

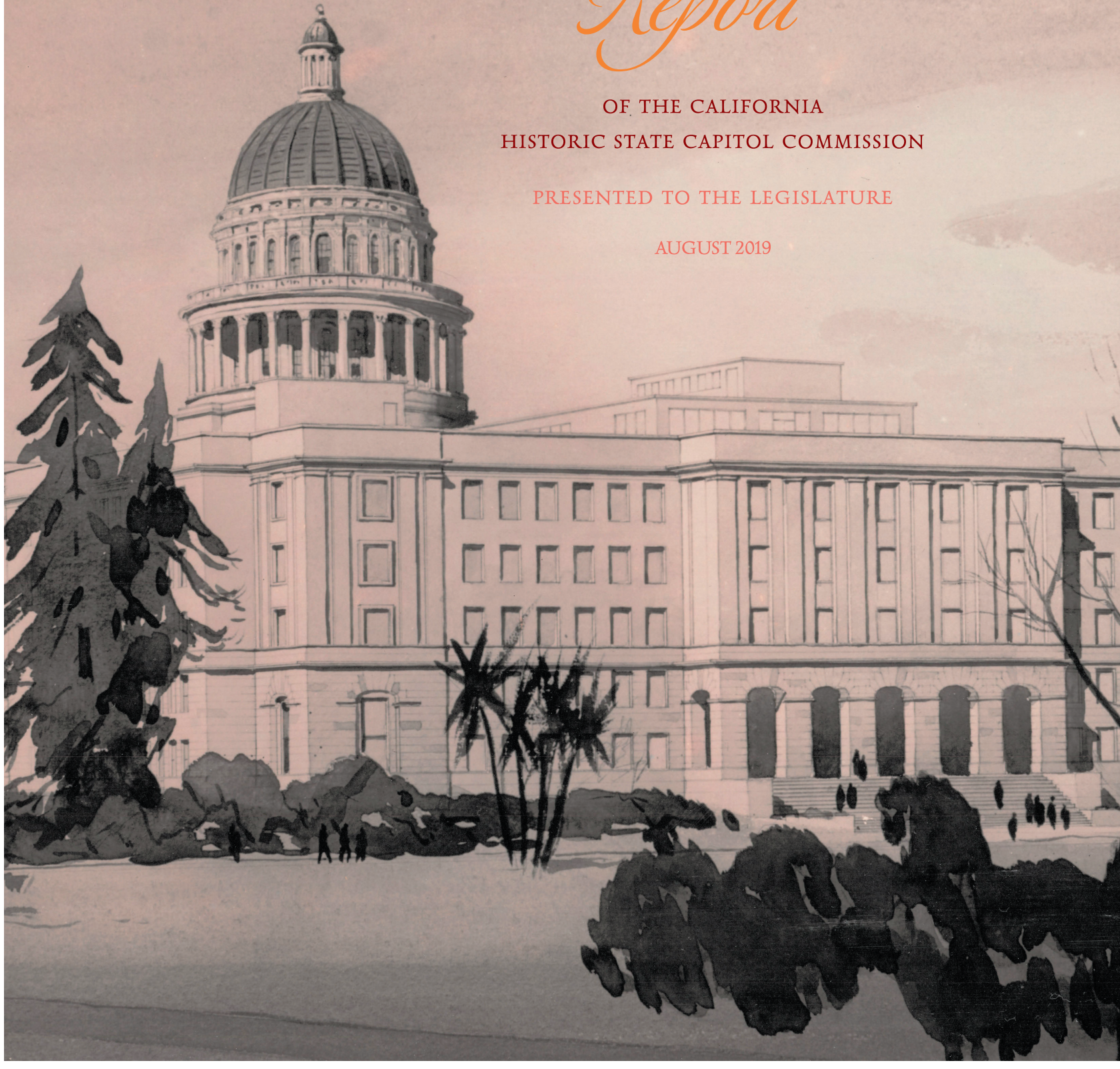
THE 2018

Annual Report

OF THE CALIFORNIA
HISTORIC STATE CAPITOL COMMISSION

PRESENTED TO THE LEGISLATURE

AUGUST 2019



Historic State Capitol Commission 2018 Annual Report

Presented to the California State Legislature
August 2019

Historic State Capitol Commission
1020 N Street, Suite 255
Sacramento, CA 95814
Phone: (916) 651-1504
Fax: (916) 414-3691

A HISTORY OF THE HISTORIC STATE CAPITOL COMMISSION

Prior to the 1976 California Capitol Restoration Project, no guidelines or advisory authority existed to preserve and maintain the historical integrity of the Capitol building and its artifacts, antiques and art. Consequently, succeeding administrations were unrestricted and unguided in their changes to the building's architecture and historical contents. In February 1976, by Joint Resolution of the Legislature, the Capitol 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 individuals in architecture, history and government who would review the maintenance, restoration, development and management of this landmark building.

The seven-member Commission was officially established in 1984 after the close of the Capitol Restoration Project. It 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, however, the Commission reconvened with new members and recommitted itself to establishing advisory and working relationships with other stewards of the Capitol. In 2012, legislation amended the definition of "Historic State Capitol" to include portions of the East Annex that contain historic fabric, as defined, and Capitol Park, provided that Capitol park will be included in the Historic State Capitol only upon the adoption by the Joint Committee on Rules of a master plan regarding Capitol Park.

It is a statutory responsibility of the Commission to provide an annual report to the Legislature on its activities.

For copies of previous reports, please visit the Commission's website at <https://capitolcommission.legislature.ca.gov> or contact Koren Benoit, Executive Director, Historic State Capitol Commission, at 916-651-1504 or koren.benoit@sen.ca.gov.

California Historic State Capitol Commission

MEMBERS

ROBERTA DEERING, LEED AP
PAULA PEPPER, URBAN ECOLOGIST
RAYMOND GIRVIGIAN, FAIA
RETIRED CHAIR EMERITUS



RICHARD COWAN, PE, CHAIR

EX-OFFICIO MEMBERS

GREG LUCAS
STATE LIBRARIAN
TAMARA MARTIN
ACTING STATE ARCHIVIST
JULIANNE POLANCO
STATE HISTORIC PRESERVATION OFFICER

On behalf of the Historic State Capitol Commission, I am pleased to forward you the Commission's 2018 Annual Report.

For 2019, the Commission will participate actively in the East Annex project. Fulfilling our prime statutory responsibility, we will contribute in every way possible to striking the right balance among the needs for improvement to legislative staff functionality, sustainability and environmental stewardship, and historic preservation. Our Commissioners have the exact combination of professional skills and long experience to serve the Legislature well. We will call upon their expertise in historic preservation, master planning, and urban forestry.

We will seek to advance the creation of a Monument District near the Capitol. The Commission has fostered a strong and broad consensus for the creation of a California Monument District in the blocks surrounding the Capitol in which future monuments important to Californians can be placed on State, City, County, Capital Area Development Authority (CADA), or Regional Transit (RT) sites. This would benefit the city by developing an enjoyable tourist experience, and benefit the Legislature by taking monument pressure off Capitol Park. Assemblymember Ken Cooley has suggested that the District may be a natural result of the East Annex visitor center element.

We hope to advance the Capitol Park Master Plan toward adoption by the Legislature. Commissioners agree that such a Plan could inform and support the Annex project planning, and that no design of an East Annex improvement can occur without understanding and planning of its site, Capitol Park.

We hope our quarterly written updates have been useful to you. We thank you for the Legislature's long commitment to the beauty and historic meaning of California's Capitol building and Capitol Park.

Sincerely,

A handwritten signature in black ink that reads 'Richard Cowan'.

RICHARD COWAN
Chair

**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>
Richard Cowan Sacramento, CA	Senate Appointee Re-appointed June 2017	Jan. 2023	Public Member (Construction Engineer)

Dick Cowan is a Sacramento area native and a registered Professional Engineer. After his active duty in the Navy Civil Engineer Corps, Dick spent three years on the Historic State Capitol Restoration Project. He has built projects in Asia, Europe and around the United States. Mr. Cowan currently is an independent consultant, specializing in alternate delivery of public sector design and construction projects.

Roberta Deering Sacramento, CA	Senate Appointee Appointed February 2015	Jan. 2021	Public Member (Cultural Resources Management)
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Roberta Deering, LEED AP, retired in September 2016 as Preservation Director/Senior Planner with the City of Sacramento, overseeing its Certified Local Government Historic Preservation Program. She has worked in historic preservation for over 40 years, with local and state preservation agencies and with not-for-profit organizations, including serving as Director of the Chicago Office of the Illinois Historic Preservation Agency, and as Executive Director of the California Preservation Foundation. Ms. Deering holds a Master's degree in Urban Planning from the University of Oregon and a Bachelor of Arts from UC Davis.

Cathy Garrett Oakland, CA	Assembly Appointee Appointed September 2012 Resigned July 2018	Jan. 2019	Public Member (Landscape Architect)
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Cathy Garrett, ASLA LEED AP, is the president of PGAdesign, Inc., a firm of landscape architects in Oakland. Specializing in preservation projects, she has been a licensed landscape architect since 1987. Prior to settling in California in 1993, she practiced landscape architecture in New York, England and her native country Australia. Ms. Garrett is a past president of the California Preservation Foundation, and a founding Chair of the Northern California Chapter of the Historic American Landscape Survey.

