

# House Bill 4071

Sponsored by Representative GILLIAM (Pre-session filed.)

## SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Directs Oregon Historical Society to undertake fund-raising and commissioning of statue of Mark Odom Hatfield, to be placed in National Statuary Hall in United States Capitol. Directs Executive Director of Oregon Historical Society, or designee, to request Architect of Capitol to seek approval of Joint Committee on Library of Congress for replacement of statue of Jason Lee with statue of Mark Odom Hatfield. Directs society to provide for return of Jason Lee statue to suitable location in Salem.

Establishes National Statuary Hall Review Task Force to study and make recommendations to retain or replace Oregon's statues in National Statuary Hall Collection. Requires President of Senate and Speaker of House of Representatives to activate task force before task force members can be appointed or task force can take any action.

Declares emergency, effective on passage.

## A BILL FOR AN ACT

1  
2 Relating to placement of statues in National Statuary Hall; and declaring an emergency.

3       Whereas, by Act of Congress, each state is invited to provide and furnish statues, not exceeding  
4 two in number, of deceased persons who have been citizens of the state and who were illustrious for  
5 their historic renown or for their distinguished civic or military service, such that the state deter-  
6 mines them to be worthy of national commemoration in National Statuary Hall in the United States  
7 Capitol; and

8       Whereas the State of Oregon has had one citizen, Mark Odom Hatfield, who stands alone in the  
9 history of this state in the achievement of a distinguished career in public service; and

10       Whereas Mark Odom Hatfield served for four years as an Oregon State Representative, two  
11 years as an Oregon State Senator, two years as Oregon Secretary of State, eight years as the Gov-  
12 ernor of Oregon and 30 years as a United States Senator from Oregon; and

13       Whereas, throughout his career in public service, Mark Odom Hatfield earned a reputation for  
14 honesty, integrity and intelligence; and

15       Whereas, throughout his career in public service, Mark Odom Hatfield made a positive differ-  
16 ence for citizens in every county in Oregon and is eminently worthy of national commemoration in  
17 National Statuary Hall; and

18       Whereas the State of Oregon in years past provided for the placing of two statues of distin-  
19 guished citizens of Oregon in National Statuary Hall; and

20       Whereas one of these statues is of Jason Lee, a man who was a leader in the organization of  
21 the territorial government of Oregon and who was the founder of Willamette University; and

22       Whereas Jason Lee can best be honored by relocating his statue in a place of honor in or near  
23 the Capitol of the State of Oregon, where it may be enjoyed by citizens and visitors; and

24       Whereas the people of the State of Oregon wish to furnish a statue of Mark Odom Hatfield for  
25 placement in National Statuary Hall in accordance with the terms of this 2014 Act; now, therefore,

26 **Be It Enacted by the People of the State of Oregon:**

**NOTE:** Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted. New sections are in **boldfaced** type.

1       **SECTION 1.** (1) The Oregon Historical Society shall solicit donations and undertake a  
 2 fund-raising campaign to raise moneys for:

3       (a) The selection of a sculptor and the commissioning of a design and the production of  
 4 a sculpture of Mark Odom Hatfield, including the creation of a pedestal and any desired in-  
 5 scription;

6       (b) The transportation of the statue and pedestal to the United States Capitol;

7       (c) The temporary display of the statue in the Rotunda of the United States Capitol  
 8 during any unveiling ceremony to be held;

9       (d) Other costs associated with the unveiling ceremony;

10       (e) The costs of removal of the statue of Jason Lee from National Statuary Hall in the  
 11 United States Capitol, transportation of the Jason Lee statue to Salem, Oregon, and instal-  
 12 lation of the Jason Lee statue at a suitable location identified by the society; and

13       (f) Any other expenses the society incurs in implementing this section.

