



# HISTORIC STATE CAPITOL COMMISSION 2001 ANNUAL REPORT

HISTORIC STATE CAPITOL COMMISSION  
STATE OF CALIFORNIA

PRESENTED TO THE LEGISLATURE  
JULY 2002



# California Historic State Capitol Commission



MEMBERS  
MILFORD WAYNE DONALDSON, FAIA  
KATHLEEN D. GREEN  
SUSAN E. LASSELL  
ERIC NELSON

EX-OFFICIO MEMBERS  
WALTER GRAY  
STATE ARCHIVIST  
DR. KEVIN STARR  
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DR. KNOX MELLON, SHPO  
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## TRANSMITTAL

TO: Interested Individuals

FROM: Susan E. Lassell, Chair,  
Historic State Capitol Commission

DATE: July 2002

SUBJECT: Annual Report for 2001

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The Historic State Capitol Commission is pleased to present you with our annual report for 2001. This is the third annual report the Commission has produced, and includes background information about the Commission as well as current information about our mission, goals, and accomplishments. We look forward to continuing our role as advisors for the continued preservation and maintenance of the Historic State Capitol building, and would be happy to work directly with you on any concerns or issues you may have regarding the future of this architectural treasure.

Enclosure

**Historic State Capitol Commission  
2001 Annual Report**

**Presented to the Legislature  
July 2002**

**Historic State Capitol Commission  
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# California Historic State Capitol Commission



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## July 2002

Enclosed is the Annual Report of the activities and accomplishments of the California Historic State Capitol Commission for the 2001 calendar year. Included in this report is background information about the Commission and our role in the management of the historic Capitol building, a summary of the activities of the Commission over the last year, and our goals for 2002. The appendix includes summaries from the years 1998, 1999 and 2000.

The mission of the Historic State Capitol Commission, established in 1984 as a permanent, official advisory body, is to ensure the appropriate restoration, maintenance, development and management of the historic and architectural legacy of the State Capitol. Reconvened and recommitted in 1998, the Commission has spent the past four years re-establishing advisory and working relationships with other stewards of the Capitol, including California State Parks, the Department of General Services, the Senate and Assembly Rules staff and the California Capitol Historic Preservation Society.

The Commission is proud of its accomplishments during the past year. Several highlights from 2001 include:

- Representation on the Commemorative Seals Committee, which selected the artists and designs for the Spanish and Mexican Era and the California Indian commemorative seals that will be placed on the west steps of the Capitol.
- Coordinated closely with the Department of General Services, and provided testimony to the Legislature, regarding repair and safety issues following the January 16<sup>th</sup> truck incident at the South Portico.
- Participation in the "Greening of the State Capitol" charrette held in June.
- Continued close-working relationships with other building agencies, including the Department of General Services and California State Parks.

Three subcommittees, established in 1999, continued in their efforts:

- Annual Report – to produce an annual report for the Legislature. According to its statute, the Commission is charged with such a duty, to "annually report to the Legislature on its activities."

- Capitol Restoration Project Repository – to identify current locations of all Capitol Restoration Project materials and make recommendations to the Legislature regarding the most appropriate storage and care for these materials.
- Maintenance Manual – to develop a much-needed integrated maintenance program for the continued use and preservation of the Historic State Capitol.

A fourth subcommittee , established in 2000, also continued in its efforts:

- Bylaws/Guidelines – to establish, with the review and approval of both Rules Committees, rules of order and/or bylaws to provide consistency in the way the Commission conducts it's business.

The four purpose statements that were developed as part of last year's annual report will guide the Commission's activities for 2002:

- I. To advise on any development, improvement or other physical change in any aspect of the Capitol and its immediate environs that the Commission feels may affect the maintenance or enhancement of the historic and cultural legacy of the State Capitol Building.
- II. To serve as a catalyst for other groups and agencies either within the Capitol or who affect the Capitol.
- III. To develop, maintain, and implement a comprehensive master plan for the restoration, preservation and maintenance of the Historic State Capitol.
- IV. To expand and maintain a permanent art collection which, when viewed as a whole, reflects the quintessential nature of California within the interpretive period of the Historic State Capitol.

We look forward to your support as we continue our efforts to ensure the longevity of one of our State's most visited and cherished historic and architectural treasures.

