

REPORT TO THE
CALIFORNIA LEGISLATURE
ON APPROVED MANDATE CLAIMS
JANUARY 1992

COMMISSION ON STATE MANDATES

Thomas W. Hayes, Chairperson
Kathleen Brown, Member
Robert C. Creighton, Member
Gray Davis, Member
Richard P. Sybert, Member

Robert W. Eich
Executive Director

COMMISSION ON STATE MANDATES

1414 K Street, Suite 315
SACRAMENTO, CA 95814
(916) 323-3562



January 2, 1992

Mr. Rick Rollins
Secretary of the Senate
California State Legislature
State Capitol, Room 3044
Sacramento, California 95814

Dear Mr. Rollins:

Enclosed is the Commission on State Mandates' "Report to the Legislature" for January, 1992, as required by section 17600 of the Government Code. This section provides, in part, that at least twice each calendar year the Commission shall report to the Legislature on the number of mandates it has found, the estimated statewide cost of each mandate, and the reasons for recommending reimbursement.

If you have any questions regarding this report, please contact me at 323-3562.

Sincerely,

A handwritten signature in black ink, appearing to read "Robert W. Eich".

ROBERT W. EICH
Executive Director
Commission on State Mandates

Enclosure

cc:w/encl:

Honorable John Vasconcellos, Chairperson,
Assembly Ways and Means Committee
Honorable Robert Presley, Chairperson,
Senate Appropriations Committee
Honorable Alfred E. Alquist, Chairperson, Senate Budget and
Fiscal Review Committee
Honorable Alfred E. Alquist, Chairperson, Joint Legislative
Budget Committee
Ms. Elizabeth G. Hill, Legislative Analyst
Mr. Allan S. Zaremberg, Legislative Secretary,
Governor's Office

0880s

COMMISSION ON STATE MANDATES

1414 K Street, Suite 315
SACRAMENTO, CA 95814
(916) 323-3562



January 2, 1992

Mr. Larry Murman
Acting Chief Clerk of the Assembly
California State Legislature
State Capitol, Room 3196
Sacramento, California 95814

Dear Mr. Murman:

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INTRODUCTION

Section 17600 of the Government Code requires the Commission on State Mandates (Commission) to report to the Legislature at least twice each calendar year on the number of mandates it has found, the estimated statewide costs of each mandate, and the reasons for recommending reimbursement.

Section 17612(a) of the Government Code provides that upon receipt of this report, a local government claims bill shall be introduced in the Legislature. This section further states that, at its introduction, the bill shall provide for an appropriation sufficient to pay the estimated costs of the mandates approved by the Commission.

Section 17612(b) of the Government Code specifies that if the Legislature deletes funding for a mandate from a local government claims bill, the local agency or school district may file an action in declaratory relief in the Superior Court of the County of Sacramento to declare the mandate unenforceable and enjoin its enforcement.

The following pages contain summaries of six mandate findings including the justification for finding a mandate and an explanation of the reimbursable cost areas.

Chapter 921, Statutes of 1987
Revenue and Taxation Code Section 98.9
Countywide Tax Rates

Eligible Claimants

Counties

Basis for Mandate

The Commission on State Mandates determined that Revenue and Taxation Code section 98.9, as amended by Chapter 921, Statutes of 1987, constitutes a reimbursable state mandated program by requiring counties to follow a new formula for allocation of property tax revenue, to establish a countywide tax rate area for unitary and operating non-unitary property, and to issue each state assessee, other than a regulated railway company, a single tax bill for such property.

Statewide Cost Estimate

The Commission adopted a statewide cost estimate of \$3,216,000 for fiscal years 1987-88 through 1991-92.

The following is a fiscal year breakdown of the statewide costs:

<u>Fiscal Year</u>	<u>Amount</u>
1987-88	\$1,198,169
1988-89	1,111,065
1989-90	267,696
1990-91	319,777
1991-92	319,777
1992-93	<u>319,777</u>
TOTAL	<u>\$3,536,000</u> (R)

FISCAL SUMMARY

1. Chapter 498, Statutes of 1983 Chapter 1546, Statutes of 1985 Education Code Section 54657.5; California Assessment Program Examiners' Manuals for grades 3, 6, 8, and 12 <u>Exam Proctors</u>	\$ 4,000,000
2. Chapter 670, Statutes of 1987 Government Code Section 68547 <u>Assigned Judges</u>	237,000
3. Chapter 921, Statutes of 1987 Revenue and Taxation Code Section 98.9 <u>Countywide Tax Rates</u>	3,536,000
4. Chapter 1456, Statutes of 1988 Penal Code Sections 14205, 14206, 14207, 14209, 14210 and 14213 <u>Missing Person Reports III</u>	4,939,000
5. Chapter 1502, Statutes of 1982 Chapter 49, Statutes of 1984 Education Code Section 40043, Subdivision (a) <u>Civic Center Act</u>	37,000,000
6. Chapter 1659, Statutes of 1984 Education Code Sections 35295 through 35297, 40041.5, 40042 <u>Emergency Procedures, Earthquakes and Disasters</u>	<u>30,382,000</u>
	TOTAL \$ <u>80,094,000</u>