

AMENDED IN SENATE JULY 17, 2001

AMENDED IN SENATE JULY 3, 2001

AMENDED IN ASSEMBLY APRIL 16, 2001

AMENDED IN ASSEMBLY MARCH 29, 2001

CALIFORNIA LEGISLATURE—2001–02 REGULAR SESSION

ASSEMBLY BILL

No. 450

Introduced by Assembly Member Corbett
(Coauthors: Assembly Members Alquist, Calderon, Cedillo,
Florez, Keeley, Kehoe, Strom-Martin, Thomson, and Wyman)
(Coauthors: Senators McPherson and Peace)

February 20, 2001

An act to add Section 5019.77 to the Public Resources Code, relating to parks and recreation, and making an appropriation therefor.

LEGISLATIVE COUNSEL'S DIGEST

AB 450, as amended, Corbett. California State Museum.

Existing law requires the Department of Parks and Recreation to implement various historical and cultural resource programs in the state.

This bill would designate the collection of the State Museum Resource Center, located in West Sacramento, California, as the nucleus of the California State Museum. The bill would create the State Museum Commission in the department for the purpose of overseeing the development, maintenance, and operation of the museum, and would prescribe the membership and functions and duties of the commission. The bill would require that the staff of the department, as

designated by the Director of Parks and Recreation, serve as staff to the commission during its first 2 years in existence, and would authorize the commission to utilize the resources of the department in arranging and conducting meetings and hearings, and preparing reports, as required by the bill. The bill would require the commission to annually submit to the department, the Department of Finance, the Chair of the Legislative Audit Committee, and the Chair of the Joint Legislative Budget Committee, by January 10 of each year, a business plan for the following year, and to annually report by January 15 to the Governor and the Legislature on its activities, including recommendations for advancing the purposes and programs of the museum. The bill would require the commission, not later than November 15, 2003, to conduct not less than 6 public hearings on the plans for the California State Museum, as provided, and to include a summary of those hearings in the annual report required to be prepared and submitted to the Governor and the Legislature.

This bill would appropriate \$350,000 from the General Fund to the department, to be allocated to the commission for the purposes of the bill, for use during the 2002–03 and 2003–04 fiscal years.

Vote: ²/₃. Appropriation: yes. Fiscal committee: yes. State-mandated local program: no.

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

- 1 SECTION 1. The Legislature finds and declares all of the
- 2 following:
- 3 (a) California is only one of four states in the United States that
- 4 does not have a state museum. While there is a Golden State
- 5 Museum in the State Archives, it focuses only on California
- 6 history since statehood, with an emphasis on state politics and
- 7 government. A state museum would complement the Golden State
- 8 Museum and would take a more comprehensive approach by
- 9 including the early history of the state before statehood, and by
- 10 giving consideration to the archaeology, paleontology, natural
- 11 history, agriculture, art, and cultural diversity of California.
- 12 (b) A state museum should reflect the “big picture” of
- 13 California by representing the ethnic and racial diversity of the
- 14 state and the cultural traditions of various ethnic and racial groups,
- 15 and by providing information on the impact of those unique groups
- 16 on American culture.



1 (c) A state museum should serve as a venue for the preservation
2 and collection of artifacts representing history, art, and culture,
3 and should also feature presentations, demonstrations,
4 exhibitions, performing arts displays, and festivals. A state
5 museum should also provide opportunities for visitors to engage
6 in experiential and content-based problem solving activities
7 related to California art, precontact and postcontact history, and
8 science, and offer experiences to learn from practitioners in those
9 disciplines.

10 (d) A state museum would be an important contributor to the
11 state's educational opportunities, tourism industry, and economy.

12 (e) The State Museum Resource Center, sometimes referred to
13 as the "Smithsonian of the West," has a vast array of more than
14 two million museum objects in its collection, which should form
15 the nucleus of a new state museum. However, its displays are only
16 open by appointment to small groups of people.

17 (f) A state museum would form a partnership and coordinate
18 with other museums and educational institutions to provide public
19 outreach, exhibits, loans of objects, training, and educational
20 experiences.

21 SEC. 2. Section 5019.77 is added to the Public Resources
22 Code, to read:

23 5019.77. (a) The collection of the State Museum Resource
24 Center is hereby designated as the nucleus of the California State
25 Museum.

26 (b) A State Museum Commission is hereby created in the
27 department for the purpose of overseeing the development,
28 maintenance, and operation of the museum.

