

Senate Bill 6

Sponsored by Senator COURTNEY

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**.

Creates Oregon State Capitol Planning Commission. Directs commission to develop comprehensive, multiyear master plan for restoration and refurbishment of capitol building. Authorizes commission to appoint architect of capitol building.

Establishes Oregon State Capitol Planning Commission Fund for gifts, grants or donations collected or received by commission. Continuously appropriates moneys in fund to commission.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to Oregon State Capitol Planning Commission; creating new provisions; amending ORS
3 276.003; appropriating money; and declaring an emergency.

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

5 **SECTION 1. (1) The Oregon State Capitol Planning Commission is created. The commis-**
6 **sion consists of seven voting members, two of whom shall be public members.**

7 **(2) The legislator members of the Oregon State Capitol Planning Commission are:**

8 **(a) The President of the Senate, or the designee of the President of the Senate, as an ex**
9 **officio member;**

10 **(b) The Speaker of the House of Representatives, or the designee of the Speaker of the**
11 **House of Representatives, as an ex officio member;**

12 **(c) One member of the Senate, appointed by the President of the Senate; and**

13 **(d) One member of the House of Representatives, appointed by the Speaker of the House**
14 **of Representatives.**

15 **(3) The Legislative Administrator shall be an ex officio member of the Oregon State**
16 **Capitol Planning Commission.**

17 **(4) The President of the Senate shall appoint one public member of the Oregon State**
18 **Capitol Planning Commission and the Speaker of the House of Representatives shall appoint**
19 **one public member of the commission.**

20 **(5) Public members of the Oregon State Capitol Planning Commission have terms of four**
21 **years, but serve at the pleasure of the appointing authority. A vacancy during the term of**
22 **a public member shall be filled by the appointing authority for that member.**

23 **(6) A member of the Legislative Assembly appointed under subsection (2) of this section**
24 **may continue to serve as long as the member remains in the chamber of the Legislative**
25 **Assembly from which the member was appointed. Before the expiration of the legislative**
26 **term of office of a member appointed under subsection (2) of this section, the appointing**
27 **authority shall appoint a successor whose term on the committee begins when the former**
28 **member's legislative term of office ends. If there is a vacancy for a member appointed under**
29 **subsection (2) of this section for any other cause, the appointing authority shall make an**

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 appointment to become effective immediately.

2 (7) The President of the Senate shall designate one of the members of the Oregon State
3 Capitol Planning Commission to serve as cochair of the commission, and the Speaker of the
4 House of Representatives shall designate one of the members of the commission to serve as
5 cochair of the commission.

6 (8) The Director of the Oregon Department of Administrative Services serves as an ex
7 officio, nonvoting member of the Oregon State Capitol Planning Commission.

8 **SECTION 2.** (1) The Oregon State Capitol Planning Commission shall meet not less than
9 four times per year. A majority of the membership of the commission constitutes a quorum
10 for the transaction of business.

11 (2) Public members of the Oregon State Capitol Planning Commission are entitled to
12 compensation and expenses in the manner and amounts provided for in ORS 292.495. Claims
13 for compensation and expenses incurred in performing functions of the commission shall be
14 paid out of funds appropriated to the Legislative Administrator for that purpose.

15 (3) All agencies of state government, as defined in ORS 174.111, are directed to assist the
16 Oregon State Capitol Planning Commission in the performance of its duties and, to the ex-
17 tent permitted by laws relating to confidentiality, to furnish such information and advice as
18 the members of the commission consider necessary to perform their duties.

19 **SECTION 3.** The Oregon State Capitol Planning Commission has the following powers and
20 duties:

21 (1) In consultation with the Director of the Oregon Department of Administrative Ser-
22 vices, to develop a comprehensive, multiyear master plan for the restoration and
23 refurbishment of the capitol building. The master plan shall address long-term modifications
24 and improvements to the capitol building and its grounds.

25 (2) To periodically review the master plan developed under subsection (1) of this section,
26 and to amend and modify the plan as needed.

27 (3) To develop a program to fund the master plan. The program shall include recom-
28 mendations to the Legislative Assembly for appropriating public moneys as well as a com-
29 prehensive strategy to obtain moneys from the private sector.

