



<i>For CSM Use Only</i>
Filing Date: <div style="border: 2px solid blue; border-radius: 15px; padding: 5px; text-align: center; color: blue;">RECEIVED March 27, 2025 <i>Commission on State Mandates</i></div>
TC #: 24-TC-02

TEST CLAIM FORM AND TEST CLAIM AMENDMENT FORM (Pursuant to Government Code section 17500 et seq. and Title 2, California Code of Regulations, section 1181.1 et seq.)

Section 1

Proposed Test Claim Title:

AB 256 Criminal Procedure: Discrimination

Section 2

Local Government (Local Agency/School District) Name:

County of Los Angeles

Name and Title of Claimant's Authorized Official pursuant to [CCR, tit.2, § 1183.1\(a\)\(1-5\)](#):

Oscar Valdez, Auditor-Controller

Street Address, City, State, and Zip:

500 West Temple Street, Room 525, Los Angeles, CA 90012

Telephone Number

2139748302

Email Address

ovaldez@auditor.lacounty.gov

Section 3 – Claimant designates the following person to act as its sole representative in this test claim. All correspondence and communications regarding this claim shall be sent to this representative. Any change in representation must be authorized by the claimant in writing, and e-filed with the Commission on State Mandates. ([CCR, tit.2, § 1183.1\(b\)\(1-5\)](#).)

Name and Title of Claimant Representative:

Fernando Lemus, Principal Accountant-Auditor

Organization: County of Los Angeles, Department of Auditor-Controller

Street Address, City, State, Zip:

500 West Temple Street, Room 603, Los Angeles, CA 90012

Telephone Number

2139740324

Email Address

flemus@auditor.lacounty.gov

Section 4 – Identify all code sections (include statutes, chapters, and bill numbers; e.g., Penal Code section 2045, Statutes 2004, Chapter 54 [AB 290]), regulatory sections (include register number and effective date; e.g., California Code of Regulations, title 5, section 60100 (Register 1998, No. 44, effective 10/29/98), and other executive orders (include effective date) that impose the alleged mandate pursuant to [Government Code section 17553](#) and check for amendments to the section or regulations adopted to implement it:

Assembly Bill No. 256 (2021-2022 Regular Session)

Statutes of 2022, Chapter 739, Section 1: Criminal Procedure: Discrimination, to amend Section 745 and 1473 of the Penal Code

Test Claim is Timely Filed on [Insert Filing Date] [select either A or B]: 12 / 19 / 2024

A: Which is not later than 12 months (365 days) following [insert effective date] / / , the effective date of the statute(s) or executive order(s) pled; or

B: Which is within 12 months (365 days) of [insert the date costs were *first* incurred to implement the alleged mandate] 01 / 01 / 2024, which is the date of first incurring costs as a result of the statute(s) or executive order(s) pled. *This filing includes evidence which would be admissible over an objection in a civil proceeding to support the assertion of fact regarding the date that costs were first incurred.*

([Gov. Code § 17551\(c\)](#); [Cal. Code Regs., tit. 2, §§ 1183.1\(c\)](#) and [1187.5](#).)

Section 5 – Written Narrative:

Includes a statement that actual or estimated costs exceed one thousand dollars (\$1,000). ([Gov. Code § 17564](#).)

Includes all of the following elements for each statute or executive order alleged **pursuant to [Government Code section 17553\(b\)\(1\)](#)**:

Identifies all sections of statutes or executive orders and the effective date and register number of regulations alleged to contain a mandate, including a detailed description of the *new* activities and costs that arise from the alleged mandate and the existing activities and costs that are *modified* by the alleged mandate;

Identifies *actual* increased costs incurred by the claimant during the fiscal year for which the claim was filed to implement the alleged mandate;

Identifies *actual or estimated* annual costs that will be incurred by the claimant to implement the alleged mandate during the fiscal year immediately following the fiscal year for which the claim was filed;

Contains a statewide cost estimate of increased costs that all local agencies or school districts will incur to implement the alleged mandate during the fiscal year immediately following the fiscal year for which the claim was filed;

Following FY: 2024 - 2025 Total Costs: \$2,190,000

Identifies all dedicated funding sources for this program;

State: None

Federal: None

Local agency's general purpose funds: No dedicated funding source. (General funds are used to cover costs)

Other nonlocal agency funds: None

Fee authority to offset costs: None

Identifies prior mandate determinations made by the Board of Control or the Commission on State Mandates that may be related to the alleged mandate: _____

None

Identifies any legislatively determined mandates that are on, or that may be related to, the same statute or executive order: None

Section 6 – The Written Narrative Shall be Supported with Declarations Under Penalty of Perjury Pursuant to [Government Code Section 17553\(b\)\(2\)](#) and [California Code of Regulations, title 2, section 1187.5](#), as follows:

- Declarations of actual or estimated increased costs that will be incurred by the claimant to implement the alleged mandate.
- Declarations identifying all local, state, or federal funds, and fee authority that may be used to offset the increased costs that will be incurred by the claimant to implement the alleged mandate, including direct and indirect costs.
- Declarations describing new activities performed to implement specified provisions of the new statute or executive order alleged to impose a reimbursable state-mandated program (specific references shall be made to chapters, articles, sections, or page numbers alleged to impose a reimbursable state-mandated program).
- If applicable, declarations describing the period of reimbursement and payments received for full reimbursement of costs for a legislatively determined mandate pursuant to [Government Code section 17573](#), and the authority to file a test claim pursuant to paragraph (1) of subdivision (c) of [Government Code section 17574](#).
- The declarations are signed under penalty of perjury, based on the declarant's personal knowledge, information, or belief, by persons who are authorized and competent to do so.

