

ITEM 8
EXECUTIVE DIRECTOR’S REPORT
Workload Update and Tentative Agenda Items for the
May and July 2018 Meetings (info)

I. WORKLOAD¹ (info)

A. COMPLETED WORKLOAD SUMMARY

Type of Caseload	Completed in 2016/2017	Completed in 2017/2018
Test Claims	1	3
Parameters & Guidelines	0	0
Parameters and Guidelines Amendments	0	0
Requests for Reconsideration	2	0
Statewide Cost Estimates	4	0
Request to Review Claiming Instructions	0	0
Mandate Redetermination Requests	0	0
Incorrect Reduction Claims	19	6
Appeal of Executive Director Decisions	1	0

B. COMMISSION WORKLOAD REPORT

Type of Action	Pending on 7/1/2017	Filed Since 7/1/2017	Completed Since 7/1/2017	Pending on 3/1/2018
Test Claims	19 ²	0	3	16 ³

¹ As of March 1, 2018.

² This includes four claims that were filed in late 2016-2017 but not deemed complete until after July 1, 2017.

³ 15 of the 16 pending local agency claims are regarding National Pollutant Discharge Elimination System (NPDES) permits and these matters are now active and the record for the remaining local agency test claim has not yet closed for analysis. The single pending non-NPDES test claim is tentatively set for hearing May 25, 2018.

Type of Action	Pending on 7/1/2017	Filed Since 7/1/2017	Completed Since 7/1/2017	Pending on 3/1/2018
Parameters and Guidelines	1 ⁴	1 ⁵	0	2
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	1	0 ⁶	0	1
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	1	0 ⁷	0	1
Requests for Mandate Redetermination	0	0	0	0
Incorrect Reduction Claims	14	4	6	12
Incorrect Reduction Claims to be Reconsidered Based on Court Action	0	0	0	0
Appeals of Executive Director's Decisions	0	0	0	0

⁴ This parameters and guidelines is on inactive status pending the outcome of litigation on the underlying Test Claim Decision.

⁵ Proposed parameters and guidelines may be filed 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.

⁶ 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.

⁷ Proposed parameters and guidelines amendments may be filed 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.

Type of Action	Pending on 7/1/2017	Filed Since 7/1/2017	Completed Since 7/1/2017	Pending on 3/1/2018
Regulatory Actions Pending	1	0	1	0
Applications for Findings of Significant Financial Distress	0	0	0	0

II. TENTATIVE AGENDA ITEMS (info)

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

May or July Meetings

A. TEST CLAIMS

1. *California Regional Water Quality Control Board, Santa Ana Region, Order No. R8-2009-0030, 09-TC-03*
County of Orange, Orange County Flood Control District, Cities of Anaheim, Brea, Buena Park, Costa Mesa, Cypress, Fountain Valley, Fullerton, Huntington Beach, Irvine, Lake Forest, Newport Beach, Placentia, Seal Beach, and Villa Park, Claimants
2. *California Regional Water Quality Control Board, San Diego Region, Order No. R9-2009-0002, 10-TC-11*
County of Orange, Orange County Flood Control District, Cities of Dana Point, Laguna Hills, Laguna Niguel, Lake Forest, Mission Viejo, and San Juan Capistrano, Claimants
3. *Impasse Procedures, 16-TC-04*
City of Oxnard, Claimant

B. INCORRECT REDUCTION CLAIMS

1. *Integrated Waste Management, 14-0007-I-10*
Redwoods Community College District, Claimant
2. *Integrated Waste Management, 14-0007-I-11*
San Bernardino Community College District, Claimant
3. *Integrated Waste Management, 15-0007-I-12*
San Mateo County Community College District, Claimant
4. *Enrollment Fee Collection and Waivers, 15-9913-I-02*
North Orange County Community College District, Claimant
5. *The Stull Act, 14-9825-I-02*
Carlsbad Unified School District, Claimant