Sincerely,



Susan E. Lassell  
Chair

## **Historic State Capitol Commission Members and Backgrounds**

Article 9 (commencing with Section 9149) of Chapter 1 of Part 1 of Division 2 of Title 2 of the Government Code states: There is in state government, the Historic State Capitol Commission, which shall consist of seven members: two members appointed by the Speaker of the Assembly, two members appointed by the President pro Tempore of the Senate, and the State Historic Preservation Officer, the State Librarian, and the State Archivist, who shall serve ex officio.

<b><u>Member</u></b>	<b><u>Appointment</u></b>	<b><u>End of Term</u></b>	<b><u>Background</u></b>
Dr. Knox Mellon State Historic Preservation Officer Sacramento, CA	Ex officio	N/A	Preservation
Wayne Donaldson San Diego, CA	Senate Appoint. June 2000	Jan. 2003	Public Member (Preservation Architect)
Raymond Girvigian Pasadena, CA	Retired Chair Emeritus		Honorary Member
Walter Gray State Archivist Sacramento, CA	Ex Officio	N/A	History
Kathleen Green Sacramento, CA	Senate Appoint. January 1999	Jan. 2005	Public Member (Preservation Activist)
Susan Lassell Sacramento, CA	Assembly Appoint. May 1998	Jan. 2004	Public Member (Historic Preservation Planning)
Dr. Kevin Starr State Librarian Sacramento, CA	Ex Officio	N/A	History
Eric Nelson Napa, CA	Assembly Appoint. January 2001	Jan. 2007	Public Member (Art/Humanities)

**Historic State Capitol Commission  
Legislative Liaisons**

<b><u>Member</u></b>	<b><u>House</u></b>	<b><u>Address</u></b>
Honorable Robert Hertzberg	Assembly	State Capitol Room 319 Sacramento, CA (916) 319-2040
Honorable Deborah Ortiz	Senate	State Capitol Room 5114 Sacramento, CA (916) 445-7807
Honorable Darrell Steinberg	Assembly	State Capitol Room 5136 Sacramento, CA (916) 319-2009
Honorable Jack Scott	Senate	State Capitol Room 5064 Sacramento, CA (916) 445-5976



**Historic State Capitol Commission  
Meetings Held  
1998 – present**

Article 9 (commencing with Section 9149) of Chapter 1 of Part 1 of Division 2 of Title 2 of the Government Code states: "The Commission shall meet upon call of the chairperson and at such other times as it may prescribe."

July 10, 1998	Commission Meeting	Sacramento Historic State Capitol, Rm. 127
October 16, 1998	Commission Meeting and Workshop	Sacramento Historic State Capitol, Rm. 113
January 15, 1999	Commission Meeting	Sacramento Historic State Capitol, Rm. 112
April 30, 1999	Commission Meeting	Sacramento Historic State Capitol, Rm. 113
July 16, 1999	Commission Meeting	Sacramento Historic State Capitol, Rm. 113
October 15, 1999	Commission Meeting	Sacramento Historic State Capitol, Rm. 113
March 10, 2000	Commission Meeting	Sacramento Historic State Capitol, Rm. 113
April 28, 2000	Commission Meeting	Sacramento Historic State Capitol, Rm. 2040
July 14, 2000	Commission Meeting	Sacramento Historic State Capitol, Rm. 2040
October 13, 2000	Commission Meeting	Sacramento Historic State Capitol, Rm. 2040
January 12, 2001	Commission Meeting	Sacramento Historic State Capitol, Rm. 112
April 20, 2001	Commission Meeting	Sacramento Historic State Capitol, Rm. 3191
August 24, 2001	Commission Meeting	Sacramento Historic State Capitol, Rm. 3191
October 12, 2001	Commission Meeting	Sacramento Historic State Capitol, Rm. 3191

## **Introduction**

This document represents the Historic State Capitol Commission's annual report for the year 2001, with highlights of its activities and accomplishments for the calendar year. Also included are the Commission's goals for 2002. The activities and accomplishments for the year are organized by subject matter: art, furnishings, maintenance, outside projects, and one or two highlights. Included in the appendices are calendar years 1998, 1999 and 2000 activities and accomplishments.

The 1999 Annual Report includes summaries of the Commission's art, furnishings, and maintenance activities and accomplishments for calendar years 1976-1995, and is available by request.

