

ITEM 12

DISMISSAL OF WITHDRAWN REQUEST TO AMEND PARAMETERS AND GUIDELINES PROPOSED STATEMENT OF DECISION

Education Code Section 48204(a)

Family Code Sections 6550 and 6552

Statutes 1994, Chapter 98

Caregiver Affidavits to Establish Residence for School Attendance
01-PGA-03 (CSM 4497)

EXECUTIVE SUMMARY

On October 8, 2009, claimants requested withdrawal of the request to amend parameters and guidelines on the *Caregiver Affidavits to Establish Residence for School Attendance* program (01-PGA-03).¹ Claimant's request was served in writing, and a sixty-day notice of this withdrawal and dismissal was provided pursuant to California Code of Regulations, title 2, section 1183.21.²

No interested parties objected to the claimant's request for withdrawal, or took over the claim by substitution of the parties, on or before March 30, 2010.

Therefore, the sole issue before the Commission on State Mandates (Commission) is whether the Commission adopts the Proposed Statement of Decision, dismissing the above-named request to amend parameters and guidelines.³

Recommendation

Staff recommends that the Commission adopt the Proposed Statement of Decision, dismissing the request to amend the parameters and guidelines for the *Caregiver Affidavits to Establish Residence for School Attendance* program (01-PGA-03).

¹ Exhibit A. Claimant's withdrawal request letter.

² Exhibit B. Commission's notice of withdrawal and dismissal hearing.

³ California Code of Regulations, test claim, section 1188.1, subdivision (g).

BEFORE THE
COMMISSION ON STATE MANDATES
STATE OF CALIFORNIA

IN RE REQUEST TO AMEND
PARAMETERS AND GUIDELINES:

Education Code Sections 48204(a)
Family Code Sections 6550 and 6552
Statutes 1994, Chapter 98

Filed on December 8, 1995,

By Clovis Unified School District,
Requestor.

Case No.: 01-PGA-03

*Caregiver Affidavits to Establish Residence for
School Attendance*

PROPOSED STATEMENT OF DECISION
PURSUANT TO GOVERNMENT CODE
SECTION 17500 ET SEQ.; CALIFORNIA CODE
OF REGULATIONS, TITLE 2, DIVISION 2,
CHAPTER 2.5, ARTICLE 7

(Proposed for Adoption on May 27, 2010)

PROPOSED STATEMENT OF DECISION

On February 1, 2010, Clovis Unified School District requested withdrawal of its request to amend the parameters and guidelines for the *Caregiver Affidavits to Establish Residence for School Attendance* program (01-PGA-03). Clovis Unified School District's request was served in writing, and a sixty-day notice of this withdrawal and dismissal was provided pursuant to California Code of Regulations, title 2, section 1183.21.

