

## 1 SENATE BILL NO. 258

2 INTRODUCED BY WITTICH, ANKNEY, ARTHUN, B. BENNETT, BERRY, BLASDEL, COFFIN, DUDIK, ECK,  
3 FACEY, FITZPATRICK, HILL, HOLLANDSWORTH, HOLLENBAUGH, HUNTER, JACOBSON, JENT,  
4 KEANE, LARSEN, MACDONALD, REICHNER, SESSO, TROPILA, TUTVEDT, WILLIAMS, WINDY BOY  
5 BY REQUEST OF THE ATTORNEY GENERAL  
6

7 A BILL FOR AN ACT ENTITLED: "AN ACT NAMING THE JUSTICE BUILDING AFTER JOSEPH P. MAZUREK;  
8 REVISING THE CAPITOL COMPLEX MASTER PLAN SO THAT THE STATE BUILDING NAMING PROVISIONS  
9 AND OTHER RESTRICTIONS DO NOT APPLY TO THE JUSTICE BUILDING; ALLOWING A PLAQUE AND  
10 MEMORIAL COMMEMORATING JOSEPH P. MAZUREK TO BE PLACED ON THE CAPITOL COMPLEX  
11 GROUNDS IF PRIVATE FUNDS ARE USED TO CONSTRUCT AND MAINTAIN THE PLAQUE AND  
12 MEMORIAL; AMENDING SECTIONS 2-17-807 AND 2-17-808, MCA; AND PROVIDING AN IMMEDIATE  
13 EFFECTIVE DATE."  
14

15 WHEREAS, Joseph P. Mazurek served as an officer in the United States Army, in the Montana State  
16 Senate from 1981 to 1993 where he served as Chair of the Senate Judiciary Committee and as Senate President,  
17 and as Montana Attorney General from 1993 to 2001; and

18 WHEREAS, as Attorney General, Joseph P. Mazurek was instrumental in leading efforts to settle federal  
19 and tribal water rights compacts, investigate and prosecute workers' compensation and Medicaid fraud, and  
20 resolve cleanup of 100 years of contamination in the Clark Fork River; and

21 WHEREAS, Joseph P. Mazurek established the Attorney General's Task Force on Youth Violence and  
22 worked tirelessly to end youth violence in Montana; and

23 WHEREAS, Joseph P. Mazurek helped bring about a peaceful end to the 81-day Freeman standoff, led  
24 the state's cooperative effort with the United States to bring the Unabomber to justice, and supported legislation  
25 to strengthen and protect crime victims' rights as Attorney General; and

26 WHEREAS, Joseph P. Mazurek was widely regarded as one of Montana's preeminent statesmen during  
27 his time in the Montana Legislature and as Montana Attorney General, recognized for his commitment to bringing  
28 opposing parties together and for his unflagging enthusiasm for public service.  
29

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

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2           **NEW SECTION. Section 1. Joseph P. Mazurek building, memorial, and plaque -- funding.** (1) The  
3 justice and state library building located at 215 North Sanders in Helena is named the Joseph P. Mazurek  
4 building.

5           (2) A plaque and memorial commemorating Joseph P. Mazurek may be placed on the capitol complex  
6 grounds subject to review by the council according to the criteria in 2-17-804(2).

7           (3) Private funds must be used to construct the plaque and memorial and to maintain them for 50 years.

8  
9           **Section 2.** Section 2-17-807, MCA, is amended to read:

10           **"2-17-807. Approval for displays and naming buildings, spaces, and rooms.** (1) A state building,  
11 space, or room in the capitol complex may not be named after an individual or a bust, plaque, statue, memorial,  
12 monument, or art display may not be displayed on a long-term basis in the capitol complex or on the capitol  
13 complex grounds unless the building, space, or room name or display is approved by the legislature and complies  
14 with this part. The capitol building, including any future additions and expansions, may not be named after any  
15 person, as defined in 2-4-102.

16           (2) (a) Except as provided in subsections (2)(b) through ~~(2)(d)~~ (2)(e), a state building, space, or room  
17 in the capitol complex may not be named after an individual or a bust, plaque, statue, memorial, monument, or  
18 art display commemorating an individual may not be displayed on a long-term basis in the capitol complex unless  
19 the individual has been deceased for at least 10 years.

20           (b) The statue of Mike and Maureen Mansfield authorized in 2-17-808(1)(d)(iii) and the plaque  
21 commemorating President George H. W. Bush authorized in 2-17-808(2)(b)(ii) may continue to be displayed in  
22 the capitol complex.