### **BACKGROUND**

Prior to the 1976 California Capitol Restoration Project, there existed no guidelines or enforcing authority to preserve and maintain the historic integrity of the Capitol and its artifacts, antiques and art. Consequently, succeeding administrations were unrestricted and free to do as they saw fit with the premises, its architecture and historical contents. By Joint Resolution of the Legislature in February 1976, however, the Capitol Restoration Project was declared the State's Bicentennial Project and a Capitol Commission was authorized to supervise its future maintenance and protect its historical and architectural restoration integrity, in perpetuity. The Commission was to be composed of qualified persons in architecture, history and government, who would review the maintenance and use of the landmark.

Officially established in 1984, at the close of the Capitol Restoration Project, the seven-member Commission was provided specific powers to review and advise the Legislature on any development, improvement, or change in the Historic State Capitol. The Commission met sporadically from September 1985 through April 1987. In 1998, the Commission reconvened with new members and recommitted itself to establishing advisory and working relationships with other stewards of the Historic State Capitol, as well as following statutory requirements.

One such requirement is to provide an annual report to the Legislature on its activities.

## Historic State Capitol Commission Activities and Accomplishments 2001

The year 2001 saw Commission members continuing to work in an advisory capacity with various agencies on several projects. Outside the building itself, members reviewed the Capitol Park Master Plan (including various proposed memorials), the East End Project, refurbishing of Room 500 in the Library and Courts Building, and the Stanford Mansion. Members were asked to represent the Commission on numerous projects, including the Commemorative Seals Committee, the Capitol Park Master Plan Advisory Committee, the World Peace Rose Garden, and the Stanley Mosk Memorial.

Following the destructive January 16<sup>th</sup> truck incident at the South Portico, the Commission was kept abreast by Department of General Services on all repair and cleaning work. Members were asked to advise on various aspects of the portico repair and to review the salvaged material for possible deposit in the State Archives.

In regards to the State Capitol building itself, the Commission continued to advise on the scope, specifications and plans for the painting of the Capitol exterior. Spirited discussions were held debating the two-color vs. white palette of the original building. The project was eventually put on hold later in the year; the Commission will continue to follow it's progress. Members also approved the refinishing of the Capitol entry doors and replacement rods, closures and finials for the monumental staircase carpet.

Commission members were also asked to participate in the "Greening of the State Capitol" charrette, a workshop held at the State Capitol in June 2001, patterned after a similar project at the White House. The workshop explored ways to minimize waste and optimize use of resources at the Capitol, including energy, water, solid waste, indoor air quality and landscaping. The Commission worked alongside various agencies and specialists and participated in the review of the 1<sup>st</sup> and 2<sup>nd</sup> drafts.

Art projects for the year 2001 included reviewing a proposed mural outside the State Library on the west façade of the Blue Anchor Building. Members also continued their discussion on the Leutze painting, *Fort Sumter after the Bombardment*, as well as other Civil War memorabilia, and followed through with California State Parks for further action. Members continued to work with the State Capitol Museum staff on designing frame labels for all governors' portraits. A mock-up will be reviewed at the January 2002 meeting.

## 2001 Activities and Accomplishments

### Page 2

Committee action for the year 2001 was also very busy.

➤ Maintenance Manual Subcommittee.

**Purpose:** *to produce a maintenance manual for the continued use and preservation of the Historic State Capitol.* Based on action taken last year, Carey & Company was asked to submit a proposal for Legislative approval. Several versions were reviewed; following the "Greening of the State Capitol" charrette, a third, refined draft was requested. It is expected to be discussed at the January 2002 meeting, then forwarded to the Legislature for approval in Spring 2002.

➤ Annual Report Subcommittee.

**Purpose:** *to produce an annual report for the Legislature that would include a history of the Commission and a list of its activities.* The subcommittee completed the 2000 report, which was distributed to an extensive mailing list July 2001. The subcommittee began work on the 2001 report and establishing goals for 2002.

➤ Capitol Restoration Project Repository Subcommittee.

**Purpose:** *to identify current locations of all Capitol Restoration Project materials and make recommendations to the Legislature regarding the most appropriate storage and care.* The Commission forwarded the subcommittee's recommendation to the Legislature, requesting it release title of the restoration materials currently on deposit in the State Archives. The Legislature approved the recommendation and work will continue in 2002 as the State Archives begins to organize the material and make it available for public use.

➤ Bylaws/Guidelines Committee.

