

May 25, 2023

Ms. Lisa Kurokawa State Controller's Office Compliance Audits Bureau 3301 C Street, Suite 700 Sacramento, CA 95816

And Parties. Interested Parties, and Interested Persons (See Mailing List)

## Re: Notice of Extension Request Limited Approval

California Assessment of Student Performance and Progress (CAASPP), 22-1401-I-01

Education Code Section 60640, as amended by Statutes 2013, Chapter 489 (AB 484) and Statutes 2014, Chapter 32 (SB 858); California Code of Regulations, Title 5, Sections 850, 852, 853, 853.5, 857, 861(b)(5), and 864, as added or amended by Register 2014, Nos. 6, 30, and 35

Fiscal Years: 2015-2016 and 2016-2017 Fresno Unified School District, Claimant

### Dear Ms. Kurokawa:

On May 24, 2023, the Commission on State Mandates (Commission) received the State Controller's Office's (Controller's) request for a three-month extension of time to file written comments on the above-captioned Test Claim, currently due on July 13, 2023.

Specifically, the Controller's request states that an extension of time to October 13, 2023 is necessary to provide written comments and supporting documentation for the above-named Incorrect Reduction Claim (IRC) and to adequately address the district's concerns. Additionally, the request states that the primary auditor involved with the project is no longer with the State Controller's Office, so they will need to reprioritize staffing resources to those with knowledge of the CAASPP program.

Section 1187.9(a) of the Commission's regulations provide that any party or interested party to a matter may request an extension of time by filing a request with the executive director before the date set for filing of comments or rebuttals with Commission staff on that matter. The request shall fully explain the reasons for the extension, propose a new date for filing, and be certified, filed, and served in accordance with section 1181.3 of these regulations. A party to a matter may request an extension of time that would necessitate rescheduling the hearing, but shall also include a request for postponement of the hearing, pursuant to subdivision (b) of this section. (Cal. Code. Regs., tit. 2 § 1187.9(a).)

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However, as a matter of Commission practice and due to the duty to expedite all matters before the Commission and the requirements of Government code section 17553(d) which provides: "The Controller shall have no more than 90 days after the date the claim is delivered or mailed to file any rebuttal to an incorrect reduction claim. The failure of the Controller to file a rebuttal to an incorrect reduction claim shall not serve to delay the consideration of the claim by the commission," the approval of this request is limited to 60 days.

Therefore, a 60-day extension from the original due date is approved for the Controller and their comments on the Test Claim are now due **by 5:00 p.m. on September 13, 2023**. This matter remains tentatively scheduled for hearing on **Friday, December 1, 2023**.

Sincerely,

Heather Halsey Executive Director

## **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 May 25, 2023, I served the:

- Notice of Extension Request Limited Approval issued May 25, 2023
- Controller's Request for Extension of Time filed May 24, 2023

California Assessment of Student Performance and Progress (CAASPP), 22-1401-I-02

Education Code Section 60640, as amended by Statutes 2013, Chapter 489 (AB 484) and Statutes 2014, Chapter 32 (SB 858); California Code of Regulations, Title 5, Sections 850, 852, 853, 853.5, 857, 861(b)(5), and 864, as added or amended by Register 2014, Nos. 6, 30, and 35

Fiscal Years: 2015-2016 and 2016-2017 Fresno 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 May 25, 2023 at Sacramento, California.

Jill L. Magee

Commission on State Mandates 980 Ninth Street, Suite 300 Sacramento, CA 95814

(916) 323-3562

# **COMMISSION ON STATE MANDATES**

## **Mailing List**

Last Updated: 5/17/23

**Claim Number: 22-1401-I-01** 

Matter: California Assessment of Student Performance and Progress

Claimant: Fresno 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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