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March 26, 2019  
*Commission on  
State Mandates*

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March 26, 2019

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

Dear Ms. Halsey:

As requested in your letter dated March 5, 2019, the Department of Finance (Finance) has reviewed the Draft Proposed Decision for test claim 18-TC-01 titled "Public School Restrooms: Feminine Hygiene Products" and hereby submits the following comments.

We continue to have concerns regarding some of the costs in the Draft Proposed Decision. For example, the claimant Desert Sands Unified School District (Claimant) does not outline whether all costs will be ongoing or one-time. Finance contends that certain costs, such as development and implementation of policies, and purchase and installation of dispensers, are one-time costs which should not need to be repeated in ongoing years.

Additionally, the labor costs in the Draft Proposed Decision do not support the actual costs identified by Claimant in the test claim. On page 7 and page 26 of the Proposed Decision, estimated labor costs for school custodians to refill dispensers total \$32,387.04, based on an hourly rate of \$27.54 for 13 minutes per day of labor over 80 instructional days. However, on page 7 of the test claim, the Claimant declares 0.13 minutes per day to refill stock, as well as 180 total instructional days. Given the significant difference in the resulting calculation, Finance would like further clarification on the Claimant's identified costs. Finally, we continue to dispute the significant custodial cost to refill dispensers, as the Claimant has not identified the number of schools in its district required to comply with the measure or the number of restrooms in each school.

If you have any questions regarding this letter, please contact Lisa Mierczynski, Principal Program Budget Analyst at (916) 445-0328.

Sincerely,

Jeff Bell  
Program Budget Manager

**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.

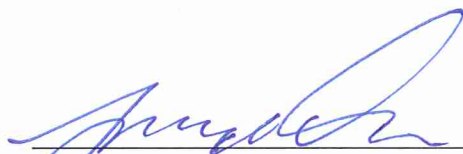
On March 28, 2019, I served the:

- **Finance's Comments on the Draft Proposed Decision filed March 26, 2019**
- **Claimant's Comments on the Draft Proposed Decision filed March 26, 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 March 28, 2019 at Sacramento, California.



Lorenzo Duran  
Commission on State Mandates  
980 Ninth Street, Suite 300  
Sacramento, CA 95814  
(916) 323-3562

# COMMISSION ON STATE MANDATES

## Mailing List

**Last Updated:** 3/22/19

**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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