**Purpose:** *to establish, with the review and approval of both Rules Committees, rules of order and/or bylaws to provide consistency in the way the Commission conducts its business.* The subcommittee, established in 2001, provided several drafts to members for review. At time of publication, Assembly and Senate Rules was reviewing the final draft.

## **Goals for 2002**

**1. Establish rules of order and/or bylaws for the Historic State Capitol Commission.** The Commission currently conducts itself in accordance with the provisions in the statute. However, certain orders of business are not defined, or are loosely defined. The Commission has drafted bylaws to provide consistency in the conduct of our business. Our efforts this year will be to receive Rules approval and adopt final bylaws and begin implementing them.

**2. Implement the Recommendations of the Capitol Restoration Project Repository Committee.** Numerous Capitol Restoration Project records have been collected in various repositories around the state. In 1999, the Commission established a committee charged with identifying the current location of the Capitol Restoration Project archival materials, identifying opportunities and constraints for centralizing those materials, and making a recommendation to the Commission regarding the most appropriate and viable home for the reunified collection. The Commission accepted the Committee's recommendations, and has begun implementation. Our focus this year will be on identifying gaps in the overall collection, requesting inventories from associated agencies and departments, and inviting individuals to contribute inventories or donations from their personal collections to the State.

**3. Develop major sections of the Integrated Maintenance Plan.** General maintenance is the cornerstone of the long-term restoration and preservation of the historic Capitol building. However, standard maintenance techniques that would be used on a modern building are not always consistent with restoration and preservation objectives. The Commission's maintenance manual subcommittee has prepared an outline for an integrated maintenance plan to specify the appropriate maintenance treatments for on-going care of the historic Capitol building. Due to limitations in the Commission's staffing resources, the Commission will continue to pursue funding to work with an outside consultant to draft a comprehensive integrated maintenance plan in 2001.

**4. Examine the Commission's Official Purview.** The statute assigns the Commission with the power and duties to "review and advise the Legislature on any development, improvement, or other physical change in any aspect of the historic State Capitol" (9149.2), and further defines Historic State Capitol to mean "the building housing the state legislative offices and chambers, situated in the area bounded by 10<sup>th</sup>, L, 15<sup>th</sup>, and N Streets in the City of Sacramento, except the east annex" (9149.1). When the Commission was reconvened in 1998, there was concern that our purview may be too limited to fully carry out our mission. Recent events have demonstrated that the activities occurring in the immediate surroundings of the historic Capitol building can greatly affect the care, condition, and historic integrity of the building itself. In 2002 the Commission will conduct a special meeting to investigate our options for expanding the Commission's purview. In addition to revisiting the extent of our physical purview, the Commission will use this meeting to assess our effectiveness in achieving our purpose. The meeting's goal will be to provide renewed direction to help us ensure the appropriate restoration, maintenance, development and management of the historic and architectural legacy of the State Capitol. Recommendations from the meeting will be implemented throughout the year.



## **APPENDICES**

## Goals for 2001

**1. Establish rules of order and/or bylaws for the Historic State Capitol Commission.** The Commission currently conducts itself in accordance with the provisions outlined in the statute. However, certain orders of business are not defined, or are loosely defined. The Commission will establish rules of order and/or bylaws to provide consistency in the conduct of it's business.

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## **Historic State Capitol Commission Activities and Accomplishments 2000**

The Commission continued to review several projects outside the confines of the Historic State Capitol Building, including the extension of lampposts in Capitol Park, the Capitol Park Master Plan (including the Insectory), the East End Project, Room 500 in the Library and Courts Building, and the Stanford Mansion. Commission members were asked to advise on several proposed monuments for Capitol Park, including the World Peace Rose Garden and the Firefighter's Memorial. Both require Commission consultation and review. Commissioner Gray reported on Sesquicentennial activities planned around the Capitol.

In regards to the Capitol building itself, the Commission was asked to comment on the scope, specifications and plans provided by Carey & Company for the Capitol exterior painting project. New projects that required Commission review included the design of "push/pull" signs for the Historic Capitol entry doors. Commission members started a maintenance review process for Assembly offices, similar to Senate "walkarounds", at which maintenance issues are identified and a "to do" list prepared for the appropriate personnel.

Commission members continued working closely with the Department of Parks and Recreation State Capitol Museum staff on numerous projects, including design and review of ADA-compatible signage for the governor's portraits, redesign of the house museum room podium signage, and redefining the museum's collection policy.

