

1-1 By: Watson S.B. No. 2005  
 1-2 (In the Senate - Filed March 10, 2017; March 27, 2017, read  
 1-3 first time and referred to Committee on Business & Commerce;  
 1-4 May 5, 2017, reported adversely, with favorable Committee  
 1-5 Substitute by the following vote: Yeas 8, Nays 0; May 5, 2017,  
 1-6 sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8 Hancock	X			
1-9 Creighton	X			
1-10 Campbell	X			
1-11 Estes			X	
1-12 Nichols	X			
1-13 Schwertner	X			
1-14 Taylor of Galveston	X			
1-15 Whitmire	X			
1-16 Zaffirini	X			

1-18 COMMITTEE SUBSTITUTE FOR S.B. No. 2005 By: Creighton

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. Section 2165.257, Government Code, is  
 1-54 transferred to Subchapter C, Chapter 442, Government Code,  
 1-55 redesignated as Section 442.076, Government Code, and amended to  
 1-56 read as follows:

1-57 Sec. 442.076 [2165.257]. FRENCH LEGATION [~~EMBASSY~~].

1-58 (a) The commission is responsible for:

- 1-59 (1) the preservation, maintenance, and restoration of  
 1-60 the [The] property known as the French Legation and its contents;

2-1 and  
2-2 (2) the protection of the historical and architectural  
2-3 integrity of the exterior, interior, and grounds of the French  
2-4 Legation [~~Embassy is for the use and purposes of the Daughters of~~  
2-5 ~~the Republic of Texas. They may take full charge of the building~~  
2-6 ~~and use it as they consider proper].~~

2-7 (b) Any power or duty related to the French Legation  
2-8 formerly vested in another state agency or entity is vested solely  
2-9 in the commission [~~The French Embassy is the property of the state,~~  
2-10 ~~and title to the property remains in the commission's custody].~~

2-11 (c) The commission may solicit and accept gifts, donations,  
2-12 and grants of money or property from any public or private source to  
2-13 be used for the purposes of this section.

2-14 (d) In carrying out the commission's responsibilities under  
2-15 this section during the state fiscal biennium ending August 31,  
2-16 2019, the commission may use only money or property received as a  
2-17 gift, donation, or grant from a public or private source. This  
2-18 subsection expires September 1, 2019.

2-19 SECTION 3. Subchapter C, Chapter 442, Government Code, is  
2-20 amended by adding Section 442.077 to read as follows:

2-21 Sec. 442.077. AGREEMENT RELATING TO FRENCH LEGATION. The  
2-22 commission may enter into an agreement with the Daughters of the  
2-23 Republic of Texas regarding the management, staffing, operation,  
2-24 and financial support of the property known as the French Legation.

2-25 SECTION 4. The heading to Section 2203.003, Government  
2-26 Code, is amended to read as follows:

2-27 Sec. 2203.003. STATE PROPERTY UNDER CONTROL OF THE TEXAS  
2-28 DIVISION UNITED DAUGHTERS OF THE CONFEDERACY [~~, TEXAS DIVISION, AND~~  
2-29 ~~THE DAUGHTERS OF THE REPUBLIC OF TEXAS].~~

2-30 SECTION 5. Section 2203.003(a), Government Code, is amended  
2-31 to read as follows:

2-32 (a) The Texas Division United Daughters of the  
2-33 Confederacy [~~, Texas Division, and the Daughters of the Republic of~~  
2-34 ~~Texas each~~] may charge admission to state property over which the  
2-35 [~~each~~] organization has custody or control.

2-36 SECTION 6. (a) On September 1, 2017, or as soon as  
2-37 practicable after that date, the Daughters of the Republic of Texas  
2-38 with assistance from the Texas Facilities Commission shall take a  
2-39 complete inventory of all personal property and fixtures located at  
2-40 the property known as the French Legation. The inventory must  
2-41 identify the origin of each item and its current owner as agreed to  
2-42 between the Daughters of the Republic of Texas and the Texas  
2-43 Facilities Commission. The Daughters of the Republic of Texas  
2-44 shall be allowed a reasonable time after completion of the  
2-45 inventory to remove any personal property and fixtures owned by the  
2-46 organization.

2-47 (b) Any dispute regarding the ownership of personal  
2-48 property and fixtures located at the French Legation shall be  
2-49 resolved through alternative dispute resolution as provided by  
2-50 Chapter 2009, Government Code.

2-51 (c) The Daughters of the Republic of Texas may transfer any  
2-52 property of the organization described by this section to the Texas  
2-53 Historical Commission.

2-54 SECTION 7. On September 1, 2017, the following are  
2-55 transferred to the Texas Historical Commission:

2-56 (1) all powers and duties of the Daughters of the  
2-57 Republic of Texas relating to the property known as the French  
2-58 Legation;

2-59 (2) all state-owned assets in the possession of the  
2-60 Daughters of the Republic of Texas relating to the French Legation;  
2-61 and

2-62 (3) all files and other records of the Daughters of the  
2-63 Republic of Texas kept by the organization regarding the French  
2-64 Legation.

2-65 SECTION 8. On September 1, 2017, the following are  
2-66 transferred to the Texas Historical Commission:

2-67 (1) all powers and duties of the Texas Facilities  
2-68 Commission relating to the property known as the French Legation  
2-69 and its grounds;

3-1 (2) all files and other records of the Texas  
3-2 Facilities Commission relating to the French Legation;

3-3 (3) all contracts of the Texas Facilities Commission  
3-4 pertaining specifically to the French Legation and its grounds; and

3-5 (4) all funds appropriated to the Texas Facilities  
3-6 Commission designated for the benefit of the French Legation.

3-7 SECTION 9. On September 1, 2017, the Daughters of the  
3-8 Republic of Texas shall transfer any money held in trust by the  
3-9 organization under Section 2203.003, Government Code, as amended by  
3-10 this Act, in relation to the property known as the French Legation  
3-11 to the Texas Historical Commission to be held in trust by the  
3-12 commission for the purposes described by Section 442.076,  
3-13 Government Code, as redesignated and amended by this Act.

3-14 SECTION 10. This Act takes effect September 1, 2017.

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