

## COMMISSION ON STATE MANDATES

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June 19, 2013

Dr. Robin Kay  
Los Angeles County  
Department of Mental Health  
550 S. Vermont Avenue, 12<sup>th</sup> Floor  
Los Angeles, CA 90020

Ms. Jill Kanemasu  
Division of Accounting and Reporting  
State Controller's Office  
3301 C Street, Suite 700  
Sacramento, CA 95816

**Re: Notice of Complete Filing and Schedule for Comments**  
Incorrect Reduction Claim, 12-9705-I-04  
*Seriously Emotionally Disturbed (SED) Pupils: Out-of-State  
Mental Health Services (97-TC-05)*  
Government Code Section 7576; Statutes 1996, Chapter 654  
Fiscal Years: 2003-2004, 2004-2005, and 2005-2006  
County of Los Angeles, Claimant

Dear Dr. Kay and Ms. Kanemasu:

On May 7, 2013, the County of Los Angeles filed an incorrect reduction claim (IRC) with the Commission on State Mandates (Commission) based on the *Seriously Emotionally Disturbed (SED) Pupils: Out-of-State Mental Health Services* program for fiscal years 2003-2004, 2004-2005, and 2005-2006 in the amount of \$5,746,047. Commission staff determined that the IRC filing is complete.

Government Code section 17551(b) requires the Commission to hear and decide claims by local agencies and school districts that the State Controller's Office (SCO) has incorrectly reduced payments to the local agencies or school districts.

**SCO Review and Response.** Please file the SCO response and supporting documentation regarding this claim within 90 days of the date of this letter. Please include an explanation of the reasons for the reductions and the computation of reimbursements. All documentary evidence must be authenticated by declarations under penalty of perjury signed by persons who are authorized and competent to do so and be based on the declarant's personal knowledge, information or belief.

The Commission's regulations require that the responses (opposition or recommendation) filed with the Commission be simultaneously served on all parties and interested parties on the mailing list, and accompanied by a proof of service (Cal. Code Regs., tit. 2, 1185.1). However, this requirement may be satisfied by electronically filing your documents via the Commission's e-filing system. Please see <http://www.csm.ca.gov/dropbox.shtml> on the Commission's website. The responses will be posted on the Commission's website and the mailing list will be notified by electronic mail of the posting. This procedure will satisfy all the service requirements pursuant to section 1181.2 of the Commission's regulations.

The failure of the SCO to respond within this 90-day timeline shall not cause the Commission to delay consideration of this IRC.

**Claimant's Rebuttal.** Upon receipt of the SCO response, the claimant and interested parties may file rebuttals. The rebuttals are due 30 days from the service date of the response.

Ms. Kay and Ms. Kanemasu  
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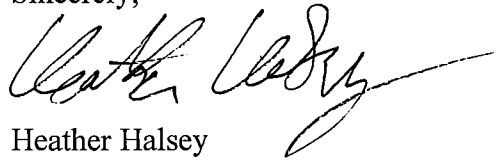
**Prehearing Conference.** A prehearing conference will be scheduled if requested.

**Public Hearing and Staff Analysis.** The public hearing on this claim will be scheduled after the record closes. A staff analysis will be issued on the IRC at least eight weeks prior to the public hearing.

**Withdrawal of Incorrect Reduction Claims.** Under section 1185.6(a) of the Commission's regulations, an IRC may be withdrawn by written application any time before a decision is adopted or by oral application at the time of hearing. If such an application is made, the Executive Director shall issue a letter dismissing the claim.

Please call Heidi Palchik at (916) 323-3562 if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read "Heather Halsey", with a long horizontal flourish extending to the right.

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 June 19, 2013, I served the:

**New IRC Filing; and  
Notice of Complete Filing and Schedule for Comments**  
Incorrect Reduction Claim, 12-9705-I-04  
*Seriously Emotionally Disturbed (SED) Pupils: Out-of-State  
Mental Health Services (97-TC-05)*  
Government Code Section 7576; Statutes 1996, Chapter 654  
Fiscal Years: 2003-2004, 2004-2005, and 2005-2006  
County of Los Angeles, Claimant

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 June 19, 2013 at Sacramento, California.



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Heidi J. Palchik  
Commission on State Mandates  
980 Ninth Street, Suite 300  
Sacramento, CA 95814  
(916) 323-3562

## Commission on State Mandates

Original List Date: 5/17/2013

Last Updated:

List Print Date: 06/19/2013

Claim Number: 12-9705-I-04

Issue: Seriously Emotionally Disturbed (SED) Pupils: Out-of-State Mental Health Services

### Mailing List

#### TO ALL PARTIES AND INTERESTED PARTIES:

Each commission mailing list is continuously updated as requests are received to include or remove any party or person on the mailing list. A current mailing list is provided with commission correspondence, and a copy of the current mailing list is available upon request at any time. Except as provided otherwise by commission rule, when a party or interested party files any written material with the commission concerning a claim, it shall simultaneously serve a copy of the written material on the parties and interested parties to the claim identified on the mailing list provided by the commission. However, this requirement may also be satisfied by electronically filing your documents. Please see <http://www.csm.ca.gov/dropbox.shtml> on the Commission's website for instructions on electronic filing. (Cal. Code Regs., tit. 2, § 1181.2.)

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