<u>Member</u>	<u>Appointment</u>	<u>End of Term</u>	<u>Background</u>
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Nancy Lenoil State Archivist Sacramento, CA	Ex officio Appointed June 2006	N/A	History
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Nancy Lenoil, CA, FSAA, is the State Archivist and Chief of the Archives Division of the Office of the Secretary of State, and is responsible for administration of the California State Archives. She has served as State Archivist since 2006 and has the distinction of being the first woman in California history to occupy the position. She is a Certified Archivist, member of the Academy of Certified Archivists, and is a Fellow of the Society of American Archivists. She has worked at the California State Archives as an archivist since 1987. Ms. Lenoil has a Master's degree in History with a Graduate Certificate in Archives Administration.

Greg Lucas State Librarian Sacramento, CA	Ex officio Appointed March 2014	N/A	History & Politics
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Greg Lucas was appointed State Librarian of California by Governor Edmund G. Brown Jr. on March 25, 2014. He was senior editor for Capitol Weekly from 2011 to 2014. He has written and edited California's Capitol, a website he created in 2007 focused on California history and politics. He was Sacramento bureau chief and a Capitol reporter for the San Francisco Chronicle from 1988 to 2007. He covered the Capitol for the Los Angeles Daily Journal from 1985 to 1988. Mr. Lucas has a Master's degree in Professional Writing from the University of Southern California and a Bachelor's degree in Communications from Stanford University.

Paula Peper Sacramento, CA	Assembly Appointee Appointed April 2015	Jan. 2021	Public Member (Urban Ecologist)
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Paula Peper served as the urban ecologist at the U.S. Forest Service Center for Urban Forest Research in Davis, California for over 20 years, specializing in assessing and modeling urban tree growth for over 170 species in cities throughout the United States. Her research contributed to the *Community Tree Guide: Benefits, Costs, and Strategic Planting* book series for 16 U.S. climate zones and the software suite *i-Tree: Tools for Assessing and Managing Community Trees and Forests*. Although recently retired, she continues to provide advice to urban forest managers and non-profit tree organizations across the United States. Ms. Peper also operates an historical environmental research business in Sacramento, investigating and reporting historic changes to community and neighborhood landscapes through time.

<u>Member</u>	<u>Appointment</u>	<u>End of Term</u>	<u>Background</u>
Julianne Polanco State Historic Preservation Officer Sacramento, CA	Ex officio Appointed June 2015	N/A	Architectural Historian

Julianne Polanco served as a Commissioner and Chair of the California State Historical Resources Commission from 2005 to 2015. She was the Director of Cultural Resources for Lend Lease Americas since 2006. Prior to that, Ms. Polanco was Senior Preservation Specialist at the Presidio Trust from 1999 to 2006, and Assistant to the Vice President for Programs at the World Monuments Fund from 1998 to 1999. Her professional work has also included serving as Advisor to the Chairman of California Integrated Waste Management Board and Special Assistant to the Secretary of the California Environmental Protection Agency. Ms. Polanco is a Trustee Emeritus of the California Preservation Foundation, past Board of Directors of San Francisco Architectural Heritage, and a member of the National Trust for Historic Preservation and US/ICOMOS.

Raymond Girvigian Pasadena, CA	Retired Chair Emeritus	1984 - 1998	Honorary Member
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Ray Girvigian, FAIA, has been a pioneer in the Historic Preservation Movement for more than half a century by initiating, creating, drafting and actively coordinating the passage of many firsts in preservation law, ordinances, and regulations in California and Washington. He has contributed to the California Environmental Quality Act with respect to the historic elements of its regulations. Mr. Girvigian has also assisted in other legislative firsts such as the Mills Act and the State Historic Building Code, as well as the laws enabling the Capitol Restoration Project (for which he served as restoration architect) and the subsequent Historic State Capitol Commission.

COMMISSION ACTIVITIES AND ACCOMPLISHMENTS 2018 SUMMARY

Throughout 2018, the Commission provided review and advice to several agencies on projects affecting the Capitol building and Capitol Park, in consideration of projects that could potentially impact significant features in Capitol Park and that are anticipated to be part of the currently on-hold Master Plan for Capitol Park.

- Capitol Park Irrigation

Several Department of General Services (DGS)-led projects included irrigation and tree management in Capitol Park. DGS continued to move forward on their new irrigation proposal, which will bring recycled water into Capitol Park. The project, which involves reusing cooling tower blow down water (treated at the central plant then blended at the park), went to bid in the spring. DGS is also looking into other uses for the water. The Commission provided comments on water temperature concerns and the particular water allocation needs relative to the various types of plantings throughout the park.

- Capitol Park Tree Management

The Commission impressed upon DGS the importance of having a tree management plan. Last year, Commission member Paula Peper proposed a tree management plan that would include the appropriate maintenance, as well as systemic removal, replacement and salvage, of over-mature, high-risk trees in order to ensure public safety and the perpetuation of an arboretum-quality tree canopy. The Commission endorsed the Capitol Park Tree Management Plan proposal and recommended legislative action to initiate the plan effort, but was advised that until a decision had been made regarding the East Annex project, other related proposals would remain on hold. Ms. Peper continued to work informally with DGS. An agreement was reached with UC Davis Arboretum to clone and propagate cuttings from historic, rare trees. They also located sources for seeds of trees that are represented in the park but can no longer be imported. DGS intends to publish an annual report on their progress.

- Capitol Park Memorials

The Commission continued its review and advice with respect to proposals for new memorials, as well as to proposed expansion or improvements to existing memorials. The Commission also provided advice and direction to the Joint Committee on Rules and DGS, supporting the continued need for a moratorium on memorials in the park. Three new memorials were proposed in 2018:

- AB 2116 (Melendez) Bill of Rights Monument
- SB 1452 (Wilk) War on Terror Memorial Committee
- SB 463 (Lara) LGBT Civil Rights Monument

The Commission approved language that DGS can provide for future memorial legislation that recommends waiting until the Capitol Park Master Plan can be completed.

- Monument District Proposal

The Commission continued its efforts to help create a Monument District in Sacramento in which monuments honoring statewide groups, events, or ideas could be placed throughout the capital city of Sacramento, in a way analogous to the placement of monuments throughout Washington, D.C. As with the proposed tree management plan, the Commission was advised that until a decision had been made regarding the East Annex project, other related proposals would remain on hold.

- Capitol Park Insectary Restrooms Upgrades

This year saw the completion of this DGS-led project. DGS agreed to the Commission's previous recommendation that the fixtures should more appropriately respect the history of the building and should not reflect "prison quality" fixtures.

- Bronze Plaque

The California Registered Historical Landmark bronze plaque at the West Lawn represented a tripping hazard so it was cleaned and then recessed into the granite slab.

- East Annex Proposal

SB 836 (Chapter 31, Statutes of 2016) authorizes the Joint Rules Committee to pursue the construction of a state capitol building annex or the restoration, rehabilitation, renovation, or reconstruction of the State Capitol Building Annex. In 2017, a website for the East Annex project was established to provide public access to relevant background work, research and fact-finding (<http://annex.assembly.ca.gov>). The site highlights the planning study and authorizing statute, details outreach and investigation, and provides resources and information on public hearings. The Commission recommended connecting the previously proposed Capitol Park Master Plan and the East Annex project, and provided recommendations. The Commission noted that the Annex project could be more successful with a robust examination and understanding of the building's site – Capitol Park – and that a better understanding of park issues would decrease risk to the building project and increase its odds of achievement. The architectural firm CSHQA, who was selected to complete the planning study as part of the project definition phase, delivered a final report that was distributed to stakeholders, followed by a public hearing. The Commission requested that all options (demo/build, remodel, renovation and expansion) be fully considered and seriously studied before a final decision is made. The Commission continued to stress the importance of a Master Plan and Tree Management Plan as part of the project.

- Capitol Building – Ongoing Projects

Senate and Assembly Facilities staff updated the Commission on the completion of several ongoing projects that had previously been reviewed by the Commission, including the basement cafeteria/dining room. DGS completed much of their work on barrier removal for the "path of travel" to the new cafeteria; some of the changes included adjusting the heights of the handicap ramp handrails, upgrading basement restrooms and adjusting West Wing elevator controls.

Both the Senate and Assembly completed various housekeeping projects during the year, including cleaning in the Senate and Assembly Chambers (high dusting, replacement of light bulbs, etc.). The Washington and Lincoln portraits in the Senate and Assembly Chambers, respectively, were also inspected and dusted.

DGS staff updated members on a few completed projects, including West Wing duct cleaning, replacement of pneumatic HVAC valves in the Senate and Assembly Chambers, and refinishing the exterior West Wing balcony doors. The project to address portico water damage at the three entrances was postponed until later in the year so that the new infrastructure team, Page and Turnbull, could address it.

- Commission Website Development

In 2017, the Commission discussed the possibility of creating a website on which communications, annual reports, meeting agendas and minutes, and other important information could be posted. Progress was made throughout the year, with Assembly Rules staff assistance. In 2018, the website went live; it is accessible through the Senate and Assembly websites. Other materials will be added year-round.

- Worsley Capitol Building Restoration Manuscript

In 2016, the Commission received an unpublished manuscript and other Capitol Restoration Project (CRP) documents from the estate of John Worsley, FAIA. Mr. Worsley oversaw the project on behalf of the Joint Committee on Rules. In 2017, Mr. Worsley's widow turned over additional CRP materials to the Commission. In 2018, the State Archives Acquisitions Committee recommended, and Mr. Worsley's widow agreed, that these items be given to the State Archives, where they will join other CRP-related materials.

