

Hearing: August 14, 2026

Item 1

Proposed Minutes

COMMISSION ON STATE MANDATES

Location of Meeting: California Department of Food and Agriculture (CDFA),
First Floor Auditorium, 1220 N Street, Sacramento, California, 95814 and via Zoom
June 12, 2026

Present: Member Michele Perrault, Chairperson
Representative of the Director of the Department of Finance
Member William Pahland, Vice Chairperson
Representative of the State Treasurer
Member Lee Adams
County Supervisor
Member Deborah Gallegos
Representative of the State Controller
Member Karen Greene Ross
Public Member
Member Alexander Powell
Representative of the Director of the Office of Land Use and Climate
Innovation

NOTE: The transcript for this hearing is attached. These minutes are designed to be read in conjunction with the transcript.

CALL TO ORDER AND ROLL CALL

Chairperson Perrault called the meeting to order at 10:11 a.m. Executive Director Gmur stated that Member Nash notified Commission staff that she would be resigning from the Commission, effective May 1, 2026; Commission staff anticipate hearing from the Governor's Office regarding her replacement soon; and called the roll. Members Adams, Gallegos, Greene Ross, Pahland, Perrault, and Powell all indicated that they were present.

APPROVAL OF MINUTES

Chairperson Perrault asked if there were any objections to or additional corrections of the February 13, 2026, minutes. There was no response. Chairperson Perrault asked if there was any public comment on this item. There was no response. IT Specialist II Rogers stated that there were no online public comments. Chairperson Perrault asked if there were any additional questions from the Members. There was no response. Chairperson Perrault asked for a motion to adopt the minutes. Member Gallegos made the motion to adopt the minutes. Member Powell seconded the motion. Executive Director Gmur called the roll. The Commission voted to adopt the February 13, 2026, minutes by a vote of 5-0 with Member Pahland abstaining.

PUBLIC COMMENT FOR MATTERS NOT ON THE AGENDA

Chairperson Perrault asked if there was any public comment. There was no response. Chairperson Perrault stated that there were no public comments in the room. IT Specialist II Rogers stated that there were no online public comments.

CONSENT CALENDAR

INFORMATIONAL HEARINGS PURSUANT TO CALIFORNIA CODE OF REGULATIONS, TITLE 2, ARTICLE 8 (info/action)

STATEWIDE COST ESTIMATES

Item 9* *Lead Sampling in Schools: Public Water System No. 3710020, 17-TC-03-R2*

Executive Director Gmur stated that Item 9 was proposed for consent. Chairperson Perrault asked if there were any objections to the proposed consent calendar from the Members. There was no response. Chairperson Perrault asked if there were any objections to the proposed consent calendar from the public. There was no response. IT Specialist II Rogers stated that there were no online public comments. Chairperson Perrault stated that there were no public comments in the room and asked for a motion to adopt the consent calendar. Member Powell made the motion to adopt the consent calendar. Member Greene Ross seconded the motion. Executive Director Gmur called the roll. The Commission voted to adopt the consent calendar by a vote of 6-0.

HEARINGS AND DECISIONS PURSUANT TO CALIFORNIA CODE OF REGULATIONS, TITLE 2, ARTICLE 7 (GOV. CODE, § 17551, 17557, 17559, and 17570) (action)

Executive Director Gmur stated that Commission staff were notified that the claimant, County of Santa Clara and the Department of Finance would not be appearing for Item 2 or Item 5; the Department of Finance would not be appearing for Item 4; Commission staff were not notified of any appearance for Item 8; and then swore in the parties and witnesses participating in the Article 7 portion of the hearing.

REQUEST FOR RECONSIDERATION OF AN ADOPTED DECISION PURSUANT TO GOVERNMENT CODE SECTION 17559(a), CALIFORNIA CODE OF REGULATIONS, TITLE 2, SECTION 1187.15

Item 2 25-RAD-01
Child Physical Abuse and Neglect Exams, 24-TC-05
Statutes 2023, Chapter 841 (AB 1402); Penal Code Section 11171(f)
County of Santa Clara, Claimant

Senior Commission Counsel Laura Dougherty presented this item and recommended that the Commission adopt the Proposed Decision denying the Request for Reconsideration of an Adopted Decision.

Chairperson Perrault asked if there were any parties or witnesses that would like to state their names for the record for Item 2. There was no response. IT Specialist II Rogers stated that there were no online public comments. Chairperson Perrault asked

if there were any comments or questions from the Members. There was no response. Chairperson Perrault asked if there was a motion on this item. Member Pahland made the motion to adopt the staff recommendation. Member Powell seconded the motion. Executive Director Gmur called the roll. The Commission voted to adopt the Proposed Decision by a vote of 6-0.

TEST CLAIMS

Item 3 *Emergency Shelters: Persons with Pets, 24-TC-06*

Statutes 2023, Chapter 344, Section 2 (AB 781); Government Code Section 8593.10(b), (c), and (d)

County of Sacramento, Claimant

Chief Legal Counsel Camille Shelton presented this item and recommended that the Commission adopt the Proposed Decision to partially approve the Test Claim.

Chad Rinde appeared on behalf of the County of Sacramento. Kaily Yap appeared on behalf of the Department of Finance.

Following statements by Mr. Rinde, Ms. Yap, and Chief Legal Counsel Shelton, Chairperson Perrault asked if there were any questions from the Members. There was no response. Chairperson Perrault asked if there were any public comments on this item. There was no response. IT Specialist II Rogers stated that there were no online public comments. Chairperson Perrault asked if there was a motion on this item. Member Pahland made the motion to adopt the staff recommendation. Member Gallegos seconded the motion. Executive Director Gmur called the roll. The Commission voted to adopt the Proposed Decision by a vote of 6-0.

PARAMETERS AND GUIDELINES

Item 4 *Stops: Notification by Peace Officers, 24-TC-03*

Statutes 2022, Chapter 805 (AB 2773); Vehicle Code Section 2806.5

County of Los Angeles, Claimant

Senior Commission Counsel Laura Dougherty presented this item and recommended that the Commission adopt the Proposed Decision and Parameters and Guidelines.

Fernando Lemus and Tiffany Walston appeared on behalf of the County of Los Angeles.

Following statements by Mr. Lemus and Ms. Walston, Chairperson Perrault asked if there were any questions from the Members. There was no response. Chairperson Perrault asked if there were any public comments on this item. There was no response. Chairperson Perrault stated that there were no public comments in the room. IT Specialist II Rogers stated that there were no online public comments. Chairperson Perrault asked if there was a motion. Member Gallegos made the motion to adopt the staff recommendation. Member Greene Ross seconded the motion. Executive Director Gmur called the roll. The Commission voted to adopt the Proposed Decision and Parameters and Guidelines by a vote of 6-0.

Item 5 *Child Physical Abuse and Neglect Exams, 24-TC-05*

Statutes 2023, Chapter 841 (AB 1402); Penal Code Section 11171(f)

County of Santa Clara, Claimant

Senior Commission Counsel Laura Dougherty presented this item and recommended that the Commission adopt the Proposed Decision and Parameters and Guidelines.

Chairperson Perrault asked if there were any parties or witnesses that would like to speak. There was no response. Chairperson Perrault asked if there were any questions from the Members. Member Adams stated that he was a no vote before and still disagreed with the Test Claim Decision but that he would support this and see what happens. Chairperson Perrault thanked him. Chairperson Perrault asked if there were any public comments on this item. There was no response. Chairperson Perrault stated that there was no public comment in the room and asked if there were any comments online. IT Specialist II Rogers stated that there were no online public comments. Chairperson Perrault asked if there was a motion. Member Greene Ross made the motion to adopt the staff recommendation. Member Powell seconded the motion. Executive Director Gmur called the roll. The Commission voted to adopt the Proposed Decision and Parameters and Guidelines by a vote of 6-0.

PARAMETERS AND GUIDELINES AMENDMENTS

Item 6 *Custody of Minors – Child Abduction and Recovery, 25-PGA-01 (CSM-4237)*

Family Code Sections 3060 to 3064, 3130 to 3134.5, 3408, 3411, and 3421; Penal Code Sections 277, 278, and 278.5; Welfare and Institutions Code Section 11478.5; Statutes 1976, Chapter 1399; Statutes 1992, Chapter 162; Statutes 1996, Chapter 988

State Controller's Office, Requester

Commission Counsel Anna Barich presented this item and recommended that the Commission adopt the Proposed Decision and Parameters and Guidelines Amendment.

Darryl Mar appeared on behalf of the State Controller's Office.

Following statements by Mr. Mar, Chairperson Perrault asked if there were any questions from the Members. Member Gallegos asked why the Controller's Office was asking for something to be put back in the Parameters and Guidelines. Commission Counsel Barich stated that the Controller's Office was asking for a previous reimbursable activity that was in the Parameters and Guidelines up until 1999 that was removed in 1999 to be added back in and that the record shows that it was an intentional decision, not a clerical error. Chief Legal Counsel Shelton stated that there was a second request for a new Decision and that there were two separate requests, to add that activity back and to adopt a new Decision. Chairperson Perrault asked if there were any other questions from the Members. There was no response. Chairperson Perrault asked if there were any public comments on this item. There was no response. Chairperson Perrault stated that there were no public comments in the room and asked if there were any online. IT Specialist II Rogers stated that there were no online public

comments. Chairperson Perrault asked if there was a motion and made the motion to adopt the staff recommendation. Member Pahland seconded the motion. Executive Director Gmur called the roll. The Commission voted to adopt the Proposed Decision and Parameters and Guidelines Amendment by a vote of 6-0.

