



May 14, 2024

Ms. Kristin Lindgren-Bruzzone
California School Boards Association
3251 Beacon Boulevard
West Sacramento, CA 95691

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

Re: Notice of Extension Request Denial

Transitional Kindergarten Program, 23-TC-02

Statutes 2021, Chapter 44, Section 60 (AB 130);

Education Code Section 48000, Effective July 9, 2021

Hope Elementary School District and Sunnyvale School District, Claimants

Dear Ms. Lindgren-Bruzzone:

On May 10, 2024, the Commission on State Mandates (Commission) received the California School Boards Association's (CSBA's) request for a 60-day extension of time to file written comments on the above-captioned Test Claim. Comments are currently due on May 13, 2024 and the Test Claim is tentatively scheduled for hearing on November 22, 2024.

Specifically, CSBA's request states that a 60-day extension of time to July 12, 2024 is necessary due to competing priorities, staffing constraints, and the need to solicit input from over 900 members regarding the impact of the issues. As a result, CSBA will not be able to complete a comprehensive review of the Test Claim and provide comments by the deadline of May 13, 2024.

This request is denied. CSBA is not a "party to a test claim" or an "interested party", but is an "interested person" as defined in Section 1181.2(j) of the Commission's regulations: "Interested person" means any individual, local agency, school district, state agency, corporation, partnership, association, or other type of entity, who has an interest in a matter before the Commission, but is not a party or interested party with respect to that matter." A "Party to a Test Claim" means the test claimant, the Department of Finance, and other affected state agencies. (Cal. Code Regs., tit. 2. Section 1181.2(l).) And an "interested party" means a local agency, school district, or state agency, with a beneficial interest in the matter. (Cal. Code Regs., tit. 2. Section 1181.2(i).) CSBA does not have a beneficial interest in the matter because it has no right to reimbursement under article XIII B, section 6 and Government Code section 17500 et seq.

An "interested person" has the right to file comments on a Test Claim and the Draft Proposed Decision pursuant to sections 1183.2 and 1183.6 of the Commission's regulations and may attend the hearing and provide testimony on the claim, but may not request extensions of time to file comments or requests for postponement of the hearing, and the Commission has no authority to grant such requests from interested persons. Only parties and interested parties may request extensions and

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Ms. Lindgren-Bruzzone


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postponements. Section 1187.9 of the Commission's regulations provides 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" and that "A party to an article 7 matter may request a postponement of a hearing on that matter."

Therefore, CSBA's request for an extension of time to file comments on the Test Claim from the original due date is denied. Comments on the Test Claim are due **by 5:00 p.m. on May 13, 2024**. This matter remains tentatively scheduled for hearing on **Friday, November 22, 2024**.

Sincerely,

, for Heather Halsey

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 14, 2024, I served the:

- **Current Mailing List dated May 10, 2024**
- **Notice of Extension Request Denial issued May 14, 2024**
- **CSBA's Request for Extension of Time filed May 10, 2024**

Transitional Kindergarten Program, 23-TC-02

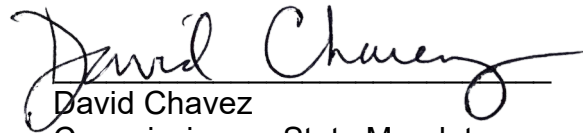
Statutes 2021, Chapter 44, Section 60 (AB 130);

Education Code Section 48000, Effective July 9, 2021

Hope Elementary School District and Sunnyvale School District, Claimants

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 14, 2024 at Sacramento, California.



David Chavez

Commission on State Mandates
980 Ninth Street, Suite 300
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COMMISSION ON STATE MANDATES

Mailing List

Last Updated: 5/10/24

**Claim
Number:** 23-TC-02

Matter: Transitional Kindergarten Program

Claimants: Hope Elementary School District
Sunnyvale 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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