14       (2) Upon enactment of this section, the Executive Director of the Oregon Historical So-  
 15 ciety, or the executive director's designee, shall:

16       (a) Undertake the fund-raising campaign described in subsection (1) of this section;

17       (b) Within six months following enactment of this section, write to the Architect of the  
 18 Capitol apprising the architect of the interest of the State of Oregon in replacing the statue  
 19 of Jason Lee in National Statuary Hall in the United States Capitol with a statue of Mark  
 20 Odom Hatfield and requesting the architect to seek the approval of the Joint Committee on  
 21 the Library of Congress for the statue replacement; and

22       (c) Convey all information received from the Architect of the Capitol about the statue  
 23 replacement project to the Governor or the Governor's designee.

24       (3) As soon as is practicable after the date on which the society determines that it has  
 25 obtained sufficient funding to undertake the project described in subsection (1) of this sec-  
 26 tion, the society shall seek proposals from qualified sculptors and undertake whatever other  
 27 measures are necessary to complete the project described in subsection (1) of this section.  
 28 The society shall follow the direction of the Architect of the Capitol in completing the project  
 29 described in subsection (1) of this section.

30       **SECTION 2.** Sections 3 and 4 of this 2014 Act do not apply to the process of creating and  
 31 installing a statue of Mark Odom Hatfield in National Statuary Hall in the United States  
 32 Capitol, as described in section 1 of this 2014 Act.

33       **SECTION 3.** (1) The National Statuary Hall Review Task Force is established.

34       (2) The task force shall consist of nine members appointed as follows:

35       (a) The President of the Senate shall appoint three members from among the members  
 36 of the Senate.

37       (b) The Speaker of the House of Representatives shall appoint three members from  
 38 among the members of the House of Representatives.

39       (c) The Governor shall appoint three members, consisting of one member representing  
 40 the Oregon Historical Society and two members of the public.

41       (3) The task force shall study and make recommendations on whether to retain or re-  
 42 place either or both of Oregon's statues in the National Statuary Hall Collection of the  
 43 United States Capitol, and, if replacement is recommended, which illustrious Oregonians  
 44 should be honored by being memorialized in the National Statuary Hall Collection.

45       (4) The task force shall meet at times and places specified by the call of the chairperson

1 of the task force or of a majority of the members of the task force.

2 (5) A majority of the members of the task force constitutes a quorum for the transaction  
3 of business.

4 (6) Official action by the task force requires the approval of a majority of the members  
5 of the task force.

6 (7) The task force shall elect one of its members to serve as chairperson.

7 (8) If there is a vacancy for any cause, the appointing authority shall make an appoint-  
8 ment to become immediately effective.

9 (9) The task force may adopt rules necessary for the operation of the task force.

10 (10) The task force may accept donations of staff support, office space and equipment  
11 from advocacy or service provider organizations to assist the task force in the performance  
12 of its functions.

13 (11) Notwithstanding ORS 171.072, members of the task force who are members of the  
14 Legislative Assembly are not entitled to mileage expenses or a per diem and serve as volun-  
15 teers on the task force. Other members of the task force are not entitled to compensation  
16 or reimbursement for expenses and serve as volunteers on the task force.

17 (12) All agencies of state government as defined in ORS 174.111 are directed to assist the  
18 task force in the performance of its duties and, to the extent permitted by laws relating to  
19 confidentiality, to furnish such information and advice as the members of the task force  
20 consider necessary to perform their duties.

21 **SECTION 4.** (1) The National Statuary Hall Review Task Force described in section 3 of  
22 this 2014 Act must be activated as prescribed in this section before any members are ap-  
23 pointed to the task force or the task force undertakes any action.

24 (2) The President of the Senate and the Speaker of the House of Representatives may  
25 activate the task force by giving the Governor written notice of their determination that  
26 consideration of a replacement of one or both of Oregon's statues in the National Statuary  
27 Hall Collection would be appropriate.

28 (3) Task force members shall be appointed within 60 days following the date notice of  
29 activation of the task force is given under subsection (2) of this section.

30 **SECTION 5.** This 2014 Act being necessary for the immediate preservation of the public  
31 peace, health and safety, an emergency is declared to exist, and this 2014 Act takes effect  
32 on its passage.