

**ITEM 10**  
**EXECUTIVE DIRECTOR’S REPORT - REVISED**  
**Budget, Workload Update and Tentative Agenda Items for the**  
**March 2025 and May 2025 Meetings (info)**

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**I. The Commission’s 2025-2026 Budget**

The Governor introduced his proposed 2025-2026 budget on January 10, 2025. The Commission’s 2025-2026 operating budget as proposed in the Governor’s Budget is \$3,438,000 and is broken down as: \$2,981,000 for Personal Services and \$457,000 for Operating Expenses and Equipment. This is a decrease of \$124,000 from the total appropriation of \$3,562,000 for 2024-2025 after adjustments for salaries and benefits of \$33,000.

The Governor’s Budget also includes \$91,456,000 for Local Assistance or local agency mandated programs - a decrease of \$40,771,000 from the 2024-2025 budget of \$132,227,000.

**II. Regulations Update**

The subject of our 2025 Rulemaking will be a full review and update of the Commission’s regulations to ensure clarity, consistency, and ease of use of the Commission’s process for receiving and hearing claims. To this end, staff has prepared draft proposed amendments which will be reviewed and discussed with local and state agencies at an informal conference, which will be set in February. After reviewing the informal conference feedback and making any necessary changes, staff will have the proposed language and the order to initiate a rulemaking package for the Commission’s consideration at the March 2025 hearing.

**III. Workload<sup>1</sup> (info)**

**A. COMPLETED WORKLOAD SUMMARY**

Type of Caseload	Completed in 2023/2024	Completed in 2024/2025
<b>Test Claims</b>	9	2
<b>Parameters &amp; Guidelines</b>	4	3
<b>Parameters &amp; Guidelines Amendments</b>	0	0
<b>Requests for Reconsideration</b>	0	0
<b>Statewide Cost Estimates</b>	1	2
<b>Request to Review Claiming Instructions</b>	0	0
<b>Requests for Mandate Redetermination<sup>2</sup></b>	0	0

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<sup>1</sup> As of January 1, 2025.

<sup>2</sup> Requests for Mandate Redetermination require a two-hearing process.

Type of Caseload	Completed in 2023/2024	Completed in 2024/2025
Requests for Mandate Redetermination to be Amended, Set Aside, or Reinstated, as Directed by the Legislature or Court Action	0	0
Requests for Mandate Redetermination Reconsideration Based on Court Action	0	0
Incorrect Reduction Claims	0	1
Appeal of Executive Director Decisions	0	1
Order to Set Aside a Test Claim, Parameters and Guidelines or Incorrect Reduction Claim Decision	0	0

### B. COMMISSION WORKLOAD REPORT

Type of Action	Pending on 7/1/2024	Filed Since 7/1/2024	Completed Since 7/1/2024	Pending on 1/1/2025
Test Claims	38	1	2	37 <sup>3</sup>
Parameters and Guidelines	3	1 <sup>4</sup>	3	1
Joint Reasonable Reimbursement Methodologies	0	0	0	0
Pending Requests To Jointly Develop Legislatively Determined Mandates	0	0	0	0
Requests for Reconsideration	0	0	0	0
Requests to Review Claiming Instructions	0	0	0	0
Statewide Cost Estimates	4	3 <sup>5</sup>	2	5
Test Claims to be Reconsidered, Amended, Set Aside, or Reinstated, as Directed by the Legislature or Court Action	0	0	0	0

<sup>3</sup> There are 37 pending Test Claims. 36 are local agency Test Claims, all but one (24-TC-01) regarding National Pollutant Discharge Elimination System (NPDES) permits. There is also one school district Test Claim (23-TC-02).

<sup>4</sup> A test claimant may file proposed parameters and guidelines, or Commission staff may prepare and issue draft expedited parameters and guidelines upon the adoption of an approved test claim or expiration of a joint reasonable reimbursement methodology.

<sup>5</sup> Statewide cost estimates are not filed but are issued by the Commission after the initial claims are received by the State Controller's Office.

