

COMMISSION ON STATE MANDATES

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



July 8, 2002

Mr. Keith Petersen
SixTen & Associates
5252 Balboa Avenue, Suite 807
San Diego, CA 92117

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

Re: *Child Abuse and Neglect Reporting; 01-TC-21*
San Bernardino Community College District, Claimant
Penal Code Sections 273a, 11161.5, 11161.6, 11161.7, 11164, 11165, 11165.1,
11165.2, 11165.3, 11165.4, 11165.5, 11165.6, 11165.7, 11165.9, 11165.14, 11166,
11166.5, 11168, 11174.3
Statutes 2001, Chapter 754 et al. (AB 1697)

Dear Mr. Petersen:

Commission staff has reviewed the above-named test claim and determined that it is complete. A copy of the test claim is being provided to affected state agencies and interested parties because of their interest in the Commission's determination.

The key issues before the Commission are:

- Do the provisions listed above impose a new program or higher level of service within an existing program upon local entities within the meaning of section 6, article XIII B of the California Constitution and costs mandated by the state pursuant to section 17514 of the Government Code?
- Does Government Code section 17556 preclude the Commission from finding that any of the test claim provisions impose costs mandated by the state?

The Commission requests your participation in the following activities concerning this test claim:

- **Informal Conference.** An informal conference may be scheduled if requested by any party. See Title 2, California Code of Regulations, section 1183.04 (the regulations).
- **State Agency Review of Test Claim.** State agencies receiving this letter are requested to analyze the merits of the test claim and to file written comments on the key issues before the Commission. Alternatively, if a state agency chooses not to respond to this request, please submit a written statement of non-response to the Commission. Requests for extensions of time may be filed in accordance with sections 1183.01 (c)

and 1181.1 (g) of the regulations. State agency comments are due 30 days from the date of this letter.

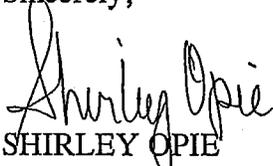
- **Claimant Rebuttal.** The claimant and interested parties may file rebuttals to state agencies' comments under section 1183.02 of the regulations. The rebuttal is due 30 days from the service date of written comments.
- **Hearing and Staff Analysis.** A hearing on the test claim will be set when the draft staff analysis of the claim is being prepared. At least eight weeks before a hearing is conducted, the draft staff analysis will be issued to parties, interested parties, and interested persons for comment. Comments are due at least five weeks prior to the hearing or on the date set by the Executive Director, pursuant to section 1183.07 of the Commission's regulations. Before the hearing, a final staff analysis will be issued.
- **Mailing Lists.** Under section 1181.2 of the Commission's regulations, the Commission will promulgate a mailing list of parties, interested parties, and interested persons for each test claim and provide the list to those included on the list, and to anyone who requests a copy. Any written material filed on that claim with the Commission shall be simultaneously served on the other parties listed on the mailing list provided by the Commission.
- **Dismissal of Test Claims.** Under section 1183.09 of the Commission's regulations, test claims may be dismissed if postponed or placed on inactive status by the claimant for more than one year. Prior to dismissing a test claim, the Commission will provide 150 days notice and opportunity for other parties to take over the claim.

If the Commission determines that a reimbursable state mandate exists, the claimant is responsible for submitting proposed parameters and guidelines for reimbursing all eligible local entities. All interested parties and affected state agencies will be given an opportunity to comment on the claimant's proposal before consideration and adoption by the Commission.

Finally, the Commission is required to adopt a statewide cost estimate of the reimbursable state-mandated program within 12 months of receipt of an amended test claim. This deadline may be extended for up to six months upon the request of either the claimant or the Commission.

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

Sincerely,



SHIRLEY OPIE

Assistant Executive Director

Enclosure: Copy of Test Claim
Mailing List

j:\mandates\2001\tc\01-tc-21\completeltr.doc

WORKING BINDER:

FILE: CHRON:

DATE: INITIAL: VS

MAILED: FAXED:

