

A-Engrossed House Bill 4129

Ordered by the House February 12
Including House Amendments dated February 12

Sponsored by Representative CLEM; Representatives DOHERTY, HOYLE (Presession 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.

[Directs Oregon State Capitol Foundation to undertake fund-raising for and commissioning of statues of _____ and _____ to be placed on display in National Statuary Hall in United States Capitol. Directs Legislative Administrator to request Architect of Capitol to seek approval of Joint Committee on Library of Congress for replacement of statues of Jason Lee and John McLoughlin with statues of _____ and _____. Directs foundation to provide for return of Lee and McLoughlin statues to suitable locations in Oregon.]

Directs Legislative Administrator to use National Statuary Hall Replacement Fund moneys to commission statues of Abigail Scott Duniway and Mark Odom Hatfield to be placed on display in National Statuary Hall in United States Capitol. Directs administrator to request Architect of Capitol to seek approval of Joint Committee on Library of Congress for replacement of statues of John McLoughlin and Jason Lee with Duniway and Hatfield statues. Directs administrator to place McLoughlin and Lee statues in places of honor in Oregon State Capitol.

Directs administrator to use National Statuary Hall Replacement Fund to commission statue of Chief Joseph. Directs administrator to seek cooperation of State of Idaho for Idaho to obtain approval from Joint Committee on Library of Congress for Chief Joseph statue to represent Idaho in National Statuary Hall.

Requires, if Idaho does not obtain approval for display of Chief Joseph statue in National Statuary Hall, Chief Joseph statue to be installed in place of honor in Oregon State Capitol. Requires, 10 years after Hatfield statue has been on display in National Statuary Hall, administrator to apply to Architect of Capitol for approval of display of Chief Joseph in National Statuary Hall and return of Hatfield statue to place of honor in Oregon State Capitol building.

Establishes National Statuary Hall Replacement Fund. Requires gifts, grants and donations received to fund National Statuary Hall replacement project to be deposited in fund.

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 United States and who were il-
5 lustrious for their historic renown or for their distinguished civic or military service, such that the
6 state determines them to be worthy of national commemoration in National Statuary Hall in the
7 United States Capitol; and

8 Whereas Oregon has many chapters in its history that warrant retelling through commemoration
9 in National Statuary Hall; and

10 Whereas Chief Joseph was Oregon's leading advocate of Native American rights and one of the
11 leading advocates of Native American rights in the entire United States; and

12 Whereas Abigail Scott Duniway was Oregon's leading advocate for equal rights for women and
13 one of the leading advocates for equal rights for women in the entire United States; and

14 Whereas Chief Joseph and Abigail Scott Duniway are uniquely suited to represent chapters in

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 Oregon's history from statehood in 1859 through the beginning of the 20th century; and

2 Whereas one Oregonian of the 20th century, Mark Odom Hatfield, stands alone in the history
3 of this state in the achievement of a distinguished career in public service; and

4 Whereas Mark Odom Hatfield served with great distinction and honor in combat operations
5 during World War II; and

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

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

12 Whereas Mark Odom Hatfield is uniquely suited to represent chapters in Oregon's history fol-
13 lowing the end of World War II through the dawn of the 21st century; and

14 Whereas Oregon's long and varied history and shared values are best reflected through a rota-
15 tion of the statues of Chief Joseph, Abigail Scott Duniway and Mark Odom Hatfield for display in
16 National Statuary Hall; and

17 Whereas Chief Joseph's leadership for Native American rights also includes significant chapters
18 in Oregon's neighboring State of Idaho; and

19 Whereas Chief Joseph's unique biography makes a likeness of Chief Joseph an appropriate
20 symbol for the State of Idaho as well as Oregon; and

21 Whereas the State of Oregon in years past provided for the placement of two statues of distin-
22 guished Oregonians in National Statuary Hall; and

23 Whereas these statues are of Jason Lee, a man who was a leader in the organization of the
24 territorial government of Oregon and who was the founder of Willamette University, and of John
25 McLoughlin, a man who made great contributions to the development of Oregon prior to statehood;
26 and

27 Whereas Jason Lee and John McLoughlin can best be honored by the relocation of their statues
28 to places of honor in the Oregon State Capitol building, where the statues may be enjoyed by
29 Oregon residents and visitors; and

30 Whereas a statue of Chief Joseph can best be honored by location in a place of honor in the
31 Oregon State Capitol building for any period during which the statue of Chief Joseph is not installed
32 in National Statuary Hall; and

33 Whereas the people of Oregon wish to furnish statues of Chief Joseph, Abigail Scott Duniway
34 and Mark Odom Hatfield for placement in National Statuary Hall in accordance with the terms of
35 this 2016 Act; now, therefore,

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

37 **SECTION 1. (1) In addition to its other duties, the Legislative Administration Committee**
38 **shall direct the Legislative Administrator to use moneys in the National Statuary Hall Re-**
39 **placement Fund established under section 4 of this 2016 Act for:**

40 (a) **The selection of one or more sculptors and the commissioning of the design and pro-**
41 **duction of sculptures of Chief Joseph, Abigail Scott Duniway and Mark Odom Hatfield, in-**
42 **cluding the creation of pedestals and any desired inscriptions;**

43 (b) **The transportation of the statues and pedestals of Abigail Scott Duniway and Mark**
44 **Odom Hatfield to the United States Capitol;**

45 (c) **The temporary display of the statues of Abigail Scott Duniway and Mark Odom**