Art projects for the year 2000 included the completion of the basement cafeteria exhibit policy brochure, advising on lighting of the Emanuel Leutze painting, *Fort Sumter after the Bombardment*, which lead to further discussions concerning Civil War memorabilia in the Capitol building, and an inquiry into possible loans from the Natural History Museum of L.A. County. The Commission was also instrumental in arranging the donation of a Theodore Wores painting, *Mt. Tamalpais*, to the Senate's permanent collection.

## **Commission Activities and Accomplishments**

**2000**

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Committee action for the year 2000 was extensive, including the establishment of a new subcommittee to write the Commission's bylaws and guidelines.

- Maintenance Manual – to produce a maintenance manual for the continued use and preservation of the Historic State Capitol. The subcommittee, consisting of representatives from the Department of General Services and the State Capitol Museum, adopted a policy preamble, and program objectives and goals in 1999. This year it was recommended that an outside consultant be hired to write the maintenance manual. Carey & Company was asked to submit a proposal for Legislative approval. It is anticipated that this proposal will be sent in the 4<sup>th</sup> quarter of 2001.
- Capitol Restoration Program Repository Committee – to identify current locations of all Capitol Restoration Project materials and make recommendations to the Legislature regarding the most appropriate storage and care. The subcommittee established a list of participatory agencies and held it's first meeting in August. In December, the committee provided a report to the Commission recommending that the centralized repository be located at the State Archives and that the Archives be given legal title to the objects. The Commission will then forward the report to the Legislature; it is anticipated that it will be sent in the 2<sup>nd</sup> quarter of 2001.
- Annual Report Committee – to produce an annual report for the Legislature that would include a history of the Commission, a list of its activities through the end of 1999 and goals for 2000. The subcommittee quickly established a mission statement, purpose and goals for the year 2000. The first report was completed December 2000 and distributed to an extensive mailing list, including Legislative members and elected officials. The committee then began work on the 2000 Annual Report.

## **Historic State Capitol Commission Activities and Accomplishments 1999**

The year 1999 saw the conclusion to several 1998 furnishings projects, including repairs to two antique oriental rugs in the pro Tem's and Speaker's office. An oriental carpet specialist was hired by the Joint Rules Committee for annual inspections and repairs, based on advice from the Commission. Commission members continued to advise on the repair/replacement of silk drapes in the leadership offices, agreeing on a policy that the drapes be replaced in-kind and that salvaged items should be used for thematically appropriate purposes. New projects that required Commission review included the replacement of the Assembly Chamber carpet, carpet stair step nosings and a possible redesign of the handrails used in both chamber entrances.

1999 also saw the completion of the Capitol basement exhibit display system. Other 1998 art projects were continued, including designing a brochure for members and constituents explaining the new exhibit display system in the Historic State Capitol. Commission members were asked to advise on the design and placement of ADA-compatible text panels for the State's collection of gubernatorial portraits, and donations were pursued for the newly formed Senate permanent art collection.

The Commission was again asked to review numerous projects outside the confines of the Historic State Capitol, including the Stanford Mansion, the East End Project, the Capitol Park Master Plan, which also included advising on the design of replacement light fixtures throughout the park. Commissioner Starr reported on Sesquicentennial activities. Commission members were asked to advise on the Capitol Park Rose Garden, pursuant to a 1995 Assembly resolution listing the Commission as part of the review process.

Highlights of 1999 included establishing three subcommittees:

1. Maintenance Program - to produce the maintenance manual for the continued use and preservation of the Historic State Capitol. The subcommittee, comprised of several commission members, Department of General Services and Department of Parks and Recreation representatives, adopted a policy preamble, and program objectives and goals.
2. Capitol Restoration Program Repository – to identify current locations of all Capitol Restoration Project materials and make recommendations to the Legislature regarding the most appropriate storage and care of these materials. The subcommittee consists of representatives from seven



## **Commission Activities and Accomplishments**

**1999**

**Page 2**

agencies that either currently manage project-related materials or have an interest in utilizing the collection (Assembly and Senate Rules, State Archives, State Library, Office of the State Architect, Department of General Services, Department of Parks and Recreation), in addition to representatives from the California Capitol Historic Preservation Society, the Commission, and Ray Girvigan, restoration project architect.