Throughout the year, the following groups provided special presentations to the Commission:

- California State Parks/State Capitol Museum staff reported on various staff changes, including hiring new guides. The PORTS program (Parks Online Resources for Teachers and Students) is being updated to include Sutter's Fort and the Indian Museum. Parks would like to increase their online presence via a walking program for shut-ins. The exhibit "Out of the Vault: Treasures from Your California State Library" closed in March 2018. A new exhibit opened in April: "The Automobile and its Impact on California." The exhibit featured contributions from the Department of Motor Vehicles, California Highway Patrol and CalTrans. A 2019 exhibit will honor the 150th anniversary of the 1869 occupancy of the newly built Capitol building in Sacramento.
- The California State Capitol Museum Volunteer Association reported on an increase of visitors during good weather – more foot traffic. New officers were elected in January. The penny souvenir machine is proving to be profitable. In November, the Association participated in special events honoring the 100th anniversary of the 1918 Armistice. The Association has a new Facebook page.

- The California Capitol Historic Preservation Society announced that they would cease operations in 2019 but would continue to serve the Commission in a limited fashion. The Society's assets, which include furniture and artwork, were given to the Crocker Art Museum. The Society recommended that the Commission's authority over the Capitol Complex be expanded and make the re-creation of the apse and its façade a priority as part of the East Annex project.

In April, the Commission adopted its 2018 goals:

- **Goal Area: Adoption by the Joint Rules Committee of a Tree Management Plan for Capitol Park**
2018 Goal: Develop a Capitol Park tree removal and replacement plan for day-to-day tree management for DGS that also incorporates rezoning of irrigation in Capitol Park
- **Goal Area: Adoption by the Joint Rules Committee of a Master Plan for Capitol Park**
2018 Goal: Ensure plan is captured as part of the East Annex project.
- **Goal Area: Assist and Advise on the East Annex Project**
2018 Goal: Attend, offer testimony, and respond in writing to East Annex hearings, meet East Annex stakeholders, and respond in writing to published East Annex documents.
- **Goal Area: Creation of a Monument District near the Capitol**
2018 Goal: Develop in 2018 the structure of the District and format of an MOU among agencies that would support such a District.

In June 2018, the Commission distributed its 2017 annual report to the Legislature.

HISTORIC STATE CAPITOL COMMISSION
GOALS FOR 2019
Adopted 1/31/19

GOAL AREA: ADOPTION BY THE JOINT RULES COMMITTEE OF A MASTER PLAN FOR CAPITOL PARK

2019 GOAL: Ensure the Capitol Park Master Plan is captured as part of the East Annex project.

Background: Capitol Park is a beautiful and beloved treasure of California, listed on National, California and Sacramento historic registers. Without a Master Plan, changes to the landscape and placement of monuments in the park occur piecemeal and without a central direction. In 2014, a working group, comprised of legislative and executive branch staff members, met and drafted a proposal that would address historic integrity, security, a vision for the park's use and policies, long-term planning for trees and plants, and placement of monuments. The working group drafted a plan scope, which won approval of Senate and Assembly senior staff. In late 2015, issues of funding and staff support to the Commission were resolved but then suspended. In 2016, legislation and funding for the East Annex project was passed. With uncertainty as to whether the existing East Annex might be renovated or replaced, some Legislative Members asked whether the Capitol Park Master Plan should wait until the building issue was resolved. The Commission provided recommendations, noting that the East Annex project could be more successful with a robust examination and understanding of the building's site – Capitol Park – and that a better understanding of park issues would decrease risk to the building project and increase its odds of success. The Capitol Park Master Plan effort remains suspended at this point.

GOAL AREA: ADOPTION BY THE JOINT RULES COMMITTEE OF A TREE MANAGEMENT PLAN FOR CAPITOL PARK

2019 GOAL: Develop a Capitol Park Tree removal and replacement plan for day-to-day tree management for the Department of General Services (DGS).

Background: At the request of the Commission, Commission member Paula Peper conducted a two-fold assessment of the Capitol Park tree population in order to provide recommended actions to ensure both continued tree canopy cover and the historic basis of the park. (Ms. Peper's credentials include over 20 years as an urban ecologist and biometrician for the U.S. Forest Service Pacific Southwest Research Station's Center for Urban Forest Research.) Her report and recommendations were provided to the Senate and Assembly Rules Committees. As with the Master Plan, however, questions were raised as to whether the tree management plan should wait until the East Annex building issue was resolved.

Despite the effort remaining suspended at this point, the tree replacement segment of the proposal made major progress in 2018. The Commission continued to work with Capitol Park grounds staff, who listed 35 species as needing replacement now or within the next 10 years. Of those, Ms. Peper located seed, seedling or sapling stock for 30 trees. Seventeen of these

species were purchased in 2018. Under the guidance of Abbey Hart and Taylor Lewis (UC Davis Arboretum), the seeds for eight are being propagated, and seedlings and saplings of nine additional species are being grown to a size suitable for planting in the park. The remaining thirteen saplings will be purchased in 2019; these will be held and cared for by the UC Davis Arboretum. Many of the trees that failed or are at the end of their lives are unique, one-of-a-kind species (like Greek and Caucasian firs, Yedoo spruce, and alligator juniper). The tree management plan ensures that Capitol Park maintains its arboretum quality for the next 50-100 years.

GOAL AREA: ASSIST AND ADVISE ON THE EAST ANNEX PROJECT

2019 GOAL: Attend, offer testimony and respond in writing to East Annex hearings, meet East Annex stakeholders, and respond in writing to published East Annex documents.

Background: The Governor's 2016-17 Budget included one-time funding of \$1.3 billion for the replacement and renovation of State office buildings in the Sacramento area, including the State Capitol Annex. The Annex, built between 1949 and 1951, houses the offices of the Governor and Lieutenant Governor, Assembly and Senate Members, as well as committee hearing rooms. A web page created by the Assembly provides public access to ongoing relevant background work, research, and fact-finding in preparation for the more formal engagement of design professionals and other experts who will assist in the project's analysis, exploration of available options, eventual definition, and practical planning. In 2017 and early 2018, the Joint Committee on Rules held three public hearings designed to focus on the deficiencies of the Annex building, explore legal precedents, and address public building design considerations. Consistent with its duties, the Commission will review and provide recommendations to the Joint Rules Committee on the various East Annex proposals as those proposals are developed.

In 2018, the Commission established a subcommittee to draft and send a letter to Joint Rules Committee Members, outlining additional considerations that would be necessary in deliberating the options, as provided by statute. Members attended a public hearing in February, where representatives from CHSQA presented their planning study, an analysis of the current deficiencies and future goal designs for a new annex. Assemblymember Ken Cooley agreed to address members on the status of the project.

GOAL AREA: CREATION OF A MONUMENT DISTRICT NEAR THE CAPITOL

2019 GOAL: Develop the structure of the District and the format of an MOU among other agencies and jurisdictions that would support such a District.

Background: The Commission had initiated communications with the City of Sacramento on issues affecting the Capitol and Capitol Mall, particularly the protection of the Capitol View Corridor. The Commission has increased its communications with the city's Public Works department, the Department of General Services and Capitol Area Development Authority (CADA) on the concept of placing statewide significant monuments throughout the capital city. This policy would benefit both the city and Capitol Park and seems appropriate. In

2014, the Commission drafted a bill that would have created a Monument District in the City of Sacramento; the bill would allow places on State property to be nominated for locations of future monuments of statewide importance. The bill would also invite the city, county, Regional Transit and CADA to nominate sites. The proposed language did not move forward, as a question arose as to whether Legislative or Executive authority was best. In 2017, Commission members and staff met with City of Sacramento staff regarding waterfront proposals and the waterfront's potential value as a location for future monuments, as well as staff from Cultural Planning Group, a consulting firm hired by the City to assess the city's public art needs and opportunities.

In 2018, Commission members followed the development of two projects affecting downtown: the proposed re-design of Capitol Mall and the River Crossing Project. The Capitol Mall project would revamp a six-block segment of mall from Third to Ninth streets, and would create more green space, improve traffic flow and create safer conditions for day-to-day use. The River Crossing Project is a temporary public art/place-making opportunity to promote connectivity across the Sacramento River. The project is part of a larger Master Plan that would serve as a blueprint to integrate new housing, recreation, art and civic space. A subcommittee, previously established, decided to reconvene to draft a "briefing sheet" on the monument district that could be distributed to interested parties.

WEBSITE

In 2018, the Historic State Capitol Commission launched its new website:

<https://capitolcommission.legislature.ca.gov>

The website features a history of the Commission, the State Capitol Building, and the 1976-1982 Capitol Restoration Project. There is also an archive of meeting agendas and minutes, a list of current members, as well as annual reports starting from 1999. The site contains a segment on Capitol Park, memorials and statuary, as well as a projects page. Another section directs users to other valuable resources, including the California State Archives and California State Library.



The screenshot shows the homepage of the Historic State Capitol Commission website. At the top, there is a search bar with the placeholder text "Enter your search terms here..." and a "Translate this site" link. Below the search bar is a large banner image of the California State Capitol building, with the text "HISTORIC STATE CAPITOL COMMISSION" overlaid in white. Underneath the banner is a navigation menu with the following items: Home, History (with a dropdown arrow), Meetings (with a dropdown arrow), Capitol Park (with a dropdown arrow), Memorials & Statuary (with a dropdown arrow), Resources, and Projects. The main content area is divided into two columns. The left column contains two sections: "Office Address" with the text "1020 N Street, Room 255 Sacramento, CA 95814 Phone: (916) 651-1504 Fax: (916) 414-3691" and "Staff" with the text "Executive Director: [Koren R. Benoit](#)". The right column features the title "Historic State Capitol Commission" followed by two paragraphs of text. The first paragraph states: "The Joint Committee on Rules of the California Legislature in 1976 declared the restoration of the Capitol the State's prime Bicentennial Project. A 1971 seismic report had concluded that the building, constructed from 1860 to 1874, could not survive a strong earthquake. The Committee ultimately decided to restore the original structure instead of constructing a new Capitol building." The second paragraph states: "Prior to the 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." The third paragraph states: "By Joint Resolution of the Legislature, 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. There would be two Senate appointees, two Assembly appointees and three ex-officio members." At the bottom of the page, there is a footer with the links "Site Map", "Privacy and Conditions of Use", "Accessibility", and "Back to Top".

