

ITEM 10
EXECUTIVE DIRECTOR’S REPORT
Workload Update and Tentative Agenda Items for the
May and July 2019 Meetings (info)

I. WORKLOAD¹ (info)

A. COMPLETED WORKLOAD SUMMARY

Type of Caseload	Completed in 2017/2018	Completed in 2018/2019
Test Claims	4	1
Parameters & Guidelines	1	2
Parameters & Guidelines Amendments	0	0
Requests for Reconsideration	0	0
Statewide Cost Estimates	0	0
Request to Review Claiming Instructions	0	0
Requests for Mandate Redetermination	0	0
Incorrect Reduction Claims	10	4
Appeal of Executive Director Decisions	0	0

B. COMMISSION WORKLOAD REPORT

Type of Action	Pending on 7/1/2018	Filed Since 7/1/2018	Completed Since 7/1/2018	Pending on 3/1/2019
Test Claims	44 ²	1	1	44 ³
Parameters and Guidelines	2	1 ⁴	2	1 ⁵
Joint Reasonable Reimbursement Methodologies	0	0	0	0

¹ As of March 1, 2019.

² 25 of these claims were filed in June 2018 but were only deemed complete in November and December 2018, after being returned to claimants as incomplete and then being cured by the claimants, so technically were not pending on 7/1/2018 or filed since 7/1/2018.

³ 39 of the 43 pending local agency claims are regarding National Pollutant Discharge Elimination System (NPDES) permits. There is also one school district test claim.

⁴ Proposed parameters and guidelines may be filed by the test claimant or expedited and issued by Commission staff upon the adoption of an approved test claim or upon the expiration of a joint reasonable reimbursement methodology.

⁵ One of these Parameters and Guidelines is on inactive status pending the outcome of litigation on the underlying Test Claim Decision.

Type of Action	Pending on 7/1/2018	Filed Since 7/1/2018	Completed Since 7/1/2018	Pending on 3/1/2019
Pending Requests To Jointly Develop Legislatively Determined Mandates	0	0	0	0
Requests for Reconsideration	0	0	0	0
Requests to Review Claiming Instructions	0	0	0	0
Statewide Cost Estimates	3	1 ⁶	0	4 ⁷
Test Claim Reconsiderations or Reinstatements Based on Court Action	0	0	0	0
Parameters and Guidelines to be Amended, Set Aside, or Reinstated, as Directed by the Legislature or Court Action	0	0	0	0
Proposed Amendments to Parameters and Guidelines	1	0 ⁸	0	1 ⁹
Requests for Mandate Redetermination	1	0	0	1
Incorrect Reduction Claims	8	1	4	5
Incorrect Reduction Claims to be Reconsidered Based on Court Action	0	0	0	0
Appeals of Executive Director's Decisions	0	0	0	0
Regulatory Actions Pending	0	0	0	0
Applications for Findings of Significant Financial Distress	0	0	0	0

⁶ Statewide cost estimates are not filed, but are issued by the Commission after claiming instructions have been issued and initial claims have been received by the State Controller's Office.

⁷ One of these Statewide Cost Estimates is on inactive status pending the outcome of litigation on the underlying Test Claim Decision.

⁸ Proposed parameters and guidelines amendments may be filed by an affected local or state agency for any of the reasons specified by section 1183.17 of the Commission's regulations or they may expedited and issued by Commission staff upon the adoption of new test claim decision under the redetermination process.

⁹ This Proposed Amendment to Parameters and Guidelines is on inactive status pending the outcome of litigation.

C. ADMINISTRATIVE WORKLOAD (info)

This section of the Executive Director's Report highlights major issues, challenges, and achievements with regard to the administrative workload of Commission staff. There is nothing new to report for this hearing.

II. TENTATIVE AGENDA ITEMS (info)

The tentative agenda items are subject to change based on, among other things, Commission workload, staffing, litigation, requests for extensions of time to file comments on draft proposed decisions, hearing postponements, informal conferences, and the complexity of the matters.

May or July Meetings

A. TEST CLAIMS

1. *California Regional Water Quality Control Board, Santa Ana Region, Order No. R8-2009-0030, 09-TC-03*
County of Orange, Orange County Flood Control District, Cities of Anaheim, Brea, Buena Park, Costa Mesa, Cypress, Fountain Valley, Fullerton, Huntington Beach, Irvine, Lake Forest, Newport Beach, Placentia, Seal Beach, Villa Park, Claimants
2. *California Regional Water Quality Control Board, San Diego Region, Order No. R9-2009-0002, 10-TC-11*
County of Orange, Orange County Flood Control District, Cities of Dana Point, Laguna Hills, Laguna Niguel, Lake Forest, Mission Viejo, and San Juan Capistrano, Claimants
3. *California Regional Water Quality Control Board, Los Angeles Region, Order No. R4-2010-0108, 11-TC-01*
County of Ventura and Ventura County Watershed Protection District, Claimants
4. *Peace Officer Training: Mental Health/Crisis Intervention, 17-TC-06*
Cities of Claremont and South Lake Tahoe, Claimants
5. *Youth Offender Parole Hearings, 17-TC-29*
County of San Diego, Claimant
6. *Public School Restrooms: Feminine Hygiene Products, 18-TC-01*
Desert Sands Unified School District, Claimant

B. STATEWIDE COST ESTIMATE

1. *Local Agency Employee Organizations: Impasse Procedures II, 16-TC-04*
City of Oxnard, Claimant

C. MANDATE REDETERMINATION

1. *High School Exit Examination (00-TC-06), 17-MR-01*
First Hearing – Adequate Showing
Department of Finance, Requester