3. Annual Report – to produce an annual report for the Legislature that would include a history of the Commission, a list of its activities through the end of 1999 and goals for 2000.

## **Historic State Capitol Commission Activities and Accomplishments 1998**

In 1998, the Commission chose 4 projects for the 1998/99 calendar year:

1. Develop an Integrated Maintenance Program for the Historic State Capitol Building, consisting of three parts:
  - a. Maintenance plan
  - b. Manual
  - c. History/working files
2. Appoint a representative to the Capitol Park Master Plan Advisory Committee.
3. Monitor the Library and Courts Building, Room 500 Project, with Dr. Kevin Starr as the representative.
4. Complete the California Register of Historical Resources nomination for specified N Street Office Buildings: Business and Professional, Department of Public Works and Division of Highways Division, and Food and Agriculture buildings.

The Commission also established areas of purview over the Capitol building and its historic setting. The Commission has a decreased level of authority over certain areas, it maintains a high level of interest in those projects that occur around the Capitol. The highest areas of interest are the Historic West Wing of the State Capitol Building and Capitol Park.

Concerning art in the Historic State Capitol in 1998, the Commission advised and assisted the State Capitol Museum (California State Parks) in establishing a semi-chronological order in which to rehang the State's collection of gubernatorial portraits; the Commission will work with the Department of General Services in coordinating this lengthy and complicated project, in addition to designing ADA-compatible text panels. In conjunction with this plan, the Commission assisted the Department of General Services with their request to have all the frames on the governors' portraits cleaned. The Commission was instrumental in obtaining Joint Rules Committee approval for establishing an exhibit policy for legislative-sponsored exhibits in the Historic State Capitol.

Concerning furnishing issues in 1998, the Commission reviewed and advised on a proposal to either repair or replace two antique oriental rugs in the offices of the Senate President pro Tempore and Assembly Speaker. The Commission also advised on repair/replacement of the silk drapes in all the leadership offices, and discussed potential deaccessioning obstacles. Both of these issues amplified the need for a maintenance manual for the Historic State Capitol.

## **Commission Activities and Accomplishments**

**1998**

**Page 2**

A highlight of 1998 was the decision to establish a subcommittee to produce the much-needed integrated maintenance program for the continued use and preservation of the Historic State Capitol. According to its statute, the Commission is charged with developing "a comprehensive master plan for the restoration, preservation and maintenance of the Historic State Capitol." The subcommittee worked with the Department of Parks and Recreation, Department of General Services and the Office of Historic Preservation to develop maintenance guidelines. It was also decided that this would be an on-going process.

In regards to general maintenance issues in 1998, the Commission was asked to review the planned treatment for eliminating granite spalling and delamination on the Capitol's South and west steps. The Commission was also asked to provide assistance in the form of recommendations for experts, paint types and color matching for painting the Capitol exterior.

The Commission was also asked to review various projects outside the confines of the Historic State Capitol. Some of these included the Capitol Park Master Plan, Capitol Park insectory, and Sesquicentennial activities planned in and around the Capitol. A Commission member was appointed to sit on the Park Master Plan advisory committee.

**CHAPTER 1757, STATUTES OF 1984**

(Became law without governor's signature: filed with Secretary of State October 1, 1984)

*The people of the State of California do enact as follows:*

SECTION 1. The heading of Article 5 (commencing with Section 9105) of Chapter 1 of Part 1 of Division 2 of Title 2 of the Government Code is amended to read:

**Article 5. The State Capitol Building Annex**

SEC. 2. Section 9105 of the Government Code is amended to read:

9105. The State Capitol Building Annex is the annex to the historic State Capitol, constructed to the east of the original building, situated in the area bounded by 10<sup>th</sup>, L, 15<sup>th</sup> and N Streets in the City of Sacramento.

SEC. 3. Section 9106 of the Government Code is amended to read:

9106. The State Capitol Building Annex is intended primarily for the use of the legislative department and, except as otherwise provided in this article, shall be devoted exclusively to such use.