Type of Action	Pending on 7/1/2024	Filed Since 7/1/2024	Completed Since 7/1/2024	Pending on 1/1/2025
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	0	0 <sup>6</sup>	0	0
Requests for Mandate Redetermination <sup>7</sup>	0	0	0	0
Requests for Mandate Redetermination to be Reconsidered, Amended, Set Aside, or Reinstated, as Directed by the Legislature or Court Action	0	0	0	0
Incorrect Reduction Claims	1	0	1	0
Incorrect Reduction Claims to be Reconsidered Based on Court Action	0	0	0	0
Appeals of Executive Director's Decisions	1	0	1	0
Order to Set Aside a Test Claim, Parameters and Guidelines or Incorrect Reduction Claim Decision	0	0	0	0
Regulatory Actions Pending	0	0	0	0
Applications for Findings of Significant Financial Distress	0	0	0	0

**IV. TENTATIVE AGENDA ITEMS (info)**

The tentative agenda items include those matters on which staff is currently working. According to Commission regulations, no matter is set for hearing until the draft proposed decision issues. Thus, the items listed below are subject to change based on, among other things, Commission workload, staffing, litigation, requests for extensions of

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<sup>6</sup> An affected local or state agency may file proposed parameters and guidelines amendments for any of the reasons specified by section 1183.17 of the Commission's regulations or Commission staff may be issue them upon the adoption of new test claim decision under the mandate redetermination process.

<sup>7</sup> Requests for Mandate Redetermination require a two-hearing process.

time to file comments on draft proposed decisions, hearing postponements, informal conferences, and the complexity of the matters.

## **March, May, and July 2025 Meetings**

### **A. Test Claims**

1. *California Regional Water Quality Control Board, Santa Ana Region, Order No. R4-2012-0175, 13-TC-01 and 13-TC-02*  
Cities of Agoura Hills, Bellflower, Beverly Hills, Carson, Cerritos, Commerce, Downey, Huntington Park, Lakewood, Manhattan Beach, Norwalk, Pico Rivera, Rancho Palos Verdes, Redondo Beach, San Marino, Santa Clarita, Santa Fe Springs, Signal Hill, South El Monte, Vernon, Westlake Village, and Whittier, and County of Los Angeles and Los Angeles County Flood Control District, Claimants
2. *California Regional Water Quality Control Board, San Diego Region, Order No. R9-2013-0001, 14-TC-03*  
County of San Diego, Claimant
3. *California Regional Water Quality Control Board, San Francisco Bay Region, Order No. R2-2015-0049, 16-TC-03*  
City of Union City, Claimant
4. *Transitional Kindergarten Program, 23-TC-02*  
Hope Elementary School District and Sunnyvale School District, Claimants

### **B. Parameters and Guidelines**

1. *California Regional Water Quality Control Board, San Diego Region, Order No. R9-2007-0001, Permit CAS0108758, Parts D.1.d.(7)-(8), D.1.g., D.3.a.(3), D.3.a.(5), D.5, E.2.f, E.2.g, F.1, F.2, F.3, I.1, I.2, I.5, J.3.a.(3)(c)iv-viii & x-xv, and L, 07-TC-09-R*  
County of San Diego, Cities of Carlsbad, Chula Vista, Coronado, Del Mar, El Cajon, Encinitas, Escondido, Imperial Beach, La Mesa, Lemon Grove, National City, Oceanside, Poway, San Diego, San Marcos, Santee, Solana Beach, and Vista, Claimants
2. *California Regional Water Quality Control Board, San Francisco Bay Region, Order No. R2-2009-0074, 10-TC-02, 10-TC-03, and 10-TC-05*  
City of Dublin, County of Santa Clara, and City of San Jose, Claimants

### **C. Statewide Cost Estimates**

1. *California Regional Water Quality Control Board, Santa Ana Region, Order No. R8-2010-0033, 10-TC-07*
2. *Public School Restrooms: Menstrual Products, 22-TC-04*
3. *Free Application for Federal Student Aid (FAFSA), 22-TC-05*

### **D. Remands**

1. *Lead Sampling in Schools: Public Water System No. 3710020, Permit Amendment No. 2017PA-SCHOOLS, City of San Diego Public Water System*

*No. 3710020, effective January 18, 2017, 17-TC-03-R2*  
On Remand from *City of San Diego v. Commission on State Mandates*,  
Sacramento County Superior Court, Case No. 24WM000056

A Draft Proposed Decision on the remaining mandate element was issued on March 23, 2023, and thus this matter will be set for the Commission's March 2025 hearing. A Proposed Decision will issue two weeks before that hearing.

**E. Rulemaking**

1. 2025 Rulemaking: Order to initiate a rulemaking package