30 (4) To review all proposals to reconstruct, redecorate or restore all space within the
31 capitol building. All such projects shall be in conformance with the master plan and may not
32 be implemented without consultation with the commission.

33 (5) To review all proposals involving objects of art, memorials, statues or exhibits to be
34 placed on a permanent or temporary basis in public space within the capitol building or on
35 its grounds. All proposals shall be in conformance with the master plan and may not be im-
36 plemented without further consultation with the commission.

37 (6) To identify all furniture original to the capitol building and create an inventory of the
38 original furniture. All original furniture is the property of the state of Oregon and shall re-
39 main in the capitol building at all times.

40 (7) For the purpose of promoting interest in the capitol building and obtaining funds to
41 enhance the preservation of original and historic elements of the capitol building and its
42 grounds, to develop a plan for the publishing and sale of publications on the history of the
43 capitol building and to develop other capitol building memorabilia for sale to the public.

44 (8) To solicit gifts, grants or donations of any kind from any private or public source to
45 carry out the duties of the commission. All moneys collected or received by the commission

1 shall be deposited in the Oregon State Capitol Planning Commission Fund to be used by the
2 commission in carrying out the purposes for which the funds are received.

3 (9) To request necessary assistance from all state agencies and the leadership of the
4 Senate and the House of Representatives in performing its duties.

5 (10) To enter into agreements with tax-exempt nonprofit organizations for the purpose
6 of assisting the commission in the performance of its duties under this section, including
7 agreements for the establishment and maintenance of community foundation funds dedicated
8 to this purpose.

9 (11) To appoint and contract with the architect of the capitol building as provided by
10 section 4 of this 2007 Act.

11 **SECTION 4.** The architect of the capitol building shall be appointed by the Oregon State
12 Capitol Planning Commission and serve at the pleasure of the commission. The architect of
13 the capitol building must be accredited to practice in the state of Oregon and shall be se-
14 lected on the basis of professional knowledge and qualifications related to the preservation
15 and restoration of historic structures. The architect of the capitol building shall assist the
16 commission in the performance of the commission's duties.

17 **SECTION 5.** ORS 276.003 is amended to read:

18 276.003. (1) There is created in the General Fund of the State Treasury a State Capitol Operat-
19 ing Account. Moneys credited to the account are appropriated continuously to the Legislative Ad-
20 ministration Committee to pay the expenses of operating, maintaining, protecting and insuring the
21 State Capitol and to reimburse the Oregon Department of Administrative Services for a share of the
22 expenses of ground maintenance, utilities and other necessary expenses.

23 (2) There is established the Oregon State Capitol Foundation Fund in the State Capitol Operat-
24 ing Account [*of the General Fund established under subsection (1) of this section*]. All moneys received
25 by the Legislative Administration Committee allocated to the Oregon State Capitol Foundation shall
26 be credited to the Oregon State Capitol Foundation Fund. All moneys credited to the [*Oregon State*
27 *Capitol Foundation*] fund are continuously appropriated to the foundation for the purposes of ORS
28 173.500.

29 (3) There is established the Oregon State Capitol Planning Commission Fund in the State
30 Capitol Operating Account. All moneys received by the Oregon State Capitol Planning Com-
31 mission under section 3 (8) of this 2007 Act shall be credited to the Oregon State Capitol
32 Planning Commission Fund. All moneys credited to the fund are continuously appropriated
33 to the commission for the purposes for which funds were received.

34 [(3)] (4) The Legislative Administration Committee may on behalf of the State of Oregon solicit
35 and accept gifts, grants and donations from public and private sources for the purposes set out in
36 ORS 276.002. Such gifts, grants and donations shall be deposited by the committee in separate, ap-
37 propriate trust accounts until such time as required to meet the obligations for which the gifts,
38 grants or donations were intended. When so required, the committee shall deposit the amounts in
39 the Oregon State Capitol Foundation Fund, subject to any limitations imposed by the donors.

40 [(4)] (5) A gift or donation to the Legislative Administration Committee or to the Oregon State
41 Capitol Foundation is a gift or donation to the State of Oregon.

42 **SECTION 6.** This 2007 Act being necessary for the immediate preservation of the public
43 peace, health and safety, an emergency is declared to exist, and this 2007 Act takes effect
44 on its passage.