

**COMMISSION ON STATE MANDATES**

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January 26, 2015

Mr. Michael Byrne  
Department of Finance  
915 L Street, 8<sup>th</sup> Floor  
Sacramento, CA 95814

*And Parties, Interested Parties, and Interested Persons (See Mailing List)*

Re: **Notice of Complete Filing and Schedule for Comments**  
Mandate Redetermination Request, 14-MR-02  
*California Public Records Act (02-TC-10 and 02-TC-51)*  
Government Code Sections 6253, 6253.1, 6253.9, 6254.3, and 6255  
Statutes 1992, Chapters 463; Statutes 2000, Chapter 982; and Statutes 2001, Chapter 355  
As Alleged to be Modified by Proposition 42, adopted June 3, 2014  
California Department of Finance, Requester

Dear Mr. Byrne:

On January 21, 2015, the Department of Finance filed a request to adopt a new test claim decision to supersede the prior decision on the above-named matter. Upon initial review, Commission on State Mandates (Commission) staff found the request to be complete. Based on the filing date of this request, the potential reimbursement period affected begins June 4, 2014. The request is posted at [http://www.csm.ca.gov/pub\\_comment.shtml](http://www.csm.ca.gov/pub_comment.shtml) on the Commission's website. The Commission is now asking affected state and local agencies and interested parties to comment on the mandate redetermination request as specified below.

**Review of Mandate Redetermination Request**

All parties, interested parties, and interested persons have the opportunity to review and provide written comments concerning the request on or before **February 25, 2015**. Requests for extensions of time may be filed in accordance with sections 1187.9(a) of the Commission's regulations.

Please focus your comments on the legal issue of whether the state's liability has been modified based on a subsequent change in law. (See generally Gov. Code § 17570 and Cal. Code Regs., tit. 2, §1190.1 et seq.)

**Rebuttal**

Pursuant to section 1190.3 of the Commission's regulations, parties, interested parties, and interested persons may file rebuttals to the written responses within 30 days of service of the comments.

Mr. Michael Byrne  
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### **Tentative Hearing Date**

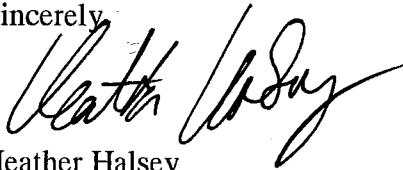
This matter is tentatively scheduled for hearing on **July 24, 2015**. At least eight weeks prior to that date, Commission staff will prepare and distribute the first hearing draft proposed decision.

### **Process for Filing Comments**

The Commission has promulgated a mailing list of parties, interested parties, and interested persons for this mandate redetermination request which is available on the Commission's website at [www.csm.ca.gov](http://www.csm.ca.gov).

You are advised that comments filed with the Commission are required to be simultaneously served on everybody on the mailing list, and to be accompanied by a proof of service. However, this requirement may also be satisfied by electronically filing your documents on the Commission's website. For instructions on electronic filing, please see the Commission's website at [http://www.csm.ca.gov/dropbox\\_procedures.shtml](http://www.csm.ca.gov/dropbox_procedures.shtml). The comments will be posted on the Commission's website and the mailing list will be notified by electronic mail of the posting and the comment period. This procedure will satisfy all the service requirements under California Code of Regulations, title 2, section 1181.3.

Sincerely,



Heather Halsey  
Executive Director

**DECLARATION OF SERVICE BY EMAIL**

I, the undersigned, declare as follows:

I am a resident of the County of Solano and I am over the age of 18 years, and not a party to the within action. My place of employment is 980 Ninth Street, Suite 300, Sacramento, California 95814.

On January 26, 2015, I served the:

**New Filing;** and

**Notice of Complete Filing and Schedule for Comments**

Mandate Redetermination Request, 14-MR-02

*California Public Records Act (02-TC-10 and 02-TC-51)*

Government Code Sections 6253, 6253.1, 6253.9, 6254.3, and 6255

Statutes 1992, Chapters 463; Statutes 2000, Chapter 982; and Statutes 2001, Chapter 355

As Alleged to be Modified by Proposition 42, adopted June 3, 2014

California Department of Finance, Requester

by making it available on the Commission's website and providing notice of how to locate it to the email addresses provided on the attached mailing list.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct, and that this declaration was executed on January 26, 2015 at Sacramento, California.



---

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# COMMISSION ON STATE MANDATES

## Mailing List

**Last Updated:** 1/22/15

**Claim Number:** 14-MR-02

**Matter:** California Public Records Act

**Requester:** Department of Finance

### TO ALL PARTIES, INTERESTED PARTIES, AND INTERESTED PERSONS:

Each commission mailing list is continuously updated as requests are received to include or remove any party or person on the mailing list. A current mailing list is provided with commission correspondence, and a copy of the current mailing list is available upon request at any time. Except as provided otherwise by commission rule, when a party or interested party files any written material with the commission concerning a claim, it shall simultaneously serve a copy of the written material on the parties and interested parties to the claim identified on the mailing list provided by the commission. (Cal. Code Regs., tit. 2, § 1181.3.)

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