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September 11, 2008

SEP 12 2008

COMMISSION ON
STATE MANDATES

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

Dear Ms. Higashi:

As requested in your letter of August 27, 2008, the Department of Finance (Finance) has reviewed the proposed parameters and guidelines submitted by the Sacramento Metropolitan Fire District (claimant) for Test Claim No. CSM-02-TC-23 "Local Agency Formation Commission (LAFCO)."

As the result of our review, Finance recommends that the parameters and guidelines as submitted by the claimant be amended because they go beyond the scope of the statute imposing the reimbursable mandate. Finance recommends the following changes:

1. Gather information from within the special district and from outside sources, as needed, to prepare the written statements;
2. Draft written statements and/or spheres of influence including, but not limited to, the initial draft, reviews, and revisions as needed; and
3. File documentation written statements with the LAFCO.
4. ~~Prepare for, attend, and present documentation at LAFCO meeting.~~

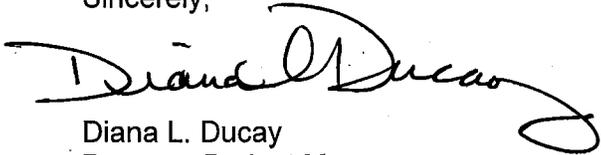
Pursuant to subdivision (h) (1) of Section 56425 of the Government Code, the existing districts are required to file written statements with the LAFCO specifying the functions or classes of services provided by those districts. There is no statutory requirement to prepare for, attend, or present documentation at the LAFCO meeting. Nor is there a statutory requirement on the districts to draft the sphere of influence. Subdivision (a) of Section 56425 of the Government Code provides that the LAFCO shall develop and determine the sphere of influence. Furthermore, these activities are not necessary to implement the mandate.

As required by the Commission's regulations, a "Proof of Service" has been enclosed indicating that the parties included on the mailing list which accompanied your August 27, 2008 letter have been provided with copies of this letter via either United States Mail or, in the case of other state agencies, Interagency Mail Service.

Ms. Paula Higashi
September 11, 2008
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If you have any questions regarding this letter, please contact Carla Castañeda, Principal
Program Budget Analyst at (916) 445-3274.

Sincerely,

A handwritten signature in black ink, appearing to read "Diana L. Ducay". The signature is fluid and cursive, with a large loop at the end.

Diana L. Ducay
Program Budget Manager

Enclosure

Attachment A

DECLARATION OF CARLA CASTANEDA
DEPARTMENT OF FINANCE
CLAIM NO. CSM-02-TC-23

1. I am currently employed by the State of California, Department of Finance (Finance), am familiar with the duties of Finance, and am authorized to make this declaration on behalf of Finance.

I certify under penalty of perjury that the facts set forth in the foregoing are true and correct of my own knowledge except as to the matters therein stated as information or belief and, as to those matters, I believe them to be true.

September 11, 2008
at Sacramento, CA

Carla Castañeda
Carla Castañeda

PROOF OF SERVICE

Test Claim Name: Local Agency Formation Commission (LAFCO)
Test Claim Number: CSM-02-TC-23

I, the undersigned, declare as follows:

I am employed in the County of Sacramento, State of California, I am 18 years of age or older and not a party to the within entitled cause; my business address is 915 L Street, 12 Floor, Sacramento, CA 95814.

On September 11, 2008, I served the attached recommendation of the Department of Finance in said cause, by facsimile to the Commission on State Mandates and by placing a true copy thereof: (1) to claimants and nonstate agencies enclosed in a sealed envelope with postage thereon fully prepaid in the United States Mail at Sacramento, California; and (2) to state agencies in the normal pickup location at 915 L Street, 12 Floor, for Interagency Mail Service, addressed as follows:

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Ms. Paula Higashi, Executive Director
Commission on State Mandates
980 Ninth Street, Suite 300
Sacramento, CA 95814
Facsimile No. 445-0278

Sacramento Metropolitan Fire District
2101 Hurley Way
Sacramento, CA 95825

B-08

Mr. Jim Spano
State Controller's Office
Division of Audits
300 Capitol Mall, Suite 518
Sacramento, CA 95814

Mr. Peter Brandage
Sacramento Local Agency Formation
Commission
1112 I Street, Suite 100
Sacramento, CA 95814

Mr. George B. Appel
Sacramento Metropolitan Fire District
2101 Hurley Way
Sacramento, CA 95825

Mr. David Wellhouse
David Wellhouse & Associates, Inc.
9175 Kiefer Boulevard, Suite 121
Sacramento, CA 95826

Mr. Leonard Kaye, Esq.
County of Los Angeles
Auditor-Controller's Office
500 West Temple Street, Room 603
Los Angeles, CA 90012

A-15
Ms. Carla Castaneda
Department of Finance
915 L Street, 11th Floor
Sacramento, CA 95814

B-08

Ms. Ginny Brummels
State Controller's Office
Division of Accounting and Reporting
3301 C Street, Suite 500
Sacramento, CA 95816

A-15

Ms. Susan Geanacou
Department of Finance
915 L Street, Suite 1180
Sacramento, CA 95814

PROOF OF SERVICE

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Mr. Glen Everroad
City of Newport Beach
3300 Newport Boulevard
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Newport Beach, CA 92659-1768

Ms. Bonnie TerKeurst
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Office of the Auditor/Controller-Recorder
222 West Hospitality Lane
San Bernardino, CA 92415-0018

Ms. Juliana F. Gmur
MAXIMUS
2380 Houston Avenue
Clovis, CA 93611

Ms. Jesse McGuinn
Department of Finance
915 L Street, 8th Floor
Sacramento, CA 95814

Mr. Robert Miyashiro
Education Mandated Cost Network
1121 L Street, Suite 1060
Sacramento, CA 95814

Mr. Ernie Silva
League of California Cities
1400 K Street
Sacramento, CA 95814

Mr. Steve Shields
Shields Consulting Group, Inc.
1536 36th Street
Sacramento, CA 95816

Mr. Arthur Palkowitz
San Diego Unified School District
4100 Normal Street, Room 3209
San Diego, CA 92103-8363

Mr. J. Bradley Burgess
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1380 Lead Hill Boulevard, Suite 106
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MGT of America
455 Capitol Mall, Suite 600
Sacramento, CA 95814

Mr. Allan Burdick
MAXIMUS
4320 Auburn Boulevard, Suite 2000
Sacramento, CA 95841

Legislative Analyst's Office
Attn: Marianne O'Malley
925 L Street, Suite 1000
Sacramento, CA 95814

Mr. Keith B. Peterson, President
Six Ten and Associates
5252 Balboa Avenue, Suite 807
San Diego, CA 92117

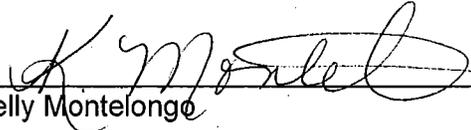
Ms. Annette Chinn
Cost Recovery Systems Inc.
705-2 East Bidwell Street #294
Folsom, CA 95630

Ms. Alexandra Condon
California Teacher's Association
6 Red River Court
Sacramento, CA 95831-3036

Mr. Gerald Shelton
California Department of Education
Fiscal and Administrative Services Division
1430 N Street, Suite 2213
Sacramento, CA 95814

Mr. Steve Keil
California Association of Counties
1100 K Street, Suite 101
Sacramento, CA 95814

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct, and that this declaration was executed on September 11, 2008 at Sacramento, California.


Kelly Montelongo