



**COUNTY OF LOS ANGELES
DEPARTMENT OF AUDITOR-CONTROLLER**

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RECEIVED
April 06, 2022
*Commission on
State Mandates*

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**KAREN LOQUET
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April 6, 2022

Via Drop Box

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

Dear Ms. Halsey:

**RESPONSE TO THE DEPARTMENT OF FINANCE
COMMENTS ON THE COUNTY'S JUVENILES: CUSTODIAL
INTERROGATION TEST CLAIM**

The County of Los Angeles ("Claimant") submits the attached Comments in response to the Department of Finance's comments on our *Juveniles: Custodial Interrogation, 21-TC-01* Test Claim.

If you have any questions please call me, or your staff may contact Fernando Lemus at (213) 974-0324 or via e-mail at flemus@auditor.lacounty.gov.

Very truly yours,

Arlene Barrera
Auditor-Controller

AB:OV:CY:EW:FL

Attachment

**RESPONSE TO THE DEPARTMENT OF FINANCE
COMMENTS ON THE COUNTY'S JUVENILES: CUSTODIAL
INTERROGATION TEST CLAM**

The County of Los Angeles (County) has reviewed the comments from the Department of Finance (Finance) related to Test Claim 21-TC-01.

The County agrees that the mandated program stated in Senate Bill (SB) 203 should be narrowly focused to capture the costs incurred in providing services to juveniles with a maximum age 15 years to 17 years of age. The County is aware that the deadline for filing a test claim on SB 395 has passed; however, the program was extended by the Legislature in SB 203 to include older juveniles. The County urges the Commission to grant the test claim as it relates to those older juveniles with a maximum age 15 years to 17 years of age.

Finance's recommendation that the Commission review this test claim while considering the requirements in Assembly Bill (AB) 1869 is misplaced. The public defender fees that were eliminated in AB 1869 relate to the registration and cost of a court-appointed lawyer. The costs of providing legal counsel prior to a custodial interrogation are unrelated to the fees in AB 1869 since a public defender has not been appointed by the court to represent an individual. In passing SB 395 and later SB 203, the Legislature requires that juveniles be provided counsel *prior* to a custodial interrogation, which occurs well before any charges are filed and any court proceedings are calendared.

The County respectfully requests that the Commission find that Test Claim 21-TC-01 is a reimbursable State mandate.

DECLARATION OF SERVICE BY EMAIL

I, the undersigned, declare as follows:

I am a resident of the County of Sacramento and I am over the age of 18 years, and not a party to the within action. My place of employment is 980 Ninth Street, Suite 300, Sacramento, California 95814.

On April 7, 2022, I served the:

- **Claimant's Rebuttal Comments filed April 6, 2022**

Juveniles: Custodial Interrogation, 21-TC-01

Welfare and Institutions Code Section 625.6; Statutes 2020, Chapter 335, Section 2 (SB 203)

County of Los Angeles, Claimant

By making it available on the Commission's website and providing notice of how to locate it to the email addresses provided on the attached mailing list.

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 April 7, 2022 at Sacramento, California.



Lorenzo Duran
Commission on State Mandates
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COMMISSION ON STATE MANDATES

Mailing List

Last Updated: 3/29/22

Claim Number: 21-TC-01

Matter: Juveniles: Custodial Interrogation

Claimant: County of Los Angeles

TO ALL PARTIES, INTERESTED PARTIES, AND INTERESTED PERSONS:

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, § 1181.3.)

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