

1-1 By: Cyrier, Howard (Senate Sponsor - Watson) H.B. No. 3810  
1-2 (In the Senate - Received from the House May 10, 2017;  
1-3 May 10, 2017, read first time and referred to Committee on  
1-4 Administration; May 23, 2017, reported favorably, as amended, by  
1-5 the following vote: Yeas 7, Nays 0; May 23, 2017, sent to printer.)

1-6 COMMITTEE VOTE

|                | Yea | Nay | Absent | PNV |
|----------------|-----|-----|--------|-----|
| 1-7 Kolkhorst  | X   |     |        |     |
| 1-8 Burton     | X   |     |        |     |
| 1-9 Huffines   | X   |     |        |     |
| 1-10 Hughes    | X   |     |        |     |
| 1-11 Nichols   | X   |     |        |     |
| 1-12 West      | X   |     |        |     |
| 1-13 Zaffirini | X   |     |        |     |

1-15 COMMITTEE AMENDMENT NO. 1 By: Burton

1-16 Amend H.B. No. 3810 (House Engrossed version page 2, line 14) by  
1-17 inserting "parking facilities," between "staffing," and  
1-18 "operation".

1-19 A BILL TO BE ENTITLED  
1-20 AN ACT

1-21 relating to the transfer of jurisdiction over and management of the  
1-22 property known as the French Legation to the Texas Historical  
1-23 Commission and to certain historic sites under the commission's  
1-24 jurisdiction.

1-25 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-26 SECTION 1. Section 442.072(a), Government Code, is amended  
1-27 to read as follows:

1-28 (a) The following historic sites and parks [formerly under  
1-29 the jurisdiction of the Parks and Wildlife Department] are under  
1-30 the commission's jurisdiction:

- 1-31 (1) Acton State Historic Site;
- 1-32 (2) Caddoan Mounds State Historic Site;
- 1-33 (3) Casa Navarro State Historic Site;
- 1-34 (4) Confederate Reunion Grounds State Historic Site;
- 1-35 (5) Eisenhower Birthplace State Historic Site;
- 1-36 (6) Fannin Battleground State Historic Site;
- 1-37 (7) Fort Griffin State Historic Site;
- 1-38 (8) Fort Lancaster State Historic Site;
- 1-39 (9) Fort McKavett State Historic Site;
- 1-40 (10) Fulton Mansion State Historic Site;
- 1-41 (11) Landmark Inn State Historic Site;
- 1-42 (12) Levi Jordan State Historic Site;
- 1-43 (13) Magoffin Home State Historic Site;
- 1-44 (14) Sabine Pass Battleground State Historic Site;
- 1-45 (15) Sam Bell Maxey House State Historic Site;
- 1-46 (16) San Felipe State Historic Site;
- 1-47 (17) Starr Family Home State Historic Site;
- 1-48 (18) Varner-Hogg Plantation State Historic Site;
- 1-49 (19) Sam Rayburn House State Historic Site;
- 1-50 (20) National Museum of the Pacific War;
- 1-51 (21) the property known as the French Legation; and
- 1-52 (22) Mission Dolores State Historic Site.

1-53 SECTION 2. Subchapter C, Chapter 442, Government Code, is  
1-54 amended by adding Section 442.077 to read as follows:

1-55 Sec. 442.077. AGREEMENT RELATING TO FRENCH LEGATION. The  
1-56 commission may enter into an agreement with the Daughters of the  
1-57 Republic of Texas regarding the management, staffing, operation,  
1-58 and financial support of the property known as the French Legation.

1-59 SECTION 3. Section 2165.257, Government Code, is

2-1 transferred to Subchapter C, Chapter 442, Government Code,  
2-2 redesignated as Section 442.076, Government Code, and amended to  
2-3 read as follows:

2-4 Sec. 442.076 [2165.257]. FRENCH LEGATION [EMBASSY]. (a)  
2-5 The commission is responsible for:

2-6 (1) the preservation, maintenance, and restoration of  
2-7 the [The] property known as the French Legation and its contents;  
2-8 and

2-9 (2) the protection of the historical and architectural  
2-10 integrity of the exterior, interior, and grounds of the French  
2-11 Legation [Embassy is for the use and purposes of the Daughters of  
2-12 the Republic of Texas. They may take full charge of the building  
2-13 and use it as they consider proper].

