



March 12, 2019

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Ms. Mary Wickham  
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*And Parties, Interested Parties, and Interested Persons (See Mailing List)*

**RE: Notice of Limited Approval of Request for Extension of Time and Postponement of Hearing**

**Reconsideration of the Request for Mandate Redetermination on Remand**

*Sexually Violent Predators (CSM-4509)*, 12-MR-01-R  
Welfare and Institutions Code Sections 6601 through 6608  
Statutes 1995, Chapter 762; Statutes 1995, Chapter 763; Statutes 1996, Chapter 4  
Department of Finance, Requester

Dear Mss. Blakemore, Li, Whitman, and Wickham:

On March 8, 2019, the Commission on State Mandates (Commission) received the Department of Finance's (Finance's) request for an extension of time to file comments on the above-captioned matter, currently due on March 11, 2019 to March 22, 2019.

On March 8, 2019 and March 11, 2019, the Commission received requests for extension of time to comment until April 22, 2019 or at least to April 10, 2019<sup>1</sup> and postponement of hearing to September 27, 2019 from the Counties of Los Angeles, Sacramento, and San Bernardino (counties).

Collectively, the requests state that more time is needed to gather additional information and to prepare comments and legal arguments for the Commission to consider.

In response to Finance's extension request, section 1187.9(a) of the Commission's regulations provide that so long as a postponement of a hearing would not be required, there is no prejudice to any party or interested party, and there is no other good reason for denial, the request shall be approved.

Accordingly, Finance's request for extension is approved and comments are now due **March 22, 2019**.

Regarding the counties' requests for extension and postponement, section 1187.9(b) of the Commission's regulations provide that each request for postponement will be considered on its own merits and must fully explain the reasons for the request. While postponements are

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<sup>1</sup> Staff notes that the County of San Bernardino requested until April 24, 2019.

Mss. Blakemore, Li, Whitman, and Wickham:  
March 12, 2019  
Page 2

disfavored and pursuant to Government Code section 17530, the executive director has a duty to expedite all matters before the Commission, a request for postponement may be approved for good cause. (Cal. Code. Regs., tit. 2 § 1187.9)

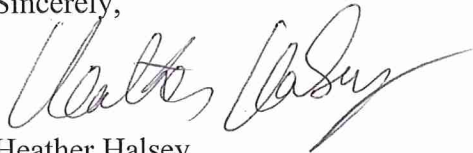
While the collection of data to assist in the preparation of comments provides good cause, any extension of time must be limited to April 10, 2019 to allow adequate time to review the comments and prepare the draft proposed decision for the September 27, 2019 hearing. Therefore, the counties' request for extension of time to file comments and postponement to the next regularly scheduled hearing is approved for good cause pursuant to section 1187.9(a) and (b)(1)(A), (D), and (F) of the Commission's regulations.

Comments from the Counties of Los Angeles, Sacramento, and San Bernardino are now due **April 10, 2019**.

With regard to the counties' objection to simultaneous briefing, there is no denial of due process where the parties will have opportunities to rebut each other's comments both in their comments on the Draft Proposed Decision and at the hearing on the matter. Providing two sequential comment periods, rather than a single comment period, would unnecessarily delay the hearing on this matter.

This matter is now tentatively set for hearing on **September 27, 2019**.

Sincerely,

A handwritten signature in black ink, appearing to read "Heather Halsey", written in a cursive style.

Heather Halsey  
Executive Director

**DECLARATION OF SERVICE BY EMAIL**

I, the undersigned, declare as follows:

I am a resident of the County of Sacramento 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.

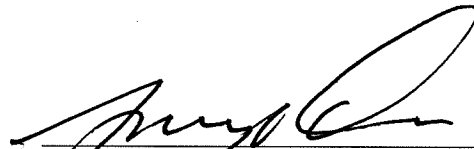
On March 12, 2019, I served the:

- **Notice of Limited Extension Request Approval and Postponement of Hearing issued March 12, 2019**
- **County of San Bernardino's Request for Extension of Time and Postponement of Hearing filed March 11, 2019**
- **County of Sacramento's Request for Extension of Time and Postponement of Hearing filed March 11, 2019**
- **County of Los Angeles's Request for Extension of Time and Postponement of Hearing filed March 8, 2019**
- **Finance's Request for Extension of Time filed March 8, 2019**

**Reconsideration of the Request for Mandate Redetermination on Remand**  
*Sexually Violent Predators (CSM-4509)*, 12-MR-01-R  
Welfare and Institutions Code Sections 6601 through 6608  
Statutes 1995, Chapter 762; Statutes 1995, Chapter 763; Statutes 1996, Chapter 4  
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 March 12, 2019 at Sacramento, California.



Lorenzo Durán  
Commission on State Mandates  
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# COMMISSION ON STATE MANDATES

## Mailing List

**Last Updated:** 3/7/19

**Claim Number:** CSM-4509 (12-MR-01-R)

**Matter:** Sexually Violent Predators

**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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