

LAW OFFICES OF
SPECTOR, MIDDLETON, YOUNG & MINNEY, LLP

7 PARK CENTER DRIVE
SACRAMENTO, CALIFORNIA 95825



TELEPHONE: (916) 646-1400 • FACSIMILE: (916) 646-1300

PAUL C. MINNEY
JAMES E. YOUNG
MICHAEL S. MIDDLETON
DANIEL I. SPECTOR

AUTHOR'S DIRECT E-MAIL:
pminney@smymlaw.com

June 19, 2001

LISA A. CORR
AMANDA J. McKECHNIE
DAVID E. SCRIBNER
PHILLIP MURRAY

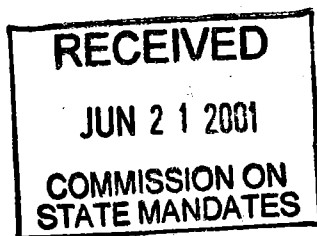
Ms. Paula Higashi, Executive Director
Commission on State Mandates
980 Ninth Street, Suite 300
Sacramento, California 95814

Via First Class Mail

Re: **Transmittal of Original Signature Pages**
High School Exit Examination, CSM 00-TC-06
Trinity Union High School District, Claimant
Statutes of 1999, Chapters 1 and 135
Education Code Sections 60850, 60851, 60853, and 60855

Dear Ms. Higashi:

On June 11, 2001, this office filed rebuttal comments to the Department of Finance's opposition to this test claim. Included in the rebuttal were several declarations supporting the claimant's position that the \$3.00 appropriation is insufficient to cover the costs to administer the exit examination. Enclosed are the original signature pages for those declarations. If you have any questions concerning these comments, please feel free to call me at (916) 646-1400.



Very truly yours,
LAW OFFICES OF SPECTOR,
MIDDLETON, YOUNG & MINNEY, LLP

Paul Minney
PAUL C. MINNEY
ATTORNEY AT LAW

Enc: Declaration of Mr. Bob Lowden, Superintendent, Trinity Union High School District – Original Signature Page
Declaration of Dr. Caroline K. Brumm, Coordinator of Student and Program Evaluation, Burbank Unified School District – Original Signature Page
Declaration of Doug Stark, Assistant Superintendent of Curriculum and Instruction, Del Norte County Unified School District – Original Signature Page

cc: Mailing List – Letter Only

PROOF OF SERVICE

STATE OF CALIFORNIA

COUNTY OF SACRAMENTO

I am employed in the county of Sacramento, State of California. I am over the age of 18 and not a party to the within action; my business address is 7 Park Center Drive, Sacramento, California 95825.

On June 19, 2001, I served the foregoing document(s) described as

**Transmittal of Original Signature Pages
High School Exit Examination
CSM 00-TC-06**

to the persons/parties listed on the attached Mailing List (letter only) and to the Commission on State Mandates via first class mail.


And served via facsimile to the following individuals from the Mailing List (letter only):

Mr. Gerry Shelton, Department of Education, School Business Services
Mr. Keith B. Petersen, President, Sixten & Associates

(STATE) I declare under the penalty of perjury under the laws of the State of California that the above is true and correct.

(FEDERAL) I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

Executed on June 19, 2001, at Sacramento, California.



LANI WOODS

Claim Number

00-TC-06

Claimant

Trinity Union High School District

Subject

Chapters 1/99, 135/99

Issue

High School Exit Examination

Dr. Carol Berg, Ph. D,
Education Mandated Cost Network

1121 L Street Suite 1060
Sacramento CA 95814

Tel: (916) 446-7517
FAX: (916) 446-2011

Mr. James Lombard, Principal Analyst (A-15)
Department of Finance

915 L Street
Sacramento CA 95814

Tel: (916) 445-8913
FAX: (916) 327-0225

Interested Party

Mr. Bob Lowden, Superintendent
Auditor-Controller's Office
Trinity Union High School District
321 Victory Lane Box 1227
Weaverville CA 96093