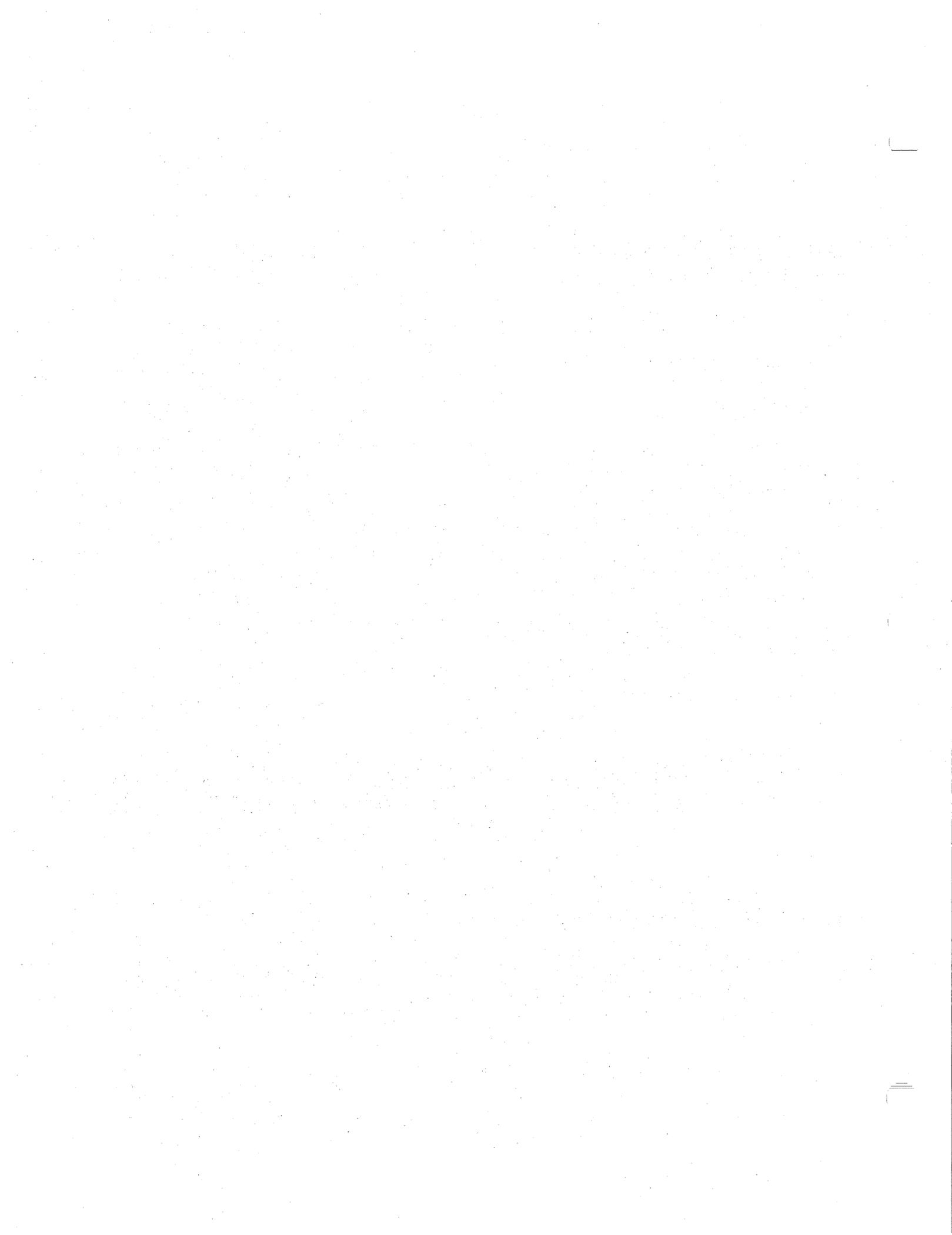
No interested parties objected to the claimant's request for withdrawal, or took over the claim by substitution of the parties, on or before March 30, 2010.

CONCLUSION

IT IS HEREBY ORDERED that the withdrawn request to amend the parameters and guidelines for the *Caregiver Affidavits to Establish Residence for School Attendance* program (01-PGA-03) is dismissed, without prejudice, pursuant to California Code of Regulations, title 2, section 1183.21.

PAULA HIGASHI, Executive Director

Dated: May 27, 2010



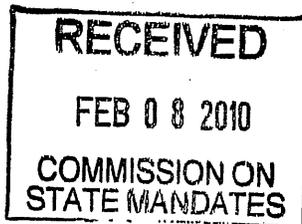
SixTen and Associates

Mandate Reimbursement Services

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February 1, 2010

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

RE: 01-PGA-03 Caregiver Affidavits
Request to Amend the Parameters and Guidelines
Requesting Districts:
Clovis Unified School District
San Jose Unified School District
San Juan Unified School District
Poway Unified School District
Norwalk La Mirada Unified School District
Castro Valley Unified School District
Riverside Unified School District
Fullerton Joint Union High School
Grossmont Union High School
San Diego County Office of Education

This letter, on behalf of the school districts and county office of education listed above, withdraws the above referenced request to amend the parameters and guidelines. Subsequent legislation and parameters and guidelines have made the FY 2000-01 database used for the proposed rate no longer representative.

