

BEFORE THE COMMISSION ON STATE MANDATES
STATE OF CALIFORNIA

Claim of:

Madera Police Department
Claimant


No. CSM-4222

DECISION

The attached Proposed Statement of Decision of the Commission on State Mandates is hereby adopted by the Commission on State Mandates as its decision in the above-entitled matter.

This Decision shall become effective on January 22, 1987.

IT IS SO ORDERED January 22, 1987.


Peter Pelkofer Vice Chairman
Commission on State Mandates

BEFORE THE COMMISSION ON STATE MANDATES
STATE OF CALIFORNIA

Claim of:)
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)
 Madera Police Department) CSM- 4222
 Claimant)
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PROPOSED DECISION

This claim was heard by the Commission on State Mandates (commission) on November 20, 1986, in Sacramento, California, during a regulary scheduled meeting of the commission. Chief Gordon Skeels appeared on behalf of the Madera Police Department. Sterling O'Rand of the Office of Criminal Justice Planning also appeared.

Evidence both oral and documentary having been introduced, the matter submitted, and a vote taken the commission finds:

I.
NOTE

1. The finding of a reimbursable state mandate does not mean that all increased costs claimed will be reimbursed. Reimbursement, if any, is subject to commission approval of parameters and guidelines for reimbursement of the claim, and a statewide cost estimate; legislative appropriation; a timely filed claim for reimbursement; and subsequent review of the claim by the State Controller.

II.
FINDINGS OF FACT

1. The test claim was filed with the Commission on State Mandates on June 23, 1986, by the Madera Police Department.
2. The subject of the claim is Chapter 1609, Statutes of 1984 and Chapter 668, Statutes of 1985.

3. Chapter 1609, Statutes of 1984 and Chapter 668, Statutes of 1985 require that California law enforcement agencies develop, adopt and implement written policies and standards for officers' response to domestic violence calls. It also requires law enforcement agencies to maintain records and recording systems specific to domestic violence activities and to provide specific written information to apparent victims of domestic violence.
4. The Madera Police Department has incurred increased costs as a result of having to: develop, adopt and implement standards for police officers' responses to domestic violence calls; maintain records and recording systems; provide written information to victims of domestic violence; compile and submit monthly summary reports to the State Attorney General; develop of a Domestic Violence Incident Report form.
5. The Madera Police Department's resulting increased costs are costs mandated by the State.

III.
DETERMINATION OF ISSUES

1. The Commission has the authority to decide this claim under the provisions of Government Code Section 17551.
2. Chapter 1609, Statutes of 1984 and Chapter 668, Statutes of 1985 impose a reimbursable state mandate upon California law enforcement agencies. The Madera Police Department has established that these statutes impose a higher level of service by requiring law enforcement agencies to develop, adopt and implement policies and standards for officer's responses to domestic violence calls; by requiring the maintenance of records and recording systems, and by requiring that specific written information be provided to victims of domestic violence.

WP: 1462A