Tel: (530) 623-6104
FAX: (530) 623-3418

Mr. Paul Minney,
Spector, Middleton, Young & Minney, LL1

7 Park Center Drive
Sacramento Ca 95825

Tel: (916) 646-1400
FAX: (916) 646-1300

Mr. John B. Mockler, Executive Director (E-8)
State Board of Education

721 Capitol Mall Room 532
Sacramento CA 95814

Tel: (916) 657-5478
FAX: (916) 653-7016

Mr. Keith B. Petersen, President
Sixten & Associates

5252 Balboa Avenue Suite 807
San Diego CA 92117

Tel: (858) 514-8605
FAX: (858) 514-8645

Claim Number

00-TC-06

Claimant

Trinity Union High School District

Subject

Chapters 1/99, 135/99

Issue

High School Exit Examination

Mr. Gerry Shelton, (E-8)
Department of Education
School Business Services
560 J Street Suite 150
Sacramento CA 95814
Tel: (916) 322-1466
FAX: (916) 322-1465

Mr. Steve Smith, CEO (Interested Person)
Mandated Cost Systems, Inc.

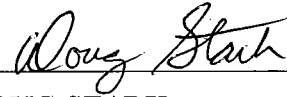
2275 Watt Avenue Suite C
Sacramento CA 95825
Tel: (916) 487-4435
FAX: (916) 487-9662
Interested Person

Jim Spano,
State Controller's Office
Division of Audits (B-8)
300 Capitol Mall, Suite 518 P.O. Box 942850
Sacramento CA 95814
Tel: (916) 323-5849
FAX: (916) 324-7223

Mr. Paige Vorhies, Bureau Chief (B-8)
State Controller's Office
Division of Accounting & Reporting
3301 C Street Suite 500
Sacramento CA 95816
Tel: (916) 445-8756
FAX: (916) 323-4807
Interested Party

I know the foregoing facts personally and if so required, I could testify to the statements made herein. I hereby declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct except where stated upon information and belief and where so stated I declare that I believe them to be true.

Executed on June 6, 2001 in Crescent City, California.

A handwritten signature in cursive script that reads "Doug Stark". The signature is written in black ink and is positioned above a horizontal line.

DOUG STARK
Assistant Superintendent
Curriculum and Instruction

I know the foregoing facts personally and if so required, I could testify to the statements made herein. I hereby declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct except where stated upon information and belief and where so stated I declare that I believe them to be true.

Executed on June 8, 2001 in Burbank, California.

A handwritten signature in black ink, appearing to read 'Caroline K. Brumm', written over a horizontal line.

DR. CAROLINE K. BRUMM
Coordinator Student and
Program Evaluation

Test Coordinator/School Counselor

Activity	Cost
Coordinate exit examination activities	\$272.00
Total Cost	\$272.00

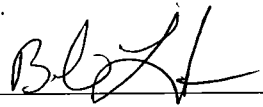
Total

Sample of Costs Incurred	\$895.00
<u>Estimated Appropriation</u>	<u>-\$378.00</u>
Reimbursable Costs	\$517.00

As stated above, the foregoing *does not list all of the activities or costs associated with administering the exit examination*. Rather, the activities and costs listed above are a small sample of the activities and costs incurred by my District to administer the exit examination. For example, my District will engage in, and incur costs associated with, additional training, test security, providing test results to pupils, responding to information requests, and modifying District policies and procedures. My District has yet to engage in numerous activities required by the test claim legislation since these activities relate to procedures occurring after the exam administration and receipt of exam results. In addition, the required activities and procedures may change as the first administration and the May administration are completed and the data analyzed by the Superintendent of Public Instruction.

I know the foregoing facts personally and if so required, I could testify to the statements made herein. I hereby declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct except where stated upon information and belief and where so stated I declare that I believe them to be true.

Executed on June 14, 2001 in Weaverville, California.



BOB LOWDEN,
Superintendent
Trinity Union High School District