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Commission on  
State Mandates

EDMUND G. BROWN JR. ■ GOVERNOR

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March 6, 2013

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

Dear Ms. Halsey:

The Department of Finance has reviewed the Commission on State Mandates (Commission) draft staff analysis on the parameters and guidelines for the California Public Records Act (Claim Nos. CSM-02-TC-04 and 02-TC-11).

With the exception noted under *Section VII Offsetting Revenues and Reimbursements*, Finance concurs with the Commission's draft staff analysis on the parameters and guidelines.

#### **"VII. OFFSETTING REVENUES AND REIMBURSEMENTS**

"Any offsetting revenue the claimant experiences in the same program as a result of the same statutes or executive orders found to contain the mandate shall be deducted from the costs claimed. In addition, reimbursement for this mandate from any source, including but not limited to, service fees collected, federal funds, and other state funds, shall be identified and deducted from this claim.

The test claim statement of decision identified fee authority from Government Code section 6253, and section 6253.9(a)(2) and (b), as added by Statutes 2000, chapter 982, which provides offsetting fee authority for:

1. The direct costs of providing a copy of a disclosable electronic record in the electronic format requested; and
2. **If the request would require data compilation, extraction, or programming to produce the record, or if the record is one that is otherwise produced only at regularly scheduled intervals, the cost of producing the record including the cost to construct it and the cost of programming and computer services necessary to produce the copy of the electronic record.**

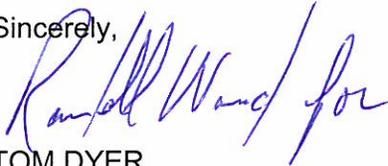
~~If the record is of a type that must be compiled or constructed, or is one that is otherwise produced only at regular intervals, the costs of extracting and compiling the data required, or producing the record outside the normal schedule, including computing processes, as necessary.~~

Revenue from this fee authority must be identified and deducted from the costs claimed for the activity described in Section IV.B.1 of these parameters and guidelines.”

Pursuant to section 1181.2, subdivision (c)(1)(E) of the California Code of Regulations, “documents that are e-filed with the Commission on State Mandates need not be otherwise served on persons that have provided an e-mail address for the mailing list.”

If you have any questions regarding this letter, please contact Randall Ward, Principal Program Budget Analyst at (916) 445-3274.

Sincerely,

A handwritten signature in blue ink that reads "Randall Ward for". The signature is written in a cursive style.

TOM DYER  
Assistant Program Budget Manager

Enclosure