

SENATE BILL NO. 414

INTRODUCED BY J. ELLSWORTH, J. ESP, T. MANZELLA, B. BROWN, J. FULLER, K. REGIER, S. WEBBER, M. FOX, W. CURDY, J. SMALL, M. CUFFE, B. MOLNAR, S. O'BRIEN, E. BOLDMAN, C. POPE, J. ELLIS, W. SALES, S. HINEBAUCH, T. MCGILLVRAY, S. FITZPATRICK, P. FLOWERS, R. LYNCH, M. DUNWELL, E. MCCLAFFERTY, B. USHER, W. MCKAMEY, M. NOLAND, D. LENZ, D. BARTEL, G. HERTZ, C. FRIEDEL, S. MORIGEAU, J. WELBORN, B. GILLESPIE, D. SALOMON, C. GLIMM, K. BOGNER, R. TEMPEL, M. LANG, D. ZOLNIKOV, D. EMRICH, J. TREBAS, B. BEARD, S. VANCE, F. MANDEVILLE, T.

VERMEIRE

A BILL FOR AN ACT ENTITLED: "AN ACT NAMING THE OFFICES OF THE SECRETARY OF THE SENATE, ROOM 302 OF THE STATE CAPITOL BUILDING, IN HONOR OF MARILYN MILLER; AMENDING SECTIONS 2-17-807 AND 2-17-808, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

WHEREAS, Marilyn Miller is a Montanan who has dedicated her working life to serving the people of her home state; and

WHEREAS, Marilyn Miller has served admirably as the Chief Clerk of the House of Representatives for eight legislative sessions, and as Secretary of the Senate for eight additional legislative sessions; and

WHEREAS, Marilyn Miller, during her time in state government, has set the standard for public service leadership, professional competency, and integrity; and

WHEREAS, Marilyn Miller has mentored, trained, and supported hundreds of secretaries, legislative staff, state government personnel, and the occasional elected official in the performance of their duties; and

WHEREAS, Marilyn Miller has set an example for her colleagues by performing her duties with patience, decorum, and good humor; and

WHEREAS, Marilyn Miller is an invaluable and irreplaceable part of the Legislature who has gone above and beyond to support Montana's elected officials in the course of their official duties; and

WHEREAS, Marilyn Miller is a woman of uncommon humility who has never sought to elevate herself and, had she known the Legislature planned to honor her, would have likely declined the privilege; and

WHEREAS, in her final legislative session, a grateful Legislature, wishing to acknowledge and reward a



1 lifetime of public service, offers this small commemoration for all she has done for the State of Montana, its
2 Legislature, and its people by placing her name above the door of the office she has served so well.

3

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

5

6 **Section 1.** Section 2-17-807, MCA, is amended to read:

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"2-17-807. Approval for displays and naming buildings, spaces, and rooms. (1) A state building,

8 space, or room in the capitol complex may not be named after an individual or a bust, plaque, statue, memorial,

9 monument, or art display may not be displayed on a long-term basis in the capitol complex or on the capitol

10 complex grounds unless the building, space, or room name or display is approved by the legislature and

11 complies with this part. The capitol building, including any future additions and expansions, may not be named

12 after any person, as defined in 2-4-102.

13 (2) (a) Except as provided in subsections (2)(b) through ~~(2)(g)~~ (2)(h), a state building, space, or

14 room in the capitol complex may not be named after an individual or a bust, plaque, statue, memorial,

15 monument, or art display commemorating an individual may not be displayed on a long-term basis in the capitol

16 complex unless the individual has been deceased for at least 10 years.

17 (b) The statue of Mike and Maureen Mansfield authorized in 2-17-808(1)(d)(iii) and the plaque

18 commemorating President George H. W. Bush authorized in 2-17-808(2)(b)(ii) may continue to be displayed in

19 the capitol complex.

20 (c) Except as provided in subsection (2)(f), a public building within the capitol complex constructed

21 with private funds after April 17, 2007, or a space or room constructed with private funds after April 17, 2007, in

22 a public building, other than the capitol building, may bear a name designated by the benefactor of the building,

23 space, or room if:

24 (i) the building, space, or room is to be owned by or used exclusively or primarily by the Montana

25 historical society to store or display artifacts or other property owned by the Montana historical society; and

26 (ii) the building, space, or room and the designated name are approved by the council and by the

27 board of the historical society, provided for in 2-15-1512.

28 (d) The classroom building authorized in May 2007 to be built at the Montana law enforcement

1 academy may be named after Karl Ohs, and a plaque and the Lou Peters award commemorating Karl Ohs may
2 be displayed there.

3 (e) The justice building located at 215 north Sanders in Helena must be named after Joseph P.
4 Mazurek, and a plaque and memorial commemorating him may be displayed on the capitol complex grounds.

5 (f) The Montana heritage center must be named after Betty Babcock, and a plaque
6 commemorating her must be displayed there.

7 (g) The statue or bust of Judy Martz authorized in 2-17-808(2)(f) may continue to be displayed in
8 the capitol or on the grounds immediately surrounding the capitol.

9 (h) The offices of the secretary of the senate, room 302, must be named the Marilyn Miller senate
10 suite, and a plaque commemorating Marilyn Miller must be displayed there.

