

STATE of CALIFORNIA
COMMISSION ON STATE
MANDATES



TEST CLAIM FORM

Section 1

Proposed Test Claim Title:

Public School Restrooms: Feminine Hygiene Products

Section 2

Local Government (Local Agency/School District) Name:

Desert Sands Unified School District

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

Scott Bailey, Superintendent

Street Address, City, State, and Zip:

47-950 Dune Palms Road, La Quinta, California 92253

Telephone Number

Fax Number

Email Address

760-777-4200

sbailey@desertsands.us

Section 3

Claimant Representative: Arthur M. Palkowitz Title Attorney

Organization: Artiano Shinoff

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For CSM Use Only	
Filing Date:	RECEIVED December 7, 2018 Commission on State Mandates
Test Claim #:	18-TC-01

Section 4 – Please 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 don't forget to check whether the code section has since been amended or a regulation adopted to implement it (refer to your completed WORKSHEET on page 7 of this form):

Statute 2017, Chapter 687, AB No. 10, Ed. Code 35292.6, effective date 1/1/2018

Test Claim is Timely Filed on [Insert Filing Date] [select either A or B]: 12/ 7 / 2018

A: Which is not later than 12 months following [insert the effective date of the test claim statute(s) or executive order(s)] 1 / 1 / 2018, the effective date of the statute(s) or executive order(s) pled; or

B: Which is within 12 months of [insert the date costs were *first* incurred to implement the alleged mandate] / / , 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 and/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\(b\)\(1\)](#) (refer to your completed WORKSHEET on page 7 of this form):

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: 2018 - 2019 Total Costs: \$5,000,000.00
- Identifies all dedicated funding sources for this program; State: None
Federal: None Local agency's general purpose funds: None
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: Williams Cost Implementation
- Identifies a legislatively determined mandate that is on the same statute or executive order: _____

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 (refer to your completed WORKSHEET on page 7 of this form):

- 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 (refer to your completed WORKSHEET on page 7 of this form):

- 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 DSUSD000017 to DSUSD000019.

- Relevant portions of state constitutional provisions, federal statutes, and executive orders that may impact the alleged mandate. Pages _____ to _____.
- 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 _____ to _____.
- 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 DSUSD000025 to DSUSD000033.

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.)

Scott Bailey
 Name of Authorized Local Government Official
 pursuant to Cal. Code Regs., tit.2, § 1183.1(a)(1-5)

Superintendent
 Print or Type Title


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

December 7, 2018
 Date

Test Claim Form Sections 4-7 WORKSHEET

Complete Worksheets for Each New Activity and Modified Existing Activity Alleged to Be Mandated by the State, and Include the Completed Worksheets With Your Filing.

Statute, Chapter and Code Section/Executive Order Section, Effective Date, and Register Number: Statute 2017, Chapter 687, AB No. 10, Ed. Code 35292.6, 1/1/2018

Activity: Developing and Implementation of internal policies, training, procedures relating to the purchase, installation, stocking of feminine hygiene products.

Initial FY: 2017- 2018 Cost: \$374.16 Following FY: 2018- 2019 Cost: \$191.40

Evidence (if required): Declaration

All dedicated funding sources; State: None Federal: None

Local agency's general purpose funds: None

Other nonlocal agency funds: None

Fee authority to offset costs: None

Statute, Chapter and Code Section/Executive Order Section, Effective Date, and Register Number: Statute 2017, Chapter 687, AB No. 10, Ed. Code 35292.6, 1/1/2018

Activity: Train certificated, classified and other personnel to administer the availability of feminine hygiene products in the district's restrooms.

Initial FY: 2017- 2018 Cost: \$2,110.51 Following FY: 2018 - 2019 Cost: \$2,132.48

Evidence (if required): Declaration

All dedicated funding sources; State: None Federal: None

Local agency's general purpose funds: None

Other nonlocal agency funds: None

Fee authority to offset costs: None

Statute, Chapter and Code Section/Executive Order Section, Effective Date, and Register Number: Statute 2017, Chapter 687, AB No. 10, Ed. Code 35292.6, 1/1/2018

Activity: Purchasing and installing dispensers in the schools' restrooms.

Initial FY: 2017- 2018 Cost: \$19,501.67 Following FY: 2018 - 2019 Cost: \$2,034.96

Evidence (if required): Declaration / Invoices

All dedicated funding sources; State: None Federal: None

Local agency's general purpose funds: None

Other nonlocal agency funds: None

Fee authority to offset costs: None

Test Claim Form Sections 4-7 WORKSHEET

Complete Worksheets for Each New Activity and Modified Existing Activity Alleged to Be Mandated by the State, and Include the Completed Worksheets With Your Filing.

