

ITEM 18
EXECUTIVE DIRECTOR'S REPORT
Workload, Implementation of AB 1222, and 2008 Hearings

I. WORKLOAD: Pending Caseload

Type of Action	December 6, 2007
Test Claims ¹ to be Heard and Determined	68
Test Claims to be Reconsidered	0
Test Claims to be Reconsidered Based on Court Action	0
Test Claims to be Reconsidered, as Directed by the Legislature	0
Incorrect Reduction Claims to be Heard and Determined	141
Incorrect Reduction Claims to be Reconsidered Based on Court Action	0
Proposed Parameters and Guidelines, and Amendments	34
Parameters and Guidelines to be Amended or Set Aside, as Directed by the Legislature or Court Action	2
Statewide Cost Estimates to be Adopted	5
New Test Claim Filings to be Reviewed	0
New Incorrect Reduction Claim Filings to be Reviewed	3
Appeals of Executive Director's Decision	1
Regulatory Actions Pending	0

II. REPORTS TO THE LEGISLATURE

A. STATE CONTROLLER'S OFFICE

On October 31, 2007, the State Controller submitted the State Mandated Cost Program Report required pursuant to Government Code section 17562, subdivision (b) to the Legislature. According to the State Controller:

This report summarizes data by state mandate and fiscal year, the total amount of claims paid, and appropriation deficiencies or surpluses for each program. The report includes program costs and payments for mandated claims filed with the State Controller's Office for the fiscal years 1995-96 through 2006-07.

¹ This includes 47 test claims filed by school districts and 21 filed by local agencies.

This report compares the annual appropriation to the estimated annual cost of each mandate in the preceding fiscal year to the amount determined to be payable by the state for that fiscal year. Estimated annual costs are not available for the fiscal year 2002-03 and prior.

A copy of this report is attached as Exhibit A. A copy may also be viewed from the State Controller's website at: sco.ca.gov.

B. COMMISSION ON STATE MANDATES

The Commission's reports on approved and denied test claims required pursuant to Government Code sections 17600 and 17601 will be submitted to the Legislature in January 2008.

III. MANDATE REFORM: IMPLEMENTATION OF AB 1222

On January 1, 2008, AB 1222's amendments to the Commission's statutory scheme will be in effect. Draft staff analyses for the January 31, 2008 agenda will apply the new and amended Government Code provisions.

Commission staff will convene a workshop on January 30, 2008, to review and discuss the new provisions, and implementation through the proposed amendments to regulations and forms. A separate notice of this workshop will be issued next year. Also, new 2008 Government Code provisions will be issued to Commission members.

IV. TENTATIVE AGENDAS FOR JANUARY AND MARCH HEARINGS

The tentative agendas are subject to change based on Commission staff's litigation workload, requests for extensions of time to file comments on draft staff analyses, hearing postponements, pre-hearing conferences, and the complexity of the statutes and executive orders that are pled. Additionally, any items continued from the December 6, 2007 hearing may be moved to a future agenda.

January 31, 2008

A. Test Claims (12)

1. *Prevailing Wage Rates*, 01-TC-28
Clovis Unified School District, Claimant
2. *Disabled Student Programs & Services*, 02-TC-22
West Kern Community College District, Claimant
3. *Notice to Students*, 02-TC-25
Los Rios Community College District, Claimant
4. *Expulsions II and Suspensions II*, 96-358-03, 03A-03B, 04, 04A-04B, 98-TC-22, 23, 01-TC-17, and 18 consolidated with
Education Services Plan, 97-TC-09
San Juan Unified School District, Claimant

B. Dismissal of Incorrect Reduction Claims (5)

1. *Graduation Requirements*, 03-4435-I-44
Grossmont Union High School District, Claimant
2. *Graduation Requirements*, 03-4435-I-46
San Jose Unified School District, Claimant

3. *Graduation Requirements*, 03-4435-I-47
Castro Valley Unified School District, Claimant
 4. *Graduation Requirements*, 03-4435-I-48
Fullerton Joint Union High School District, Claimant
 5. *Graduation Requirements*, 05-4435-I-51
Sweetwater Union High School District, Claimant
- C. Proposed Parameters and Guidelines (4)
1. *Fire Safety Inspections of Care Facilities*, 01-TC-16
City of San Jose, Claimant
 2. *Firearm Hearings for Discharged Inpatients*, 99-TC-11
County of Los Angeles, Claimant
 3. *Racial Profiling, Law Enforcement Training*, 01-TC-01
County of Sacramento, Claimant
 4. Pupil Discipline Records and Notification to Teachers: Pupils
Subject to Expulsion/Suspension II, 00-TC-10 and 00-TC-11
Sweetwater Union High School District, Carpinteria Unified School District and
Grant Joint Union High School District, Claimants
- D. Proposed Amendments to Parameters and Guidelines (7)
1. *Notification of Truancy*, 07-PGA-01
Directed by Statutes 2007, Chapter 69 (AB 1698)
 2. *Peace Officers Procedural Bill of Rights (POBOR)*, 06-PGA-03, 06-PGA-06
Department of Finance and County of Los Angeles, Requestors
 3. *Graduation Requirements*, 4181A
San Diego Unified School District, Castro Valley, Clovis, and San Jose Unified
School Districts; Fullerton Joint Union High School District, and Grossmont and
Sweetwater Union High School Districts, Requestors
 4. *Graduation Requirements*, 05-PGA-05
Mountain View-Los Altos Hill High School District, Requestor
 5. *Graduation Requirements*, 06-PGA-04
State Controller's Office, Requestor
 6. *Graduation Requirements*, 06-PGA-05
Castro Valley, Clovis, and San Jose Unified School Districts; Fullerton Joint Union
High School District, and Grossmont and Sweetwater Union High School Districts,
Requestors
- E. Statewide Cost Estimates (1)
1. *Domestic Violence Arrests and Victims Assistance*, 98-TC-14
County of Los Angeles, Claimant

March 27, 2008

- A. Test Claims (6)
1. *Crime Statistic Reports for the Department of Justice*, 02-TC-04, 02-TC-11
City of Newport Beach and County of Sacramento, Claimants

2. *School Facilities Funding Requirements*, 02-TC-30
Clovis Unified School District, Claimant
 3. *Employment of College Faculty and Instructors*, 02-TC-27
Santa Monica Community College District, Claimant
 4. *Student Records, Minimum Conditions for State Aid*, 02-TC-34
Riverside Unified School District and Palomar Community College District,
Claimants
 5. *Identity Theft*, 03-TC-08
City of Newport Beach, Claimant
- B. Incorrect Reduction Claims (1)
1. *Graduation Requirements*, 03-4435-I-45
Clovis Unified School District, Claimant
- C. Parameters and Guidelines (5)
1. *California Fire Incident Reporting Systems (CFIRS)*, CSM-4419
City of Newport Beach, Claimant
 2. *Permanent Absent Voter II*, 03-TC-11
County of Sacramento, Claimant
 3. *Modified Primary Election*, 01-TC-13
County of Orange, Claimant
 4. *Fifteen-Day Close of Voter Registration*, 01-TC-15
County of Orange, Claimant
 5. *Voter Identification Procedures*, 03-TC-23
County of San Bernardino, Claimant
- D. Statewide Cost Estimates (2)
1. *Handicapped and Disabled Students II*, 02-TC-40; 02-TC-49
Counties of Los Angeles and Stanislaus, Claimants
 2. *Charter Schools III*, 99-TC-14
Western Placer Unified School District, Claimant