INCORRECT REDUCTION CLAIMS

Item 7 *Child Abduction and Recovery, 24-4237-I-04*

Family Code Sections 3060 to 3064, 3130 to 3134.5, 3408, 3411, and 3421; Penal Code Sections 277, 278, and 278.5; Welfare and Institutions Code Section 11478.5; Statutes 1976, Chapter 1399; Statutes 1992, Chapter 162; Statutes 1996, Chapter 988

Fiscal Years: 2016-2017, 2017-2018, 2018-2019

County of Sacramento, Claimant

Commission Counsel Anna Barich presented this item and recommended that the Commission adopt the Proposed Decision partially approving the Incorrect Reduction Claim.

Chad Rinde appeared on behalf of the County of Sacramento. Ken Howell appeared on behalf of the State Controller's Office.

Following statements by Mr. Rinde and Mr. Howell, Chairperson Perrault asked if there were any questions from the Members. Following discussion between Member Gallegos and Commission Counsel Barich, Chairperson Perrault asked if there were any other comments or questions from Members. There was no response.

Chairperson Perrault asked if there was any public comment. IT Specialist II Rogers stated that there were no online public comments. Chairperson Perrault asked if there was a motion. Member Gallegos made the motion to adopt the staff recommendation. Member Adams seconded the motion. Executive Director Gmur called the roll. The Commission voted to adopt the Proposed Decision by a vote of 6-0.

INFORMATIONAL HEARINGS PURSUANT TO CALIFORNIA CODE OF REGULATIONS, TITLE 2, ARTICLE 8 (info/action)

STATEWIDE COST ESTIMATES

Item 8 *California Regional Water Quality Control Board, San Francisco Bay Region, Order No. R2-2009-0074, 10-TC-02, 10-TC-03, and 10-TC-05*

Chief Legal Counsel Camille Shelton presented this item and recommended that the Commission adopt the Statewide Cost Estimate.

Chairperson Perrault asked if there were any parties or witnesses who would like to speak. There was no response. Chairperson Perrault stated that there were none in the room and none online. Chairperson Perrault asked if there were any questions from the Members. There was no response. Chairperson Perrault asked if there were any public comments on this item. There was no response. Chairperson Perrault stated that there were no public comments in the room. IT Specialist II Rogers stated that there were no online public comments. Chairperson Perrault asked if there was a

motion. Member Greene Ross made the motion to adopt the staff recommendation. Member Pahland seconded the motion. Executive Director Gmur called the roll. The Commission voted to adopt the Proposed Decision by a vote of 6-0.

REPORTS

Item 10 Legislative Update (info)

Program Office Technician David Chavez presented this item.

Item 11 Chief Legal Counsel: New Filings, Recent Decisions, Litigation Calendar (info)

Chief Legal Counsel Shelton presented this item.

Item 12 Executive Director: Office, Budget, Workload Update, and Tentative Agenda Items for the August 2026, October 2026, and December 2026 Meetings (info)

Executive Director Gmur presented this item; described the loss of access to the Commission office due to a burst pipe and fire in the office building; introduced new Senior Commission Counsel Kevin Walkow; and described the Commission's budget and workload.

Chairperson Perrault welcomed Senior Commission Counsel Walkow and asked if there were any comments or questions from Members for Items 10, 11, or 12. Member Greene Ross asked if the Commission Office rent was negotiated by the Department of General Services (DGS). Executive Director Gmur stated that DGS was negotiating the Commission Office rent and that Commission staff were still paying the rent but were expecting credits in the new fiscal year.

CLOSED EXECUTIVE SESSION PURSUANT TO GOVERNMENT CODE SECTIONS 11126 AND 11126.2 (info/action)

The Commission adjourned into closed executive session at 11:00 a.m., pursuant to Government Code section 11126(e). The Commission met in closed session to confer with and receive advice from legal counsel for consideration and action, as necessary and appropriate, upon the pending litigation listed on the published notice and agenda; to confer with and receive advice from legal counsel regarding potential litigation; and to confer on personnel matters pursuant to Government Code section 11126(a)(1).

A. PENDING LITIGATION

To confer with and receive advice from legal counsel, for consideration and action, as necessary and appropriate, upon the following matters pursuant to Government Code section 11126(e):

There are no cases currently pending.

B. POTENTIAL LITIGATION

To confer with and receive advice from legal counsel, for consideration and action, as necessary and appropriate, upon the following matter pursuant to Government Code section 11126(e):

Based on existing facts and circumstances, there is a specific matter which presents a significant exposure to litigation against the Commission on State Mandates, its members or staff.

C. PERSONNEL

To confer on personnel matters pursuant to Government Code section 11126(a)(1).

1. Annual Evaluation of the Executive Director
2. Annual Evaluation of the Chief Legal Counsel

RECONVENE IN PUBLIC SESSION

At 11:34 a.m., the Commission reconvened in open session.

REPORT FROM CLOSED EXECUTIVE SESSION

Chairperson Perrault reported that the Commission met in closed executive session pursuant to Government Code section 11126(e). The Commission conferred with and received advice from legal counsel for consideration and action, as necessary and appropriate, upon the pending litigation listed on the public notice and agenda, and conferred with and received advice from legal counsel regarding potential litigation, and, pursuant to Government Code section 11126(a)(1) to confer on personnel matters.

ADJOURNMENT

Chairperson Perrault asked for a motion to adjourn. Member Gallegos made the motion to adjourn the meeting. Chairperson asked for a second to the motion. There was no response. Chairperson Perrault seconded the motion. Executive Director Gmur called the roll. The June 12, 2026, meeting was adjourned at 11:35 a.m., by a vote of 6-0.

Juliana F. Gmur
Executive Director

STATE OF CALIFORNIA
COMMISSION ON STATE MANDATES

PUBLIC MEETING

FRIDAY, JUNE 12, 2026

10:00 A.M.

RECEIVED

JUL 13 2026

COMMISSION ON
STATE MANDATES

MEETING HELD AT

CALIFORNIA DEPARTMENT OF FOOD AND AGRICULTURE (CDFA)

FIRST FLOOR AUDITORIUM

1220 N STREET

SACRAMENTO, CALIFORNIA

AND

VIA ZOOM

VIDEO COMMUNICATIONS PLATFORM

REPORTER'S TRANSCRIPT OF PROCEEDINGS

ORIGINAL

STENOGRAPHICALLY REPORTED BY:

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Certified Shorthand Reporter No. 13061

Registered Professional Reporter

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A P P E A R A N C E S

COMMISSIONERS PRESENT

MICHELE PERRAULT
Representative for Joe Stephenshaw
Department of Finance
(Chairperson of the Commission)

WILLIAM PAHLAND
Representative for FIONA MA
State Treasurer
(Vice Chairperson of the Commission)

LEE ADAMS III
Sierra County Supervisor
Local Agency Member

ALEXANDER POWELL
Representative for SAMUEL ASSEFA, Director
Office of Land Use and Climate Innovation

DEBORAH GALLEGOS
Representative for MALIA COHEN
State Controller

KAREN GREENE ROSS
Public Member

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COMMISSION STAFF

JULIANA GMUR
Executive Director

DENNIS SUPACHANA
Assistant Executive Director

CAMILLE N. SHELTON
Chief Legal Counsel

A P P E A R A N C E S C O N T I N U E D

COMMISSION STAFF
(Continued)

ANNA BARICH
Commission Counsel

DAVID CHAVEZ
Office Technician

LAURA DOUGHERTY
Senior Commission Counsel

HUSHAM HAROUN
Information Technology Specialist I

JASON ROGERS
Information Technology Specialist II

KEVIN WALKOW
Senior Commission Counsel

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PUBLIC PARTICIPANTS

CHAD RINDE
County of Sacramento, Claimant
(Items 2 and 7)

KAILY YAP
Department of Finance
(Item 2)

FERNANDO LEMUS
County of Los Angeles, Claimant
(Item 4)

TIFFANY WALSTON
County of Los Angeles, Claimant
(Item 4)

DARRYL MAR
State Controller's Office
(Item 6)

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A P P E A R A N C E S C O N T I N U E D

PUBLIC PARTICIPANTS
(Continued)

KEN HOWELL
State Controller's Office
(Item 7)

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1 FRIDAY, JUNE 12, 10:11 A.M.

2 ---000---

3 CHAIRPERSON PERRAULT: Good morning. The time is
4 10:11, and I'm going to go ahead and call the meeting of
5 the Commission on State Mandates to order. Welcome to
6 our hybrid meeting.

7 For those participating in person, I have some
8 housekeeping information. On the table at the back of
9 the room are paper copies of the meeting's notice,
10 agenda -- I'm sorry. Let me start that over.

11 On the table at the back of the room -- back of the
12 room are paper copies of the meeting's notice, agendas,
13 new filings, revised new filings for December 2025,
14 proposed consent calendar, and witness list. The
15 electronic public hearing binder is also located there
16 on a laptop.

17 Please note that the room is microphoned, so
18 speakers and microphones on all devices must stay muted
19 for the duration of the meeting to eliminate any
20 feedback noise.

21 When called up for an item, the parties and
22 witnesses will come to the table and sit at a designated
23 laptop.

24 The restrooms are located out the entrance door and
25 through the door on the left. The men's restroom is

1 located on the right and the women's restroom is at the
2 end of hall to the right.

