



RECEIVED
August 14, 2020
**Commission on
State Mandates**

County of San Diego

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August 14, 2020

Via Drop Box

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

RE: Comments on Draft Expedited Parameters & Guidelines
Vote by Mail Ballots: Prepaid Postage, 19-TC-01
Elections Code Section 3010; Statutes 2018, Chapter 120 (AB 216)
Interested Party County of San Diego

Dear Ms. Halsey:

I represent interested party County of San Diego (the "County").

The County respectfully requests the Commission include in the parameters and guidelines that local governments can claim reimbursement for increased costs in their subscriptions with the United States Postal Service ("USPS"), if any, that local governments incurred to prepare for a possible increase in mail after the passage of AB 216. These costs fall within the definition of "reasonably necessary activities" pursuant to 2 C.C.R. section 1183.7(d).

For example, the Registrar of Voters for the County anticipated an increase in mail after the passage of AB 216 and thus purchased a high volume mail subscription ("qualified business reply mail") from the USPS. This subscription costs \$2,405 per quarter over and above the Registrar's prior subscription. (Exhibit A (Declaration of Liliana Lau) ¶¶ 4-6; *id.* Ex. A (receipt).)

The activity for which these costs are reasonably necessary was pled in the test claim. (*See* 2 C.C.R. § 1183.7(d).) Specifically, these costs were (and will continue to be) reasonably necessary to handle the potential increased volume of ballots returned by mail when postage is prepaid as required by Elections Code section 3010, as amended by AB 216. (*See, e.g.*, Test Claim filed by the County of Los Angeles, pp. 6-7.) The County

described this cost in its comments to the test claim. (County of San Diego's Comments on the Test Claim filed February 3, 2020, p. 6; *id.* Exhibit E (Declaration of Liliana Lau), ¶ 4.)

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct to the best of my personal knowledge, information and belief.

THOMAS E. MONTGOMERY, County Counsel

By: 

CHRISTINA SNIDER, Senior Deputy

EXHIBIT “A”

**DECLARATION OF LILIANA LAU IN SUPPORT OF
COUNTY OF SAN DIEGO'S COMMENTS ON DRAFT EXPEDITED
PARAMETERS AND GUIDELINES**

I, Liliana Lau, declare as follows:

1. I make this declaration based upon my own personal knowledge and based upon my review of the records referenced herein.

2. If called upon to testify, I could and would competently testify to the matters set forth herein.

3. I am the Administrative Services Manager for the Registrar of Voters for San Diego County. In that capacity, I manage the acquisition of services and goods, as well as processing invoices, for the Registrar.

4. Due to the anticipated increase in mail after the passage of AB 216, the Registrar of Voters purchased a high volume mail subscription ("qualified business reply mail") from the United States Postal Service ("USPS").

5. This subscription costs the Registrar of Voters \$2,405 quarterly. Exhibit A is a true and correct copy of a receipt from USPS for the Registrar's payment of \$2,405 for one quarterly fee in 2020.

6. Prior to the passage of AB 216, the Registrar did not have this high volume mail subscription and did not incur this fee.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct to the best of my personal knowledge, information and belief.

Executed this 13th day of August, 2020, in San Diego County.

Signed: 

Liliana Lau

EXHIBIT “A”

Account Information

Account Number [Redacted]
Permit [Redacted]
Company SAN DIEGO COUNTY REGISTRAR OF VOTERS
Address 5600 OVERLAND AVE STE 100
SAN DIEGO, CA 92123-1278
Where Issued n/a
Comments Ballots Po Box 85902 add on 9577

Current Balance [Redacted]
Contact [Redacted]
Phone Number [Redacted]
Finance Number [Redacted]

Fee Payment Transaction

Fee (Paid from Account Only)	Amount	Payment Date	Expiration Date	Transaction Number	Action
BRM Quarterly	\$2405	01/08/2020	03/31/2020	20200815142444F	

Payment Method: Account

Location: 0110

DECLARATION OF SERVICE BY EMAIL

I, the undersigned, declare as follows:

I am a resident of the County of Solano 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 August 14, 2020, I served the:

- **County of San Diego's Comments on the Draft Expedited Parameters and Guidelines filed August 14, 2020**

Vote by Mail Ballots: Prepaid Postage, 19-TC-01

Elections Code Section 3010; Statutes 2018, Chapter 120 (AB 216)

County of Los Angeles, 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 August 14, 2020 at Sacramento, California.



Heidi Palchik

Commission on State Mandates

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COMMISSION ON STATE MANDATES

Mailing List

Last Updated: 8/4/20

Claim Number: 19-TC-01

Matter: Vote by Mail Ballots: Prepaid Postage

Claimant: County of Los Angeles

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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