

Date: (Filing No. S- )

EDUCATION AND CULTURAL AFFAIRS

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STATE OF MAINE
SENATE
127TH LEGISLATURE
SECOND REGULAR SESSION

COMMITTEE AMENDMENT " " to S.P. 645, L.D. 1604, Bill, "An Act To Replace a Statue in the National Statuary Hall Collection"

Amend the bill by striking out everything after the enacting clause and before the summary and inserting the following:

Sec. 1. 5 MRSA §12004-I, sub-§5-D is enacted to read:

5-D.

Culture Commission on Expenses Only 27 MRSA §304
Statuary in National Statuary Hall

Sec. 2. 27 MRSA §304 is enacted to read:

§304. Commission on Statuary in National Statuary Hall

1. Commission on Statuary in National Statuary Hall. The Commission on Statuary in National Statuary Hall, established by Title 5, section 12004-I, subsection 5-D and referred to in this section as "the commission," shall administer this section and perform such other duties as may be prescribed by law.

2. Membership. The commission consists of 9 members as follows:

A. The Director of the Maine Arts Commission or the director's designee;

B. The Director of the Maine State Museum or the director's designee;

C. Four members of the public, appointed by the President of the Senate after consultation with the directors of the Maine Arts Commission and the Maine State Museum; and

D. Three members of the public, appointed by the Speaker of the House of Representatives after consultation with the directors of the Maine Arts Commission and the Maine State Museum.

COMMITTEE AMENDMENT

1           **3. Duration of appointment; vacancies.** Members are appointed for the duration of  
2           the commission. Upon the occurrence of a vacancy in a position held by a member of the  
3           public, a person must be appointed to the commission in the same manner as the vacating  
4           member was appointed.

5           **4. First meeting; chair.** The nonappointed members of the commission shall jointly  
6           call the first meeting of the commission. At the first meeting the commission shall select  
7           a chair from among its members and may select a new chair annually.

8           **5. Duties and powers of the commission.** By March 15, 2020, the commission  
9           shall replace the statue of Hannibal Hamlin that is currently located in the National  
10          Statuary Hall Collection with a statue of Margaret Chase Smith that meets all applicable  
11          federal requirements. The commission shall relocate the statue of Hannibal Hamlin to the  
12          State and place it within public view within the Maine State House, if feasible, or on the  
13          grounds of the Maine State House. The commission may coordinate its efforts with any  
14          public or private groups carrying out plans to celebrate or promote the State's bicentennial  
15          in 2020.

16          **6. Cooperation and information exchange.** The commission, the Maine Arts  
17          Commission and the Maine State Museum Commission shall consult and exchange  
18          information, at least 2 times each year, concerning the plans, proposals and activities of  
19          the commission in carrying out the directives of this section.

20          **7. Funding.** The commission may solicit and accept gifts, bequests and federal  
21          funds for purposes consistent with the objectives of this section. Notwithstanding  
22          subsection 5, the commission may not incur any liabilities, including but not limited to  
23          the costs of commissioning an artist, materials, transport, fees, engineering studies and  
24          insurance and other costs related to the commission's duties, unless sufficient funds are  
25          available to the commission.

26          **8. Staffing.** The commission may contract for administrative, professional and  
27          clerical services if funding permits.

28          **9. Interest in contracts prohibited.** An employee of the Maine Arts Commission  
29          or the Maine State Museum or a member of the commission may not be interested  
30          directly or indirectly in any contract or contracts entered into to accomplish the objectives  
31          of this section.

32          **10. Final authorization.** Final authorization for the placement of the statue of  
33          Hannibal Hamlin within the Maine State House or on the grounds of the Maine State  
34          House pursuant to subsection 5 must be made by the Legislative Council.

35          **11. Report.** The commission shall submit the following reports to the joint standing  
36          committee of the Legislature having jurisdiction over education and cultural affairs and  
37          the Legislative Council:

38                **A.** By January 15, 2018, a report regarding the commission's progress toward  
39                completing its duties;

40                **B.** By January 15, 2020, a report regarding the commission's progress toward  
41                completing its duties; and

1 C. By January 15, 2021, a report regarding the completion of the commission's duties  
 2 and any unfinished business.

3 **Sec. 3. Appointments; meeting.** Members of the Commission on Statuary in  
 4 National Statuary Hall, established pursuant to the Maine Revised Statutes, Title 27,  
 5 section 304, must be appointed prior to January 1, 2017. The nonappointed members of  
 6 the commission shall call the first meeting of the commission within 90 days of the  
 7 appointment of at least 3 members.

8 **Sec. 4. Appropriations and allocations.** The following appropriations and  
 9 allocations are made.

10 **ARTS COMMISSION, MAINE**

11 **Commission on Statuary in National Statuary Hall N225**

12 Initiative: Provides funds for contracted staff support for fund-raising.

13	<b>GENERAL FUND</b>	<b>2015-16</b>	<b>2016-17</b>
14	All Other	\$0	\$65,000
15			
16	<b>GENERAL FUND TOTAL</b>	<b>\$0</b>	<b>\$65,000</b>

17 **Commission on Statuary in National Statuary Hall N225**

18 Initiative: Provides funds for travel expenses.

19	<b>GENERAL FUND</b>	<b>2015-16</b>	<b>2016-17</b>
20	All Other	\$0	\$10,000
21			
22	<b>GENERAL FUND TOTAL</b>	<b>\$0</b>	<b>\$10,000</b>

23 **Commission on Statuary in National Statuary Hall N225**

24 Initiative: Provides a base allocation in the event that private funds are received.

25	<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>2015-16</b>	<b>2016-17</b>
26	All Other	\$0	\$500
27			
28	<b>OTHER SPECIAL REVENUE FUNDS TOTAL</b>	<b>\$0</b>	<b>\$500</b>

29 **Commission on Statuary in National Statuary Hall N225**

30 Initiative: Provides a base allocation in the event that federal funds are received.