SEC. 4. Section 9108 of the Government Code is amended to read:

9108. The first floor of the State Capitol Building Annex is excepted from the provisions of this article. Such excepted space shall continue under the control of the Department of General Services. All other space in the State Capitol Building Annex shall be allocated from time to time by the Joint Rules Committee in accordance with its determination of the needs of the Legislature and the two houses thereof. The committee shall allocate such space as it determines to be necessary for facilities and agencies dealing with the Legislature as a whole including, but not limited to, press quarters, billrooms, telephone rooms, and offices for the Legislative Counsel and for committees created by the two houses jointly. The committee shall allocate to the Senate and Assembly, respectively, the space it determines to be needed by those houses and their committees and the officers, employees, and attachés thereof. The space thus allocated to the Senate and to the Assembly shall be allotted from time to time by the Senate Rules Committee and the Assembly Rules Committee, respectively.

SEC. 5. Section 9109 of the Government Code is amended to read:

9109. The determination of the Joint Rules Committee as to the needs of the Legislature shall be subject to change only by action of the committee or by concurrent resolution. If, at any time, the committee determines that there is space in the State Capitol Building Annex in excess of the needs of the legislative branch of the state government, it may release that space for use by the executive branch of the state government until such time as the space is needed by the legislative branch. The release shall be effected by notifying the Director of General Services that certain described space is not necessary for the use by the Legislature for the time being. Thereafter, the Department of General Services, until such time as the Director of General Services is notified that the space has become needed by the legislative branch, shall

have the same jurisdiction over the excess space as if this article had not been enacted.

SEC. 6. Section 9110 of the Government Code is amended to read:

9110. The maintenance and operation of all of the State Capitol Building Annex shall continue under the control of the Department of General Services, subject to the provisions of this article.

SEC. 7. Section 9112 of the Government Code is repealed.

SEC. 8. Article 9 (commencing with Section 9149) is added to Chapter 1 of Part 1 of Division 2 of Title 2 of the Government Code, to read:

#### Article 9. The Historic State Capitol Commission

9149. The Legislature finds and declares that the historic State Capitol is a state historic and architectural legacy which must be preserved and maintained in a manner befitting the significance of the structures to the history and people of California. It is the intention of the Legislature, in enacting this article, to provide a permanent, official body to be charged with advisory review of the maintenance, restoration, development, and management of the historic State Capitol.

9149.1. As used in this article:

(a) "Commission" means the Historic State Capitol Commission created by Section 9149.2.

(b) "Historic State Capitol" is the building housing the state legislative offices and chambers, situated in the area bounded by 10<sup>th</sup>, L, 15<sup>th</sup> and N Streets in the City of Sacramento, except the east annex thereto.

9149.2. (a) There is in state government, the Historic State Capitol Commission, which shall consist of seven members, initially appointed as follows:

(1) Two members appointed by the Speaker of the Assembly, with one member initially serving a term of four years and one member initially serving a term of six years; thereafter, any appointment under this paragraph shall be for a term of six years.

(2) Two members appointed by the President pro Tempore of the Senate, with one member initially serving a term of two years and one member initially serving a term of six years; thereafter, any appointment under this paragraph shall be for a term of six years.

(3) The State Historic Preservation Officer, the State Librarian, and the State Archivist, who shall serve ex officio.

(b) Each member shall serve until his or her successor is appointed and qualified. Vacancies shall be filled by the appointing power for the remainder of the term. The commission shall from time to time elect one of its members to chair the commission.

9149.3. The appointees of both the Speaker of the Assembly and the President pro Tempore of the Senate shall include one person who represents the arts or humanities and one person from the general public.

9149.4. The members of the commission shall serve without compensation, but shall receive reimbursement for travel and living expenses in connection with their official duties, at rates established by the Department of Personnel Administration.



9149.5. The Joint Rules Committee shall appoint a Subcommittee on the Capitol Restoration Project, comprised of three members from the Senate and three from the Assembly, to monitor the commission. The legislators so appointed shall have no vote in commission proceedings.

9149.6. (a) Four members of the commission shall constitute a quorum to do business, and no action of the commission may be taken except upon an affirmative recorded vote of four or more members.

(b) All meetings of the commission shall be open to the public.

(c) The commission shall meet upon call of the chairperson and at such other times as it may prescribe.

9149.7. The commission shall have the following powers and duties:

(a) To prepare, complete, and, from time to time, to amend, a comprehensive master plan, based on a priority of needs, for the restoration, preservation, and maintenance of the historic State Capitol.

(b) To review and advise the Legislature on any development, improvement, or other physical change in any aspect of the historic State Capitol.

(c) To manage, with the approval of the Joint Rules Committee, all historic and museum spaces and any concessions, in the historic State Capitol.