29 (c) The commission shall be comprised of the following nine
30 members:

31 (1) The State Librarian.

32 (2) The Director of Parks and Recreation.

33 (3) The State Archivist.

34 (4) Two members appointed by the Governor.

35 (5) Two members, one of whom shall be a member of the
36 Assembly, appointed by the Speaker of the Assembly.

37 (6) Two members, one of whom shall be a Senator, appointed
38 by the Senate Committee on Rules.

39 (d) Members shall serve for a term of four years, however, of
40 the first nine members appointed to the board, three members shall



1 serve for two years, three members shall serve for three years, and
2 three members shall serve for four years with the determination of
3 the term of appointed members to be agreed upon by a drawing
4 held by all of the members at the first meeting. If a member fails
5 to complete his or her term, a new member shall be appointed by
6 the appointing authority to serve for the remainder of the
7 member's term. Members of the commission may receive a per
8 diem of one hundred dollars (\$100) per day while attending
9 meetings of the commission, and may be reimbursed for actual
10 expenses incurred in connection with attendance at a meeting or
11 in the course of the conduct of commission business. *Members of*
12 *the commission who are state officers or employees shall receive*
13 *their usual reimbursement for expenses from the entity they*
14 *represent.*

15 (e) The duties of the commission shall include all of the
16 following:

17 (1) Developing a mission statement.

18 (2) Developing a business plan to include private sector
19 fundraising.

20 (3) Establishing advisory committees made up of
21 representative members of the public.

22 (4) Overseeing the expenditure of moneys appropriated by the
23 Legislature, or from other funding sources, for the purposes of the
24 museum.

25 (5) Planning the development of an informational Internet
26 website designed to promote the museum.

27 (6) Acquiring property, and overseeing the planning,
28 designing, development, construction, and operation of the
29 museum, and coordinating the acquisition of works of art,
30 artifacts, or other property acquired by the museum by purchase
31 or through gifts.

32 (7) Hiring a museum director, and entering into an agreement
33 with a nonprofit public benefit corporation to provide advisory
34 support, and to provide the resources needed to meet the museum's
35 mission.

36 (8) Governing the museum.

37 (f) *It is the intent of the Legislature that the commission*
38 *evaluate and report to the Legislature whether or not the State*
39 *Military Museum should be included as part of the state museum.*



1 (g) The staff of the department, as designated by the director,
2 shall serve as staff to the commission during its first two years in
3 existence. The commission may utilize the resources of the
4 department in arranging and conducting meetings and hearings,
5 and preparing reports, as required by this section.

6 ~~(g)~~

7 (h) Notwithstanding any other provision, any museum
8 volunteers or employees of a nonprofit benefit corporation
9 providing services to the museum pursuant to an agreement with
10 the commission shall be considered to be volunteers under Section
11 3363.5 of the Labor Code.

12 ~~(h)~~

13 (i) *The activities of the state museum shall not interfere with the*
14 *duties of the Secretary of State in maintaining the State Archives.*

15 (j) The commission shall annually submit to the Department of
16 Finance, the Chair of the Legislative Audit Committee, and the
17 Chair of the Joint Legislative Budget Committee by January 10 of
18 each year, a business plan for the following fiscal year for review
19 and comment.

20 ~~(j)~~

21 (k) The commission shall prepare and submit an annual report
22 by January 15 to the Governor and the Legislature on its activities
23 and shall make recommendations for advancing the purposes and
24 programs of the museum.

25 ~~(j)~~

26 (l) As used in this section, “museum” means the California
27 State Museum designated pursuant to this section.

28 SEC. 3. The State Museum Commission, created pursuant to
29 Section 5019.77 of the Public Resources Code, not later than
30 November 15, 2003, shall conduct not less than six public hearings
31 throughout the state on the plans for the development of the
32 California State Museum, and shall invite persons of diverse
33 groups and ethnic backgrounds to share their vision of the
34 museum, and shall include a summary of those hearings in the
35 annual report required to be prepared pursuant to subdivision ~~(j)~~
36 (k) of that section.

37 SEC. 4. The sum of three hundred fifty thousand dollars
38 (\$350,000) is hereby appropriated from the General Fund to the
39 Department of Parks and Recreation, to be allocated to the State
40 Museum Commission for the purposes of Section 5019.77 of the



- 1 Public Resources Code, for use during the 2002–03 and 2003–04
- 2 fiscal years.

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