Special thanks to Mukhtar Ali with Assembly Rules Committee and the Web Content Team with the Legislative Data Center for all their creative and technical assistance in creating this website.

Capitol Park Master Plan Proposal

Capitol Park is a beautiful and beloved treasure of California, listed on National, California and Sacramento historic registers. Regrettably, no single state organization has the responsibility to oversee and plan for the current operation and expected growth in both visitors and use of Capitol Park. Without a Master Plan, changes to the landscape and placement of monuments in the park occur piecemeal and without a central direction. Even though there is wide consensus that there are too many monuments in the park, no document defines why the next proposed monument should or should not be sited in Capitol Park. Many of the trees are of the same age, but no written replacement program exists to ensure that there is a continued presence of mature trees to sustain the majesty of the park. Recent unintended damage to significant park trees caused by drought response-irrigation shutoffs is an example.

In 2014, the Joint Rules Committee tasked the Historic State Capitol Commission with creating a Master Plan Proposal for Capitol Park. The Commission established a Master Plan Proposal working group with representatives from Assembly and Senate Rules, Department of General Services, State Parks, California Highway Patrol, State Archives, the City of Sacramento, and the Office of Historic Preservation. The working group developed an Initiation Document spelling out the scope and extent of the Master Plan Proposal and won approval of that document from Assembly and Senate Rules Committee staff, along with comments from the Governor's Office staff. Key issues included monuments in the park and a long-range plan for scheduled replacement of historic trees and plants. In December 2014, the Commission adopted the working group's Initiation Document outlining the Master Plan content and process.

The Capitol Park Master Plan Proposal will guide future care of the park and be well-founded on a balanced understanding of its history, current physical assets and the myriad of contemporary uses that are being asked of it. The Legislature intends that Capitol Park remain or be returned to its historic condition of:

- ❖ A model for sustainable resource use and thoughtful use of the land;
- ❖ A usable space for tourists, casual visitors, healthy exercise, public events and ceremonies;
- ❖ An open space with views of the Capitol and of the historic plantings and trees;
- ❖ A safe space for pedestrians and tour groups at daytime and evening; and,
- ❖ A historic place where the buildings, trees and historic features of our past remain accessible and in context.

In 2016, legislation for the East Annex project was passed. With uncertainty as to whether the existing East Annex might be renovated or replaced, some members of the Legislature asked whether the Capitol Park Master Plan Proposal should wait until the building issue was resolved. The Commission provided recommendations, noting that the East Annex project could be more successful with a robust examination and understanding of the building's site – Capitol Park - and that a better understanding of park issues would decrease risk to the building project and increase its odds of success.

In 2017, Legislative leaders elected to proceed, first, with definition of the East Annex project, with Capitol Park Master Plan efforts to follow.

In 2018, the value of a completed Park Master Plan to the East Annex Project planning was discussed with Joint Committee on Rules Chair Ken Cooley several times.

Tree Management Plan Proposal

Originally planned as the state's "botanic garden", an arboretum receiving national attention by the early 1900s, Capitol Park was deemed a "miracle of foliage from every portion of the world, growing on one huge tract in the heart of the city...brought together to show the world what California can do." – *Sacramento Union*, January 1, 1913.

For over 140 years, this well-planned park has attracted visitors from throughout the world. Horticulturists and educators continue to use it as a teaching ground for students.

There are over 860 trees in Capitol Park. They represent a rare diversity for a 40-acre park. There are 210 unique species; however, 97 of these species are represented by only one tree, often over-mature, in decline and needing constant care. Another 67 species have only two specimens, again often over-mature and needing constant care. Some species are on the rare and endangered list in their native countries; thus, replacements are difficult to find via tree nurseries.

Despite care by the Department of General Services (DGS) and contract arborists, Capitol Park is in crisis mode. Drought, combined with instantaneous mandatory water reductions and lack of a zone watering system, has had a devastating impact on the trees, thus far resulting in the removal and decline of nearly 10 percent of the trees since 2014, with more to come. Earlier in 2017, the Civil War Memorial Grove suffered more losses. In 1929, the Grove included 37 trees from Civil War battlefields. As of the end of 2017, there were 10 remaining.

In 2017, the Commission tasked one of its own, Commission member Paula Peper, to conduct a two-fold assessment of the Capitol Park tree population.* The assessment was to include an analysis on the value, age structure, and species richness of the trees, as well as recommendations to ensure continued canopy cover and unique historic species diversity. Ms. Peper's report recommended that a 50-year tree management plan be developed to address various concerns, including tree protection and species replacement guidelines, methods and schedules for introducing water reduction, species-specific planting and pruning guidelines, and tree removal and salvage guidelines. Ms. Peper also recommended that a GIS database be maintained and updated to include planting, removal and maintenance records.

Armed with Ms. Peper's report and assessments, the Commission recommended that the Legislature authorize and fund the creation of a 50-year tree management plan in order to ensure the health and longevity of this unique and valuable historical resource. Although Commission members emphasized that the plan would not limit building or development in the park, but would rather provide resources and guidance, they were advised that the East Annex project must proceed first, with other related proposals to follow.

Despite this setback, the tree replacement segment of the proposal made major progress in 2018. The Commission continued to work with DGS (it truly takes a team to keep Capitol Park the unique forested grove that citizens from California and beyond enjoy daily).

Capitol Park grounds staff listed 35 species as needing replacement now or within the next 10 years. Of those, Ms. Peper located seed, seedling or sapling stock for 30 trees. Seventeen of these species were purchased by DGS in 2018. Under the guidance of Abbey Hart and Taylor Lewis (UC Davis Arboretum), and Mike Nielsen (DGS), the seeds for eight are being propagated, and seedlings and saplings of nine additional species are being grown to a size suitable for planting in the park. The remaining thirteen saplings will be purchased in 2019; these will be held and cared for by the UC Davis Arboretum. Many of the trees that failed or are at the end of their lives are unique, one-of-a-kind species (like Greek and Caucasian firs, Yedoo spruce, and alligator juniper).

The tree management plan ensures that Capitol Park maintains its arboretum quality for the next 50-100 years.

**Ms. Peper's credentials for conducting this work include over 20 years as an urban ecologist and biometrician for the US Forest Service Pacific Southwest Research Station's Center for Urban Forest Research, conducting municipal forest resources analyses and management recommendations for cities across the U.S.*

Sacramento Monument District Proposal

In 2014, the Historic State Capitol Commission drafted a bill that would have created a Monument District in the City of Sacramento; the bill would allow places on State property to be nominated for locations of future monuments of statewide importance. These monuments, honoring statewide groups, events, or ideas, could be placed around the capital city of Sacramento in a way analogous to the placement of monuments throughout Washington, D.C. and along Monument Avenue in Richmond, Virginia. The bill would also invite the city, county, Regional Transit and Capital Area Development Authority (CADA) to nominate sites. The proposed language did not move forward, as a question arose as to whether Legislative or Executive authority was best.

The idea of a monument district was spurred by the wide consensus that Capitol Park, surrounding the State Capitol Building, is overcrowded with monuments, the historic integrity of the park is threatened, and there is a growing lack of green space necessary to properly view and appreciate the monuments that are already in the park. Statewide citizens' groups desiring a monument in the city have no other location than Capitol Park suggested to them. Legislators responding to constituents with valid ideas for monuments have no other location to suggest to them. Moreover, in light of the recent East Annex project, as well as current and upcoming transformations to the landscape surrounding Capitol Park for a more drought-tolerant future, the idea of placing statewide monuments elsewhere in Sacramento seemed worth exploring.

The proposed district would: (1) encourage more tourist and resident foot traffic around Sacramento; (2) recognize important places throughout the city; and (3) complement the increased activity along the river. The scale of Sacramento and its role as the seat of California State government blends well with its historic architecture, public art, quality residential and business architecture, and multiple modes of transportation, including the proposed streetcar line.

Sacramento has any number of assets that are under performing, but have enormous potential. In addition to the riverfront, other appropriate sites might be space next to State, County, and City-owned buildings. Street intersections and medians, traffic circles, corner spaces near County and Federal buildings, Light Rail stations and future streetcar stops are other suggested locations, as well as CADA project sites, streetscape corridors such as 16th Street or R Street, and even private land if an easement or some instrument could be negotiated. Private owners might want to participate in monument location if monuments were an integral part of the Arts in Public Places program, which is funded by a 2% set-aside of budget on development managed by the Redevelopment Agency. Some tax or cost-saving benefit to the private owner could accrue.

Sacramento would benefit from having a monument tour; it could result in an increase in foot traffic to local businesses by visitors to Sacramento who are circulated around different parts of the city. A walking map could guide visitors to the monuments (and could include monuments/statuary currently at other locations, including Cesar Chavez Plaza, Pony Express in Old Sacramento, etc.).

In 2017, Commission members and staff met with City of Sacramento staff concerning waterfront improvement proposals and the waterfront's potential value as a location for future monuments, as well as staff from Cultural Planning Group, a consulting firm hired by the City to assess the city's public art needs and opportunities.

