

COMMISSION ON STATE MANDATES

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May 18, 2000

Mr. Leonard Kaye
SB 90 Coordinator
County of Los Angeles
500 West Temple Street, Room 603
Los Angeles, California 90012

And Affected Parties and State Agencies (See Enclosed Mailing List)

Re: **Crime Victim's Domestic Violence Incident Reports, CSM 99-TC-08**
Los Angeles County, Claimant
Penal Code Section 13730 and Family Code Section 6228
Statutes of 1984, Chapter 1609
Statutes of 1995, Chapter 965
Statutes of 1999, Chapter 1022

Dear Mr. Kaye:

The Commission on State Mandates determined that the subject test claim submittal is complete. The test claim initiates the process for the Commission to consider whether the provisions of the chapters listed above impose a reimbursable state-mandated program upon local entities. State agencies and interested parties are receiving a copy of this test claim because they may have an interest in the Commission's determination.

The key issues before the Commission are:

- Do the subject statutes, executive orders, standards and procedures result in 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 section 17514 of the Government Code? If so, are costs associated with the mandate reimbursable?
- Do any of the provisions of Government Code section 17556 preclude the Commission from finding that the provisions of the subject statutes impose a reimbursable state-mandated program upon local entities?

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

Mr. Loren Kaye

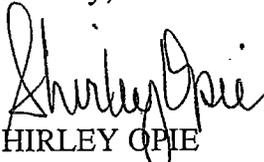
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- **Informal Conference.** An informal conference may be scheduled if requested by any interested party. See Title 2, California Code of Regulations, section 1183.04 (the regulations).
- **State Agency Review of Test Claim.** State agencies receiving this letter are requested to analyze the merits of the test claim and to file written comments on its validity under the provisions of Government Code sections 17500 through 17630 and section 1183.02 of the regulations. 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 a rebuttal to state agencies' comments on the test claim under section 1183.02 of the regulations. The rebuttal is due 30 days from the service date of written comments.
- **Public Hearing.** The public hearing on the test claim is tentatively set for **April 26, 2001** at 9:30 a.m., in Room 126, State Capitol, Sacramento. State and local representatives may provide testimony at this hearing. A court reporter will tape the proceedings in order to prepare a transcript. Requests for postponement of the hearing may be filed with the Executive Director in accordance with section 1183.01 of the regulations.

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, including 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 a 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

Enclosures: Mailing List and Test Claim

F:/mandates/1999/99tc08/completeltr

MAILBD: Mail List FAXED: JS
DATE: 5/8/00 INITIAL: JS
CHRON: FILE: X
WORKING BINDER:

Commission on State Mandates

List Date: 05/18/2000

Mailing Information Completeness Determination

Mailing List

Claim Number 99-TC-08 **Claimant** Los Angeles County

Subject 1609/84, 965/95, 1022/99, Penal Code Section 13730, Family Code Section 6228

Issue Crime Victim's Domestic Violence Incident Reports

Mr. Allan Burdick,
DMG-MAXIMUS

4320 Auburn Blvd. Suite 2000
Sacramento CA 95841

Tel: (916) 485-8102
FAX: (916) 485-0111

Interested Person

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

Mr. James Lombard (A-15), Principal Analyst
Department of Finance

915 L Street Room 8020
Sacramento CA 95814

Tel: (916) 445-8913
FAX: (916) 327-0225

Interested Party

Mr. Paul Minney,
Girard & Vinson

1676 N. California Blvd. Suite 450
Walnut Creek CA 94596

Tel: (925) 746-7660
FAX: (925) 935-7995

Interested Person

Mr. Steve Smith, CEO (Interested Person)
Mandated Cost Systems

2275 Watt Avenue Suite C
Sacramento CA 95825

Tel: (916) 487-4435
FAX: (916) 487-9662

Interested Person

Claim Number

99-TC-08

Claimant

Los Angeles County

Subject

1609/84, 965/95, 1022/99, Penal Code Section 13730, Family Code Section 6228

Issue

Crime Victim's Domestic Violence Incident Reports

Paige Vorhies, Auditor-Controller/Treasurer

State Controller's Office

Division of Accounting & Reporting

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Sacramento CA 95816

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Interested Party

Mr. David Wellhouse,

Wellhouse & Associates

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Interested Person