

Adopted: January 24, 2002

Statewide Cost Estimate

Penal Code Section 13515
Statutes of 1997, Chapter 444

Elder Abuse Training

Mandate Background

The test claim legislation enacted Penal Code section 13515, which requires that every city police officer or deputy sheriff at a supervisory level and below assigned field or investigative duties must receive elder abuse training by January 1, 1999 or within 18 months of assignment to field duties.

The City of Newport Beach filed the test claim on January 21, 1999. The Commission adopted the Statement of Decision on January 25, 2001, and the Parameters and Guidelines on May 24, 2001. Costs incurred for Statutes of 1997, Chapter 444 are eligible for reimbursement on or after January 1, 1998.

Eligible Claimants

Counties, cities, and a city and county that employ police officers or deputy sheriffs are eligible claimants.

Reimbursable Activities

The activities specified below are reimbursable **only** under the following circumstances:

- When the elder abuse training occurs during the employee's regular working hours; or
- When the elder abuse training occurs outside the employee's regular working hours **and** there is an obligation imposed by an MOU existing on September 24, 1997 (the enactment date of the statute) that requires the local agency to provide or pay for continuing education training.

In either circumstance listed above, for each eligible claimant, all direct and indirect costs of labor, supplies and services, training and travel for the performance of the following activities, are eligible for reimbursement:

- Costs to present the one-time, two-hour course in the form of trainer time and necessary materials provided to trainees; and
- Salaries, benefits and incidental expenses for each city police officer or deputy sheriff to receive the one-time, two-hour course on elder abuse in those instances where the police officer or deputy sheriff has already completed their 24 hours of continuing education when the requirement of Government Code section 13515 applied to the particular officer, and when a new two-year training cycle does not commence until after the deadline for that officer or deputy to complete elder abuse training.

However, the costs of training city police officers or deputy sheriffs hired after September 24, 1997, the enactment date of the test claim statute, are not reimbursable because such officers can apply the two-hour elder abuse training course towards their 24-hour requirement.

Assumptions

Staff made the following assumptions:

- The claiming data is accurate, although unaudited.
- There will not be any late claims filed.¹

Methodology

To arrive at the total statewide cost estimate:

- Staff used unaudited actual claim totals filed with the State Controller for prior fiscal years (FYs) by eligible claimants.²
- Staff projected totals for FY 2001-02 by multiplying the FY 2000-01 claim total filed by claimants with the State Controller's Office times the implicit price deflator for 2001-02 (2.7%), as forecasted by the Department of Finance. Staff projected totals for FY 2002-03 by multiplying the 2001-02 estimate by the implicit price deflator for 2002-03 (2.1%).

Staff Recommendation

Staff recommends that the Commission adopt the proposed statewide cost estimate of \$1,594,000 for costs incurred in complying with the *Elder Abuse Training* provisions.

Following is a breakdown of estimated total costs per fiscal year:

Fiscal year	# Claims Filed With SCO	Claim Totals
1997-98	54	\$344,467
1998-99	57	\$693,226
1999-00	28	\$228,568
2000-01	8	\$106,651
2001-02 (2.7% ³)	n/a	\$109,531
2002-03 (2.1% ⁴)	n/a	\$111,831
Total		\$1,594,274
Statewide Cost Estimate Total (Rounded)		\$1,594,000

Because the reported costs are prior to audit and partially based on estimates, the statewide cost estimate of \$1,594,274 has been rounded to \$1,594,000.

¹ If the Legislature appropriates the amount of the statewide cost estimate and actual claims exceed this amount, the State Controller's Office will prorate the claims. If the deficiency funds are not appropriated in the Budget Act, the Controller will report this information to the legislative budget committees and the Commission on State Mandates. The Commission will then include the deficiency in its report to the Legislature in order to ensure that it is included in the next claims bill.

² State Controller's Office data as of December 27, 2001.

³ Implicit Price Deflator as forecast by Department of Finance.

⁴ *ibid.*