



Historic State Capitol Commission 2005 Annual Report

Historic State Capitol Commission State of California

**Presented to the Legislature
September 2006**

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2005 Annual Report**

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2005 Annual Report Contents

Introduction	1
Message from Chair.....	2
Capitol Commission Members.....	3
Commission Legislative Liaisons.....	4
Commission Meetings (1998 - present).....	5
2005 Activities and Accomplishments	6
2006 Goals	8
Appendix	10

Introduction

This document represents the California Historic State Capitol Commission's annual report for the year 2005, with highlights of its activities and accomplishments for the calendar year. Also included are the Commission's goals for 2006. 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 appendix is a copy of the Commission's statute.

Summaries and goals from past years are included in the 2003 Annual Report and are available upon request. The 1999 Annual Report includes summaries of the Commission's art, furnishings, and maintenance activities and accomplishments for calendar years 1976-1995. It is also available upon request.

BACKGROUND

Prior to the 1976 California Capitol Restoration Project, there existed no guidelines or advisory 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 Restoration Project was declared the State's Bicentennial Project and a Capitol Commission was authorized to 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 its statutory charges.

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

September 2006

On behalf of my fellow Commissioners, I am pleased to present you with our annual report for **2005**. The report outlines our accomplishments for this past year and takes a look at our goals for the current one.

Many of our efforts and goals for 2004/05 were focused on ongoing programs described in detail in this report. Through these efforts, we have enhanced our relationships with other agencies that have defined roles in the preservation, maintenance and management of our Capitol building. Together, we are able to fulfill our mandate to insure the maintenance and preservation of the historic and cultural legacy of the State's most significant historical structure.

This year, we hope to wrap up several of our long-standing projects such as the Governor's portrait signage and the production of a definitive report on the history of the paints used on the historic Capitol building. We will also continue our work with the Capitol Restoration Repository program and assist in the development of the Capitol Park Master Plan. I'm particularly excited about the Commission's new initiative to more clearly define our role and to work much more closely with our legislative liaison and Joint Rules to improve the Commission's reputation and effectiveness.

We thank all of you that give your usual level of due consideration to this report and your support. We look forward to working closely with everyone involved in our effort in the year to come and hope it will be a productive one.

A handwritten signature in black ink, appearing to read "Eric Nelson", with a long horizontal flourish extending to the right.

Eric Nelson
Chairman

**Historic State Capitol Commission
Current 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."*

<u>Member</u>	<u>Appointment</u>	<u>End of Term</u>	<u>Background</u>
Julie Cerra Culver City, CA	Assembly Appoint. September 2003	Jan. 2009	Public Member (Historic Preservation, Art Outreach)
Wayne Donaldson SHPO Sacramento, CA	Ex officio (appointed 7/04)	N/A	Preservation Architect
Raymond Girvigian Pasadena, CA	Retired Chair Emeritus	1984 - 1998	Honorary Member
Susan Hildreth State Librarian Sacramento, CA	Ex officio (appointed 10/04)	N/A	History
Eric Nelson Napa, CA	Assembly Appoint. January 2001	Jan. 2007	Public Member (Art/Humanities)
Luis R. Sanchez, AIA Sacramento, CA	Senate Appoint. September 2003	Jan. 2009	Public Member (City Planning)
Nancy Zimmerman State Archivist Sacramento, CA	Ex officio (appointed 6/06)	N/A	History

**Historic State Capitol Commission
2005 Legislative Liaisons**

Member

Honorable Dave Jones, AD9

Member of the Assembly
State Capitol, Room 3126
Sacramento, CA, 95814
(916) 319-2009



Honorable Betty Karnette, AD54

Member of the Assembly
State Capitol, Room 2176
Sacramento, CA 95814
(916) 319-2054



Honorable Deborah Ortiz, SD6

Member of the Senate
State Capitol, Room 5114
Sacramento, CA 95814
(916) 651-4006



Honorable Jack Scott, SD21

Member of the Senate
State Capitol, Room 2082
Sacramento, CA 95814
916) 651-4021



**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."

1998

July 10, 1998 Sacramento, Historic State Capitol, Rm. 127
October 16, 1998 Sacramento, Historic State Capitol, Rm. 113

1999

January 15, 1999 Sacramento, Historic State Capitol, Rm. 112
April 30, 1999 Sacramento, Historic State Capitol, Rm. 113
July 16, 1999 Sacramento, Historic State Capitol, Rm. 113
October 15, 1999 Sacramento, Historic State Capitol, Rm. 113

