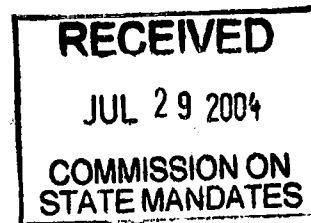




July 27, 2004

Ms. Paula Higashi  
Executive Director  
Commission on State Mandates  
980 Ninth Street, Suite 300  
Sacramento, CA 95814



Dear Ms Higashi:

As requested in your letter of June 2, 2004, the Department of Finance has reviewed the draft of the staff analysis of the test claim submitted by the County of Los Angeles and Santa Monica Community College Districts (claimants) asking the Commission to determine whether specified costs incurred under the Commission on Peace Officer Standards and Training (POST) Bulletin: 98-1; POST Administrative Manual, Procedure D-13, are reimbursable state mandated costs (Claim No. CSM-00-TC-19 and CSM-02-TC-06 "Mandatory On-The-Job Training for Peace Officers Working Alone"). Claimant has identified the following new duty, which it asserts is a reimbursable state mandate:

- Every officer must complete a POST-approved Field Training Program.

As the result of our review of the draft of the Commission's staff analysis we have the following conclusion:

- We concur with the draft staff analysis that the POST Bulletin 98-1 and the POST Administrative Manual Procedure D-13 do not result in a reimbursable state-mandated program under Article XIII B, section 6 of the California Constitution for the reasons stated.

As required by the Commission's regulations, we are including a "Proof of Service" indicating that the parties included on the mailing list which accompanied your April 13, 2004 letter have been provided with copies of this letter via either United States Mail or, in the case of other state agencies, Interagency Mail Service.

If you have any questions regarding this letter, please contact Zlatko Theodorovic, Principal Program Budget Analyst at (916) 445-8913 or Keith Gmeinder, state mandates claims coordinator for the Department of Finance, at (916) 445-8913.

Sincerely,

Nona Martinez  
Assistant Program Budget Manager

Attachments

Attachment A

DECLARATION OF ZLATKO THEODOROVIC  
DEPARTMENT OF FINANCE  
CLAIM NO. CSM-00-TC-19 and CSM-02-TC-06

1. I am currently employed by the State of California, Department of Finance (Finance), am familiar with the duties of Finance, and am authorized to make this declaration on behalf of Finance.
2. We concur that the POST Bulletin 98-1 and the POST Administrative Manual Procedure D-13 sections relevant to this claim are accurately quoted in the test claim submitted by claimants and, therefore, we do not restate them in this declaration.

I certify under penalty of perjury that the facts set forth in the foregoing are true and correct of my own knowledge except as to the matters therein stated as information or belief and, as to those matters, I believe them to be true.

July 27, 2004  
at Sacramento, CA

Zlatko Theodorovic  
Zlatko Theodorovic

## PROOF OF SERVICE

Test Claim Name: Mandatory On-The-Job Training for Peace Officers Working Alone  
Test Claim Number: CSM-00-TC-19 and CSM-02-TC-06

I, the undersigned, declare as follows:

I am employed in the County of Sacramento, State of California, I am 18 years of age or older and not a party to the within entitled cause; my business address is 915 L Street, Floor, Sacramento, CA 95814.

On July 27, 2004, I served the attached recommendation of the Department of Finance in said cause, by facsimile to the Commission on State Mandates and by placing a true copy thereof: (1) to claimants and nonstate agencies enclosed in a sealed envelope with postage thereon fully prepaid in the United States Mail at Sacramento, California; and (2) to state agencies in the normal pickup location at 915 L Street, 8th Floor, for Interagency Mail Service, addressed as follows:

A-16

Ms. Paula Higashi, Executive Director  
Commission on State Mandates  
980 Ninth Street, Suite 300  
Sacramento, CA 95814  
Facsimile No. 445-0278

Ms. Annette Chinn  
Cost Recovery Systems  
705-2 East Bidwell Street, #294  
Folsom, CA 95630

Harmeet Barkschat  
Mandate Resource Center  
5325 Elkhorn Blvd., #307  
Sacramento, CA 95842

Mr. Steve Keil  
California Association of Counties  
1100 K Street, Suite 101  
Sacramento, CA 95814-3941

Executive Director  
California Peace Officers' Association  
1455 Response Road, Suite 190  
Sacramento, CA 95815

Mr. Keith Peterson  
SixTen & Associates  
5252 Balboa Ave., Suite 807  
San Diego, CA 92117

B-8

State Controller's Office  
Division of Accounting & Reporting  
Attention: Ginny Brummels  
3301 C Street, Room 500  
Sacramento, CA 95816

Mr. Mark Sigman  
Riverside County Sheriff's Office  
4095 Lemon Street  
P.O. Box 512  
Riverside, CA 92502

Mr. Arthur Palkowitz  
San Diego Unified School District  
4100 Normal Street, Room 3159  
San Diego, CA 92103-8363

Mr. Paul Minney  
Spector, Middleton, Young & Minney, LLP  
7 Park Center Drive  
Sacramento, CA 95825

Mr. Richard Reed  
Commission on Peace Officer Standards and  
Training  
1601 Alhambra Blvd.  
Sacramento, CA 95816

Sandy Reynolds, President  
Reynolds Consulting Group, Inc.  
P.O. Box 987  
Sun City, CA 92856

Mr. Steve Smith  
Steve Smith Enterprises, Inc.  
4633 Whitney Ave., Suite A  
Sacramento, CA 95821

Mr. J. Bradley Burgess  
Public Resource Management Group  
1380 Lead Hill Blvd., Suite #106  
Roseville, CA 95661

Mr. Leroy Baca  
Los Angeles County Sheriffs Department  
4700 Ramona Blvd.  
Monterey Park, CA 91754-2169

David Wellhouse  
David Wellhouse & Associates, Inc.  
9175 Kiefer Blvd., Suite 121  
Sacramento, CA 95826

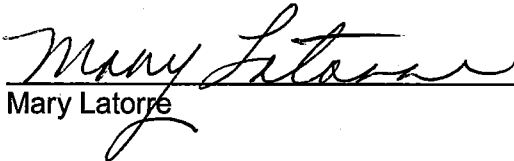
Pam Stone, Legal Counsel  
MAXIMUS  
4320 Auburn Blvd., Suite 2000  
Sacramento, CA 95814

Mr. Todd Wherry  
MCS Education Services  
11130 Sun Center Drive, Suite 100  
Rancho Cordova, CA 95670

Mr. Leonard Kaye, Esq.  
County of Los Angeles  
Auditor-Controller's Office  
500 W. Temple Street, Room 603  
Los Angeles, CA 90012

G-1  
Mr. Mark Brummond  
California Community Colleges  
Chancellor's Office  
1102 Q Street, Suite 300  
Sacramento, CA 95816

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct, and that this declaration was executed on July 27, 2004 at Sacramento, California.

  
Mary Latorre