3 Finally, please take note of the emergency exits in
4 the room. In the event of an emergency, please exit to
5 the door -- or, excuse me. Please exit the door to my
6 left, turn left, and go down the stairs.

7 For those participating remotely, the materials for
8 today's meeting, including the notice, agenda, new
9 filings, revised new files for December 2025, proposed
10 consent calendar, and witness list are all available on
11 the Commission's website at www.csm.ca.gov, under the
12 "Hearings" tab.

13 When being sworn in at the beginning of the hearing
14 and when called for an item, the parties and witnesses
15 will please turn on their video and unmute their
16 microphone. At the conclusion of the item, please turn
17 off the video and mute the microphone.

18 In the event we experience technical difficulties
19 for the meeting or -- I'm sorry. Excuse me. Or the
20 meeting is bumped offline, we will restart and allow
21 time for people to rejoin before recommencing the
22 meeting.

23 If we are unable to restart, a notice will be
24 posted on the Commission's website, listing the items to
25 be heard at the next meeting.

1 Please remember to speak slowly and accurately for
2 the benefit of the court reporter and an accurate
3 transcript of the hearing.

4 With that, Juliana, will you please call the roll.

5 MS. GMUR: Member Nash notified Commission staff
6 that she would be resigning from the Commission
7 effective May 1, 2026. We anticipate hearing from the
8 Governor's Office regarding her replacement soon.

9 Mr. Adams.

10 MEMBER ADAMS: Here.

11 MS. GMUR: Ms. Gallegos.

12 MEMBER GALLEGOS: Here.

13 MS. GMUR: Ms. Greene Ross.

14 MEMBER GREENE ROSS: Here.

15 MS. GMUR: Mr. Pahland.

16 MEMBER PAHLAND: William Pahland present for
17 California State Treasurer Fiona Ma.

18 MS. GMUR: Ms. Perrault.

19 CHAIRPERSON PERRAULT: Present.

20 MS. GMUR: Mr. Powell.

21 MEMBER POWELL: Present.

22 MS. GMUR: Madam Chair, we have a quorum.

23 CHAIRPERSON PERRAULT: Thank you so much.

24 Okay. We will go ahead now, then, and move on to
25 Item Number 1.

1 Are there any objections to or additional
2 corrections of the February 13th, 2026, minutes?

3 (No response.)

4 CHAIRPERSON PERRAULT: Seeing none, are there
5 public comments on this item?

6 (No response.)

7 MR. ROGERS: Madam Chair, I see no public comments.

8 CHAIRPERSON PERRAULT: Thank you so much.

9 Any other additional questions from the members?

10 (No response.)

11 CHAIRPERSON PERRAULT: Okay. With no further
12 discussion, is there a motion to adopt the minutes from
13 February 13th, 2026?

14 MEMBER GALLEGOS: I will move.

15 CHAIRPERSON PERRAULT: Moved by Ms. Gallegos.

16 Is there is a second?

17 MEMBER POWELL: I will second.

18 CHAIRPERSON PERRAULT: Okay. Seconded by
19 Mr. Powell.

20 If we could please have a roll call.

21 MS. GMUR: Mr. Adams.

22 MEMBER ADAMS: Aye.

23 MS. GMUR: Ms. Gallegos.

24 MEMBER GALLEGOS: Aye.

25 MS. GMUR: Ms. Greene Ross.

1 MEMBER GREENE ROSS: Yes.

2 MS. GMUR: Mr. Pahlund.

3 MEMBER PAHLAND: Abstain.

4 MS. GMUR: Ms. Perrault.

5 CHAIRPERSON PERRAULT: Aye.

6 MS. GMUR: Mr. Powell.

7 MEMBER POWELL: Aye.

8 CHAIRPERSON PERRAULT: Thank you so much. That

9 motion carries.

10 We will now go ahead and take up any public comment

11 for matters that are not on the agenda.

12 MS. GMUR: Please note that the Commission may not

13 take actions on items that are not on the agenda.

14 However, it may schedule issues raised by the public for

15 consideration at future meetings. We invite the public

16 to comment on the matters that are on the agenda as they

17 are taken up.

18 CHAIRPERSON PERRAULT: Thank you so much.

19 Are there any public comment for items not on the

20 agenda today?

21 (No response.)

22 CHAIRPERSON PERRAULT: I see none in the room.

23 Are there any online?

24 MR. ROGERS: Madam Chair, I see no public comment.

25 CHAIRPERSON PERRAULT: Okay. Great.

1 We will go ahead then and move to our next item.
2 MS. GMUR: Next is the proposed consent calendar.
3 Item 9 is proposed for consent.
4 CHAIRPERSON PERRAULT: Thank you so much.
5 Are there any objections to the proposed consent
6 calendar from members or from members of -- from members
7 of the board -- or the Commission?
8 (No response.)
9 CHAIRPERSON PERRAULT: Okay. Seeing none.
10 Are there any objections from members of the public
11 on the consent calendar?
12 MR. ROGERS: Madam Chair, I see no public comment.
13 CHAIRPERSON PERRAULT: I see none in the room
14 either.
15 So is there a motion to adopt the proposed consent
16 calendar?
17 MEMBER POWELL: I will move to adopt the proposed
18 consent calendar.
19 CHAIRPERSON PERRAULT: Thank you. Moved by
20 Mr. Powell.
21 Is there a second?
22 MEMBER GREENE ROSS: Second.
23 CHAIRPERSON PERRAULT: Second by Ms. Greene Ross.
24 If we could please have a roll call.
25 MS. GMUR: Mr. Adams.

1 MEMBER ADAMS: Aye.
2 MS. GMUR: Ms. Gallegos.
3 MEMBER GALLEGOS: Aye.
4 MS. GMUR: Ms. Greene Ross.
5 MEMBER GREENE ROSS: Aye.
6 MS. GMUR: Mr. Pahlund.
7 MEMBER PAHLAND: Aye.
8 MS. GMUR: Ms. Perrault.
9 CHAIRPERSON PERRAULT: Aye.
10 MS. GMUR: Mr. Powell.
11 MEMBER POWELL: Aye.
12 CHAIRPERSON PERRAULT: All right. Thank you so
13 much. That motion carries.
14 We will move on now to our next order of business.
15 MS. GMUR: Let's move to the swearing in.
16 Will the parties and witnesses for Items 1, 2, 4,
17 5, 6, 7, and 8, participating remotely, please be sure
18 that both your first and last names are listed on your
19 Zoom window for the benefit of the court reporter, turn
20 on your video, and unmute your microphone. And the
21 parties and witnesses participating in person, please
22 approach the witness table. And all parties and
23 witnesses, please rise.
24 Beginning with Items 2 and 5. We were notified by
25 the claimant, the County of Santa Clara, and by the

1 Department of Finance that they would not be appearing
2 on these two items.

3 Would anyone like to make an appearance on Item 2
4 or Item 5?

5 (No response.)

6 MS. GMUR: On Item 3, on behalf of the claimant,
7 the County of Sacramento, participating in person,
8 please state your name for the record.

9 MR. RINDE: Chad Rinde, County of Sacramento.

10 MS. GMUR: On behalf of the Department of Finance,
11 participating remotely, please state your name for the
12 record.

13 MS. YAP: Kaily Yap with the Department of Finance.

14 MS. GMUR: Item 4. We were notified by the
15 Department of Finance that they would not be appearing
16 on this item.

17 On behalf of the claimant, County of Los Angeles,
18 participating remotely, please state your names for the
19 record.

20 MR. LEMUS: Good morning. My name is Fernando
21 Lemus, County of Los Angeles.

22 MS. WALSTON: Good morning. Tiffany Walston,
23 County of Los Angeles.

24 MS. GMUR: On behalf of the requester -- Item 6.
25 On behalf of the requester, State Controller's Office,

1 participating remotely, please state your name for the
2 record.

3 MR. MAR: Darryl Mar on behalf of the State
4 Controller's Office.

5 MS. GMUR: Item 7. On behalf of the claimant,
6 County of Sacramento, participating in person, please
7 state your name for the record.

8 MR. RINDE: Chad Rinde, County of Sacramento.

9 MS. GMUR: And now, for the State Controller's
10 Office, participating remotely, please state your name
11 for the record.

12 MR. HOWELL: Ken Howell, State Controller's Office.

13 MS. GMUR: For Item 8, we have not been made aware
14 of any parties that are witnesses that are appearing on
15 Item 8. Would anyone like to make an appearance on
16 Item 8?

17 (No response.)

18 MS. GMUR: Thank you.

19 (Parties/witnesses stood to be sworn or
20 affirmed.)

21 MS. GMUR: Do you solemnly swear or affirm that the
22 testimony which you are about to give is true and
23 correct based on your personal knowledge, information,
24 or belief?

25 (Affirmative responses.)

1 MS. GMUR: Thank you.

2 We now ask presenters for Items 3, 4, 6, and 7,
3 participating remotely, to please turn off their video
4 and mute their microphones. And those participating in
5 person, please return to your seats.

6 Next is Item 2. Senior Commission Counsel Laura
7 Dougherty will please present a proposed decision on
8 request for reconsideration of an adopted decision,
9 25-RAD-01. Child Physical Abuse and Neglect Exams,
10 24-TC-05.

11 MS. DOUGHERTY: Good morning. This proposed
12 decision addresses a request for reconsideration of an
13 adopted decision entitled Child Physical Abuse and
14 Neglect Exams, 24-TC-05.

