

## CHAPTER 286

## S.B. No. 140

An Act relating to the promotion of the music industry in this state; creating the Texas Music Commission and prescribing its powers and duties; creating the music commission fund and appropriating it to the commission.

*Be it enacted by the Legislature of the State of Texas:*

**SECTION 1. TEXAS MUSIC COMMISSION.** (a) The Texas Music Commission is created to encourage the development and promotion of the music industry in this state.

(b) The commission is composed of nine private individuals who are known for their professional competence and experience in connection with the music industry and who are appointed by the governor with the advice and consent of the senate. The governor shall make appointments to the commission without regard to the race, creed, sex, religion, or national origin of the appointees.

(c) Members of the commission serve for staggered terms of six years, with the terms of three members expiring on February 1 of each odd-numbered year. A majority of the members of the commission constitutes a quorum for the transaction of business. The commission shall meet at least once in each calendar quarter. At its first meeting of each calendar year, the commission shall select a chairman from among its membership. The commission may meet at other times and places as called by the chairman.

(d) A member of the commission is not entitled to compensation but is entitled to reimbursement for actual and necessary expenses incurred in performing services under this Act.

(e) A person who is required to register as a lobbyist under Chapter 422, Acts of the 63rd Legislature, Regular Session, 1973 (Article 6252-9c, Vernon's Texas Civil Statutes), may not serve as a member of the commission or act as the general counsel to the commission.

**SECTION 2. POWERS AND DUTIES OF COMMISSION.** (a) The commission shall promote the development of the music industry in this state by informing members of that industry and the general public about the resources available in this state for music production.

(b) The commission may cooperate with other state agencies as provided by The Interagency Cooperation Act (Article 4413(32), Vernon's Texas Civil Statutes). The commission shall cooperate with the Texas Economic Development Commission and with other branches of state or local government that are involved in attracting industry to this state.

(c) The commission may contract and pay for the furnishing of goods and services as necessary for the administration of this Act.

(d) The commission may employ an executive director and other personnel as necessary to administer this Act.

(e) A member of the commission staff may travel inside or outside this state as necessary to perform functions under this Act.

(f) The commission may apply for and receive gifts or grants from governmental or private sources to be used in the administration of this Act.

(g) The music commission fund is created as a special fund in the State Treasury. All gifts, grants, and other funds received by the commission shall be deposited in the fund and may be used only for the purposes of this Act. Such funds are hereby appropriated to the commission.

**SECTION 3. SUNSET PROVISION.** The Texas Music Commission is subject to the Texas Sunset Act (Article 5429k, Vernon's Texas Civil Statutes) and unless continued in existence as provided by that Act, the commission is abolished and this Act expires effective September 1, 1997.

**SECTION 4. INITIAL APPOINTMENTS.** In making the initial appointments to the commission, the governor shall designate three members for terms expiring in 1987, three members for terms expiring in 1989, and three members for terms expiring in 1991.

**SECTION 5. EFFECTIVE DATE.** This Act takes effect September 1, 1985.

**SECTION 6. EMERGENCY.** The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended.

Passed the Senate on May 2, 1985, by a viva-voce vote; passed subject to the provisions of Article III, Section 49a of the Constitution of Texas; passed the House on May 13, 1985, by a non-record vote; passed subject to the provisions of Article III, Section 49a of the Constitution of Texas.

Approved: June 6, 1985

Effective: September 1, 1985