

COMMISSION ON STATE MANDATES

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September 7, 2007

Ms. Lizanne Reynolds
Deputy County Counsel
Office of the County Counsel, Santa Clara County
70 West Hedding Street, East Wing, Ninth Floor
San Jose, CA 95110

Ms. Ginny Brummels
Division of Accounting and
Reporting
State Controller's Office
3301 C Street, Suite 501
Sacramento, CA 95816

Re: **Incorrect Reduction Claim**
Domestic Violence Treatment Services, 07-9628101-I-01
Statutes 1992, Chapter 183
Fiscal Years 1998-1999, 1999-2000, 2000-2001
County of Santa Clara, Claimant

Dear Ms. Reynolds and Ms. Brummels:

On August 15, 2007, the County of Santa Clara filed an incorrect reduction claim (IRC) with the Commission on State Mandates (Commission) based on the *Domestic Violence Treatment Services* program for fiscal years 1998-1999, 1999-2000, and 2000-2001. Commission staff determined that the IRC filing is complete.

Government Code section 17551, subdivision (b), requires the Commission to hear and decide upon claims filed by local agencies and school districts that the State Controller's Office (SCO) has incorrectly reduced payments to the local agencies or school districts.

SCO Review and Response. Please file the SCO response and supporting documentation regarding this claim within 90 days of the date of this letter. Please include an explanation of the reason(s) for the reductions and the computation of reimbursements. All documentary evidence must be authenticated by declarations under penalty of perjury signed by persons who are authorized and competent to do so and be based on the declarant's personal knowledge, information or belief. The Commission's regulations also require that the responses (opposition or recommendation) filed with the Commission be simultaneously served on the claimants and their designated representatives, and accompanied by a proof of service (Cal. Code Regs., tit. 2, § 1185.01).

The failure of the SCO to respond within this 90-day timeline shall not cause the Commission to delay consideration of this IRC.

Claimant's Rebuttal. Upon receipt of the SCO response, the claimant and interested parties may file rebuttals. The rebuttals are due 30 days from the service date of the response.

Prehearing Conference. A prehearing conference will be scheduled if requested.

Public Hearing and Staff Analysis. The public hearing on this claim will be scheduled after the record closes. A staff analysis will be issued on the IRC at least eight weeks prior to the public hearing.

Dismissal of Incorrect Reduction Claims. Under section 1188.31 of the Commission's regulations, IRCs may be dismissed if postponed or placed on inactive status by the claimant for more than one year. Prior to dismissing a claim, the Commission will provide 60 days notice and opportunity for the claimant to be heard on the proposed dismissal.

Please contact Victoria Soriano at (916) 323-8213 if you have any questions.

Sincerely,



PAULA HIGASHI
Executive Director

cc: David G. Elledge, Controller-Treasurer
Enclosure: Incorrect Reduction Claim Filing - (SCO only)

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