15 At the Commission's last hearing, it partially
16 approved the test claim, finding that Penal Code section
17 11171(f) mandated a new program or a higher level of
18 service under Article XIII B, section 6(c), of the
19 California Constitution by imposing increased costs for
20 child abuse and neglect exams when the child is eligible
21 for Medi-Cal or Victim Compensation Board coverage,
22 costs which were previously paid by the State.

23 The Commission denied reimbursement when the costs
24 of the exam was previously covered by the victim or the
25 victim's private insurance because the test claim

1 statute does not require counties to perform any new
2 activities.

3 The Commission's regulations allow a limited
4 reconsideration of a prior decision only upon a showing
5 of new or different facts, circumstances, or law, or a
6 clerical error.

7 A request for reconsideration cannot be based on
8 allegations that the decision is legally incorrect or
9 contains a mistake of law.

10 Five affirmative votes are required to grant the
11 request for reconsideration and schedule the request for
12 a second hearing on the merits.

13 Staff finds that the request for reconsideration
14 here does not meet the Commission's regulatory standards
15 for reconsideration, because it presents no new facts,
16 new circumstances, new law, or a clerical error.

17 Staff therefore recommends that the Commission
18 adopt the proposed decision denying the request for
19 reconsideration; and authorize staff to make any
20 technical, nonsubstantive changes following the hearing.

21 Thank you.

22 CHAIRPERSON PERRAULT: Thank you.

23 All right. I believe we were notified that there
24 would be no parties or witnesses to Item 2.

25 But before we move forward with any action by the

1 Commission, I just want to make sure that -- are there
2 any parties and witnesses that would like to state their
3 names for the record for Item 2?

4 (No response.)

5 CHAIRPERSON PERRAULT: Okay. Seeing none, are
6 there any public comments on this item?

7 MR. ROGERS: Madam Chair, I see no public comment.

8 CHAIRPERSON PERRAULT: Okay. And there are none in
9 the room.

10 So with that, are there any comments or questions
11 from the Commission on this item?

12 (No response.)

13 CHAIRPERSON PERRAULT: Seeing none, without any
14 further discussion, is there a motion to adopt staff
15 recommendation for Item 2?

16 MEMBER PAHLAND: So moved.

17 CHAIRPERSON PERRAULT: Moved -- moved by
18 Mr. Pahlund.

19 Is there a second?

20 MEMBER POWELL: I will second.

21 CHAIRPERSON PERRAULT: Seconded by Mr. Powell.
22 If we could please have a roll call.

23 MS. GMUR: Mr. Adams.

24 MEMBER ADAMS: Aye.

25 MS. GMUR: Ms. Gallegos.

1 MEMBER GALLEGOS: Aye.
2 MS. GMUR: Ms. Greene Ross.
3 MEMBER GREENE ROSS: Aye.
4 MS. GMUR: Mr. Pahlund.
5 MEMBER PAHLAND: Aye.
6 MS. GMUR: Ms. Perrault.
7 CHAIRPERSON PERRAULT: Aye.
8 MS. GMUR: Mr. Powell.
9 MEMBER POWELL: Aye.
10 CHAIRPERSON PERRAULT: Great. Thank you.
11 That motion carries.
12 We will now move on to our next item.
13 MS. GMUR: Next is Item 3. We now ask presenters
14 participating remotely for Item 3 to please turn on
15 their video and unmute their microphones. And those
16 participating in person to please come to the table.
17 Chief Legal Counsel Camille Shelton will please
18 present a proposed decision on Emergency Shelters:
19 Persons with Pets, 24-TC-06.
20 MS. SHELTON: Good morning. This test claim
21 alleges new State-mandated activities and costs arising
22 from Government Code section 8593.10, which requires
23 updates to County and City emergency plans to address
24 emergency sheltering accommodations for persons with
25 pets; to designate at least one emergency shelter and,

1 to the extent practicable, one warming and cooling
2 center to accommodate persons with pets; and to provide
3 public information and notices about accommodating
4 persons with pets during emergencies.

5 As explained in the proposed decision, staff
6 recommends that the Commission partially approve this
7 test claim as a reimbursable State-mandated program
8 beginning January 1st, 2024, for the two public
9 information and notice activities mandated by Government
10 Code section 8593.10, subdivisions (c) and (d).

11 However, the required activities -- to update the
12 plans, to designate emergency shelters and, to the
13 extent practicable, designate warming and cooling
14 centers to accommodate persons with pets during
15 emergencies -- do not mandate a new program or a higher
16 level of service on counties and cities, either because
17 the activities are not new or do not impose a
18 State-mandated program.

19 Staff recommends that the Commission adopt the
20 proposed decision to partially approve this test claim;
21 and authorize staff to make any technical,
22 nonsubstantive changes to the proposed decision
23 following the hearing.

24 Thank you.

25 CHAIRPERSON PERRAULT: Thank you so much.

1 Excuse me. We will now go ahead and move to our
2 parties and witnesses. If our parties and witnesses
3 would please state your name for the record.

4 Mr. Rinde -- I hope I pronounced that correctly -- for
5 the claimant, County of Sacramento, would you like to
6 begin?

7 MR. RINDE: Yes. Thank you, Commissioners, and
8 good morning.

9 Sacramento County appreciates your work that went
10 into the proposed decision. I would like to highlight a
11 few areas of the decision for the Commission's
12 consideration.

13 First, on emergency plans, in our test claim, we
14 want to emphasize that the California Department of
15 Finance's analysis previously on SB 2778, adding
16 Government Code 8610 in 1990, noticed that cities and
17 counties with disaster councils do not have choice to
18 update emergency plans to incorporate new state law
19 requirements.

20 The draft decision concludes that counties already
21 had to plan for shelters accommodating people with pets.
22 However, the 2006 PETS Act and the FEMA 2010
23 Preparedness Guide, cited as the basis, only applies to
24 state and federally declared disasters. It does not
25 address local warming and cooling events.

1 AB 781 creates new requirements compelling counties
2 to update plans for these additional event types and
3 specifically include provisions for people with pets.

4 Sacramento County has shown, and our claim did, in
5 fact, incur additional costs to update our plans for
6 this purpose. And I would hope that the Commission will
7 find that as reimbursable.

8 Second, on sheltering, the draft decision
9 interprets, to the extent practicable, as pet-friendly
10 cooling and warming centers being optional. We
11 understand your position, but we disagree.

12 More importantly, we feel that there's no similar
13 off-ramp in the law, as it does not contain the language,
14 to the extent practicable for emergency shelters. This
15 represents a new State-reimbursable mandate, and I hope
16 the Commission would review that and amend your proposed
17 draft decision.

18 Third, on communication costs, what you call public
19 information costs, we agree with the draft decision's
20 conclusion that there are heightened communication
21 requirements associated with AB 781.

22 In closing, I respectfully ask the Commission to
23 reconsider its draft proposed decision on emergency
24 planning costs and sheltering costs; and find these
25 components to include new, reimbursable, mandated

1 activities.

2 CHAIRPERSON PERRAULT: Thank you so much.

3 Let me go ahead now and turn to Ms. Yap from the
4 Department of Finance.

5 Ms. Yap, do you have any comments?

6 MS. YAP: Hi. Kaily Yap, Department of Finance.

7 I have no comments on this matter at this time.

8 Thank you.

9 CHAIRPERSON PERRAULT: Thank you so much.

10 Before I move to the Commission, does staff have
11 any other additional comments?

12 MS. SHELTON: Just to address the comments that
13 were raised by Mr. Rinde.

14 The FEMA guidelines were made -- required by the
15 local emergency plans as a result of a statute that was
16 enacted in 2021, which required the counties to comply
17 with best practices of Cal OES.

18 One of the best practices from Cal OES, that they
19 are required to comply with for all emergency plans, is
20 FEMA's guidelines. So they were required, by prior law,
21 to comply with those guidelines.

22 Those guidelines, as explained in the decision,
23 completely cover all sheltering for persons with pets;
24 include topics such as sheltering, veterinary care,
25 transportation, all of the issues that were raised in

1 the County's claim. So those activities are just simply
2 not new.

3 The warming and cooling center; the language of the
4 statute just says "to the extent practicable" to provide
5 an accommodation for persons with pets at those centers.

6 A couple of issues:

7 One, the courts have interpreted that language as
8 meaning "should" and not "shall"; so there's really no
9 State-mandated program.

10 And, secondly, one of Cal OES's best practices for
11 cooling and warming centers is to accommodate persons
12 with pets. And that was enacted before this test claim
13 statute, so it is also not new.

14 Thank you.

15 CHAIRPERSON PERRAULT: Thank you.

16 Okay. With that, let me bring it back to the
17 Commission.

18 Do Commission members have any comments or
19 questions?

20 (No response.)

21 CHAIRPERSON PERRAULT: Seeing none.

22 Are there any other general public comments on this
23 item?

24 (No response.)

25 CHAIRPERSON PERRAULT: Seeing none in the room.

1 Are there any online?

2 MR. ROGERS: Madam Chair, I see no public comment.

3 CHAIRPERSON PERRAULT: Okay. So let me go ahead

4 then and bring it back to the Commission.

5 And staff recommends that the Commission adopt the

6 proposed decision which partially approves the test

7 claim, as a reminder.

8 So is there a motion to adopt staff recommendation

9 or otherwise? Or any further discussion?

10 MEMBER PAHLAND: I will move to adopt staff

11 recommendation.