Section 7 – The Written Narrative Shall be Supported with Copies of the Following Documentation Pursuant to [Government Code section 17553\(b\)\(3\)](#) and [California Code of Regulations, title 2, § 1187.5](#):

- The test claim statute that includes the bill number, and/or executive order identified by its effective date and register number (if a regulation), alleged to impose or impact a mandate. Pages 9 to 18.
- Relevant portions of state constitutional provisions, federal statutes, and executive orders that may impact the alleged mandate. Pages 122 to 125.

- Administrative decisions and court decisions cited in the narrative. (Published court decisions arising from a state mandate determination by the Board of Control or the Commission are exempt from this requirement.) Pages 19 to 121.
- Evidence to support any written representation of fact. *Hearsay evidence may be used for the purpose of supplementing or explaining other evidence but shall not be sufficient in itself to support a finding unless it would be admissible over objection in civil actions.* ([Cal. Code Regs., tit. 2, § 1187.5.](#)) Pages 7 to 8.

Section 8 – TEST CLAIM CERTIFICATION Pursuant to [Government Code section 17553](#)

- The test claim form is signed and dated at the end of the document, under penalty of perjury by the eligible claimant, with the declaration that the test claim is true and complete to the best of the declarant's personal knowledge, information, or belief.

Read, sign, and date this section. Test claims that are not signed by authorized claimant officials pursuant to [California Code of Regulations, title 2, section 1183.1\(a\)\(1-5\)](#) will be returned as incomplete. In addition, please note that this form also serves to designate a claimant representative for the matter (if desired) and for that reason may only be signed by an authorized local government official as defined in [section 1183.1\(a\)\(1-5\)](#) of the Commission’s regulations, and not by the representative.

This test claim alleges the existence of a reimbursable state-mandated program within the meaning of [article XIII B, section 6 of the California Constitution](#) and [Government Code section 17514](#). I hereby declare, under penalty of perjury under the laws of the State of California, that the information in this test claim is true and complete to the best of my own personal knowledge, information, or belief. All representations of fact are supported by documentary or testimonial evidence and are submitted in accordance with the Commission’s regulations. ([Cal. Code Regs., tit.2, §§ 1183.1](#) and [1187.5.](#))

Oscar Valdez

Name of Authorized Local Government Official
 pursuant to [Cal. Code Regs., tit.2, § 1183.1\(a\)\(1-5\)](#)

Auditor-Controller

Print or Type Title



Signature of Authorized Local Government Official
 pursuant to [Cal. Code Regs., tit.2, § 1183.1\(a\)\(1-5\)](#)












Test Claim Form


Final Audit Report

2025-03-26

Created:	2025-03-25
By:	CSM Sign (csmsign@csm.ca.gov)
Status:	Signed
Transaction ID:	CBJCHBCAABAAB-DI6r54hq67e2HX1ifBxQqeismHKuu

"Test Claim Form" History

-  Document created by CSM Sign (csmsign@csm.ca.gov)
2025-03-25 - 10:26:06 PM GMT
-  Document emailed to flemus@auditor.lacounty.gov for filling
2025-03-25 - 10:27:16 PM GMT
-  Email viewed by flemus@auditor.lacounty.gov
2025-03-25 - 10:39:37 PM GMT
-  Signer flemus@auditor.lacounty.gov entered name at signing as Fernando Lemus
2025-03-25 - 11:59:52 PM GMT
-  Form filled by Fernando Lemus (flemus@auditor.lacounty.gov)
Form filling Date: 2025-03-25 - 11:59:54 PM GMT - Time Source: server
-  Document emailed to rcabigas@auditor.lacounty.gov for filling
2025-03-25 - 11:59:56 PM GMT
-  Email viewed by rcabigas@auditor.lacounty.gov
2025-03-26 - 0:38:47 AM GMT
-  Signer rcabigas@auditor.lacounty.gov entered name at signing as Rica Mae Cabigas
2025-03-26 - 0:52:41 AM GMT
-  Form filled by Rica Mae Cabigas (rcabigas@auditor.lacounty.gov)
Form filling Date: 2025-03-26 - 0:52:43 AM GMT - Time Source: server
-  Document emailed to Rachelle Anema (ranema@auditor.lacounty.gov) for filling
2025-03-26 - 0:52:45 AM GMT
-  Email viewed by Rachelle Anema (ranema@auditor.lacounty.gov)
2025-03-26 - 0:56:00 AM GMT

 Form filled by Rachelle Anema (ranema@auditor.lacounty.gov)

Form filling Date: 2025-03-26 - 2:48:04 PM GMT - Time Source: server

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2025-03-26 - 2:48:06 PM GMT

 Email viewed by Oscar Valdez (ovaldez@auditor.lacounty.gov)

2025-03-26 - 5:35:51 PM GMT

 Document e-signed by Oscar Valdez (ovaldez@auditor.lacounty.gov)

Signature Date: 2025-03-26 - 5:36:45 PM GMT - Time Source: server

 Agreement completed.

2025-03-26 - 5:36:45 PM GMT

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 April 4, 2025, I served the:


- **Current Mailing List dated March 19, 2025**
- **Second Notice of Complete Test Claim, Schedule for Comments, and Notice of Tentative Hearing Date issued April 4, 2025**
- **Response to Request for Clarification of Pleading and Second Notice of Incomplete Test Claim filed March 27, 2025**
- **Test Claim filed by the County of Los Angeles (claimant) on December 19, 2024 revised on March 27, 2025.**

Criminal Procedure: Discrimination, 24-TC-02

Statutes 2022, Chapter 739, Section 1 (AB 256); Penal Code Section 745
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 April 4, 2025 at Sacramento, California.



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

COMMISSION ON STATE MANDATES

Mailing List

Last Updated: 3/19/25

**Claim
Number:** 24-TC-02

Matter: Criminal Procedure: Discrimination

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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