

ITEM 12
EXECUTIVE DIRECTOR'S REPORT

**Workload Update, 2016 Hearing Calendar, and Tentative Agenda Items
for the December 2015 and January 2016 Meetings (info/action)**

I. WORKLOAD¹ (info)

A. COMPLETED WORKLOAD SUMMARY

| Type of Caseload | Completed in 2014/2015 | Completed in 2015/2016 |
|---|---------------------------|---------------------------|
| Test Claims | 5 | 0 |
| Parameters & Guidelines | 3 | 0 |
| Parameters and Guidelines Amendments | 6 | 1 |
| Requests for Reconsideration | 0 | 0 |
| Statewide Cost Estimates | 9 | 1 |
| Request to Review Claiming Instructions | 0 | 0 |
| Mandate Redetermination Requests | 3.5 | .5 |
| Incorrect Reduction Claims | 30 | 2 |

A. COMMISSION WORKLOAD REPORT

| Type of Action | Pending on 7/1/2015 | Filed Since 7/1/2015 | Completed Since 7/1/2015 | Pending on 9/1/2015 |
|---|------------------------|-------------------------|-----------------------------|------------------------|
| Test Claims | 16 | 0 | 0 | 16 ² |
| Parameters and Guidelines | 1 | 0 ³ | 0 | 1 |
| Joint Reasonable Reimbursement Methodologies | 0 | 0 | 0 | 0 |
| Pending Requests To Jointly Develop Legislatively Determined Mandates | 0 | 0 | 0 | 0 |

¹ As of September 1, 2015.

² All but three of the currently pending test claims were filed by local agencies. All of the 13 local agency claims are regarding regional water quality control board permits and are on inactive status pending the outcome of litigation pending in the California Supreme Court regarding the extent of the federal clean water mandate.

³ Proposed parameters and guidelines may be submitted 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.

| Type of Action | Pending on 7/1/2015 | Filed Since 7/1/2015 | Completed Since 7/1/2015 | Pending on 9/1/2015 |
|---|--------------------------------|---------------------------------|-------------------------------------|--------------------------------|
| Requests for Reconsideration | 0 | 0 | 0 | 0 |
| Requests to Review Claiming Instructions | 0 | 0 | 0 | 0 |
| Statewide Cost Estimates | 3 | 0 ⁴ | 1 | 2 |
| 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 | 2 | 1 ⁵ | 1 | 2 |
| Requests for Mandate Redetermination | 3.5 | 0 | .5 | 3 |
| Incorrect Reduction Claims | 56 | 0 | 2 | 54 |
| 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 | 1 | 0 | 0 | 1 |
| Applications for Findings of Significant Financial Distress | 0 | 0 | 0 | 0 |

II. 2016 HEARING CALENDAR (action)

Commission meetings have generally been held on the fourth Fridays of odd months.

However, the Commission has traditionally held its “November” hearing on the first Friday of December because the fourth Friday of November is a State holiday. There is a conflict, though, because both the California School Boards Association (CSBA) and the California State Association of Counties (CSAC) now hold their annual meetings during the first week of December, so many claimants, potential claimants, and their representatives are unavailable for hearings during that week. Therefore, staff is proposing an alternative hearing date for 2016, on the third Friday of November.

⁴ 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.

⁵ Proposed parameters and guidelines amendments may be submitted 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.

Staff recommends that the Commission select the hearing date for the “November” hearing and then adopt the proposed 2016 hearing calendar, as modified by the Commission’s vote, attached as Exhibit A.

III. TENTATIVE AGENDA ITEMS (info)

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

December or January Meetings

A. TEST CLAIMS

1. *California Assessment of Student Performance and Progress (CAASPP)*
14-TC-01
Santa Ana Unified School District, Porterville Unified School District, Plumas County Office of Education, Plumas Unified School District, and Vallejo City Unified School District, Claimants

And

14-TC-04
Santa Ana Unified School District, Porterville Unified School District, Plumas County Office of Education, and Plumas Unified School District, Claimants
2. *Training for School Employee Mandated Reporters*, 14-TC-02
Lake Elsinore Unified School District, Claimant

B. STATEWIDE COST ESTIMATES

1. *Sheriff Court-Security Services*, 09-TC-02
County of Los Angeles, Claimant

C. MANDATE REDETERMINATIONS

1. *Community College Construction (02-TC-47)*, 14-MR-03
Department of Finance, Requester
2. *Immunization Records: Hepatitis B (98-TC-05)*, 14-MR-04
Department of Finance, Requester
3. *Behavioral Intervention Plans (CSM-4464)*, 14-MR-05
Department of Finance, Requester

D. INCORRECT REDUCTION CLAIMS

1. *Notification of Truancy*, 07-904133-I-05 and 10-904133-I-07
San Juan Unified School District, Claimant
2. *Notification of Truancy*, 10-904133-I-09
San Juan Unified School District, Claimant
3. *Notification of Truancy*, 10-904133-I-10 and 13-904133-I-12
Riverside Unified School District, Claimant
4. *Notification of Truancy*, 13-904133-I-11
San Juan Unified School District, Claimant
5. *Notification of Truancy*, 13-904133-I-13
Riverside Unified School District, Claimant
6. *Health Fee Elimination*, 08-4206-I-17
Santa Monica Community College, Claimant
7. *Sexually Violent Predators*, 07-4509-I-02
County of Santa Clara, Claimant
8. *Domestic Violence Treatment Services*, 07-9628101-I-01
County of Santa Clara, Claimant
9. *Child Abduction and Recovery Program*, 08-4237-I-02
County of Santa Clara, Claimant
10. *Child Abduction and Recovery Program*, 12-4237-I-03
County of Santa Clara, Claimant
11. *Peace Officers Bill of Rights (POBOR)*, 10-4499-I-01
County of Santa Clara, Claimant

**COMMISSION ON STATE MANDATES
PROPOSED HEARING CALENDAR**

2016 HEARING DATES

Friday, January 22, 2016

Friday, March 25, 2016

Friday, May 27, 2016

Friday, June 24, 2016 (Tentative)

Friday, July 22, 2016

Friday, September 23, 2016

Friday, October 28, 2016 (Tentative)

Friday, November 18, 2016 or Friday, December 2, 2016