1 Hatfield in the Rotunda of the United States Capitol during any unveiling ceremony to be
2 held;

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

4 (e) The transportation of the statue and pedestal of Chief Joseph to the Oregon State
5 Capitol for display in a place of honor in the Oregon State Capitol building until the State
6 of Idaho obtains approval for the placement of the Chief Joseph statue in National Statuary
7 Hall as described in section 2 of this 2016 Act;

8 (f) The removal of the statues of John McLoughlin and Jason Lee, in that order, from
9 National Statuary Hall in the United States Capitol, transportation of the McLoughlin and
10 Lee statues to Oregon, and installation of the McLoughlin and Lee statues in places of honor
11 in the Oregon State Capitol building;

12 (g) If the State of Idaho is unable to obtain the permission of the Joint Committee on the
13 Library of Congress for installation of the Chief Joseph statue in National Statuary Hall,
14 payment of the ongoing costs of rotating the Chief Joseph, Duniway and Hatfield statues
15 between display in National Statuary Hall and display at the Oregon State Capitol building
16 when an exchange of statues is so directed by the United States Architect of the Capitol; and

17 (h) Any other expenses the Legislative Administrator incurs in implementing this sec-
18 tion.

19 (2) Upon enactment of this 2016 Act, the Legislative Administrator shall:

20 (a) Immediately begin to perform the activities described in subsection (1) of this section;

21 (b) Immediately write to the Architect of the Capitol apprising the architect of the in-
22 terest of the State of Oregon in replacing the statues of John McLoughlin and Jason Lee in
23 National Statuary Hall with statues of Abigail Scott Duniway and Mark Odom Hatfield, and
24 requesting that the architect seek the approval of the Joint Committee on the Library of
25 Congress for statue replacement;

26 (c) Immediately write to the appropriate officials in the State of Idaho seeking their
27 commitment to replacing a statue that currently represents the State of Idaho in National
28 Statuary Hall with a statue of Chief Joseph representing the State of Idaho in National
29 Statuary Hall, as described in section 2 of this 2016 Act;

30 (d) As soon as adequate funds are available in the National Statuary Hall Replacement
31 Fund established in section 4 of this 2016 Act, seek proposals from qualified sculptors, com-
32 mission and direct the production of the sculptures of Abigail Scott Duniway and Mark Odom
33 Hatfield; and

34 (e) Convey all information received from the Architect of the Capitol and the State of
35 Idaho about the statue replacement project to the Legislative Administration Committee and
36 the Governor or the Governor's designee.

37 (3) As soon as is practicable after the date on which the Legislative Administration
38 Committee determines that it has obtained sufficient funding to undertake the remainder
39 of the project described in subsection (1) of this section that has not already been performed
40 pursuant to subsection (2) of this section, the Legislative Administrator shall seek proposals
41 from qualified sculptors and undertake whatever other measures are necessary to complete
42 the project. The Legislative Administrator shall follow the directions of the Architect of the
43 Capitol in completing the project described in subsection (1) of this section.

44 **SECTION 2.** (1) The Legislative Administrator shall seek the cooperation of the State of
45 Idaho for Idaho to obtain the approval of the Joint Committee on the Library of Congress

1 for installation of the Chief Joseph statue as a statue representing the State of Idaho in
2 National Statuary Hall.

3 (2) If the State of Idaho obtains the permission of the Joint Committee on the Library
4 of Congress for the display of the statue of Chief Joseph that is created pursuant to section
5 1 of this 2016 Act, including any pedestal and inscription, in National Statuary Hall to rep-
6 resent the State of Idaho, the Legislative Administrator shall cause the statue of Chief
7 Joseph to be delivered to National Statuary Hall for installation.

8 SECTION 3. (1) If the State of Idaho does not obtain the permission of the Joint Com-
9 mittee on the Library of Congress as described in section 2 of this 2016 Act, then 10 years
10 after the statues of Abigail Scott Duniway and Mark Odom Hatfield have been installed in
11 National Statuary Hall, the Legislative Administrator shall request that the Architect of the
12 Capitol seek the approval of the Joint Committee on the Library of Congress for replacement
13 of the Mark Odom Hatfield statue with the Chief Joseph statue described in section 1 of this
14 2016 Act.

15 (2) If the joint committee grants approval for the installation of the Chief Joseph statue,
16 the Hatfield statue shall be removed from National Statuary Hall at the time the Chief
17 Joseph statue is installed, and the Hatfield statue shall be transported back to Oregon for
18 installation in a place of honor in the Oregon State Capitol building.

19 (3) The Legislative Administrator may use funds held in the National Statuary Hall Re-
20 placement Fund established under section 4 of this 2016 Act for this purpose.

21 SECTION 4. (1) The National Statuary Hall Replacement Fund is established in the State
22 Treasury, separate and distinct from the General Fund. Moneys in the National Statuary Hall
23 Replacement Fund are continuously appropriated to the Legislative Administration Commit-
24 tee for the purposes set forth in sections 1, 2 and 3 of this 2016 Act.

25 (2) All gifts, grants, donations and other moneys received by the Legislative Adminis-
26 tration Committee for funding the project described in sections 1, 2 and 3 of this 2016 Act
27 shall be deposited into the National Statuary Hall Replacement Fund.

28 SECTION 5. This 2016 Act being necessary for the immediate s preservation of the public
29 peace, health and safety, an emergency is declared to exist, and this 2016 Act takes effect
30 on its passage.

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