

BILL ANALYSIS

Senate Research Center

H.B. 1107
By: Telford (Moncrief)
Finance
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Engrossed

DIGEST

Currently, the State Preservation Board (board) is subject to the Sunset Act and is scheduled to be abolished September 1, 1997. The board was created in 1983 by the 68th Legislature to oversee and manage the restoration of the Capitol, construction of the Capitol Extension, renovation of the old General Land Office building, and acquisition of antiques and historically reproduced furnishings for use in Capitol buildings. However, the board's mission is changing from construction management to building management and preservation. The board has three ex officio members and three appointed members, and carries out its functions through seven divisions. In fiscal year 1996, the board had 31 employees and an operating budget of \$1,393,139. H.B. 1107 provides for the continuation of the board for a certain time period while statutory modifications recommended by the Sunset Advisory Commission are completed.

PURPOSE

As proposed, H.B. 1107 sets forth the provisions for the continuation and functions of the State Preservation Board.

RULEMAKING AUTHORITY

This bill does not grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Section 443.002, Government Code, to provide that, unless continued in existence as provided by Chapter 325 (Texas Sunset Act), the State Preservation Board (board) is abolished and this chapter expires September 1, 2007, rather than September 1, 1997.

SECTION 2. Amends Sections 443.003(c) Government Code, to provide that board functions, rather than committee functions, performed by certain public officials, are additional functions of their other public offices.

SECTION 3. Amends Section 443.005(a), to authorize the executive director to employ an architect of the Capitol who serves under the direction of the executive director. Deletes existing text requiring the board to do the same.

SECTION 4. Amends Section 443.006(b), Government Code, to delete a provision requiring the permanent advisory committee to approve certain collections policies developed by the Capitol curator.

SECTION 5. Amends Section 443.007, Government Code, by adding Subsection (e), to provide that for the purposes of Title 10D, Government Code, the board is considered to be an agency in the legislative branch of state government.

SECTION 6. Amends Sections 443.013(b) and (d), Government Code, to authorize money in the account to be spent, rather than used, only for the purchase and maintenance of equipment, furnishings, and space related to food service in the Capitol. Authorizes the excess balance to be transferred, to the extent the balance exceeds \$300,000, to another account and spent for any purpose

within the board's jurisdiction. Authorizes money in the account to be spent only for the contents and grounds of the buildings. Makes conforming changes.

SECTION 7. Amends Section 443.0131, Government Code, to authorize money in the account to be spent, rather than used, only to maintain and furnish the space rented to news media representatives. Authorizes the excess to be transferred to another account and spent for any purpose within the board's jurisdiction, to the extent the balance in the account exceeds \$50,000. Makes a conforming change.

SECTION 8. Repealer: Section 443.003(e), Government Code (regarding service of the chairman of the permanent advisory committee).

SECTION 9. Effective date: September 1, 1997.

SECTION 10. Emergency clause.