

COMMISSION ON STATE MANDATES

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February 19, 2004

Ms. Jeannie Oropeza
Program Budget Manager
Department of Finance
915 L Street
Sacramento, CA 95814

And Affected State Agencies and Interested Parties (See Enclosed Mailing List)

Re: **Request for Extension of Time**
School Accountability Report Cards III, 02-K-32
Empire Union and Bakersfield City Unified School Districts, Co-claimants
Education Code Sections 33126, 33126.1, and 41409
Statutes 2000, Chapter 996 (SB 1632), Statutes 2001, Chapters 159 and 734
(SB 662 and AB 804); and Statutes 2002, Chapter 1168 (AB 1818)

Dear Ms. Oropeza:

The Commission is in receipt of your request for a 30-day extension of time to file comments on the above-named test claims due to budget-related workload and staffing reductions. This test claim is set for hearing on March 25, 2004. On September 29, 2003, you filed comments on the initial test claim filing. On October 7, 2003, the draft staff analysis was released. Since the draft staff analysis has been available for comment for over four months, your request for an extension of time is denied. Pursuant to section 1182.2 of the Commission's regulations, if you submit written comments prior to the hearing, they will be provided to the Commission.

Please contact Katherine Tokarski at (916) 445-9429 if you have questions.

Sincerely,

A handwritten signature in cursive script that reads "Paula Higashi".

PAULA HIGASHI
Executive Director

Enclosure

j:mandates/2000/00tc09/02TC32/dofextdeny

MAILED: FAXED: _____
DATE: 8/19 INITIAL: S M
CHRON: FILE: _____
WORKING BINDER: _____



DEPARTMENT OF
FINANCE

ARNOLD SCHWARZENEGGER, GOVERNOR

915 L STREET ■ SACRAMENTO CA ■ 95814-3706 ■ WWW.DOF.CA.GOV

February 13, 2004

RECEIVED

FEB 13 2004

**COMMISSION ON
STATE MANDATES**

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

Dear Ms. Higashi:

The Department of Finance respectfully requests an extension to file comments on various test claims and other filings related to reimbursable state mandated **costs** submitted by school and community college districts as indicated on Attachment A. Previously, the Commission granted us an extension until February **7, 2004** to file comments on an extensive list of filings. At the Commission's request, we continued to submit comments on a flow basis to the extent possible and prioritized matters that were closer to conclusion,

Although we have now submitted comments on a number of the filings, we were unable to complete our review for several mandates due to our budget-related workload, the complexity and scope of particular filings, and a reduction in staffing. We therefore request extensions on those filings, as specified on the attached list. In most cases, we request an additional **30-day** extension to March 8, 2004 to allow us to resolve remaining issues identified during our review,

For a select number of filings, we request an additional **1 80-day** extension to August 9, 2004 in order to invest the significant time required to review these submissions. These filings, mostly new test claims, are either: (1) extensive in length, ranging in the several hundreds of pages; (2) broad in scope, citing numerous statutes that may or may not be directly relevant to the asserted reimbursable mandates; or (3) lacking any clear, concise explanation or evidence to justify the claimants' assertions that the statutes contain mandated activities that are new or material increases in the **level** of service. Review of these mandates requires significant time for extensive researching of statutes and regulations and development of information on the actual impact of any changes on school district and community college operations. As always, we **will** continue to submit comments on a flow basis, and would welcome the Commission's suggestions as to the relative priority of test **claims** that remain pending.

As we have indicated in prior comments for various filings, we believe that such broad-based claims that fail to clearly identify alleged mandated activities by specific statute should not **constitute** complete test claims, and should be returned by the Commission for refinement. Additionally, we believe that comments should not be solicited from all interested parties until a

complete test claim is filed. However, since you have indicated that the Commission staff does not share this view, we will attempt to analyze the claims as they are.

As required by the Commission's regulations, we are including a "Proof of Service" indicating that the parties included on the mailing lists which accompanied your letters have been provided with copies of this letter via either United States Mail or, in the case of other State agencies, Interagency Mail Service.

If you have any questions regarding this letter, please contact Matt Aguilera, Principal Program Budget Analyst, at (916) 445-0328.

Sincerely,



Jeannie Oropeza
Program Budget Manager

Attachment

Attachment A

**REQUEST TO COMMISSION ON STATE MANDATES
FOR EXTENSION TO FILE COMMENTS**

Request for 30-day extension

Number	Title	Due Date	Claimant
02-TC-21	Tuition Fee Waivers	2/7/2004	Contra Costa CCD
02-TC-37	Adult Education Enrollment Reporting	2/7/2004	Berkeley and Sacramento City USD
02-TC-46	Discrimination Complaint Procedures	2/7/2004	Santa Monica CCD
02-TC-51	CA Public Records Act (K-14)	2/7/2004	Riverside USD
03-TC-05	CCC Budget and Accounting Manual	2/7/2004	Santa Monica CCD
03-TC-09	Teacher Credentialing	2/7/2004	San Diego COE
03-TC-16	Parental Involvement Programs	2/7/2004	San Jose USD
03-TC-17	California Environmental Quality Act	2/7/2004	Clovis USD
03-TC-02	Uniform Complaint Procedures	2/7/2004	Solano Beach School District
02-TC-32	School Accountability Report Cards III	2/7/2004	Empire Union USD and Bakersfield City USD
03-TC-06	California English Development Test	2/7/2004	Castro Valley USD

Request for 180-day extension

Number	Title	Due Date	Claimant
02-TC-22	Disabled Student Programs and Services	2/7/2004	West Kern CCD
02-TC-24	Reporting Improper Governmental Activities	2/7/2004	San Juan USD and Santa Monica CCD
02-TC-25	Notice to Students	2/7/2004	Los Rios CCD
02-TC-27	Employment of College Faculty and Administrators	2/7/2004	Santa Monica CCD
02-TC-28	Cal Grants	2/7/2004	Long Beach CCD
02-TC-31	Minimum Conditions for State Aid	2/7/2004	Santa Monica CCD
02-TC-34	Student Records	2/7/2004	Riverside USD and Palomar CCD

Commission on State Mandates

Original List Date: 3/21/2001 Mailing information: Other
Last Updated: 10/8/2003
List Print Date: 02/19/2004
Claim Number: OO-TC-09
Issue: School Accountability Report Cards II

Mailing List

Related Matter(s)

00-TC- 13 School Accountability Report Cards II (Amendment)
02-TC-32 School Accountability Report Card III

TO ALL PARTIES AND INTERESTED PARTIES:

Each commission mailing list is continuously updated as requests are received to include or remove any party or person on the mailing list. A current mailing list is provided with commission correspondence, and a copy of the current mailing list is available upon request at any time. Except as provided otherwise by commission rule, when a party or interested party files any written material with the commission concerning a claim, it shall simultaneously serve a copy of the written material on the parties and interested parties to the claim identified on the mailing list provided by the commission. (Cal. Code Regs., tit. 2, § 1181.2.)

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