12 CHAIRPERSON PERRAULT: Okay. Moved by Mr. Pahlund.

13 Is there a second?

14 MEMBER GALLEGOS: I will second.

15 CHAIRPERSON PERRAULT: Seconded by Ms. Gallegos.

16 If we could please have a roll call.

17 MS. GMUR: Mr. Adams.

18 MEMBER ADAMS: Aye.

19 MS. GMUR: Ms. Gallegos.

20 MEMBER GALLEGOS: Aye.

21 MS. GMUR: Ms. Greene Ross.

22 MEMBER GREENE ROSS: Aye.

23 MS. GMUR: Mr. Pahlund.

24 MEMBER PAHLAND: Aye.

25 MS. GMUR: Ms. Perrault.

1 CHAIRPERSON PERRAULT: Aye.

2 MS. GMUR: Mr. Powell.

3 MEMBER POWELL: Aye.

4 CHAIRPERSON PERRAULT: All right. Thank you so
5 much. That motion carries. And thank you for being
6 here today.

7 We will now move on to our next item.

8 MS. GMUR: We now ask the presenters participating
9 remotely for Item 3 to please turn off their video and
10 mute their microphones. And those participating in
11 person to return to their seats.

12 Next is Item 4. We now ask the presenters
13 participating remotely for Item 4, please turn on their
14 video and unmute their microphones.

15 Senior Commission Counsel Laura Dougherty will
16 please present a proposed decision and parameters and
17 guidelines on Stops: Notification by Peace Officers,
18 24-TC-03.

19 MS. DOUGHERTY: Good morning again. These
20 parameters and guidelines address State-mandated
21 activities arising from Vehicle Code section 2806.5 as
22 added by the test claim statute, which requires a peace
23 officer making a traffic or pedestrian stop, before
24 engaging in questioning about a criminal investigation
25 or traffic violation, to state the reason for the stop

1 and also to document the reason on any resulting
2 citation or police report, beginning on the statute's
3 delayed operative date, January 1st, 2024.

4 No substantive comments were filed on the draft
5 expedited parameters and guidelines.

6 Staff recommends that the Commission adopt the
7 proposed decision and parameters and guidelines with the
8 reimbursement period beginning January 1st, 2024; and
9 authorize staff to make any technical, nonsubstantive
10 changes following the hearing.

11 Thank you.

12 CHAIRPERSON PERRAULT: Thank you so much.

13 Okay. Would the parties and witnesses for Item
14 Number 4 please state your name for the record.

15 MR. LEMUS: Good morning. My name is Fernando
16 Lemus. I am the claimant representative for the County
17 of Los Angeles.

18 CHAIRPERSON PERRAULT: Okay.

19 MS. WALSTON: Good morning. My name is Tiffany
20 Walston, county representative -- I'm sorry. Claimant
21 representative for the County of Los Angeles.

22 CHAIRPERSON PERRAULT: Thank you so much.

23 Mr. Lemus and Ms. Walston for the claimant, County
24 of Los Angeles, would you like to begin?

25 MR. LEMUS: Yes. Again, good morning.

1 We're -- we're here to just say that we agree with
2 the proposed parameters and guidelines.

3 Thank you for your time.

4 CHAIRPERSON PERRAULT: Thank you.

5 Coming back then, is there -- let me bring it back
6 to the Commission.

7 Are there any comments or questions on this item
8 from Commission members?

9 (No response.)

10 CHAIRPERSON PERRAULT: Seeing none.

11 Is there any general public comment on this item?

12 (No response.)

13 CHAIRPERSON PERRAULT: Seeing none in the room.

14 Are there any online?

15 MR. ROGERS: Madam Chair, I see no public comment.

16 CHAIRPERSON PERRAULT: Thank you so much.

17 Let me go ahead then and bring it back to the
18 Commission.

19 If there's no further discussion, is there a motion
20 to adopt staff's recommendation?

21 MEMBER GALLEGOS: I will move.

22 CHAIRPERSON PERRAULT: Moved by Ms. Gallegos.

23 Is there a second?

24 MEMBER GREENE ROSS: Second.

25 CHAIRPERSON PERRAULT: Second by Ms. Greene Ross.

1 If we could please have a roll call.
2 MS. GMUR: Mr. Adams.
3 MEMBER ADAMS: Aye.
4 MS. GMUR: Ms. Gallegos.
5 MEMBER GALLEGOS: Aye.
6 MS. GMUR: Ms. Greene Ross.
7 MEMBER GREENE ROSS: Aye.
8 MS. GMUR: Mr. Pahlund.
9 MEMBER PAHLAND: Aye.
10 MS. GMUR: Ms. Perrault.
11 CHAIRPERSON PERRAULT: Aye.
12 MS. GMUR: Mr. Powell.
13 MEMBER POWELL: Aye.
14 CHAIRPERSON PERRAULT: Great. Thank you so much.
15 That motion carries.
16 We will now move on to our next item.
17 MR. LEMUS: Thank you.
18 MS. GMUR: We will now ask -- we will now ask the
19 presenters participating remotely for Item 4 to please
20 turn off their video and mute their microphones.
21 Next is Item 5.
22 Senior Commission Counsel Laura Dougherty will
23 please present a proposed decision and parameters and
24 guidelines on Child Physical Abuse and Neglect Exams.
25 24-TC-05.

1 MS. DOUGHERTY: Good morning. These parameters and
2 guidelines address State-mandated costs arising from
3 Penal Code section 11171(f), as added by the test claim
4 statute, for child physical abuse and neglect exams when
5 the child is eligible for Medi-Cal or Victim
6 Compensation Board coverage.

7 Reimbursement is not required to the extent the
8 legislature appropriates funds for child physical abuse
9 and neglect exams under Penal Code section 11171(g).

10 No substantive comments were filed on the draft
11 expedited parameters and guidelines.

12 Staff recommends that the Commission adopt the
13 proposed decision and parameters and guidelines with the
14 reimbursement period beginning January 1st, 2024; and
15 authorize staff to make any technical, nonsubstantive
16 changes following the hearing.

17 Thank you.

18 CHAIRPERSON PERRAULT: Thank you.

19 I believe we were notified, at the top of the
20 meeting, that there were no witnesses or parties to this
21 item.

22 But before I move forward, are there any other
23 parties or witnesses that have come forward during that
24 time period that would like to speak? If so, please
25 state your names.

1 (No response.)

2 CHAIRPERSON PERRAULT: Okay. Seeing none.

3 With that, let me bring this back then. Are there
4 any comments or questions from the Commission?

5 (No response.)

6 CHAIRPERSON PERRAULT: Seeing none.

7 MEMBER ADAMS: Madam Chair.

8 CHAIRPERSON PERRAULT: Yes. I'm so sorry. Yes.

9 Mr. Adams.

10 MEMBER ADAMS: Just a comment that --

11 CHAIRPERSON PERRAULT: Of course.

12 MEMBER ADAMS: -- I was a no vote before and still
13 disagree with our decision. But I will support this and
14 we'll see what happens.

15 Thanks.

16 CHAIRPERSON PERRAULT: Thank you. Duly noted,

17 Mr. Adams. Appreciate that.

18 Okay. Seeing no other further comments from
19 commissioners, is there any general public comment on
20 this item?

21 (No response.)

22 CHAIRPERSON PERRAULT: Seeing none in the room.

23 Is there any online?

24 MR. ROGERS: Madam Chair, I see no public comment.

25 CHAIRPERSON PERRAULT: Okay. Then let me go ahead

1 and bring it back to the commissioners.

2 Without any further discussion, is there a motion
3 to adopt -- excuse me, adopt staff recommendation?

4 MEMBER GREENE ROSS: I will move.

5 CHAIRPERSON PERRAULT: Moved by Ms. Greene Ross.
6 Is there a second?

7 MEMBER POWELL: I will second.

8 CHAIRPERSON PERRAULT: Second by Mr. Powell.
9 If we could please have a roll call.

10 MS. GMUR: Mr. Adams.

11 MEMBER ADAMS: Aye.

12 MS. GMUR: Ms. Gallegos.

13 MEMBER GALLEGOS: Aye.

14 MS. GMUR: Ms. Greene Ross.

15 MEMBER GREENE ROSS: Aye.

16 MS. GMUR: Mr. Pahlant.

17 MEMBER PAHLANT: Aye.

18 MS. GMUR: Ms. Perrault.

19 CHAIRPERSON PERRAULT: Aye.

20 MS. GMUR: Mr. Powell.

21 MEMBER POWELL: Aye.

22 CHAIRPERSON PERRAULT: Okay. Thank you so much.
23 That motion carries.

24 We will now go ahead and move on to the next item.

25 MS. GMUR: Next is Item 6. We now ask the

1 presenters for participating remotely for Item 6 to
2 please turn on their video and unmute their microphones.

3 Commission Counsel Anna Barich will please present
4 a proposed decision and parameters and guidelines
5 amendment on Custody of Minors - Child Abduction and
6 Recovery, 25-PGA-01.

7 MS. BARICH: Good morning. This parameters and
8 guidelines amendment proposed changes to the parameters
9 and guidelines for the Custody of Minors - Child
10 Abduction and Recovery Program.

11 This program was originally approved by the Board
12 of Control in 1979, with parameters and guidelines
13 issued in 1981; and multiple amendments have occurred
14 throughout the program's long history, most recently in
15 2009.

