designate the association as the
entity responsible for operating the San Jacinto Memorial Building
and Tower, operating the museum, engaging in related activities on
the battleground at the San Jacinto Battleground State Historic
Site, and providing financial support for the association's
responsibilities under this section. The commission is responsible
for maintaining and repairing the San Jacinto Memorial Building and

1 Tower and providing utilities required for operation of the San
2 Jacinto Memorial Building and Tower and related facilities.

3 (d) The commission may enter into an agreement with the
4 association for the purposes of:

5 (1) expanding, renovating, managing, maintaining,
6 operating, or providing financial support for the San Jacinto
7 Battleground State Historic Site, including the administration and
8 operation of a history museum and related activities in the San
9 Jacinto Memorial Building and Tower or on the battleground;

10 (2) maintaining, preserving, restoring, and
11 protecting the historic San Jacinto battleground;

12 (3) promoting and conducting archeological studies at
13 the San Jacinto Battleground State Historic Site;

14 (4) maintaining, repairing, renovating, restoring,
15 improving, expanding, or equipping the San Jacinto Memorial
16 Building and Tower, museum, or battleground for one or more
17 projects, including construction of new or additional facilities;

18 (5) designing and fabricating exhibits and
19 preserving, storing, and displaying artifacts, historical data,
20 and items of historical significance, including artifacts, data,
21 and items owned or held by the association;

22 (6) creating interpretive and educational programs;

23 (7) acquiring additional artifacts, historical data,
24 and items of historical significance relevant to the battle at San
25 Jacinto, the Texas Revolution and the period in which it occurred,
26 and early Texas settlement and culture; and

27 (8) preserving, restoring, storing, and conserving

1 artifacts, historical data, and items of historical significance.

2 (e) Under the terms of an agreement with the commission, the
3 association may, in connection with the association's activities
4 regarding the San Jacinto Memorial Building and Tower, the museum,
5 and the San Jacinto Battleground, charge and collect fees,
6 including entry fees and fees for viewing exhibits or films,
7 attending programs or events, and utilizing the elevator or other
8 facilities, and collect revenue from gift shop and concession
9 sales. The association shall hold, invest, manage, use, and apply
10 money received from those fees and sales for the benefit of the San
11 Jacinto Battleground State Historic Site, and may exercise
12 discretion, subject to the terms of the association's agreement
13 with the commission, regarding business operations, exhibits,
14 programing, collection management, preservation, restoration and
15 storage, and site development at the San Jacinto Battleground State
16 Historic Site.

17 (f) The commission may appoint two nonvoting members to the
18 association's board of trustees. The commission may advise the
19 association on museum operations, interpretation, history,
20 preservation, archeology, education, nature, philanthropy, and
21 business development.

22 (g) In the event of the association's dissolution, the
23 commission is the sole beneficiary of all items held in the
24 association's name that relate to the revolutionary and battle
25 history of the San Jacinto Battleground State Historic Site and to
26 early Texas settlement and culture, except as otherwise provided by
27 the association's articles of incorporation or the terms of the

1 gift or other transfer of the items to the association. The items
2 for which the commission is not the sole beneficiary must be clearly
3 identified and described on an agreed list prepared jointly by the
4 commission and the association.

5 (h) The commission may adopt rules to establish:

6 (1) guidelines under which the association may solicit
7 and accept sponsorships or donations from private entities in
8 connection with the association's activities at the San Jacinto
9 Battleground State Historic Site; and

10 (2) best practices under which the association may
11 engage in activities described by this section, including
12 procurement guidelines for the use of state funds.

13 SECTION 2. Subchapter F, Chapter 442, Government Code, is
14 amended by adding Section 442.253 to read as follows:

15 Sec. 442.253. EXECUTIVE MANAGER; OTHER EMPLOYEES. (a) The
16 commission may employ an executive manager to manage the business
17 operations and direct staff at the San Jacinto Battleground State
18 Historic Site.

19 (b) The executive manager is responsible for managing the
20 business operations of the San Jacinto Battleground State Historic
21 Site on behalf of the commission and the San Jacinto Museum and
22 Battlefield Association. The executive manager's duties as they
23 relate to the commission and the association must be specified in an
24 agreement between the commission and the association.

25 (c) The commission may hire employees the commission
26 determines are necessary to fulfill the commission's duties and
27 responsibilities related to the San Jacinto Battleground State

1 Historic Site. The employees report to the executive manager.

2 SECTION 3. This Act takes effect September 1, 2021.