In 2018, Commission members followed the development of two projects affecting downtown: the proposed re-design of Capitol Mall and the River Crossing Project. Capitol Mall project would revamp a six-block segment of mall from Third to Ninth streets, and would create more green space, improve traffic flow and create safer conditions for day-to-day use. The River Crossing Project is a temporary public art/place-making opportunity to promote connectivity across the Sacramento River. The project is part of a larger Master Plan that would serve as a blueprint to integrate new housing, recreation, art and civic space.

A subcommittee, previously established, decided to reconvene to draft a "briefing sheet" on the monument district that could be distributed to interested parties.

Legislative leaders have advised that definition of the East Annex project must proceed first, with other related proposals to follow.

2018 IN MEMORIAM

Fred Ernest Hummel



Fred Hummel, former California State Architect, died February 10, 2018 at the age of 91.

Hummel grew up in Ojai, California and joined the Army in 1945. He graduated from UC Berkeley in Architecture, soon afterward opening his architectural practice. In 1968, he was appointed by Governor Ronald Reagan as the State Architect, serving for six years before returning to private practice in Sacramento. In 1996, he served as State Architect under the Pete Wilson administration, and, in 1999, was reappointed by Governor Gray Davis.

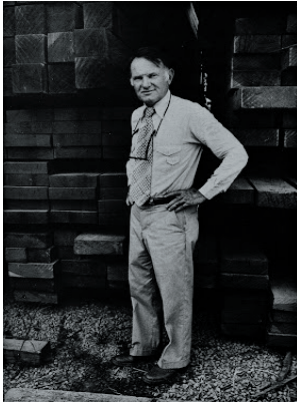
Hummel was a key player in the Legislature's decision to restore the Historic State Capitol West Wing. He authored two independent studies of the feasibility and costs of restoration and the other options, including twin high-rise towers at the east end of Capitol Park. His work was fair and balanced and resisted the pressure to go along with the momentum of a pre-determined outcome. With facts fully exposed, the Legislature opted for restoration, and the beautiful Capitol enjoyed today is the result.

His other distinguished architectural projects include work on the San Francisco Civic Center State Office and Supreme Court Building, the Del Mar Thoroughbred Race Course, as well as the Ronald Reagan Presidential Library.

In 1972, his peers elected Hummel to the College of Fellows of the American Institute of Architects.

2018 IN MEMORIAM

Burnett Miller



Burnett Miller, owner of Burnett & Sons Lumber and Millwork, Sacramento, California, a key subcontractor on the Capitol Restoration Project, died October 14, 2018 at the age of 95.

Miller's firm crafted the monumental stairs for the West Wing, replicating them in Honduran Mahogany from a surviving section discovered in a church near Sutter's Fort in Sacramento. To craft the bear's heads on the newel posts, Miller had plaster casts made from the discovered remnant sent to wood carving clubs around the nation with a promise of a donation to their club dues. This was a solution to a dilemma of risking a low bid to an artistic creation. He also hand-built some of the furniture that California State Parks needed for the 1st floor museum rooms, but could not find in the antique marketplace. Miller's ancestors, Philitus and Henry Burnett, founded the firm in the 1860s; located in the Alkali Flat neighborhood, it remains in family hands.

Miller also served as the Chairman of the California Capitol Historic Preservation Society, established in 1985, which was the officially designated non-profit support group and advisory committee to the Historic State Capitol Commission. One of the Society's responsibilities was to solicit donations of artwork and antiques for the Historic West Wing. Over the years, the non-profit amassed a worthy collection of paintings and furniture, most of which are still in use in leadership offices and committee rooms. Earlier this year, the Society transferred ownership of their collection to the Crocker Art Museum; fortunately, this change in ownership did not affect the pieces currently in use in the Capitol building.

Miller was a lifelong Sacramentan, community leader and philanthropist with a multitude of interests and causes. Former California state treasurer Phil Angelides said, "He was as close to a Renaissance man as we've had in the Sacramento region."

It has been an ongoing practice for the Department of General Services to advise the Commission on pending memorials proposed for the State Capitol Building and/or Capitol Park and to ask for their input and recommendations. In some cases, legislation for a specific memorial contains language including the Commission in the review process.

CHAPTERED MEMORIALS in the CAPITOL HISTORIC REGION

AB 2036 (Gipson)

Mervyn M. Dymally Bust

CHAPTERED 9/11/18

An act to amend Section 14633 of the Government Code, relating to the State Capitol

Existing law authorizes the Mervyn Dymally Memorial Capitol Foundation, upon establishment, in consultation with DGS, to plan a bust of Mervyn Dymally to be placed in the State Capitol Building Annex. Existing law also assigns the foundation various duties associated with the design, construction, and maintenance of that bust.

This bill would instead provide that authority and related duties to the Mervyn M. Dymally African American Political and Economic Institute.

MEMORIAL STATUS: n/a

AB 1980 (Irwin)

Memorial to California Firefighters

CHAPTERED 9/27/16

An act to add Section 13082 to the Health and Safety Code, relating to the memorial to California firefighters

Existing law authorizes the construction of a memorial to California firefighters on the grounds of the State Capitol, but prohibits the expenditure of state funds for purposes of the memorial.

This bill would authorize the California Fire Foundation (CFF), a nonprofit organization that provides assistance to families of fallen firefighters, in consultation with the Department of General Services, (DGS) to prepare a plan to construct modifications to the existing memorial on the grounds of the State Capitol, which may include the construction of a new wall within the existing footprint of the memorial that would include names of additional fallen firefighters. The bill would require CFF to submit a plan for the proposed modifications to DGS and the Joint Committee on Rules for their review and approval. The bill would prohibit CFF from commencing construction of any proposed modifications to the memorial until the master plan of the State Capitol Park is approved and adopted by the Joint Committee on Rules, or January 1, 2021, whichever occurs first. The bill would prohibit the commencement of any approved modifications unless the Joint Committee on Rules and the Department of Finance have verified that sufficient private donations have been secured to complete construction of the modifications; any modifications to the memorial are to be funded exclusively by private donations secured by CFF.

MEMORIAL STATUS: According to the California Fire Foundation, representatives for the Memorial Modification Committee have been selected/confirmed. They will meet to develop recommendations that include a proposed design and construction schedule, including suggested timelines for soliciting modification designs, which will then be submitted to DGS and the Joint Committee on Rules for consideration and approval.

AB 2704 (Gipson)
Mervyn Dymally bust
CHAPTERED 9/27/16

An act to add Section 14633 to the Government Code, relating to the State Capitol

Existing law prescribes various duties for the Department of General Services in connection with development and maintenance of the park around the State Capitol building. This bill would authorize the Mervyn Dymally Memorial Capitol Foundation, upon establishment, in consultation with the Department of General Services (DGS), to plan a bust of Mervyn Dymally to be placed in the State Capitol Building Annex. The bill would require DGS and the Mervyn Dymally Memorial Capitol Foundation to approve the design and any other aspect of the bust. The bill would require that the planning, construction, and maintenance of the bust be funded with private donations through the Mervyn Dymally Memorial Capitol Foundation. The bill would prohibit construction of the bust until the Joint Committee on Rules has approved and adopted the plan for the bust, and the Joint Committee on Rules and the Department of Finance have determined that sufficient private funding is available to construct and maintain the bust.

MEMORIAL STATUS: The Foundation has suggested placing the bust in the entrance to the Lieutenant Governor's office in the East Annex. They have initiated discussions with DGS.

AB 2790 (Nazarian)
International Genocide Memorial
CHAPTERED 9/27/16

An act to amend Section 6311 of the Government Code, relating to the international genocide memorial, and declaring the urgency thereof, to take effect immediately

Existing law authorizes the construction of an international genocide memorial in the Capitol Historic Region and provides for the establishment of a commission in that regard. Existing law prohibits construction of the memorial until the master plan of the State Capitol Park is approved and adopted by the Joint Committee on Rules.

This bill would, in addition, authorize the Department of General Services to apply to the Joint Committee on Rules for an exemption to allow siting and construction of the memorial if the master plan of the State Capitol Parks is not approved or adopted on or before January 1, 2021.

MEMORIAL STATUS: n/a

SCR 82 (Blakeslee)
Iraq War Veteran Memorial
CHAPTERED 8/24/12

Relative to California veterans who served in Iraq or Afghanistan

This measure would request that the Department of General Services work with appropriate 3rd parties to advise and oversee the creation of a memorial for the California veterans who fought and served in Iraq and, upon receiving donations from non-state sources covering the design, construction, and maintenance costs and ensuring that the memorial is in the best interest of the State Capitol Park, erect that memorial, in accordance with California law, in the State Capitol Park. This measure would state the intent of the Legislature to enact future legislation authorizing the creation of a larger memorial commemorating and thanking those who served in both Iraq and Afghanistan.

MEMORIAL STATUS: No movement.

AB 2043 (Spitzer and Ma)
Crime Victims' Memorial
CHAPTERED 9/29/08

An act to add Section 14630 to the Government Code, relating to the State Capitol

This bill would authorize the California Crime Victims' Memorial Foundation, upon its establishment, in consultation with the Department of General Services (DGS) and a specifically created committee, to construct and maintain a memorial in the Capitol Historic Region to honor California residents who are victims of crime. It would require that the planning, construction, and maintenance of the memorial be funded with private donations through a nonprofit foundation to be established. It also would prohibit construction of the memorial until the master plan of the State Capitol Park is approved and adopted by the Joint Committee on Rules, and the Department of Finance and the Joint Committee on Rules have determined that sufficient private funding is available to construct and maintain the memorial. The Foundation would consult with the California Crime Victims' Memorial Review Committee, comprised of the Director of DGS, the State Historic Preservation Officer, an Assembly appointee (Assemblyman Jim Cooper appointed November 2014) and a Senate appointee (Senator Richard Pan appointed September 2015).