Please contact me if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read "Keith Petersen".

Keith Petersen

COMMISSION ON STATE MANDATES

980 NINTH STREET, SUITE 300
SACRAMENTO, CA 95814
PHONE: (916) 323-3562
(916) 445-0278
E-mail: csminfo@csm.ca.gov

Exhibit B

February 11, 2010

Mr. Keith Petersen
SixTen and Associates
3270 Arena Boulevard, Suite 400-363
Sacramento, CA 95834

And Interested Parties and Affected State Agencies (see enclosed mailing list)

**RE: Withdrawal of Request to Amend Parameters and Guidelines and
Notice of Hearing to Dismiss Request**
Caregiver Affidavits to Establish Residence for School Attendance
Education Code Section 428204, Subdivision (a)
Family Code Sections 6550 and 6552
Statutes 1994, Chapter 98
01-PGA-03 (Amendment to CSM-4497)
Clovis, San Jose, San Juan, Poway, Norwalk-La Mirada, Castro Valley, and
Riverside Unified School Districts; Fullerton Joint Union High School District,
Grossmont Union High School District; and San Diego County Office
of Education

Dear Mr. Petersen:

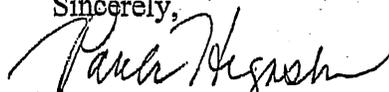
This is to notify you that your February 1, 2010 request to withdraw the above-named request to amend parameters and guidelines has been filed and the request is noticed for dismissal.

Pursuant to section 1183.2 and 1183.21 of the Commission's regulations, this matter is scheduled for dismissal on **Friday, May 28, 2010**. Interested parties may comment on the proposed dismissal on or before **March 30, 2010**. Comments shall be simultaneously served on all other parties and interested parties who are on the enclosed mailing list.

A copy of this notice may also be found on the Commission's website at
http://www.csm.ca.gov/pub_comment.shtml.

Please contact Nancy Patton at (916) 323-8217 if you have questions.

Sincerely,



PAULA HIGASHI
Executive Director

J:mandates/2001/01pga10/withdrawalltr



Commission on State Mandates

Original List Date: 5/20/2002
Last Updated: 12/21/2009
List Print Date: 02/11/2010
Claim Number: 01-PGA-03
Issue: Caregiver Affidavits, Habitual Truants

Agenda Mailing List

TO ALL PARTIES AND INTERESTED PARTIES:

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, § 1181.2.)

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| Ms. Maureen Saul, PhD. Norwalk-La Mirada Unified School District 12820 Pioneer Boulevard Norwalk, CA 90650-2894 | Tel: (562) 868-0431 Fax: (562) 868-9651 |
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| Ms. Jeannie Oropeza Department of Finance (A-15) Education Systems Unit 915 L Street, 7th Floor Sacramento, CA 95814 | Tel: (916) 445-0328 Fax: (916) 323-9530 |
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|---|--|
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| Mr. Joe Rombold School Innovations & Advocacy 11130 Sun Center Drive, Suite 100 Rancho Cordova, CA 95670 | Tel: (916) 669-5116 Fax: (888) 487-6441 |
| Ms. Sandra Thornton California Teachers Association 9548 Duchess Lane Stockton, CA 95209 | Tel: (209) 473-2850 Fax: |
| Mr. David Cichella California School Management Group 3130-C Inland Empire Blvd. Ontario, CA 91764 | Tel: (209) 834-0556 Fax: (209) 834-0087 |
| Ms. Ginny Brummels State Controller's Office (B-08) Division of Accounting & Reporting 3301 C Street, Suite 500 Sacramento, CA 95816 | Tel: (916) 324-0256 Fax: (916) 323-6527 |

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