

116TH CONGRESS  
2D SESSION

# H. R. 5559

To authorize the Secretary of the Interior to establish the January 8<sup>th</sup> National Memorial in Tucson, Arizona, as an affiliated area of the National Park System, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

JANUARY 8, 2020

Mrs. KIRKPATRICK (for herself, Mr. BIGGS, Mr. GALLEGRO, Mr. GRJALVA, Mrs. LESKO, Mr. O'HALLERAN, Mr. SCHWEIKERT, Mr. STANTON, and Mr. GOSAR) introduced the following bill; which was referred to the Committee on Natural Resources

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## A BILL

To authorize the Secretary of the Interior to establish the January 8<sup>th</sup> National Memorial in Tucson, Arizona, as an affiliated area of the National Park System, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “January 8<sup>th</sup> National  
5       Memorial Act”.

6       **SEC. 2. FINDINGS.**

7       Congress finds the following:

1           (1) The tragedy of January 8, 2011, at Con-  
2           gresswoman Gabrielle Gifford’s “Congress on Your  
3           Corner” event resulted in the deaths of 6 people  
4           (Christina-Taylor Green, Dorothy Morris, U.S. Dis-  
5           trict Court Judge John Roll, Phyllis Schneck,  
6           Dorwan Stoddard, and Gabe Zimmerman) and in-  
7           jury of 13 others (Congresswoman Giffords, Bill  
8           Badger, Ron Barber, Kenneth Dorushka, James  
9           Eric Fuller, Randy Gardner, Susan Hileman, George  
10          Morris, Mary Reed, Pam Simon, Mavanell Stoddard,  
11          Jim Tucker, and Kenneth Veeder).

12          (2) This was the first time in the history of the  
13          United States that an assassination attempt was  
14          made upon a Congressional Member while she was  
15          meeting with constituents.

16          (3) Congresswoman Giffords sustained severe  
17          injuries that affect her to this day.

18          (4) Gabe Zimmerman was the first Congres-  
19          sional staffer to be assassinated in the line of duty.

20          (5) The Arizona community and people from all  
21          over the world came together in the days that fol-  
22          lowed the tragedy to provide comfort and support to  
23          one another at three spontaneous memorial vigil  
24          sites—

1 (A) the shopping center where the shooting  
2 took place;

3 (B) the front lawn of University Medical  
4 Center, where many of the victims were treated;  
5 and

6 (C) at Congresswoman Giffords' Tucson  
7 district office.

8 (6) Tucson's January 8<sup>th</sup> Memorial will not  
9 only be a tribute to those who died that day, but  
10 also to the local, national, and international response  
11 to the tragedy.

12 (7) The memorial will be constructed, managed,  
13 and maintained to be a place where visitors, young  
14 and old, can learn not only about one horrific event,  
15 but about the resilience of a community and the du-  
16 rability of democracy in the United States.

17 **SEC. 3. JANUARY 8<sup>TH</sup> NATIONAL MEMORIAL.**

18 (a) DEFINITIONS.—

19 (1) MEMORIAL.—The term “Memorial” means  
20 the January 8<sup>th</sup> National Memorial.

21 (2) FOUNDATION.—The term “Foundation”  
22 means the Tucson's January 8<sup>th</sup> Memorial Founda-  
23 tion, an organization described in section 501(c)(3)  
24 of the Internal Revenue Code of 1986 and exempt  
25 from taxation under section 501(a) of that Code.

1           (3) MAP.—The term “map” means the map en-  
2           titled “Phase 1 Siteplan + Survey Plan”, numbered  
3           LA\_\_2.01, and dated November 11, 2016.

4           (4) SECRETARY.—The term “Secretary” means  
5           the Secretary of the Interior.

6           (b) JANUARY 8<sup>TH</sup> NATIONAL MEMORIAL.—

7           (1) ESTABLISHMENT.—As soon as practicable,  
8           the Secretary shall establish the Memorial as an af-  
9           filiated area of the National Park System.

10          (2) FUNDING.—The Foundation shall transfer  
11          to Pima County amounts equal to final funding  
12          pledges, in addition to amounts that the Foundation  
13          has raised and transferred to Pima County for con-  
14          struction of the Memorial.

15          (3) MEMORIAL CONSTRUCTION.—The Memorial  
16          shall be constructed on property owned by Pima  
17          County. Pima County shall be responsible for man-  
18          aging the Memorial construction contract using  
19          funds provided by the Foundation.

20          (4) FOUNDATION DISSOLUTION.—The Founda-  
21          tion shall cease to operate after—

22                  (A) final funding pledge amounts have  
23                  been paid to Pima Country; and

24                  (B) construction of the Memorial is com-  
25                  plete.

1           (5) MANAGEMENT ENTITY.—Pima County shall  
2     be—

3           (A) the management entity for the Memo-  
4     rial; and

5           (B) responsible for the construction, oper-  
6     ation, maintenance, and management of the  
7     Memorial.

8           (6) AVAILABILITY OF MAP.—The map shall be  
9     on file and available for public inspection at the ap-  
10    propriate offices of the National Park Service.

11          (7) COOPERATIVE AGREEMENTS.—The Sec-  
12    retary may provide technical assistance and enter  
13    into cooperative agreements with Pima County for  
14    the purpose of providing financial assistance with  
15    marketing of the Memorial.

16          (8) LIMITED ROLE OF THE SECRETARY.—Noth-  
17    ing in this Act authorizes the Secretary to acquire  
18    property or to use Federal funds for the construc-  
19    tion, operation, maintenance, or management of the  
20    Memorial.

21          (9) GENERAL MANAGEMENT PLAN.—

22           (A) IN GENERAL.—The Secretary, in con-  
23    sultation with the Pima County, shall develop a  
24    general management plan for the Memorial.

1           The plan shall be prepared in accordance with  
2           section 100502 of title 54, United States Code.

3           (B) TRANSMITTAL.—Not later than 3  
4           years after the Memorial is established by the  
5           Secretary, the Secretary shall provide of a copy  
6           of the completed general management plan to  
7           the Committee on Natural Resources of the  
8           House of Representatives and the Committee  
9           on Energy and Natural Resources of the Sen-  
10          ate.

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