MEMORIAL STATUS: No movement.

AB 136 (Emmerson)
Search and Rescue Memorial
CHAPTERED 10/8/07

An act to add Section 14628 to the Government Code, relating to the State Capitol

This bill would authorize the California State Sheriffs Search and Rescue Coordinators, in consultation with the Department of General Services (DGS) and a specifically created committee, to construct and maintain a memorial in the Capitol Historic Region to honor California search-and-rescue volunteers who have died in the line of duty. It would require that the planning, construction, and maintenance of the memorial be funded with private donations through a nonprofit foundation to be established. It also would prohibit construction of the memorial until the master plan of the State Capitol Park is approved and adopted by the Joint Committee on Rules and the Department of Finance has determined that sufficient private funding is available to construct and maintain the memorial. It would establish the Search and Rescue Memorial Review Committee, consisting of the Director of DGS, the State Historic Preservation Officer, an Assembly appointee (no appointee at this time) and a Senate appointee (Senator Andy Vidak appointed January 2014).

MEMORIAL STATUS: No movement.

AB 1210 (Levine)
International Genocide Memorial
CHAPTERED 9/30/06

An act to add Chapter 4.1 (commencing with Section 6310) to Division 7 of Title 1 of the Government Code, relating to an international genocide memorial

Existing law provides for the placement of certain memorials on the grounds of the State Capitol, including a Vietnam Veterans Memorial, and establishes a commission with responsibilities related to the design and construction of that memorial.

This bill would make legislative findings about the need for the creation of an international genocide memorial and provide for the establishment of a commission in that regard. The bill would authorize the construction of the memorial in the Capitol Historic Region, subject to prior approval of the Department of General Services and the Capitol Park Master Plan Group. The bill would prohibit the expenditure of state moneys for these purposes.

Construction of the memorial shall not begin until the master plan of the State Capitol Park is approved and adopted by the Joint Committee on Rules. Funds for the construction of the memorial shall be provided through private contributions. It would establish an International Genocide Memorial Commission that would work to establish an accurate historical record of atrocities and would have the authority to seek private funding for a memorial, consisting of:

- (1) Two Assembly appointees (one a Member, the other a survivor or descendant of):
No member appointed; Maria Mehranian sworn in April 2011;
- (2) Two Senate appointees (one a Member, the other a survivor or descendant of): Senator Anthony Portantino appointed 8/29/17; and
- (3) Five Governor appointees (one a member of the Governor's staff or a Governor's appointee in the executive branch and at least four survivors or descendants of): No appointees at this time.

MEMORIAL STATUS: No movement.

OLD LEGISLATION

RE: Capitol Park Master Plan

ACR 148 (Bane)

Filed with the Secretary of State 9/9/88

Relative to Capitol Park

This measure would request the Department of General Services to include adequate funds in its budget for the 1989-90 FY for the preparation of a plan for the renovation and refurbishment of Capitol Park and to report its recommendations to a specified subcommittee of the Joint Committee on Rules by January 1, 1990.

According to the bill analysis, Capitol Park is not a unit of the State Park system. It is not eligible for state park bond funds and is dependent upon sporadic support from the general fund. The existing plan for upkeep is a piecemeal approach, responding only to immediate needs. There has never been a plan that focuses on the long-term needs of the park.

RE: Veterans' Memorials

AB 1652 (Olsen and Valadao)

California American Portuguese Veterans Memorial

CHAPTERED 9/28/12

An act to add Section 14631 to the Government Code, relating to the State Capitol

This bill would authorize the American Portuguese Club Incorporated, in consultation with the Department of General Services (DGS) and a specifically created committee, to construct and maintain a memorial in the existing All Veterans Memorial to honor California American Portuguese veterans. It would require that the planning, construction, and maintenance of the memorial be funded with private donations through the American Portuguese Club Incorporated. It would prohibit construction of the memorial until the master plan of the State Capitol Park is approved and adopted by the Joint Committee on Rules, and the Joint Committee on Rules and the Department of Finance have determined that sufficient private funding is available to construct and maintain the memorial. It would establish the California American Portuguese Veterans Memorial Committee, consisting of the Director of DGS, the State Historic Preservation Officer, a Member of the Assembly,

appointed by the Speaker, and a Member of the Senate, appointed by the Senate Rules Committee.

MEMORIAL STATUS: Memorial dedicated on June 10, 2017.

SB 722 (Correa)

California Mexican American Veterans Memorial

CHAPTERED 6/4/14

An act to amend Section 1341 of the Military and Veterans Code, relating to veterans

Existing law requires the Secretary of Veterans Affairs to establish a California Mexican American Veterans' Memorial Beautification Committee for the purpose of beautification and enhancement of a specified existing memorial on state grounds. Under existing law, funds for the beautification and enhancement of the memorial are required to be provided through private contributions and through existing funds collected under the auspices of the former California Mexican American Veterans' Memorial Beautification Commission. Under existing law, these funds are required to be deposited in the California Mexican American Veterans' Memorial Beautification and Enhancement Account, a continuously appropriated account within the General Fund. Existing law requires any funds remaining in the account as of July 1, 2014, to revert to the General Fund.

This bill would extend the date for the reversion of funds in this account until July 1, 2016.

MEMORIAL STATUS: n/a

SB 599 (Negrete McLeod)

California Mexican American Veterans' Memorial Beautification and Enhancement Committee.

CHAPTERED 10/12/07

An act to amend Sections 1330, 1331, 1332, 1333, 1334, 1335, 1338, and 1340 of, and to add Section 1341 to, the Military and Veterans Code, and to repeal Article 11 (commencing with Section 18821) of Chapter 3 of Part 10.2 of Division 2 of the Revenue and Taxation Code, relating to veterans memorials

Existing law establishes the California Mexican American Veterans' Memorial Beautification and Enhancement Commission and provides for its composition and duties. Existing law authorizes the beautification and enhancement of an existing memorial on state grounds, as defined, and authorizes the commission to, among other things, establish a schedule for its design, construction, and dedication; to solicit designs and devise a process for selection of the final design; to monitor construction; and to consult with and obtain final design and site orientation approval from the Department of General Services (DGS).

This bill would delete the provisions establishing the California Mexican American Veterans' Memorial Beautification and Enhancement Commission, and would instead require the Secretary of Veterans Affairs to establish a California Mexican American Veterans' Memorial Beautification and Enhancement Committee, as specified. This bill would authorize the committee to, among other things, establish a schedule for the design, construction, and dedication of the memorial; to solicit designs and devise a process for selection of the final design; to monitor construction; and to consult with and obtain final design and site orientation approval from DGS and the Secretary of Veterans Affairs. Existing law prohibits the commission from soliciting any construction funds until the veterans memorial has been constructed on State Capitol grounds under existing law.

This bill would delete the provision prohibiting the committee from soliciting any construction funds until the veterans memorial has been constructed on State Capitol grounds under existing law.

MEMORIAL STATUS: Memorial dedicated on October 11, 2017.

AB 2171 (Cook)

CHAPTERED 9/29/08

An act to add Section 14629 to the Government Code, relating to the State Capitol

This bill would authorize the Military Order of the Purple Heart, Capitol Chapter 385, in consultation with the Department of General Services and a specifically created committee, to construct and maintain a memorial in the Capitol Historic Region to honor California residents who have been awarded the Purple Heart. It would require that the planning, construction, and maintenance of the memorial be funded with private donations through a nonprofit foundation to be established. It also would prohibit construction of the memorial until the master plan of the State Capitol Park is approved and adopted by the Joint Committee on Rules, and the Joint Committee on Rules and the Department of Finance have determined that sufficient private funding is available to construct and maintain the memorial.

MEMORIAL STATUS: Memorial dedicated on August 7, 2010.

It was in this bill that the following language was added: "Any new veterans memorial approved pursuant to the master plan of the State Capitol Park, as adopted by the Joint Committee on Rules, shall be constructed within the existing boundary of the Capitol Veterans Memorial."

SB 1651 (Morrow)

CHAPTERED 8/23/04

An act to repeal Chapter 6 (commencing with Section 1320) of Division 6 of the Military and Veterans Code, relating to veterans

This bill would repeal the provisions relating to the plaque honoring the six crew members of the S.S. Baton Rouge Victory on State Capitol grounds.

STATUS: Memorial provisions repealed.

According to the bill analysis, the original plaque design was too large and therefore unacceptable. A redesigned plaque idea was never provided and nothing further had transpired since 1992.

SB 1847 (Marks)

CHAPTERED 9/13/90

An act to add Chapter 6 (commencing with Section 1320) to Division 6 of the Military and Veterans Code, relating to veterans, and making an appropriation therefor

This bill would authorize the construction of a memorial plaque on the grounds of the State Capitol for the six crew members of the S.S. Baton Rouge Victory who were lost at sea when that U.S. cargo vessel carrying U.S. military supplies was sunk by hostile action on August 23, 1966. Funds for the construction of the memorial plaque would be provided through private contributions made to the Department of General Services for that purpose.

MEMORIAL STATUS: See SB 1651.

According to the bill analysis, it would be difficult to construct a separate memorial for everyone who was lost during the Vietnam War. Currently, the Capitol Grounds has a memorial for all California Vietnam veterans lost during that war. The visiting public may be confused with additional memorials related to the same cause. A memorial such as this could set a precedent for numerous other requests to memorialize individuals or groups and be in conflict with the existing Vietnam Memorial design dedicated to all Vietnam veterans.

