

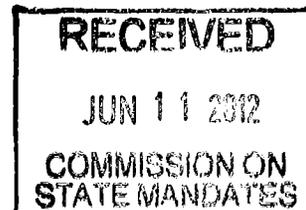
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Arthur M. Palkowitz

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June 7, 2012



Heather Halsey, Executive Director  
Commission on State Mandates  
980 Ninth Street, Suite 200  
Sacramento, CA 95814

**Re: Request for Additional Information**

*Uniform Complaints Procedures (K-12) (03-TC-02)*

Solana Beach School District, Claimant

Education Code Sections 200, 220, 231.5, 250, 251, 253, 260, 261, 262.3, and 262.4

Government Code Sections 11135, 11136, 11137, 11138, and 11139

Statutes 1977, Chapter 972; Statutes 1982, Chapter 1117;

Statutes 1988, Chapters 1514; Statutes 1990, Chapter 1372; Statutes 1992, Chapter 417;

Statutes 1992, Chapter 906; Statutes 1992, Chapter 913; Statutes 1993, Chapter 1123;

Statutes 1994, Chapter 146; Statutes 1998, Chapter 914; Statutes 1999, Chapter 587;

Statutes 1999, Chapter 591; Statutes 2001, Chapter 708; Statutes 2002, Chapter 300; and

Statutes 2002, Chapter 1102

California Code of Regulations, Title 5, Sections 4600, 4610, 4611, 4620, 4621, 4622,

4630, 4631, 4632, 4640, 4650, 4651, 4652, 4660, 4661, 4662, 4663, 4664, 4665, and

4670

Register 92, Number 3; Register 92, Number 14; and Register 93, Number 51

Dear Ms. Halsey:

Please be advised that Claimant provides the following response to the questions contained in the letter from the Commission on State Mandates dated April 30, 2012.

1. It is the Claimant's position that participation in any of the programs specified by Title 5, section 4610, are not voluntary on the part of the school districts or county offices of education.

2. It is the Claimant's position that it is unable to identify any money appropriated for the programs specified in title 5, section 4610, by Budget Act line item or that may be used for the purpose of complying with the California Code of Regulations, title 5, section 4600.

3.a. It is the Claimant's position that the complaint process for the purposes of alleging violations of the unspecified programs or for the purposes of alleging unlawful discrimination did not exist prior to the adoption of the California Code of Regulations Title 5, Section 4600 et seq.

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Please feel free to contact me should you have any questions.

Very truly yours,

STUTZ ARTIANO SHINOFF & HOLTZ  
A Professional Corporation



Arthur M. Palkowitz

AMP:p