Commission on State Mandates

Original List Date: 7/3/2002

Mailing Information · Completeness Determination

Last Updated: 07/08/2002

List Print Date: 07/08/2002

Mailing List

Claim Number: 01-TC-21

Issue: Child Abuse and Neglect Reporting

Ms. Harmeet Barkschat,
Mandate Resource Services

5325 Elkhorn Blvd. #307
Sacramento CA 95842

Tel: (916) 727-1350 Fax: (916) 727-1734 Interested Person

Executive Director,
California State Firefighters' Association

2701 K Street Suite 201
Sacramento CA 95816

Tel: (800) 451-2732 Fax: (916) 446-9889 State Agency

Dr. Carol Berg,
Education Mandated Cost Network

1121 L Street Suite 1060
Sacramento CA 95814

Tel: (916) 446-7517 Fax: (916) 446-2011 Interested Person

Executive Director,
California Peace Officers' Association

1455 Response Road Suite 190
Sacramento CA 95815

Tel: (916) 263-0541 Fax: (916) 000-0000 Interested Person

Chief Counsel, (A-24)
Department of Social Services

744 P Street, MS 17-27
Sacramento CA 95814

Tel: (916) 657-2353 Fax: (916) 657-2281 State Agency

Executive Director, (E-08)
State Board of Education

721 Capitol Mall Room 558
Sacramento CA 95814

Tel: (916) 657-5478 Fax: (916) 653-7016 State Agency

Director, (A-22)
Department of Health Services

Child Abuse Prevention
714 P Street, Room 1253
Sacramento CA 95814

Tel: (916) 657-1425 Fax: (916) 657-1156 State Agency

Mr. Glenn Haas, Bureau Chief (B-8)
State Controller's Office

Division of Accounting & Reporting
3301 C Street Suite 500
Sacramento CA 95816

Tel: (916) 445-8757 Fax: (916) 323-4807 State Agency

Mr. Raymond Eberhard, Business Manager
San Bernardino Community College District

114 South Del rosa Drive
San Bernardino CA 92408

Tel: (909) 382-4021 Fax: (909) 382-0174 Claimant

Ms. Meg Halloran, Deputy Attorney General (D-8)
Office of the Attorney General

1300 I Street, 17th Floor P.O. Box 944255
Sacramento CA 95814

Tel: (916) 323-8549 Fax: (916) 322-2368 State Agency

Commission on State Mandates

Original List Date: 7/3/2002

Mailing Information Completeness Determination

Last Updated: 07/08/2002

List Print Date: 07/08/2002

Mailing List

Claim Number: 01-TC-21

Issue: Child Abuse and Neglect Reporting

Ms. Beth Hunter, Director
Centration, Inc.

8316 Red Oak Street Suite 101
Rancho Cucamonga CA 91730

Tel: (866) 481-2642 Fax: (866) 481-5383 Interested Person

Mr. Keith B. Petersen, President
SixTen & Associates

5252 Balboa Avenue Suite 807
San Diego CA 92117

Tel: (858) 514-8605 Fax: (858) 514-8645 Claimant

Mr. Leonard Kaye, Esq.,
County of Los Angeles
Auditor-Controller's Office
500 W. Temple Street, Room 603
Los Angeles CA 90012

Tel: (213) 974-8564 Fax: (213) 617-8106 Interested Party

Ms. Sylvia Pizzini, Deputy Director (A-24)
Department of Social Services
Children & Family Services Division
744 P Street, MS 17-18
Sacramento CA 95814

Tel: (916) 657-2614 Fax: (916) 653-3173 State Agency

Mr. Tom Lutzenberger, Principal Analyst (A-15)
Department of Finance

915 L Street, 6th Floor
Sacramento CA 95814

Tel: (916) 445-8913 Fax: (916) 327-0225 State Agency

Mr. Richard W. Reed, Assistant Executive Director (P-8)
Commission on Peace Officers Standards & Training
Administrative Services Division
1601 Alhambra Blvd.
Sacramento CA 95816-7083

Tel: (916) 227-2802 Fax: (916) 227-3895 State Agency

Leslie McGill,
California Peace Officers' Association

1455 Response Road Suite 190
Sacramento CA 95815

Tel: (916) 000-0000 Fax: (916) 000-0000 Interested Person

Ms. Sandy Reynolds, President
Reynolds Consulting Group, Inc.

P.O. Box 987
Sun City CA 92586

Tel: (909) 672-9964 Fax: (909) 672-9963 Interested Person

Mr. Paul Minney,
Spector, Middleton, Young & Minney, LLP

7 Park Center Drive
Sacramento CA 95825

Tel: (916) 646-1400 Fax: (916) 646-1300 Interested Person

Mr. Gerry Shelton, Administrator (E-8)
Department of Education
School Fiscal Services
560 J Street Suite 150
Sacramento CA 95814

Tel: (916) 323-2068 Fax: (916) 322-5102 State Agency

Commission on State Mandates

Original List Date: 7/3/2002

Mailing Information Completeness Determination

Last Updated: 07/08/2002

List Print Date: 07/08/2002

Mailing List

Claim Number: 01-TC-21

Issue: Child Abuse and Neglect Reporting

Mr. Steve Shields,
Shields Consulting Group, Inc.

1536 36th Street
Sacramento CA 95816

Tel: (916) 454-7310 Fax: (916) 454-7312 Interested Person

Mr. Steve Smith, CEO
Mandated Cost Systems, Inc.

11130 Sun Center Drive Suite 100
Rancho Cordova CA 95670

Tel: (916) 669-0888 Fax: (916) 669-0889 Interested Person

Ms. Pam Stone, Legal Counsel
MAXIMUS

4320 Auburn Blvd. Suite 2000
Sacramento CA 95841

Tel: (916) 485-8102 Fax: (916) 485-0111 Interested Person

Ms. Nancy Wolfe, Assistant State Fire Marshal (A-45)
Office of State Fire Marshal

PO Box 944246
Sacramento CA 94244-2460

Tel: (916) 262-1881 Fax: (916) 262-1877 Interested Party

TO ALL PARTIES AND INTERESTED PARTIES h 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.)