16 The State Controller's Office requested this
17 amendment in which it asked that the Commission adopt a
18 new decision on this program, add a previously removed
19 reimbursable activity back to the list of reimbursable
20 activities; renumber two existing reimbursable
21 activities whose numbering had been changed in a
22 previous amendment through clerical error; and to
23 correct the list of previous amendment dates proposed --
24 provided in the caption.

25 Staff finds that the Commission does not have

1 authority to issue a new decision on this program, as it
2 was already decided on by the Board of Control; and none
3 of the circumstances under which the Commission may
4 issue a new decision on an already-decided program
5 apply.

6 Additionally, no evidence has been provided that
7 "district attorney costs of notifications sent if
8 jurisdiction is refused" is a reasonably necessary
9 activity for the performance of this program; and,
10 furthermore, is not required by current law.

11 These two proposed changes should therefore be
12 denied.

13 However, renumbering the existing reimbursable
14 activities clarifies the reimbursable activities; and
15 including all previous amendment dates in the list
16 provided in the parameters and guideline's caption is a
17 nonsubstantive change that does not impact the
18 parameters and guidelines itself.

19 Staff therefore recommends approving these two
20 proposed changes.

21 Because these amendments simply clarify existing
22 law and do not make any substantive changes to the
23 program, they are effective for the entire period of
24 reimbursement.

25 Staff recommends that the Commission adopt this

1 proposed decision, partially approving this parameters
2 and guidelines amendment; and authorize staff to make
3 any technical, nonsubstantive changes to the proposed
4 decision following the hearing.

5 Thank you.

6 CHAIRPERSON PERRAULT: Thank you.

7 Okay. Would the parties and witnesses please state
8 your names for the record, for Item 6.

9 MR. MAR: Darryl Mar on behalf of the State
10 Controller's Office.

11 We have no comments on this matter.

12 CHAIRPERSON PERRAULT: Okay. Hold on one second.

13 So Mr. Mar, let me just move on. Thank you for
14 introducing yourself. As the requester for the State
15 Controller's Office, you have indicated you have no
16 comments; is that correct?

17 MR. MAR: That's correct.

18 CHAIRPERSON PERRAULT: Okay. Great. All right.
19 Thank you for that.

20 With that, I will bring it back to the
21 commissioners.

22 Are there any comments or questions from
23 commissioners on this item?

24 MEMBER GALLEGOS: I do have one --

25 CHAIRPERSON PERRAULT: Ms. Gallegos, yes.

1 MEMBER GALLEGOS: -- Madam Chair.

2 Could you explain why -- I thought the way I read
3 it was they were just asking -- the Controller's Office
4 was asking for something to be put back on the Ps and Gs
5 as opposed to a new decision being made?

6 MS. BARICH: What they were asking for was a
7 previous reimbursable activity that was in the
8 parameters and guidelines up until 1999, be added back
9 in. It was removed in 1999.

10 MEMBER GALLEGOS: By the Commission.

11 MS. BARICH: Yes.

12 MEMBER GALLEGOS: Okay.

13 MS. BARICH: And the record shows that it was an
14 intentional decision, not a clerical other --

15 MEMBER GALLEGOS: Okay.

16 MS. BARICH: -- Like the other change.

17 MEMBER GALLEGOS: Great. Oh, sure. Sorry. Yeah.
18 Okay.

19 And then what was the second question I had?

20 MS. SHELTON: And then there was a second request
21 for a new decision. So there were two separate
22 requests: One to add that activity back; and the second
23 one, to adopt a new decision.

24 MEMBER GALLEGOS: Okay. Got it.

25 Thank you. That's all the questions I have.

1 CHAIRPERSON PERRAULT: Okay. Thank you so much.
2 Any other questions from additional commissioners
3 on this item?

4 (No response.)

5 CHAIRPERSON PERRAULT: Okay. Seeing none.
6 Are there any general public comments on Item
7 Number 6?

8 (No response.)

9 CHAIRPERSON PERRAULT: And I see none in the room.
10 Are there any online?

11 MR. ROGERS: Madam Chair, I see no public comment.

12 CHAIRPERSON PERRAULT: All right. Thank you so
13 much.

14 Let me bring it back, then, to the commissioners.
15 We do have a staff recommendation. Is there a
16 motion to adopt staff recommendation or otherwise?

17 I will go ahead and move the item.

18 Is there a second?

19 MEMBER PAHLAND: Okay. I will second the item.

20 CHAIRPERSON PERRAULT: Okay. Seconded by
21 Mr. Pahlant.

22 If we could please have a roll call.

23 MS. GMUR: Mr. Adams.

24 MEMBER ADAMS: Aye.

25 MS. GMUR: Ms. Gallegos.

1 MEMBER GALLEGOS: Aye.
2 MS. GMUR: Ms. Greene Ross.
3 MEMBER GREENE ROSS: Aye.
4 MS. GMUR: Mr. Pahlund.
5 CHAIRPERSON PERRAULT: Aye.
6 MS. GMUR: Ms. Perrault.
7 CHAIRPERSON PERRAULT: Aye.
8 MS. GMUR: Mr. Powell.
9 MEMBER POWELL: Aye.
10 CHAIRPERSON PERRAULT: Thank you so much. That
11 motion carries.
12 We will now go ahead and move on to our next item.
13 MS. GMUR: We now ask the presenters participating
14 remotely for Item 6 to please turn off their video and
15 mute their microphones.
16 And next is Item 7.
17 We now ask that those presenters participating
18 remotely for Item 7 to please turn on their video and
19 unmute their microphones. And those presenting in
20 person, please come to the table.
21 Commission Counsel Anna Barich will please present
22 a proposed decision on Child Abduction and Recovery,
23 24-4237-I-04.
24 MS. BARICH: Good morning. This incorrect
25 reduction claim addresses reductions made to the County

1 of Sacramento's claimed costs for implementing Custody
2 of Minors - Child Abduction and Recovery Program during
3 the audit period from July 1st, 2016, through June 30th,
4 2019.

5 This program was originally approved by the Board
6 of Control in 1979, and it requires county district
7 attorneys to actively assist in the resolution of child
8 custody problems, including visitation disputes,
9 enforcement of custody decrees, and any other order of
10 the court in a child custody proceeding.

11 The parameters and guidelines state that the
12 reimbursable activities include all actions necessary to
13 locate a child, enforcement of child custody decrees,
14 orders to appear, or any other court order defraying
15 expenses related to the return of an illegally detained,
16 abducted or concealed child, proceeding with civil court
17 actions, and guaranteeing the appearance of offenders
18 and minors in court actions.

19 The claimant claimed costs for salaries and
20 benefits, including related indirect costs, as well as
21 materials and supply costs. The Controller found that
22 some of the claimed salaries and benefits costs were not
23 based on the actual time spent on mandated activities,
24 but were instead based on time spent on
25 nonprogram-specific activities that the claimant had

1 allocated to this program, using a cost allocation
2 methodology, and recorded as SD time.

3 It also found that the claimant claimed salaries
4 and benefits costs for time spent on good cause cases
5 classified under Penal Code section 278.7, which the
6 Controller asserted was not reimbursable under the
7 parameters and guidelines.

8 For the materials and supplies costs, the
9 Controller found that claimant claimed costs that were
10 allocated to the entire unit that contained the child
11 abduction program, rather than identifying and claiming
12 actual costs for the mandated child abduction program.

13 Staff finds that the Controller's reductions
14 related to the salaries and benefits for SD time, and
15 materials and supply costs based on allocated costs, are
16 correct as a matter of law. These costs were not the
17 claimant's actual costs for implementing the mandated
18 program.

19 However, the denial of costs for time spent on good
20 cause cases is incorrect as a matter of law. And the
21 Controller's reduction of \$32,276 for costs for those
22 cases should therefore be reinstated.

23 Staff recommends that the Commission adopt this
24 proposed decision partially approving this incorrect
25 reduction claim; and authorize staff to make any

1 technical, nonsubstantive changes to the proposed
2 decision following the hearing.

3 Thank you.

4 CHAIRPERSON PERRAULT: Thank you.

5 Okay. For Item 7, would the parties and witnesses
6 please state your name for the record.

7 MR. RINDE: Chad Rinde, County of Sacramento.

8 CHAIRPERSON PERRAULT: Thank you.

9 MR. HOWELL: Ken Howell, State Controller's Office.

10 CHAIRPERSON PERRAULT: Thank you so much.

11 Mr. Rinde, for the claimant, County of Sacramento,
12 would you like to begin?

13 MR. RINDE: Yes.

14 While Sacramento County appreciates the draft
15 proposed decision reinstating the \$32,276 in disallowed
16 costs, that decision correctly recognizes that good
17 cause child abduction cases are part of the mandated
18 activities.

19 While we had hoped for a different result regarding
20 the other disallowed administrative costs, we understand
21 the Commission's proposed decision.

22 We thank the Commission and your staff time for
23 reviewing our incorrect reduction claim.

24 Thank you.

25 Mr. Howell, for the State Controller's Office, do

1 you have any comments on this item?

2 MR. HOWELL: Hi. Good morning. We appreciate the
3 Commission's time in reviewing this IRC.

4 We are currently in the process -- first of all, we
5 agree with the decision. We're currently in the process
6 of amending the prior final audit report to reissue
7 including those -- the -- the dollar amounts identified
8 for the good cause cases as part of that reissued final
9 audit.

