

ITEM 7

CHIEF LEGAL COUNSEL'S REPORT New Filings, Recent Decisions, Litigation Calendar

This public session report is intended only as an information item for the public.¹ Commission communications with legal counsel about pending litigation or potential litigation are reserved for Closed Executive Session, per the Notice and Agenda.

New Filings

None.

Recent Decisions

- **Trial Court Affirms Commission Decision**
County of San Diego v. Commission on State Mandates,
San Diego County Superior Court, Case No. 37-2020-00009631-CU-WM-CTL
(*Youth Offender Parole Hearings*, 17-TC-29)

The San Diego Superior Court, on August 6, 2021, adopted its tentative ruling affirming the Commission's decision denying the test claim. The trial court found that the test claim statutes do not impose any state-mandated activities on local government. The trial court further found that the test claim statutes changed the penalty for a crime within the meaning of Government Code section 17556(g) and, therefore, there are no costs mandated by the state. Judgment was entered on September 1, 2021.

Litigation Calendar

Nothing scheduled at this time.

¹ Based on information available as of September 9, 2021. Release of this litigation report shall not be deemed to be a waiver of any privileged communication or act, including, but not limited to, the attorney-client privilege and the attorney work product doctrine.