

COMMISSION ON STATE MANDATES

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September 28, 2007

Mr. David M. O'Hara
Union Sanitary District
39300 Civic center Drive, Suite 110
Fremont, CA 94538

Re: Test Claim Untimely Filed
Ethics Training Requirements
Government Code sections 53234 and 53235.2;
Statutes 2005, Chapter 700 (AB 1234)
Union Sanitary District, Claimant

Dear Mr. O'Hara:

On September 17, 2007, the Commission on State Mandates (Commission) received a test claim filing on the *Ethics Training Requirements* program on behalf of the Union Sanitary District.

Commission staff has reviewed this filing and determined that it is not timely filed. Government Code section 17551, subdivision (c), states: "Local agency and school district test claims shall be filed not later than 12 months following the effective date of a statute or executive order, or within 12 months of incurring increased costs as a result of a statute or executive order, whichever is later."

The test claim was filed with the Commission more than one year following the passage of AB 1234, which was filed with the Secretary of State on October 7, 2005.

As provided in the Commission's regulations, you may appeal to the Commission for review of the actions and decisions of the executive director. Please refer to California Code of Regulations, title 2, section 1181, subdivision (c).

Please call Nancy Patton at (916) 323-3562 if you have any questions.

Sincerely,

A handwritten signature in cursive script that reads "Nancy Patton, for".

NANCY PATTON
Assistant Executive Director

Enclosure: Test Claim Filing