10 So we are in the process of doing that. And we'll
11 have it out the door, hopefully soon.

12 So thank you.

13 CHAIRPERSON PERRAULT: Thank you, Mr. Howell.

14 Are there -- let me bring it back to the
15 commissioners.

16 Are there any comments or questions on this item?

17 MEMBER GALLEGOS: I do have one question.

18 CHAIRPERSON PERRAULT: Yes, Ms. Gallegos.

19 MEMBER GALLEGOS: So is it -- the fact that they
20 were trying to allocate shared costs, that was the crux
21 of the issue?

22 MS. BARICH: Yes.

23 MEMBER GALLEGOS: Okay.

24 MS. BARICH: And they were claiming costs for --
25 they were claiming costs for nonprogram-specific

1 activities that were performed for the entire unit
2 that --

3 MEMBER GALLEGOS: Right.

4 MS. BARICH: -- that -- under which this program
5 was included. And then they were using a cost
6 allocation methodology to determine the program's share
7 of those costs.

8 MEMBER GALLEGOS: And is that -- is that not
9 allowable under any of the Ps and Gs? Or was it this
10 one in particular?

11 MS. BARICH: It is allowable when you are -- when
12 it is actual costs for -- for activities that are
13 related to this program. But these were
14 nonprogram-specific activities.

15 MEMBER GALLEGOS: Okay.

16 MS. BARICH: For example, the audit did note that
17 the claimant did something very similar for what they
18 were calling program-derivate activities. That's the SD
19 time -- or PD time. And what happened -- so those were
20 activities that were done for the -- specifically for
21 the child abduction program, but not for any specific
22 cases.

23 MEMBER GALLEGOS: Okay. Okay. Thank you.

24 MS. BARICH: And those were allowed.

25 CHAIRPERSON PERRAULT: Thank you.

1 Any other comments from commissioners or questions?
2 (No response.)
3 CHAIRPERSON PERRAULT: Seeing none.
4 Let me bring it back. Are there any general public
5 comments on this item?
6 (No response.)
7 CHAIRPERSON PERRAULT: I see none in the room.
8 Are there any online?
9 MR. ROGERS: Madam Chair, I see no public comment.
10 CHAIRPERSON PERRAULT: All right. Thank you so
11 much.
12 If there's no further discussion from the
13 commissioners, is there a motion to adapt -- excuse me,
14 to adopt staff recommendation or otherwise?
15 MEMBER GALLEGOS: I will move.
16 CHAIRPERSON PERRAULT: Moved by Ms. Gallegos.
17 Is there a second?
18 MEMBER ADAMS: I will second.
19 MEMBER GREENE ROSS: Second.
20 CHAIRPERSON PERRAULT: A lot of seconds. We will
21 go ahead and have Mr. Adams second.
22 If we could please have a roll call.
23 MS. GMUR: Mr. Adams.
24 MEMBER ADAMS: Aye.
25 MS. GMUR: Ms. Gallegos.

1 MEMBER GALLEGOS: Aye.

2 MS. GMUR: Ms. Greene Ross.

3 MEMBER GREENE ROSS: Aye.

4 MS. GMUR: Mr. Pahlund.

5 MEMBER PAHLAND: Aye.

6 MS. GMUR: Ms. Perrault.

7 CHAIRPERSON PERRAULT: Aye.

8 MS. GMUR: Mr. Powell.

9 MEMBER POWELL: Aye.

10 CHAIRPERSON PERRAULT: Thank you so much.

11 That motion carries.

12 We will now move on to our next item.

13 MS. GMUR: We now ask the presenters participating

14 remotely for Item 7 to please turn off their video and

15 mute their microphones. Those presenting in person,

16 will you please return to your seats.

17 Next is Item 8. Chief Legal Counsel Camille

18 Shelton will present a proposed statewide cost estimate

19 on California Regional Water Quality Control Board, San

20 Francisco Bay Region, Order No. R2-2009-0074. 10-TC-02,

21 10-TC-03, 10-TC-05.

22 MS. SHELTON: Good morning. This statewide cost

23 estimate addresses the State-mandated activities from

24 the 2009 stormwater permit. The Commission partially

25 approved this test claim for the period of reimbursement

1 from December 1st, 2009, through December 31st, 2017.

2 This matter has been taken off the consent calendar
3 because the City of San Jose filed substantive comments
4 on the draft statewide cost estimate, specifically on
5 Assumption No. 5 on PDF pages 19 and 20, addressing
6 trash hotspot assessments.

7 The City contends its costs have been excluded from
8 the hotspot assessments, and it should be allowed to
9 claim costs for this activity.

10 As explained in the proposed statewide cost
11 estimate, all costs claimed by the City of San Jose are
12 included in the low-end statewide cost estimate of over
13 \$6 million. And, thus, all of the City's claimed costs
14 are included in the statewide cost estimate.

15 However, the City's costs are not included in the
16 cost projection of over \$17 million for possible late
17 claims by nonfilers. The test claim decision concluded
18 that the activity to assess trash hotspots did not
19 mandate a new program or a higher level of service for
20 any of the Santa Clara County permittees, which includes
21 the City of San Jose, because that requirement was not
22 new to them.

23 Hotspot assessments were only approved as new
24 State-mandated activities for the San Mateo, Fairfield,
25 Suisun, Contra Costa, and Vallejo permittees.

1 For purposes of the costs projection, the City of
2 San Jose's costs were properly excluded, as they
3 represent statistical outliers that are not likely to be
4 representative of costs to perform hotspot assessments
5 by the nonfilers.

6 Staff recommends that the Commission adopt the
7 statewide cost estimate for the initial claim period
8 that began on December 1st, 2009, and ends on December
9 31st, 2017.

10 Thank you.

11 CHAIRPERSON PERRAULT: Thank you.

12 I believe we were not made aware of any parties or
13 witnesses to this item.

14 But before I move on for consideration of this
15 item, are there any parties or witnesses who have now
16 come forward?

17 (No response.)

18 CHAIRPERSON PERRAULT: I see none in the room.

19 And I see none online.

20 So with that, let me bring it back to the
21 commissioners. Are there any comments or questions on
22 this item?

23 (No response.)

24 CHAIRPERSON PERRAULT: Seeing none.

25 Let me ask if there is any general public comment

1 on Item Number 8?

2 (No response.)

3 CHAIRPERSON PERRAULT: I see none in the room.

4 Are there any online?

5 MR. ROGERS: Madam Chair, I see no public comment.

6 CHAIRPERSON PERRAULT: Okay. Let me then go ahead
7 then and bring it back to the commissioners.

8 Seeing no further discussion on this item, is there
9 a motion to adopt staff recommendation or otherwise?

10 MEMBER GREENE ROSS: I will move.

11 CHAIRPERSON PERRAULT: Moved by Ms. Greene Ross.

12 Is there a second?

13 MEMBER PAHLAND: I will second.

14 CHAIRPERSON PERRAULT: Seconded by Mr. Pahlund.

15 If we could please have a roll call.

16 MS. GMUR: Mr. Adams.

17 MEMBER ADAMS: Aye.

18 MS. GMUR: Ms. Gallegos.

19 MEMBER GALLEGOS: Aye.

20 MS. GMUR: Ms. Greene Ross.

21 MEMBER GREENE ROSS: Aye.

22 MS. GMUR: Mr. Pahlund.

23 MEMBER PAHLAND: Aye.

24 MS. GMUR: Ms. Perrault.

25 CHAIRPERSON PERRAULT: Aye.

1 MS. GMUR: Mr. Powell.

2 MEMBER POWELL: Aye.

3 CHAIRPERSON PERRAULT: Thank you so much.

4 That motion carries.

5 We will now move on to our next item.

6 MS. GMUR: Next, Program Office Technician David
7 Chavez will please present Item 10, a legislative
8 update.

9 MR. CHAVEZ: Good morning. The following are the
10 legislative updates since the last time the Commission
11 met:

12 AB 2640, Commission on State Mandates: State
13 mandates. AB 2640 was introduced by Assembly Member
14 Hadwick, with coauthors Assembly Members Alanis and
15 Ellis; and Senators Niello and Seyarto.

16 This bill amends Government Code section 17558.6,
17 which requires the Controller to notify the claimant in
18 writing within 30 days after issuance of a remittance
19 advice of any adjustment to a claim for reimbursement
20 that results from an audit or review.

21 This bill would instead require the Controller to
22 notify the claimant in writing within 30 days of any
23 adjustment that results from an audit or review.

24 The bill would also require the Controller to allow
25 a local agency or school district, at the sole

1 discretion of the local agency or school district, to
2 offset any reduced reimbursement as prescribed, request
3 an adjustment to the payment of claims, or to remit
4 funds to the Controller.

5 On April 13, 2026, this bill was re-referred to the
6 Assembly Committee on Education.

7 On April 23rd, 2026, this bill was passed and was
8 re-referred to the Assembly Committee on Appropriations,
9 with a recommendation to the consent calendar.

10 On May 6, 2026, this bill was set for first hearing
11 and it was referred to the Assembly Appropriations
12 Committee Suspense File.

13 On May 14, 2026, this bill -- this bill passed.

14 On May 18, 2026, this bill was read a second time
15 and ordered to a third read.

16 Next, SB 414, School accountability: Office of the
17 Education Inspector General: School financial and
18 performance audits: charter school authorization,
19 oversight, funding, operations, and networks: flex-based
20 instruction: Local educational agency contracting.

21 SB 414 was introduced by Senator Ashby.

22 Among other -- other amendments to the Education
23 Code regarding charter schools, this bill amends
24 Government Code section 17518 and adds "charter school"
25 to the definition of "local agency" as follows:

1 "'Local agency' means any city, county, special
2 district, authority, charter school, or other political
3 subdivision of the state."

