

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



February 15, 2013

Allan Burdick
CSAC-SB 90 Service
2001 P Street, Suite 200
Sacramento, CA 95811

Thomas E. Montgomery
County Counsel
County of San Diego
1600 Pacific Hwy, Rm 355
San Diego, CA 92101-2469

Wendy L. Watanabe
Auditor-Controller
County of Los Angeles
500 West Temple St., Rm 525
Los Angeles, CA 90012-3873

And Affected State and Local Agencies and Interested Parties (See Mailing List)

Re: **Requests for Extension of Time, Schedule for Comments, and Notice of Hearing**
Mandate Redetermination Request, 12-MR-01
Sexually Violent Predators, (CSM-4509)
Welfare and Institutions Code Sections 6601 through 6608
Statutes 1995, Chapter 762; Statutes 1995, Chapter 763; Statutes 1996, Chapter 4
California Department of Finance, Requester

Dear Mr. Burdick, Mr. Montgomery, and Ms. Watanabe:

The Commission on State Mandates (Commission) has received several requests for extension of time to submit comments on the above-named matter. Section 1183.01(c)(1)(B) of the Commission's regulations provides that a request for an extension of time to file comments *may* be approved by the executive director for good cause. The good cause demonstrated in the requests includes the complexity of the issues, need to coordinate, and the need to brief boards of supervisors and receive direction on how to proceed in response to this matter.

However, the requests for extension of 60 days would cause substantial delay in the hearing of this matter. Multiple parties have requested that this matter be expedited because it may have significant impact on state and local budgets. Therefore, any further extensions or postponement requests will be disfavored as they will result in this matter not being completed by the end of 2013.

Therefore, a 30-day extension has been approved for good cause. Comments from all affected state and local agencies and all interested parties are now due on or before **March 27, 2013**.

Please focus your responses on the legal issue of whether or not the state's liability has been modified based on a subsequent change in law. (See generally Gov. Code § 17570 and 2 CCR art. 10.)

First Hearing

This matter is set for the first hearing on **July 26, 2013** at 10:00 a.m., State Capitol, Room 447, Sacramento, California. A draft staff analysis on the sole issue of whether Finance has made a showing that the state's liability pursuant to article XIII B, section 6 of the California Constitution has been modified based on a subsequent change in law will be issued on or about

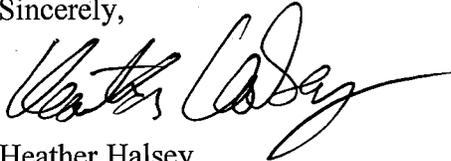
May 17, 2013 for a three-week comment period. The proposed statement of decision will be issued on or about July 12, 2013.

Second Hearing

If the Department of Finance prevails at the first hearing, the second hearing for this matter will be tentatively set for **December 6, 2013**. The issue for the second hearing is whether a new test claim decision that reflects the modified liability of the state shall be adopted to supersede the previously adopted test claim decision. For scheduling purposes, please note that the draft staff analysis for the second hearing should issue on or about September 27, 2013 for a three-week comment period.

Please contact Jason Hone at (916) 323-3562 if you have any questions.

Sincerely,

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

Heather Halsey
Executive Director