2000

March 10, 2000 Sacramento, Historic State Capitol, Rm. 113
April 28, 2000 Sacramento, State Capitol, Rm. 2040
July 14, 2000 Sacramento, State Capitol, Rm. 2040
October 13, 2000 Sacramento, State Capitol, Rm. 2040

2001

January 12, 2001 Sacramento, Historic State Capitol, Rm. 112
April 20, 2001 Sacramento, State Capitol, Rm. 3191
August 24, 2001 Sacramento, State Capitol, Rm. 3191
October 12, 2001 Sacramento, State Capitol, Rm. 3191

2002

January 11, 2002 Sacramento, State Capitol, Room 3191
April 12, 2002 Sacramento, Historic State Capitol, Room 113
July 12, 2002 Sacramento, Historic State Capitol, Room 113
November 1, 2002 Sacramento, Historic State Capitol, Room 113

2003

January 10, 2003 Sacramento, State Capitol, Room 3191
April 18, 2003 Sacramento, Historic State Capitol, Room 113
July 11, 2003 Sacramento, State Capitol, Room 3191
October 10, 2003 Sacramento, Historic State Capitol, Room 113

2004

January 9, 2004 Sacramento, State Capitol, Room 3191
April 2, 2004 Sacramento, State Capitol, Room 3191
July 9, 2004 Sacramento, Historic State Capitol, Room 113
October 8, 2004 Sacramento, Historic State Capitol, Room 113

2005

January 14, 2005 Sacramento, Historic State Capitol, Room 113
April 15, 2005 Sacramento, Historic State Capitol, Room 113
July 15, 2005 Sacramento, Historic State Capitol, Room 113
October 14, 2005 Sacramento, Historic State Capitol, Room 113

Historic State Capitol Commission Activities and Accomplishments 2005

In 2005, the Commission continued its advisory work with various agencies on projects outside the Capitol. Members advised on the Capitol Park Master Plan. The Department of General Services kept members apprised on the Leland Stanford Mansion Rehabilitation Project, as well as the proposed Governor's residence in West Sacramento. Members were also kept apprised on the West End Project, which includes the Heilbron Mansion and modernization of the Central Plant; the Department of General Services is conducting an extensive public outreach effort. Members weighed in on the extension to the Police Officers Memorial in front of the Library and Courts building, as well as renovation plans for both the Library and Courts and Treasurer's Buildings.

This year, the Commission was encouraged by its non-profit arm, the California Capitol Historic Preservation Society, to review and approve a proposal to extend the boundaries of the Capitol View Protection Plan. Of primary concern is the protection of the Capitol view shed along Capitol Mall. A new subcommittee was established to look into the issue.

In regards to the Capitol Building itself, the Commission continued working on the history of the building's exterior paint colors. Although the issue of the two-color vs. white palette was resolved in 2002, the Commission obtained a secondary color study from Historic Paint Analysis. A third study, done in situ, is planned for 2006. Members also worked with the Department of General Services on the planned building-wide ADA survey and advised on memorials planned for Capitol Park.

Members continued discussions on updating the National Register of Historic Places nomination for the State Capitol. Originally listed in 1973 (one of the first buildings to be listed in the register), the current nomination is inadequate under modern standards and the building and grounds have changed over the last 30 years. After determining that the annex and park were included in the original nomination, but funding was not available to update it, members opted against updating it.

Discussions on the security project for the State Capitol and Capitol Park continued into 2005. Members were briefed on the three separate projects: (1) vehicle barrier; (2) visitor pavilions for x-ray equipment visitor queuing; and (3) relocated loading dock/mail facility. Work was slated to begin in April and be completed by September 2006.

Art projects for 2005 included seeing the Leutze painting, Fort Sumter after the Bombardment, displayed in the Library and Courts Building. The Commission's Executive Director was asked to sit on the Leland Stanford Art Committee, which researched and planned for the display of art in the mansion. Members continued their work with SHBSB on designing an ADA-compatible sign for each of the governor's portraits.

Committee action for the year 2005:

Maintenance Manual Subcommittee

Purpose: *to produce a maintenance manual 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 Commission had submitted a proposal for a maintenance plan to the Legislature in 2003. The Legislature responded, stating that due to budget constraints, the proposed manual would have to remain on hold; however, a more modest proposal should be submitted in 2005/06. The Commission submitted a much-reduced proposal in mid 2005; unfortunately, due to a lack of funds, the proposal was denied. Subcommittee members decided to refocus their attentions on other options.