4 On March 2nd, 2026, this bill was stricken from the
5 file and the Governor's veto was sustained.

6 Finally, SB 395. Holidays.

7 AB 395 was introduced by Assembly Member Gabriel.
8 This bill amends Government Code 11131, the Bagley-Keene
9 Open Meeting Act.

10 Among other things, this bill would require that a
11 state agency shall make every reasonable effort to avoid
12 conducting any meeting, conference, or other function on
13 a date for which the state agency knows or has reason to
14 know that members of the public would be unable to
15 participate or be present to the ritual observance of a
16 religious, cultural, or ancestral holiday.

17 There has been no new action on this bill.

18 Staff will continue to monitor legislations for
19 bills that impact the mandates process.

20 Thank you.

21 MS. GMUR: Thank you, David.

22 Next, Chief Legal Counsel Camille Shelton will
23 please present Item 11, the Chief Legal Counsel Report.

24 MS. SHELTON: Good morning. There's currently no
25 litigation pending, so I have nothing to report.

1 MS. GMUR: Thank you, Camille.

2 Next is Item 12, the Executive Director's Report.
3 I have four information items for you.

4 First, the office. Access to the office. On
5 April the 8th, Commission staff lost access to its
6 office due to a burst pipe and a fire in the office
7 building. Commission office has not been damaged. As
8 of today, electricity and internet services have been
9 restored. Commission staff is projected to be back
10 working in the office no later than June the 30th.

11 The Attorney III recruitment. I am thrilled to
12 announce that the Commission's latest recruitment for
13 the Attorney III position was successful.

14 Senior Commission Counsel Kevin Walkow, please come
15 to the table.

16 It is my pleasure to introduce Kevin Walkow, who
17 joined our office on June 5th as our new senior
18 commission counsel. Mr. Walkow has been an attorney for
19 13 years. He started at Best Best & Krieger LLP; and
20 then joined the State, working at the California
21 Department of Corrections and Rehabilitation, where he
22 promoted from staff attorney in the Office of Legal
23 Affairs to the Office of Legislation, where he served as
24 Chief of Juvenile Operations and then as Chief of
25 Operations. He was most recently at the Office of

1 Legislative Counsel.

2 Mr. Walkow graduated from McGeorge School of Law,
3 with distinction.

4 Welcome to the Commission, Kevin. Thank you for
5 joining us this morning.

6 MR. WALKOW: Good morning, Madam Chair and Members.

7 It is a pleasure to meet you all this morning. It
8 is an honor to be able to contribute to the work of the
9 Commission. And I'm looking forward to working with you
10 all in the future.

11 MS. GMUR: Thank you.

12 The Commission's Budget. The Governor's proposed
13 2026/2027 budget includes the Commission's operating
14 budget of \$3.239 million and is broken down as \$2.823
15 million for personnel services, and \$416,000 for
16 operating expenses and equipment.

17 This is an increase of \$28,000 from total
18 appropriations for 2025/2026 after adjustments for
19 salaries and benefits.

20 The Governor's budget also includes \$91.21 million
21 for local assistance for local agency mandated programs,
22 a decrease of \$2.893 million from the 2025/2026 budget.

23 More details are available in the Executive
24 Director's Report.

25 In addition, the Commission has entered the portion

1 of its lease where a free month's rent is no longer
2 provided.

3 The Assistant Executive Director put forward a
4 request for a one-time budget increase of \$20,000 to
5 cover the lease payment in 2025 -- 2026/2027. It was
6 heard on May 20th before the Assembly Budget
7 Subcommittee Number 5, and was a nonpresentation item on
8 the May 21st agenda for Senate Subcommittee Number 4.
9 As of today, the request remains pending.

10 Workload. As of May 1, there are 36 pending test
11 claims, 30 of which are regarding stormwater NPDES
12 permits. In addition, there are two parameters and
13 guidelines, ten statewide cost estimates, six incorrect
14 reduction claims, and one proposed amendment to
15 parameters and guidelines funding.

16 In addition, the Commission has received 15
17 requests to initiate a joint legislatively determined
18 mandate or LDM from rural county representatives of
19 California. The LDM process allows any party or
20 statewide association of claimants to make a request
21 that the alleged mandate be pursued by a joint request
22 to the legislature rather than through a test claim with
23 the Commission.

24 While the correct -- while the request is not
25 directed at the Commission, staff track these because

1 making the request tolls the statute of limitations for
2 the filing of the test claim until the other party
3 declines the LDM or until the date the budget act is
4 adopted if the joint request is submitted to the
5 legislature.

6 Thus far, Finance has declined to pursue six of the
7 15 requests.

8 Tentative agenda items. This is a reminder to
9 please check the tentative agenda items on the Executive
10 Director's Report or the pending caseload documents on
11 the Commission's website, which are updated at least
12 bimonthly, to see when something is tentatively set for
13 hearing.

14 Draft proposed decisions on all test claims and IRC
15 matters are issued for review and comment at least eight
16 weeks prior to the hearing date and a proposed decision
17 approximately two weeks before the hearing.

18 And that's all I have, Madam Chair. Thank you.

19 CHAIRPERSON PERRAULT: Thank you so much.

20 First off, welcome, Kevin. Thank you. We're happy
21 to have you join the team.

22 Before we move on to closed session, which is our
23 next action -- or next item, are there any comments or
24 questions from commissioners on Items 10, 11, or 12?

25 MEMBER GREENE ROSS: I have a question.

1 CHAIRPERSON PERRAULT: Yes. Ms. Ross -- Greene
2 Ross. Excuse me.

3 MEMBER GREENE ROSS: I assume your rent lease is --

4 THE COURT REPORTER: I cannot hear you.

5 MEMBER GREENE ROSS: Your rent was -- did you
6 negotiate -- was it DGS that does your -- your rent?

7 MS. GMUR: Yes. DGS is working on negotiating any
8 kind of rent. We are still paying, but we are expecting
9 credits in the new fiscal year.

10 MEMBER GREENE ROSS: I assume you all are good
11 lawyers. Thank you.

12 CHAIRPERSON PERRAULT: All right. Thank you.

13 Okay. Seeing no further items, the Commission will
14 now meet in closed executive session.

15 Pursuant to Government Code section 11126(e), to
16 confer with and receive advice from legal counsel for
17 consideration and action, as necessary and appropriate,
18 upon the pending litigation listed on the published
19 notice and agenda; and to confer with and receive advice
20 from legal counsel regarding potential litigation.

21 The Commission will also confer on personnel
22 matters pursuant to Government Code section 11126(a)(1).

23 And we will reconvene in open session in
24 approximately 15 minutes.

25 Thank you.

1 (Closed session was held: 11:00 to 11:34 a.m.)
2 CHAIRPERSON PERRAULT: Thank you so much.
3 Okay. We are going to go ahead. The Commission --
4 and reconvene into open session.

5 The Commission met in closed executive session
6 pursuant to Government Code section 11126(e) to confer
7 with and receive advice from legal counsel for
8 consideration and action, as necessary and appropriate,
9 upon the pending litigation listed on the published
10 notice and agenda; and to confer with and receive advice
11 from legal counsel regarding potential litigation.

12 The Commission also conferred on personnel matters
13 pursuant to Government Code section 11126(a)(E) [sic].

14 And with no further business to discuss, I will go
15 ahead and entertain a motion to adjourn.

16 MEMBER GALLEGOS: I will move.

17 CHAIRPERSON PERRAULT: Moved by Ms. Gallegos.

18 Is there a second?

19 (No response.)

20 CHAIRPERSON MILLER: I will second.

21 Okay. Is there a roll call? Do we need a roll
22 call? Yes.

23 MS. GMUR: Mr. Adams.

24 MEMBER ADAMS: Aye.

25 MS. GMUR: Ms. Gallegos.

1 MEMBER GALLEGOS: Aye.
2 MS. GMUR: Ms. Greene Ross.
3 MEMBER GREENE ROSS: Aye.
4 MS. GMUR: Mr. Pahlund.
5 MEMBER PAHLAND: Aye.
6 MS. GMUR: Ms. Perrault.
7 CHAIRPERSON PERRAULT: Aye.
8 MS. GMUR: Mr. Powell.
9 MEMBER POWELL: Aye.
10 CHAIRPERSON PERRAULT: All right. Thank you so
11 much. That motion carries. And so the meeting is
12 adjourned at 11:35. Thank you all.

13 (Proceedings concluded at 11:35 a.m.)

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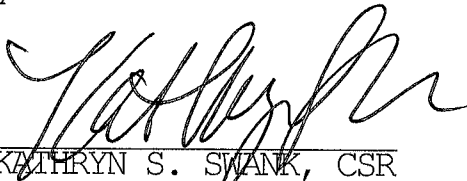
CERTIFICATE OF REPORTER

I, KATHRYN S. SWANK, a Certified Shorthand Reporter
of the State of California, do hereby certify:

That I am a disinterested person herein; that the
foregoing proceedings were reported in shorthand by me,
Kathryn S. Swank, a Certified Shorthand Reporter of the
State of California, and thereafter transcribed into
typewriting.

I further certify that I am not of counsel or
attorney for any of the parties to said proceedings nor
in any way interested in the outcome of said proceedings.

IN WITNESS WHEREOF, I have hereunto set my hand
this 13th day of July 2026.


KATHRYN S. SWANK, CSR
Certified Shorthand Reporter
License No. 13061

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