2-14 (b) Any power or duty related to the French Legation  
2-15 formerly vested in another state agency or entity is vested solely  
2-16 in the commission.

2-17 (c) The commission may solicit and accept gifts, donations,  
2-18 and grants of money or property from any public or private source to  
2-19 be used for the purposes of this section.

2-20 (d) In carrying out the commission's responsibilities under  
2-21 this section during the state fiscal biennium ending August 31,  
2-22 2019, the commission may use only money or property received as a  
2-23 gift, donation, or grant from a public or private source. This  
2-24 subsection expires September 1, 2019 [The French Embassy is the  
2-25 property of the state, and title to the property remains in the  
2-26 commission's custody].

2-27 SECTION 4. The heading to Section 2203.003, Government  
2-28 Code, is amended to read as follows:

2-29 Sec. 2203.003. STATE PROPERTY UNDER CONTROL OF THE TEXAS  
2-30 DIVISION UNITED DAUGHTERS OF THE CONFEDERACY[, TEXAS DIVISION, AND  
2-31 THE DAUGHTERS OF THE REPUBLIC OF TEXAS].

2-32 SECTION 5. Section 2203.003(a), Government Code, is amended  
2-33 to read as follows:

2-34 (a) The Texas Division United Daughters of the  
2-35 Confederacy[, Texas Division, and the Daughters of the Republic of  
2-36 Texas each] may charge admission to state property over which the  
2-37 [each] organization has custody or control.

2-38 SECTION 6. (a) On September 1, 2017, or as soon as  
2-39 practicable after that date, the Daughters of the Republic of Texas  
2-40 with assistance from the Texas Facilities Commission shall take a  
2-41 complete inventory of all personal property and fixtures located at  
2-42 the property known as the French Legation. The inventory must  
2-43 identify the origin of each item and its current owner as agreed to  
2-44 between the Daughters of the Republic of Texas and the Texas  
2-45 Facilities Commission. The Daughters of the Republic of Texas shall  
2-46 be allowed a reasonable time after completion of the inventory to  
2-47 remove any personal property and fixtures owned by the  
2-48 organization.

2-49 (b) Any dispute regarding the ownership of personal  
2-50 property and fixtures located at the French Legation shall be  
2-51 resolved through alternative dispute resolution as provided by  
2-52 Chapter 2009, Government Code.

2-53 (c) The Daughters of the Republic of Texas may transfer any  
2-54 property of the organization described by this section to the Texas  
2-55 Historical Commission.

2-56 SECTION 7. On September 1, 2017, the following are  
2-57 transferred to the Texas Historical Commission:

2-58 (1) all powers and duties of the Daughters of the  
2-59 Republic of Texas relating to the property known as the French  
2-60 Legation;

2-61 (2) all state-owned assets in the possession of the  
2-62 Daughters of the Republic of Texas relating to the French Legation;  
2-63 and

2-64 (3) all files and other records of the Daughters of the  
2-65 Republic of Texas kept by the organization regarding the French  
2-66 Legation.

2-67 SECTION 8. On September 1, 2017, the following are  
2-68 transferred to the Texas Historical Commission:

2-69 (1) all powers and duties of the Texas Facilities

3-1 Commission relating to the property known as the French Legation  
3-2 and its grounds;

3-3 (2) all files and other records of the Texas  
3-4 Facilities Commission relating to the French Legation;

3-5 (3) all contracts of the Texas Facilities Commission  
3-6 pertaining specifically to the French Legation and its grounds; and

3-7 (4) all funds appropriated to the Texas Facilities  
3-8 Commission designated for the benefit of the French Legation.

3-9 SECTION 9. On September 1, 2017, the Daughters of the  
3-10 Republic of Texas shall transfer any money held in trust by the  
3-11 organization under Section 2203.003, Government Code, as amended by  
3-12 this Act, in relation to the property known as the French Legation  
3-13 to the Texas Historical Commission to be held in trust by the  
3-14 commission for the purposes described by Section 442.076,  
3-15 Government Code, as redesignated and amended by this Act.

3-16 SECTION 10. This Act takes effect September 1, 2017.

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