SB 741 (Carpenter)

CHAPTERED 7/30/85

Relative to add and repeal Chapter 5 (commencing with Section 1310) of Division 6 of the Military and Veterans Code, relating to veterans

Existing law provides for the Vietnam Veterans Memorial Commission and directs the commission to design, construct, and dedicate a memorial on the State Capitol grounds to Vietnam veterans. This bill would create the Veterans Memorial Commission and authorize construction of a memorial to veterans generally on the State Capitol grounds, as defined. Funds for the construction of the memorial shall be provided through private contributions. The Commission shall not solicit or receive any funds for construction of the memorial until the Vietnam Veterans Memorial Commission has completed construction of a memorial to California's Vietnam veterans.

MEMORIAL STATUS: Memorial dedicated in December 1998.

AB 650 (Floyd)

CHAPTERED 9/22/83

An act to add and repeal Chapter 4 (commencing with Section 1300) to Division 6 of the Military and Veterans code, relating to veterans

This bill would authorize the construction of a memorial to California's Vietnam veterans on the grounds of the State Capitol. For purposes of this chapter, the grounds of the State Capitol are that property in the City of Sacramento bounded by Ninth, Fifteenth, "L", and "N" Streets. The actual site for the memorial shall be selected by the commission after consultation with the Department of General Services. Funds for the construction of the memorial shall be provided through private contributions.

MEMORIAL STATUS: Memorial dedicated on December 10, 1988.

RE: Memorials

AB 2358 (Hagman)

Ronald Reagan Statue

CHAPTERED 9/28/12

An act to add Section 14632 to the Government Code, relating to the State Capitol

This bill would authorize the Ronald Reagan Centennial Capitol Foundation, in consultation with the Department of General Services (DGS), to plan a statue of Ronald Reagan in the State Capitol Building Annex. The bill would require DGS and the Ronald Reagan Centennial Capitol Foundation to approve the design and any other aspect of the statue. The bill would require that the planning, construction, and maintenance of the statue be funded with private donations through the Ronald Reagan Centennial Capitol Foundation. The bill would prohibit construction of the statue until the Joint Committee on Rules has approved and adopted the plan for the statue, and the Joint Committee on Rules and the Department of Finance have determined that sufficient private funding is available to construct and maintain the statue.

MEMORIAL STATUS: The statue was unveiled during a special ceremony held in the basement rotunda on June 22, 2015.

SCR 99 (Ortiz)

Filed with the Secretary of State 8/31/06

Relative to honoring the Sisters of Mercy

This measure would approve the construction of a memorial honoring the Sisters of Mercy in the Capitol Historic Region, as specified, subject to review by the Department of General Services and the State Review Committee, formed pursuant to the measure. This measure

would require the construction of this memorial to be funded privately, and would allow the Sisters of Mercy to design and construct the memorial upon approval, subject to specified conditions. The review committee shall identify an appropriate location for the memorial; if this site is not acceptable to the Sisters of Mercy, construction shall be contingent upon the adoption of the Capitol Park Master Plan. This measure would require the construction of this memorial to be funded privately.

MEMORIAL STATUS: Memorial dedicated outside the North visitor pavilion on September 29, 2007.

SCR 77 (Keene)

Filed with the Secretary of State 7/1/86

Relative to the Governor Hiram W. Johnson Memorial Parkway

This measure would designate the section of roadway on the grounds of the State Capitol in the City of Sacramento which is the extension of Capitol Avenue between 15th Street and the State Capitol as "Governor Hiram W. Johnson Memorial Parkway." It would require the Department of General Services to determine the cost of erecting two appropriate plaques or markers, consistent with the design of Capitol Park, displaying this official designation and, upon receiving donations covering that cost, to erect those plaques and markers.

MEMORIAL STATUS: New parkway signs installed October 2008.

AB 3198 (Areias)

Firefighters Memorial

CHAPTERED 9/30/92

An act to add Chapter 4 (commencing with Section 13080) to Part I of Division 12 of, and to repeal Sections 13080 and 13082 of, the Health and Safety Code, relating to firefighters

This bill would require the California Fire Foundation, under the recommendation of the Chair of the Assembly General Research Committee on Fire, Police, Emergency, and Disaster Services and the Chair of the Senate committee on Rules, to create the Firefighters' Memorial Task Force. The bill would authorize construction of a memorial to California firefighters on the State Capitol grounds, as defined. The bill would limit the overall size of the memorial to not more than ½ of the overall size of the California Vietnam Veterans' Memorial located on the grounds of the State Capitol. Funds for the construction of the memorial shall be provided exclusively through private contributions for this purpose.

MEMORIAL STATUS: Memorial dedicated in May 1995.

MEMORIAL LEGISLATION THAT DIED OR WAS VETOED

SB 1452 (Wilk)

Introduced 2/16/18

An act to add Section 14635 to the Government Code, relating to state government

This bill would establish the War on Terror Memorial Committee, and would require the committee, in consultation with DGS, to conduct a review of the feasibility and best practices for the establishment and construction of a War on Terror Memorial in or around Capitol Park. The bill would also require the committee to report its findings and recommendations to the Legislature. The committee would be initially composed of the chair and vice chair of the Senate and Assembly Committees on Veterans Affairs. The Senate and Assembly Rules Committees would recommend five additional members. The initial members of the committee shall meet on or before January 1, 2020; the full committee shall meet on or before May 1, 2020.

The bill also requires that the committee may consult with the Office of Historic Preservation, and any other relevant agency, organization, or person, at its discretion.

BILL STATUS: Died.

AB 2116 (Melendez)

Introduced 2/8/18

An act to add Chapter 7.5 (commencing with Section 6750) to Division 7 of Title 1 of the Government Code, relating to state government

This bill would authorize the construction of a Bill of Rights Monument on the grounds of the State Capitol, and would require the following:

“The actual site for the monument shall be selected, and the design approved, by the State Office of State Historic Preservation after consultation with, and approval of, the Department of General Services and the Historic State Capitol Commission.”

The bill also states that construction cannot begin until an “update to the 1977 Capitol Area Plan is prepared subsequent to the 1997 Capitol Area Plan, the updated plan is approved and adopted by the Joint Committee on Rules.....”

BILL STATUS: Died.

SB 463 (Lara)

Introduced 2/16/17

An act to add Section 14634 to the Government Code, relating to state government

This bill would authorize the California Legislative LGBT Caucus Foundation, in consultation with the California Legislative LGBT Caucus, and DGS, to plan and undertake construction of a monument honoring California’s LGBT movement’s civil rights history within Capitol Park. The bill would require the California Legislative LGBT Caucus Foundation and the California Legislative LGBT Caucus to establish a schedule for the design, construction, and dedication of the monument.

The bill would require DGS to meet specified goals, including a maintenance agreement for the long-term maintenance of the monument due to aging, vandalism, or relocation. The bill would also require the planning, construction, and maintenance of the monument to be funded exclusively through private donations.

The bill also states that the construction cannot begin until the Joint Committee on Rules has approved and adopted the plan for the monument.

BILL STATUS: Died.

AB 983 (Frazier)

Introduced 2/16/17

An act to add Section 14634 to the Government Code, relating to state government

This bill would authorize a designated working group, in consultation with the department, to plan and construct the California Indigenous People Capitol Memorial. It would create the California Indigenous People Capitol Memorial Committee, consisting of the Director of the Department of General Services (DGS), the State Historic Preservation Officer, a member of the Assembly and a member of the Senate. It would also create a designated working group, consisting of representatives of tribal nations, federally recognized tribes and tribal organizations. The bill would require DGS, in conjunction with the working group, to review preliminary design plans and final construction documents, and prepare a maintenance agreement for long-term maintenance of the memorial. DGS and the Committee shall approve the design. The planning, construction and maintenance of the memorial would be funded by private donations. The bill would prohibit construction of the monument

until the master plan of the State Capitol Park is approved and adopted by the Joint Committee on Rules, and the Joint Committee on Rules and the Department of Finance have determined that sufficient private funding is available to construct and maintain the memorial.

BILL STATUS: Died

AB 737 (Baker and Melendez)

Introduced 2/15/17

An act to amend Section 1301 of, and to add and repeal Section 1302 of, the Military and Veterans Code, relating to the California Vietnam Veterans Memorial

Existing law, until January 1, 2020, requires the Department of Veterans Affairs to annually compile a list of names of Vietnam veterans to be added to the California Vietnam Veterans Memorial on the grounds of the State Capitol and requires the department to form a specified committee to review and consider requests from the public to include names on the memorial. Existing law authorized the names on the list to be added to the memorial if specific requirements are met.

This bill would extend the provisions relating to the listing of names on the memorial and the existence and operation of the committee to January 1, 2023. The bill would provide for the establishment of an "In Memory" plaque to be affixed to the memorial to honor those veterans who died as a result of subsequent illness or injury, as specified, that can reasonably be presumed to have resulted from military service during the Vietnam War. The bill would require the department to maintain a public, searchable "Honor Roll" database to honor those veterans. The bill would revise the eligibility criteria for the name of a deceased Vietnam veteran to be listed on the memorial or in the database.