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. According to its statute, the Commission is charged with such a duty, to "annually report to the Legislature on its activities."* The subcommittee completed the 2004 report, which was distributed to an extensive mailing list in August 2005.

Capitol Restoration Project Repository Subcommittee

Purpose: *to identify current locations of all Capitol Restoration Project (CRP) materials and make recommendations to the Legislature regarding the most appropriate storage and care of these materials.* Having received approval from Joint Rules in 2002 to appoint the State Archives as the centralized repository for all CRP materials, the subcommittee continued to work on gathering materials. The salvaged South Portico pieces were identified and plans were made to have them transferred to the Archives. Members requested Joint Rules Committee approval to transfer the Marvin Breinas oral histories to the State Archives. The State Archivist provided an updated inventory of their holdings.

Bylaws/Guidelines Subcommittee

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.* Previously, the Commission conducted itself in accordance with provisions stated in the statute. Certain orders of business, however, were not defined, or were done so loosely. After reviewing several bylaw drafts, the Commission submitted them to the Legislature. They were reviewed and approved by both Legislative Counsel and the Legislature, with the caveat that the bylaws would not supercede the statute and no additional authority was implied.

HISTORIC STATE CAPITOL COMMISSION GOALS FOR 2006

Assist in the Development of a Capitol Park Master Plan

An outline for the development of the Capitol Park Master Plan was produced by the Department of General Services in 2002, but little has come of it. With the lack of a comprehensive Master Plan, the Commission, as well as other agencies, continues to struggle with memorial/monument sites in and out of Capitol Park, infrastructure consideration, school visitations, programmatic improvements, security, landscape and wildlife issues, budget and funding constraints. In 2005, a consultant was selected, but due to over budgeting, projects were prioritized, and additional funding is unlikely. It is the hopes of the Commission that 2006 will bring a funding source so many of these important projects can be completed and the much-needed master plan put into effect.

Continue work with other State Agencies on the Capitol Repository Project

In 1999, the Commission convened a subcommittee, consisting of representatives from seven agencies that either managed project-related materials or had an interest in utilizing the collection. The committee recommended that the State Archives be the centralized repository for all such materials. In 2001, the Legislature approved the recommendation (but retained legal rights). The subcommittee will continue to identify gaps in the collection, request inventories from other agencies, and invite individuals to donate their materials. Discussions continue with Chair Emeritus Raymond Girvagian regarding the final repository of his personal papers.

Produce a definitive report on the State Capitol paint history

In 2001, the Capitol was repainted for the first time since the Capitol Restoration Project. At that time, the Commission, operating under the belief that the building's original exterior paint may not have been monochromatic, recommended that a 2nd paint analysis be done to determine its true colors. The second report, completed in 2004 by Peggy Olley (the first report was completed in 2001 by Matthew Mosca), was inconclusive. In 2005, the Commission was able to obtain funding through the non-profit society to arrange a 3rd, in-situ analysis to take place in 2006. It is hoped that information gathered from this analysis will produce a definitive answer as to whether the Capitol was originally painted in subtle color variations.

Complete the Governors' portrait signage project

The Commission spent much of 2005 finalizing design aspects for replacing the modern black plastic frame labels on the governor's portraits. Members met with representatives of the disabled community and the State Historic Building Safety Board in order to resolve any ADA concerns. Sample text, font sizes and style were discussed. In 2006, the Commission hopes to choose a final design, receive approval and funding from Joint Rules, then arrange installation through the Department of General Services.

**HISTORIC STATE CAPITOL COMMISSION
GOALS FOR 2006 (con't)**

Reestablish Mission and Strengthen the Commission

It is the hope that this year members can strengthen the Commission by strengthening relationships with the Legislative Liaisons and their staff in order to make them stronger advocates for the Commission. A stronger Commission means improved working relations with various agencies and organizations as well as a stronger understanding of the commission's responsibilities and duties. The continued preservation and maintenance of the Capitol is our highest priority.

Pursue other options for creating an Integrated Maintenance Plan

Hand in hand with strengthening the Commission is the ongoing goal to provide a maintenance manual for the ongoing preservation and restoration of the Historic State Capitol. The Commission's charter mandates a maintenance manual (9149.7.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). The Commission plans to explore various strategies to enable it to accomplish this fundamental goal.