23           (c) A public building within the capitol complex constructed with private funds after April 17, 2007, or a  
24 space or room constructed with private funds after April 17, 2007, in a public building, other than the capitol  
25 building, may bear a name designated by the benefactor of the building, space, or room if:

26           (i) the building, space, or room is to be owned by or used exclusively or primarily by the Montana  
27 historical society to store or display artifacts or other property owned by the Montana historical society; and

28           (ii) the building, space, or room and the designated name are approved by the council and by the board  
29 of the historical society, provided for in 2-15-1512.

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

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

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

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

8 (4) All busts, plaques, statues, memorials, monuments, or art displays authorized, but not installed within  
9 5 years of authorization, must be reauthorized.

10 (5) The department of administration may review and approve the temporary display of a bust, plaque,  
11 statue, memorial, monument, or art display for up to 1 year in the capitol complex or on the capitol complex  
12 grounds."

13

14 **Section 3.** Section 2-17-808, MCA, is amended to read:

15 **"2-17-808. Placement of certain busts, plaques, statues, memorials, monuments, and art displays.**

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

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

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

22 (c) the murals by Edgar S. Paxson, Ralph E. DeCamp, Charles M. Russell, Amedee Joullin, and F.  
23 Pedretti and sons;

24 (d) the statues of:

25 (i) Wilbur Fiske Sanders;

26 (ii) Jeannette Rankin; and

27 (iii) Mike and Maureen Mansfield;

28 (e) the Montana statehood centennial bell;

29 (f) the gallery of outstanding Montanans;

30 (g) the Montana constitutional exhibit;

- 1 (h) the biographical descriptions of Montana's governors, to be placed near the portraits of the governors;
- 2 (i) a plaque commemorating former representative Francis Bardanouve and lettering naming the first
- 3 floor of the east wing of the capitol in honor of Francis Bardanouve; and
- 4 (j) a mural honoring the historical contributions of women as community builders.
- 5 (2) The following busts, plaques, statues, memorials, monuments, and art displays are to be placed for
- 6 up to 50 years, subject to renewal, on the grounds of the capitol:
- 7 (a) the statues of Thomas Francis Meagher and Lady Liberty;
- 8 (b) the plaques commemorating:
- 9 (i) Donald Nutter;
- 10 (ii) President George H. W. Bush; and
- 11 (iii) American prisoners of war and personnel of the United States armed services missing in action;
- 12 (c) two benches with plaques recognizing contributors to the 1997-2000 capitol restoration, repair, and
- 13 renovation project;
- 14 (d) the Montana centennial square; and
- 15 (e) the monument of the ten commandments.
- 16 (3) The following busts, plaques, statues, memorials, monuments, and art displays are to be placed for
- 17 up to 50 years, subject to renewal, on the capitol complex grounds:
- 18 (a) the statue by Robert Scriver entitled "symbol of the pros";
- 19 (b) the monuments to the liberty bell, the veterans' and pioneer memorial building--landscape
- 20 beautification project, Montana veterans, Pearl Harbor survivors, and the peace pole;
- 21 (c) the sculptures of the herd bull and the eagle;
- 22 (d) the plaques commemorating the Montana national guard and Lewis and Clark; and
- 23 (e) the arrastra.
- 24 (4) The following busts, plaques, statues, memorials, monuments, and art displays are to be placed for
- 25 up to 50 years, subject to renewal, in state buildings on the capitol complex:
- 26 (a) the paintings of Dr. W. F. Cogswell and the paintings entitled "burning bush", "dryland farmer", "farm
- 27 girl", "the river rat", "top of the world", "angus #68", "the source", "the Bozeman trail", and "the Mullan road";
- 28 (b) the art displays known as "Montana workers--mining, ranching, and building", "copper city rodeo",
- 29 "dancing cascade", "save a piece of the sky", and "night light";
- 30 (c) the plaque commemorating Walt Sullivan, the plaque of the Sam W. Mitchell building, and the plaque

1 commemorating the original headquarters of the Montana highway patrol;

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

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

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

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

7 (6) The council shall determine the specific placement of the items identified in subsections (1) through

8 (4). (Subsection (1)(j) void on occurrence of contingency--sec. 3, Ch. 279, L. 2011.)"

9

10 NEW SECTION. **Section 4. Effective date.** [This act] is effective on passage and approval.

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