(d) To develop and manage historic art loans or other programs, exhibits, films, convocations, or other activities of an historic, architectural, or cultural nature, including any museum space in the historic State Capitol, as the commission determines will serve the interests of the public and promote public interest in the historic State Capitol under Joint Rules Committee supervision.

(e) To purchase for the state, or to accept as gifts to the state, any furnishings, artifacts, works of art, or other property which the commission determines will enhance the historic and cultural aspects of the historic State Capitol. All furnishings, artifacts, works of art or other property so acquired shall be managed by the commission under supervision of the Joint Rules Committee.

(f) To accept financial contributions from any source, public or private, including any advisory foundation or group.

(g) To do any other act which the commission determines will maintain or enhance the historic and cultural legacy of the historic State Capitol.

9149.8. In carrying out its duties and responsibilities under this article, the commission shall follow accepted standards for restoration, preservation, and maintenance of historic structures, including all of the following, where applicable and feasible:

(a) Standards for historic preservation, maintenance, recordation, and documentation of landmarks, promulgated by the United States Department of the Interior or its successor.

(b) Guidelines and museum management procedures, established by the National Trust for Historic Preservation or its successor.

(c) Standards, procedures, and guidelines for maintenance and protection of historic properties established or administered by the State Historic Preservation Officer and the Office of Historic Preservation.

(d) The management, conservation, and accession policies and procedures for historic features and artifacts developed for the Capitol

Museum project interpretive program of the Joint Rules Committee in connection with the State Capitol Restoration Project conducted under Section 9124.

(e) Recommended procedures of the American Association of Museums.

9149.9. The commission shall maintain and may utilize all historic data, research, and project files developed and gathered by the state, and in the possession of the state, in connection with the State Capitol Restoration Project. On the date that the commission commences business, all of the written materials covered under this section shall be transferred to the State Archives to inventory, process, and store on behalf of the commission.

9149.10. The commission may request and shall receive assistance and data, relevant to the commission's duties and responsibilities, from every agency of state government.

9149.11. The commission shall maintain complete records of its proceedings and may publish reports and other publications in connection with its duties and responsibilities.

9149.12. The commission shall use any funds appropriated to its use, or allocated to its use by the Joint Rules Committee, donated to it, or acquired as revenue from any concession operated in the State Capitol, only for purposes of furthering the objectives of this article.

9149.13. The commission shall review and advise on any interagency agreement for management of concessions within historic State Capitol.

9149.14. The commission shall employ an executive officer, who shall have at least three years of administrative curatorial experience in the cultural or historic preservation fields, and staff persons as may be necessary to provide administrative services to the commission. No person may be employed as executive officer without approval, by majority vote, of the members of the Joint Rules Committee.

9149.15. The commission may contract with any agency, public or private, for services, in connection with the commission's duties and responsibilities, as the commission determines to be necessary, including, but not limited to, the Department of Parks and Recreation in connection with the management of the Capitol Museum, as approved by the Joint Rules Committee. These contracts shall be subject to and consistent with existing laws, rules, and state policy regarding contracts with private firms or individuals for services provided to the state.

9149.16. The commission annually shall report to the Legislature on its activities. The commission shall propose to the Legislature such recommendations for legislation in connection with the historic State Capitol as the commission determines to be necessary.

9149.17. The commission shall be supported by allocations by the Joint Rules Committee from the Contingent Funds of the Assembly and Senate. The commission annually shall submit to the Joint Rules Committee a proposed budget for each fiscal year. The budget shall be subject to approval by a majority vote of the Joint Rules Committee.

SEC. 9. Of any funds appropriated by Chapter 246 of the Statutes of 1975, Chapter 28 of the Statutes of 1979, and Chapter 214 of the Statutes of 1980 to the Contingent Funds of the Assembly and Senate for purposes of restoration or rehabilitation of the State Capitol as provided

in Section 9124 of the Government Code, which are not expended upon completion of the project of restoration or rehabilitation by the prime contractor and the return of the custody of the building to the state, one-half is reappropriated to the Assembly Contingent Fund and one-half is reappropriated to the Senate Contingent Fund.

SEC. 10. This act is an urgency statute necessary for the immediate preservation of the public peace, health, or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting the necessity are:

In order that the Historic State Capitol Commission commence its work as soon as possible, it is necessary that this act take effect immediately.



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