APPENDIX

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 10th, L, 15th 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 10th, L, 15th 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.

Historic State Capitol Commission By-Laws

Commission—Name

The "***Historic State Capitol Commission***" shall be constituted and shall have the powers and duties as specified herein.

The Commission's address is: 1020 N Street, Suite 255, Sacramento, CA 95814

Commission – Appointment

- A. The Board shall consist of seven (7) members.
- B. Three members shall be ex officio members: the State Historic Preservation Officer, the State Librarian, and the State Archivist.
- C. If an Ex Officio member cannot attend, they may designate a representative to attend meetings with voting privileges, as set forth herein.
- D. Each member shall serve until his or her successor is appointed
- E. The Appointees of 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 *with interest or expertise in historic preservation*.

(CA Gov. Code, Article 9, Sec. 9149.3)

COMMISSION – Term of Office

Two members shall be 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.

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.

(CA Gov. Code, Article 9, Section 9149.2)

Commission – Compensation

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.

(CA Gov. Code, Article 9, Sec. 9149.4)

Commission – Vacancies

A vacancy on the Commission shall be filled by appointment by the appropriate appointing agency for the remainder of the term of the former member. Resignations shall be effective upon receipt in writing to the Senate, Assembly, Chair, or Vice Chair Elect unless a later effective date is specified in the resignation.

Commission – Rules and Procedures

- A. The Commission shall adopt its own rules of procedure, which shall include a provision requiring the Commission to select a **Chairperson** and **Vice-Chair Elect** from its membership.
- B. Election of the Chair & Vice-Chair elect shall be at its July quarterly meeting.
- C. The Chair & Vice-Chair Elect shall serve for two year terms.
- D. As stated under "vacancies," a vacancy shall be filled by appointment by the appropriate appointing agency for the remainder of the term of the former member. Should this member have been either the Chair or Vice-Chair, an emergency election will take place at the next regularly scheduled meeting. The newly-elected officer will fill the remainder of the two-year term.
- E. A quorum shall be required for the Commission to take any action. A quorum shall be four members present. The Board shall act by a majority vote of the quorum.
- F. The Commission shall be subject to, and shall comply with, the applicable open meeting laws.
- G. All meetings of the Commission shall be open to the public.

Commission – Meetings

The Commission shall meet at least four times per year.

The Chair may call special meetings.

Subcommittees may be formed, consisting of three Commission members

Commission – Secretary

The Secretary, or his or her designee, shall be designated by the Joint Rules Committee, and shall serve as a non-voting member and perform the duties required for the Commission.

Commission – 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. The Commission, under supervision of the Joint Rules Committee, shall manage all furnishings, artifacts, works of art, or other property so acquired.
- F. To accept financial contributions from any source, public or private, including any advisory foundation or group.
- G. To do any other act that the Commission determines will maintain or enhance the historic and cultural legacy of the Historic State Capitol.

(CA Gov. Code, Article 9, Sec. 9149.7 restated)

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 (The Secretary of the Interior's Standards for the Treatment of Historic Properties).
- 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.

(CA Gov. Code, Article 9, Sec. 9149.8 restated)

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.

(CA Gov. Code, Article 9, Sec. 9149.9 restated)

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

(CA Gov. Code, Article 9, Sec. 9149.10 restated)

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

(CA Gov. Code, Article 9, Sec. 9149.11 restated)

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.

(CA Gov. Code, Article 9, Sec. 9149.12 restated)

The Commission shall review and advise on any interagency agreement for management of concessions within the Historic State Capitol.

(CA Gov. Code, Article 9, Sec. 9149.13 restated)

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.

(CA Gov. Code, Article 9, Sec. 9149.15 restated)

The Commission shall report annually 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.

(CA Gov. Code, Article 9, Sec. 9149.16 restated)

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.

(Ca Gov. Code, Article 9, Sec. 9149.17 restated)

Changes to By-Laws, Rules and Procedures

The Commission may change, revise, modify or replace any by-laws or procedures at any time, by the majority vote of the members at any meeting, provided that all such proposed changes are communicated in writing to all Commissioners at least ten days prior to the meeting where action is contemplated.

Parliamentary Authority

The rules contained in Robert's Rules of Order Newly Revised, latest edition, open meeting laws, shall govern the Commission in all cases where they are applicable and in which they are not inconsistent with these by-laws and any rules and procedures the Commission may adopt.

1366-S

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