11 (3) A bust, plaque, statue, memorial, monument, or art display commemorating an event, including
12 a military event, may not be displayed on a long-term basis in the capitol complex until 10 years after the end of
13 the event.

14 (4) All busts, plaques, statues, memorials, monuments, or art displays authorized, but not installed
15 within 5 years of authorization, must be reauthorized.

16 (5) The department of administration may review and approve the temporary display of a bust,
17 plaque, statue, memorial, monument, or art display for up to 1 year in the capitol complex or on the capitol
18 complex grounds. (Subsection (2)(g) void on occurrence of contingency--sec. 4, Ch. 164, L. 2019.)"

19

20 **Section 2.** Section 2-17-808, MCA, is amended to read:

21 **"2-17-808. Placement of certain busts, plaques, statues, memorials, monuments, and art**

22 **displays.** (1) The following busts, plaques, statues, memorials, monuments, and art displays are to be placed
23 for up to 50 years, subject to renewal, in the capitol:

24 (a) the busts of Thomas J. Walsh, Burton K. Wheeler, and Joseph Dixon;

25 (b) the plaques commemorating Theodore Brantley, Fred Whiteside, the first Montana volunteers
26 who fought in the Spanish-American War, the construction of the capitol from 1899 to 1902, the 1972 Montana
27 constitutional convention, and the women legislators' centennial;

28 (c) the murals by Edgar S. Paxson, Ralph E. DeCamp, Charles M. Russell, Amedee Joullin, and F.

- 1 Pedretti and sons;
- 2 (d) the statues of:
- 3 (i) Wilbur Fiske Sanders;
- 4 (ii) Jeannette Rankin; and
- 5 (iii) Mike and Maureen Mansfield;
- 6 (e) the Montana statehood centennial bell;
- 7 (f) the gallery of outstanding Montanans;
- 8 (g) the Montana constitutional exhibit;
- 9 (h) the biographical descriptions of Montana's governors, to be placed near the portraits of the
- 10 governors;
- 11 (i) a plaque commemorating former representative Francis Bardanoue and lettering naming the
- 12 first floor of the east wing of the capitol in honor of Francis Bardanoue; ~~and~~
- 13 (j) a mural honoring the historical contributions of women as community builders; and
- 14 (k) a plaque commemorating former secretary of the senate Marilyn Miller and lettering naming the
- 15 offices of the secretary of the senate, room 302 of the capitol, the Marilyn Miller senate suite.
- 16 (2) The following busts, plaques, statues, memorials, monuments, and art displays are to be
- 17 placed for up to 50 years, subject to renewal, on the grounds of the capitol:
- 18 (a) the statues of Thomas Francis Meagher and Lady Liberty;
- 19 (b) the plaques commemorating:
- 20 (i) Donald Nutter;
- 21 (ii) President George H. W. Bush; and
- 22 (iii) American prisoners of war and personnel of the United States armed services missing in
- 23 action;
- 24 (c) two benches with plaques recognizing contributors to the 1997-2000 capitol restoration, repair,
- 25 and renovation project;
- 26 (d) the Montana centennial square;
- 27 (e) the monument of the ten commandments; and
- 28 (f) a statue or bust commemorating Judy Martz, Montana's first woman governor.

1 (3) The following busts, plaques, statues, memorials, monuments, and art displays are to be
2 placed for up to 50 years, subject to renewal, on the capitol complex grounds:

3 (a) the statue by Robert Scriver entitled "symbol of the pros";

4 (b) the monuments to the liberty bell, the veterans' and pioneer memorial building--landscape
5 beautification project, Montana veterans, Pearl Harbor survivors, and the peace pole;

6 (c) the sculptures of the herd bull and the eagle;

7 (d) the plaques commemorating the Montana national guard and Lewis and Clark; and

8 (e) the arrastra.

9 (4) The following busts, plaques, statues, memorials, monuments, and art displays are to be
10 placed for up to 50 years, subject to renewal, in state buildings on the capitol complex:

11 (a) the paintings of Dr. W. F. Cogswell and the paintings entitled "burning bush", "dryland farmer",
12 "farm girl", "the river rat", "top of the world", "angus #68", "the source", "the Bozeman trail", and "the Mullan
13 road";

14 (b) the art displays known as "Montana workers--mining, ranching, and building", "copper city
15 rodeo", "dancing cascade", "save a piece of the sky", and "night light";

16 (c) the plaque commemorating Walt Sullivan, the plaque of the Sam W. Mitchell building, and the
17 plaque commemorating the original headquarters of the Montana highway patrol;

18 (d) the busts of Lee Metcalf and Sam W. Mitchell;

19 (e) the plaque and Lou Peters award commemorating Karl Ohs; and

20 (f) the plaque and memorial commemorating Joseph P. Mazurek.

21 (5) The senate sculpture depicting the Lewis and Clark expedition is to be placed for up to 50
22 years, subject to renewal, on the west wall in the senate chambers.

23 (6) The council shall determine the specific placement of the items identified in subsections (1)
24 through (4). (Subsection (2)(f) void on occurrence of contingency--sec. 4, Ch. 164, L. 2019.)"

25

26 NEW SECTION. Section 3. Effective date. [This act] is effective on passage and approval.

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