

**ITEM 10**  
**EXECUTIVE DIRECTOR’S REPORT**

**Workload Update,  
 Appointment of Commission Legislative Subcommittee Members,  
 and Tentative Agenda Items for the July and September 2016 Meetings  
 (info/action)**

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**I. WORKLOAD<sup>1</sup> (info)**

**A. COMPLETED WORKLOAD SUMMARY**

Type of Caseload	Completed in 2014/2015	Completed in 2015/2016
Test Claims	5	3
Parameters & Guidelines	3	2
Parameters and Guidelines Amendments	6	5
Requests for Reconsideration	0	0
Statewide Cost Estimates	9	2
Request to Review Claiming Instructions	0	0
Mandate Redetermination Requests	3.5	3.5
Incorrect Reduction Claims	30	19

**B. COMMISSION WORKLOAD REPORT**

Type of Action	Pending on 7/1/2015	Filed Since 7/1/2015	Completed Since 7/1/2015	Pending on 5/1/2016
Test Claims	16	0	3	13 <sup>2</sup>
Parameters and Guidelines	1	2 <sup>3</sup>	2	1
Joint Reasonable Reimbursement Methodologies	0	0	0	0
Pending Requests To Jointly Develop Legislatively Determined Mandates	0	0	0	0

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<sup>1</sup> As of May 1, 2016.

<sup>2</sup>All of the 13 pending local agency claims are regarding regional water quality control board permits and are on inactive status pending the outcome of litigation pending in the California Supreme Court regarding the extent of the federal clean water mandate.

<sup>3</sup> Proposed parameters and guidelines may be submitted by the test claimant or expedited and issued by Commission staff upon the adoption of an approved test claim or upon the expiration of a joint reasonable reimbursement methodology.

Type of Action	Pending on 7/1/2015	Filed Since 7/1/2015	Completed Since 7/1/2015	Pending on 5/1/2016
Requests for Reconsideration	0	0	0	0
Requests to Review Claiming Instructions	0	0	0	0
Statewide Cost Estimates	3	3 <sup>4</sup>	2	4
Test Claim Reconsiderations or Reinstatements Based on Court Action	0	0	0	0
Parameters and Guidelines to be Amended, Set Aside, or Reinstated, as Directed by the Legislature or Court Action	0	0	0	0
Proposed Amendments to Parameters and Guidelines	3	3 <sup>5</sup>	5	1
Requests for Mandate Redetermination	3.5	0	3.5	0
Incorrect Reduction Claims	55	1	19	37
Incorrect Reduction Claims to be Reconsidered Based on Court Action	0	0	0	0
Appeals of Executive Director's Decisions	0	1	0	1
Regulatory Actions Pending	1	1	1	1
Applications for Findings of Significant Financial Distress	0	0	0	0

## II. Appointment of Commission Legislative Subcommittee Members

Historically, the Commission has maintained a legislative subcommittee to address legislation affecting the mandate determination process. The last proposed legislation affecting the mandates process was SB 856, enacted as Statutes 2010, chapter 856, effective October 19, 2009, which created the mandate redetermination process. Due to the lack of legislative activity affecting the Commission, the Commission has since disbanded the legislative subcommittee. More recently, there have been suggestions by the Department of Finance and legislative staff to look at comprehensive mandate reform. Though no specifics have been

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<sup>4</sup> Statewide cost estimates are not filed, but are issued by the Commission after claiming instructions have been issued and initial claims have been received by the State Controller's Office.

<sup>5</sup> Proposed parameters and guidelines amendments may be submitted by an affected local or state agency for any of the reasons specified by section 1183.17 of the Commission's regulations or they may expedited and issued by Commission staff upon the adoption of new test claim decision under the redetermination process.

mentioned nor introduced in legislation as yet, staff believes it would be prudent to reassemble the legislative subcommittee now, in case the subcommittee needs to meet on short notice.

### **III. TENTATIVE AGENDA ITEMS (info)**

The tentative agenda items are subject to change based on Commission workload, litigation, requests for extensions of time to file comments on draft proposed decisions, hearing postponements, informal conferences, and the complexity of the matters.

July or September Meetings

#### **A. INCORRECT REDUCTION CLAIMS**

1. *Animal Adoption*, 11-9811-I-01  
City of Hayward, Claimant
2. *Animal Adoption*, 13-9811-I-02  
City of Los Angeles, Claimant
3. *Animal Adoption*, 14-9811-I-03  
South East Area Animal Control Authority, Claimant
4. *Enrollment Fee Collection and Waivers*, 13-9913-I-01  
Gavilan Community College District, Claimant
5. *Handicapped and Disabled Students II*, 12-0240-I-01  
County of Los Angeles, Claimant
6. *Handicapped and Disabled Students*, 13-4282-I-06  
County of Los Angeles, Claimant
7. *Handicapped and Disabled Students; Handicapped and Disabled Students II; and Seriously Emotionally Disturbed (SED) Pupils: Out of State Mental Health Services*, 11-9705-I-02 and 12-9705-I-03  
County of Orange, Claimant
8. *Health Fee Elimination*, 09-4206-I-25  
Yosemite Community College District, Claimant
9. *Integrated Waste Management*, 13-0007-I-01  
Pasadena Area Community College District, Claimant
10. *Integrated Waste Management*, 13-0007-I-02  
Sierra Joint Community College District, Claimant
11. *Integrated Waste Management*, 14-0007-I-03  
Citrus Community College District, Claimant
12. *School District of Choice: Transfers and Appeals*, 11-4451-I-05  
Chula Vista Elementary School District, Claimant
13. *The Stull Act*, 14-9825-I-01  
Oceanside Unified School District, Claimant