

**ITEM 12**  
**TEST CLAIM**  
**PROPOSED DECISION TO DISMISS TEST CLAIM**

Penal Code Sections 646.91, 12028, 12028.5, 13012, 13014, 13020, 13021, 13023,  
13700, 13701, 13702, 13710, and 13730;

Family Code Sections 6240, 6250, and 6250.5

Statutes 1979, Chapters 255 and 860 (SB 281 and AB 1421);

Statutes 1980, Chapter 1340 (SB 1447);

Statutes 1982, Chapters 142 and 147 (SB 561 and SR 64);

Statutes 1984, Chapter 1609 (SB 1472);

Statutes 1989, Chapter 1172 (SB 202);

Statutes 1992, Chapter 1338 (SB 1184);

Statutes 1993, Chapter 1230 (AB 2250);

Statutes 1995, Chapters 803 and 965 (AB 488 and SB 132);

Statutes 1996, Chapters 872 and 1142 (AB 3472 and SB 1797);

Statutes 1998, Chapter 933 (AB 1999);

Statutes 1999, Chapters 561, 659, 661, and 662 (AB 59, SB 355, AB 825, and SB 218);

Statutes 2000, Chapters 254, 626, and 1001 (SB 2052, AB 715, and SB 1944);

Statutes 2001, Chapters 468 and 483 (SB 314 and AB 469);

Statutes 2002, Chapter 833 (SB 1807);

California Department of Justice, Criminal Statistics  
Reporting Requirements, March 2000

*Crime Statistics Reports (K-14)*  
02-TC-12

Santa Monica Community College District, Claimant

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**EXECUTIVE SUMMARY**

On October 19, 2009, claimant requested withdrawal of the test claim filing *Crime Statistics Reports (K-14) (02-TC-12)*<sup>1</sup> Claimant's request was served in writing, and a sixty-day notice of this withdrawal and dismissal was provided pursuant to California Code of Regulations, title 2, section 1183.08.<sup>2</sup>

No interested parties objected to the claimant's request for withdrawal, or took over the claim by substitution of the parties, on or before December 21, 2009.

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<sup>1</sup> Exhibit A. Claimant's withdrawal request letter.

<sup>2</sup> Exhibit B. Commission's notice of withdrawal and dismissal hearing.

Therefore, the sole issue before the Commission on State Mandates (Commission) is whether the Commission adopts the proposed Decision, dismissing the above-named test claim.

**Recommendation**

Staff recommends that the Commission adopt the proposed Decision, dismissing the *Crime Statistics Reports (K-14)* test claim.

BEFORE THE  
COMMISSION ON STATE MANDATES  
STATE OF CALIFORNIA

IN RE TEST CLAIM:

Penal Code Sections 646.91, 12028, 12028.5, 13012, 13014, 13020, 13021, 13023, 13700, 13701, 13702, 13710, and 13730;

Family Code Sections 6240, 6250, and 6250.5

Statutes 1979, Chapters 255 and 860 (SB 281 and AB 1421); Statutes 1980, Chapter 1340 (SB 1447); Statutes 1982, Chapters 142 and 147 (SB 561 and Senate Resolution 64); Statutes 1984, Chapter 1609 (SB 1472); Statutes 1989, Chapter 1172 (SB 202); Statutes 1992, Chapter 1338 (SB 1184); Statutes 1993, Chapter 1230 (AB 2250); Statutes 1995, Chapters 803 and 965 (AB 488 and SB 132); Statutes 1996, Chapters 872 and 1142 (AB 3472 and SB 1797); Statutes 1998, Chapter 933 (AB 1999); Statutes 1999, Chapters 561, 659, 661, and 662 (AB 59, SB 355, AB 825, and SB 218); Statutes 2000, Chapters 254, 626, and 1001 (SB 2052, AB 715, and SB 1944); Statutes 2001, Chapters 468 and 483 (SB 314 and AB 469); Statutes 2002, Chapter 833 (SB 1807); California Department of Justice, Criminal Statistics, Reporting Requirements, March 2000

Filed on February 11, 2003, and withdrawn on October 19, 2009,

By Santa Monica Community College District,  
Claimant.

Case No.: 02-TC-12

*Crime Statistics Reports (K-14)*

PROPOSED DECISION TO DISMISS  
TEST CLAIM PURSUANT TO  
GOVERNMENT CODE SECTION 17500  
ET SEQ.; CALIFORNIA CODE OF  
REGULATIONS, TITLE 2, DIVISION 2,  
CHAPTER 2.5, ARTICLE 7, SECTION  
1183.08

(Proposed for Adoption on January 29, 2010)

**PROPOSED DECISION TO DISMISS TEST CLAIM**

On October 19, 2009, claimant requested withdrawal of the test claim filing *Crime Statistics Reports (K-14)* (02-TC-12). Claimant's request was served in writing, and a sixty-day notice of this withdrawal and dismissal was provided pursuant to California Code of Regulations, title 2, section 1183.08.

No interested parties objected to the claimant's request for withdrawal, or took over the claim by substitution of the parties, on or before December 21, 2009.

## CONCLUSION

IT IS HEREBY ORDERED that the test claim filing, *Crime Statistics Reports (K-14) (02-TC-12)*, is dismissed, without prejudice, pursuant to California Code of Regulations, title 2, section 1183.08.

Any claimant may file a new test claim on the above-referenced test claim legislation. However, any such claim shall be subject to a new filing date and to the statute of limitations pursuant to Government Code section 17551.