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**RECEIVED**  
February 15, 2019  
**Commission on  
State Mandates**

February 15, 2019

**VIA CSM DROP BOX**

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Heather Halsey  
Executive Director  
Commission on State Mandates  
980 9th Street, Suite 300  
Sacramento, California 95814

***Re: Response to Test Claim 18-TC-01, Public School Restrooms: Feminine Hygiene Products***

Dear Ms. Halsey:

Please be advised the following is a response to the comments submitted by the Department of Finance (“DOF”) dated January 16, 2019 regarding the aforementioned Test Claim. DOF’s comments questioned the validity of the claimant’s ongoing labor costs claimed in the Test Claim and that the new activities implemented by the Test Claim, as it relates to labor costs, may be “absorbed into existing activities of the school district therefore not resulting in increased labor costs to that district.”

Contrary to the DOF’s comments, Desert Sands Unified School District (“Claimant”) Test Claim does not assert “a massive overhaul of school policies and procedures. Claimant does agree that there is not an significant increased labor costs to districts which already maintain sanitary, fully operational restrooms that are stocked at all times with basic school restroom supplies...”

**Labor Costs**

Claimant estimating costs for 2017-2018 is \$374 and for 2018-2019, \$191.40, for the developing and implementation of internal policies, training, procedures relating to the purchase, installation, and stocking of feminine hygiene products.

The estimated labor costs for developing and implementation of internal policies training procedures relating to the purchase and installation is approximately six hours for the period January 1, 2018, through June 30, 2018. During the same period, the costs for training certificated, classified and other personnel to administer the availability of feminine hygiene

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products in the district restrooms is estimated for principals to be at 34.5 hours, and custodians 49.5 hours for a total of \$2,110.51.

The stocking of the school's restrooms with feminine hygiene products (feminine hygiene pads; feminine hygiene tampons) at all times is estimated at \$6,186.14. The labor costs affiliated with these activities are estimated at .13 minutes per day for custodians, for a total of \$39,629.38.

Non-Labor Costs

DOF does not dispute that the purchasing and installing of Feminine Hygiene Products in school restrooms are new activities that provide a higher level of service; and therefore, should be approved as a reimbursable mandate. Claimant estimates the stocking of school restrooms with feminine hygiene products at all times in 2017-2018 will be \$39,629.38, and in 2018-2019, \$39,629.38. The purchasing and installing dispensers in the school's restrooms is estimated to be 115 dispensers, at \$156.74 each, for a total of \$19,501.67.

In 2018-2019, the development and implementation of internal policies, training, and procedures relating to the purchase, installation and stocking of feminine hygiene products is 3 hours, for a total of \$191.40. In the same year, 2018-2019, the costs for training certificated, classified and other personnel to administer the availability of feminine hygiene products in the district's restrooms totals \$2,132.48. The equipment costs relating to installing dispensers in the school restrooms totals \$2,034.96.

**Conclusion**

Based on the above, the cost claimed by the claimant regarding labor costs are very reasonable based on the time estimated to perform the tasks. Based on the above information, claimant requests that the Test Claim activities be approved as a reimbursable mandate.

Very truly yours,

ARTIANO SHINOFF



Arthur M. Palkowitz

AMP:kaf

**DECLARATION OF SERVICE BY EMAIL**

I, the undersigned, declare as follows:

I am a resident of the County of Sacramento and I am over the age of 18 years, and not a party to the within action. My place of employment is 980 Ninth Street, Suite 300, Sacramento, California 95814.

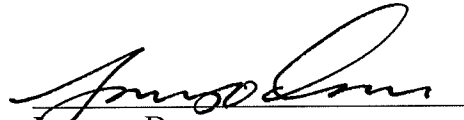
On February 15, 2019, I served the:

- **Claimant's Rebuttal Comments filed February 15, 2019**

*Public School Restrooms: Feminine Hygiene Products*, 18-TC-01  
Education Code Section 35292.6; Statutes 2017, Chapter 687 (AB 10)  
Desert Sands Unified School District, Claimant

By making it available on the Commission's website and providing notice of how to locate it to the email addresses provided on the attached mailing list.

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 February 15, 2019 at Sacramento, California.



Lorenzo Duran  
Commission on State Mandates  
980 Ninth Street, Suite 300  
Sacramento, CA 95814  
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# COMMISSION ON STATE MANDATES

## Mailing List

**Last Updated:** 1/9/19

**Claim Number:** 18-TC-01

**Matter:** Public School Restrooms: Feminine Hygiene Products

**Claimant:** Desert Sands Unified School District

### TO ALL PARTIES, INTERESTED PARTIES, AND INTERESTED PERSONS:

Each commission mailing list is continuously updated as requests are received to include or remove any party or person on the mailing list. A current mailing list is provided with commission correspondence, and a copy of the current mailing list is available upon request at any time. Except as provided otherwise by commission rule, when a party or interested party files any written material with the commission concerning a claim, it shall simultaneously serve a copy of the written material on the parties and interested parties to the claim identified on the mailing list provided by the commission. (Cal. Code Regs., tit. 2, § 1181.3.)

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