BILL STATUS: Died

SB 1324 (Anderson)

Introduced 2/21/14

An act to add Section 14633 to the Government Code, relating to the State Capitol

This bill would allow the Department of General Services (DGS) to be responsible for the planning and construction of a monument in the State Capitol Park in honor of the contributions, history, and culture made by Native Americans in California. It would require that the planning, construction, and maintenance of the monument be funded with private donations through a nonprofit foundation to be established. The bill would require DGS to prepare a maintenance agreement outlining the responsibility of that nonprofit foundation for the long-term maintenance of the monument due to aging, vandalism, or relocation. The bill would require DGS, in conjunction with the Historic State Capitol Commission and that nonprofit foundation, to approve the design, determine the location, review preliminary design plans, and review final construction documents for the monument, as provided. The bill would prohibit construction of the monument until the master plan of the State Capitol Park is approved and adopted by the Joint Committee on Rules, and the Joint Committee on Rules and the Department of Finance have determined that sufficient private funding is available to construct and maintain the memorial.

BILL STATUS: Died

AB 146 (Olsen)

Amended 2/11/14

An act to amend Section 14631 of the Government Code, relating to the State Capitol

This bill would make the following changes to existing law pertaining to the California American Portuguese Veterans Memorial:

- Delete the requirement that the memorial be built in the existing All Veterans Memorial but instead within the boundaries of the Veterans Memorial Grove;
- Delete the requirement that construction not begin until the approval of the Capitol Park Master Plan;
- Delete the requirement that the American Portuguese Club implement procedures to solicit designs and devise a selection process for the choice of design; and
- Defines "All Veterans Memorial" boundaries (Section 16* from foot of berm retaining wall due north to asphalt concrete pathways) and "Veterans Memorial Grove" boundaries (undeveloped area in Section 16 from the foot of the berm retaining wall due south to the N Street sidewalk).

**Section 16, as identified on Sheet 5, Capitol Park Topographic Survey, by Morrow Surveying Land Surveyors, dated 11/11/11.*

BILL STATUS: Died

SB 1297 (Blakeslee)

Introduced 2/23/12

An act to add Section 14632 to the Government Code, relating to the State Capitol Park

This bill would require the Department of Veterans Affairs to plan and construct a memorial plaque in the State Capitol Park, in consultation with the Department of General Services, to honor California veterans who have fought and served in the War in Iraq. The bill would require the memorial plaque and its maintenance to be funded through private donations. The bill would require donations received by the Controller for those purposes to be deposited in the War in Iraq Memorial Plaque Fund, which the bill would create as a continuously appropriated fund for that purpose, thereby making an appropriation. The bill would prohibit construction or affixion of the memorial plaque until the Department of Veterans Affairs has determined that sufficient private funding is available to construct the memorial plaque.

BILL STATUS: Died; Author introduced SCR 82

AB 1520 (Kehoe)

Introduced 2/21/04

An act to add Chapter 8.7 (commencing with Section 1370) to Division 6 of the Military and Veterans Code, relating to veterans' memorials

Existing law establishes the California Mexican American Veterans' Memorial Beautification and Enhancement Commission and provides for its composition and duties. Existing law authorizes the beautification and enhancement of an existing memorial on state grounds, as defined, and authorizes the commission to establish a schedule for its design, construction, and dedication; to solicit designs and devise a process for selection of the final design; and to monitor construction.

This bill would create the California Veterans' Memorials Commission and would provide

for its composition and duties. It would authorize the design, construction, and dedication of memorials approved by the commission at unspecified sites, as prescribed, and would authorize the commission to review, consider, and respond to requests for a memorial; hold public hearings in this regard; and approve the appropriateness of a site for a memorial for any specified group of veterans. The bill also would authorize the commission, once the commission has determined the need for any specific memorial, to establish a schedule for its design, construction, and dedication; to solicit designs and devise a process for selection of the final design; and to monitor construction. This bill would require that the funding for the memorial and for the operation and support of the commission be from private contributions. This bill would create the California Veterans' Memorials Fund in the State Treasury, into which all moneys received pursuant to the bill would be deposited and would allow the commission to expend these funds, upon appropriation by the Legislature, for the purposes of implementing the bill. This bill would require the commission to notify the Governor and the Legislature whenever the design, construction, and dedication of a memorial is complete.

BILL STATUS: Vetoed 9/29/04

VETO MESSAGE (in a nutshell): This bill is unnecessary. California has already established the California Veterans Memorial – a memorial to all California Veterans in Capitol Park.

AB 3511 (Areias)

Introduced 2/25/94

An act to add Section 9149.18 to the Government Code, relating to the Historic State Capitol Commission

This bill would require the Historic State Capitol Commission to establish a Capitol Park Master Plan for commemorative monuments. This bill would require the Commission in the establishment of the master plan to perform specific functions, including, but not limited to, developing a resource management plan to study the impact of future monuments on the integrity of Capitol Park, developing a long-range plan for placing additional monuments in the park, and using existing funds to create and implement the master plan.

BILL STATUS: Died

A P P E N D I X

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.

Assembly Bill No. 2445

CHAPTER 547

An act to amend Sections 8164.1, 8164.2, 8164.3, and 9149.1 of the Government Code, relating to the State Capitol.

[Approved by Governor September 25, 2012. Filed with
Secretary of State September 25, 2012.]

LEGISLATIVE COUNSEL'S DIGEST

AB 2445, Dickinson. State Capitol.

(1) Existing law provides that the Capitol Area Plan is the official state master plan for the development of the central city of the City of Sacramento, and provides that the Department of General Services is responsible for the ongoing formulation and revision of this plan. Existing law establishes the Capitol Area Committee, which consists of 9 appointed members, for the purpose of independently reviewing reports of the department to the Legislature and counsel and advising the department in carrying out its responsibilities regarding the Capitol Area Plan. Existing law requires the committee to meet at least quarterly or upon the call of the chairperson or the written request of any 3 members. Existing law provides for the repeal of the provisions that establish and govern the operation of the Capitol Area Committee on January 1, 2013.

This bill instead would require the committee to meet annually and upon the call of the chairperson or the written request of any 3 members. The bill would extend the repeal date for those provisions regarding the committee to January 1, 2018, thereby extending the operation of the committee by an additional 5 years.

(2) Existing law establishes the Historic State Capitol Commission for the purpose of providing advisory review of the maintenance, restoration, development, and management of the historic State Capitol. Existing law defines the term "historic State Capitol" for this purpose as 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.

This bill would revise this definition by providing that the historic State Capitol also includes the portions of the State Capitol Building Annex that contain historic fabric, as defined, and Capitol Park, provided that Capitol Park will be included in the historic State Capitol only upon the adoption by the Joint Rules Committee of a master plan regarding Capitol Park.

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

SECTION 1. Section 8164.1 of the Government Code is amended to read:

8164.1. There is in state government a Capitol Area Committee consisting of nine members who shall be appointed in the following manner:

(a) Four members of the committee shall be appointed by the Governor of which at least one member shall be appointed from a list of three candidates submitted by the City of Sacramento and at least one member shall be appointed from a list of three candidates submitted by the County of Sacramento. Two members shall be appointed for a term expiring December 31, 1979, and two for a term expiring December 31, 1981.

(b) Two members shall be appointed by the Speaker of the Assembly, one of whom may be a Member of the Assembly, and two members shall be appointed by the Senate Rules Committee, one of whom may be a Member of the Senate. Legislative members of the committee shall meet and, except as otherwise provided by the Constitution, advise the department to the extent that the advisory participation is not incompatible with their respective positions as Members of the Legislature. Of the four appointments by the Legislature, two shall be appointed for a term expiring December 31, 1979, and two for a term expiring December 31, 1981.

(c) One shall be appointed by and serve at the pleasure of the director.

Subsequent appointments pursuant to subdivisions (a) and (b) shall be for terms of four years, ending on December 31 of the fourth year after the end of the prior term, except that appointments to fill vacancies occurring for any reason other than the expiration of the term shall be for the unexpired portion of the term in which they occur. The members of the board shall hold office until their successors are appointed and qualify.

The members of the committee shall not receive compensation from the state for their services under this article but, when called to attend a meeting of the committee, shall be reimbursed for their actual and necessary expenses incurred in connection with the meeting in accordance with the rules of the Department of Personnel Administration.

(d) This section shall remain in effect only until January 1, 2018, and as of that date is repealed, unless a later enacted statute, that is enacted before January 1, 2018, deletes or extends that date.

SEC. 2. Section 8164.2 of the Government Code is amended to read:

8164.2. (a) The committee shall elect a chairperson. The committee shall meet annually and upon the call of the chairperson or the written request of any three members.

(b) This section shall remain in effect only until January 1, 2018, and as of that date is repealed, unless a later enacted statute, that is enacted before January 1, 2018, deletes or extends that date.

SEC. 3. Section 8164.3 of the Government Code is amended to read:

8164.3. (a) It is the purpose of the committee to independently review the reports of the department to the Legislature and counsel and advise the department in carrying out its responsibilities related to the Capitol Area

Plan. The committee may submit separate comments on the departmental reports on the Capitol Area Plan to the Legislature. The committee shall involve a broad cross section of interested citizens in the form of an advisory body. The advisory body shall serve without compensation.

(b) This section shall remain in effect only until January 1, 2018, and as of that date is repealed, unless a later enacted statute, that is enacted before January 1, 2018, deletes or extends that date.

SEC. 4. Section 9149.1 of the Government Code is amended to read:

9149.1. As used in this article, the following terms have the following meanings:

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

(b) “Historic State Capitol” means 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, including the portions of the State Capitol Building Annex that contain historic fabric, and Capitol Park, provided that Capitol Park shall be included in the historic State Capitol for purposes of this article only upon the adoption by the Joint Rules Committee of a master plan regarding Capitol Park.

(c) “Historic fabric” means original or added building or construction materials, features, and finishes that are deemed by the commission as historically or architecturally significant.

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.

1621-S

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