Statute, Chapter and Code Section/Executive Order Section, Effective Date, and Register Number: Statute 2017, Chapter 687, AB No. 10, Ed. Code 35292.6, 1/1/2018

Activity: Stocking the schools' restrooms with feminine hygiene products at all times.

Initial FY: 2017- 2018 Cost: \$39,629.38 Following FY: 2018- 2019 Cost: \$39,629.38

Evidence (if required): Declaration / Invoices

All dedicated funding sources; State: None Federal: None

Local agency's general purpose funds: None

Other nonlocal agency funds: None

Fee authority to offset costs: None

Statute, Chapter and Code Section/Executive Order Section, Effective Date, and Register Number: _____

Activity: _____

Initial FY: ____ - ____ Cost: _____ Following FY: ____ - ____ Cost: _____

Evidence (if required): _____

All dedicated funding sources; State: _____ Federal: _____

Local agency's general purpose funds: _____

Other nonlocal agency funds: _____

Fee authority to offset costs: _____

Statute, Chapter and Code Section/Executive Order Section, Effective Date, and Register Number: _____

Activity: _____

Initial FY: ____ - ____ Cost: _____ Following FY: ____ - ____ Cost: _____

Evidence (if required): _____

All dedicated funding sources; State: _____ Federal: _____

Local agency's general purpose funds: _____

Other nonlocal agency funds: _____

Fee authority to offset costs: _____

Test Claim: Public School Restrooms
Feminine Hygiene Products
Claimants: Desert Sands Unified School District
5. Written Narrative

**BEFORE THE
COMMISSION ON STATE MANDATES
STATE OF CALIFORNIA**

Test Claim of:

Desert Sands Unified School District
Claimants.

No. CSM _____
Public School Restrooms
Feminine Hygiene Products
Assembly Bill No. 10
Statutes 2017, Chapter 687
Education Code Section 35292.6

STATEMENT OF THE CLAIM

This test claim alleges reimbursable costs mandated by the State for school districts to provide Feminine Hygiene Products for a public school maintaining any combination of classes from grade 6 to grade 12, that meets the 40-percent pupil poverty threshold required to operate a school wide program, pursuant to Section 6314(a)(1)(A) of Title 20 of the United States Code, shall stock at least 50 percent of the school's restrooms with feminine hygiene products ("Feminine Hygiene Products") at all times pursuant to the requirements in Statutes 2017 Chapter 687, A.B. No 10.

Desert Sands Unified School District ("Claimant") allege that the test claim statutes impose a reimbursable state mandated program for school districts under Article XIII B, section 6 and Government Code section 17514. It was the intent of the Legislature in enacting the test claim statutes and regulations to require school districts to provide school restrooms with feminine hygiene products at all times.

AUTHORITY FOR THE CLAIM

The Commission on State Mandates has the authority, pursuant to Government Code section 17551, subdivision (a), to hear and decide upon a claim by a local agency or school district that the local agency or school district is entitled to be reimbursed by the State for costs mandated by the State, as required by section 6 of Article XIII B of the California Constitution. (*Kinlaw v. State of California* (1991) 54 Cal.3d 326, 331-334; Government Code sections 17551 and 17552.) The determination of whether a statute or executive order imposes a reimbursable state-mandated program is a question of law. (*County of San Diego v. State of California*, (1997) 15 Cal.4th 68,109.)

Claimant is a school district as defined in Government Code Section 17519. This test claim is filed pursuant to Title 2, California Code of Regulations section 1183.1.

A. California Constitution requires the State to reimburse schools

Article XIII B, section 6 of the California Constitution states:

Whenever the Legislature or any state agency mandates a new program or higher level of service on any local government, the state shall provide a subvention of funds to reimburse such local government for the costs of such programs or increased level of service.

The purpose of Article XIII B, section 6 is to [p]reclude the state from shifting financial responsibility for carrying out governmental functions to local agencies, which are ‘ill equipped’ to assume increased financial responsibilities because of the taxing and spending limitations that article XIII A and XIII B impose. (*County of San Diego v. State of California* (1997) 15 Cal.4th 68, 81.) Thus, the subvention requirement of section 6 is “directed to state-mandated increases in the services provided by [local government]...” (*County of Los Angeles v. State of California* (1987) 43 Cal.3d 46, 56.) Reimbursement under Article XIII B, section 6 is required when the following elements are met:

1. A state statute or executive order requires or “mandates” local agencies or school districts to perform an activity. (*San Diego Unified School Dist. v. Commission on State Mandates*, (2004) 33 Cal.4th 859, 874.)

2. Under the first alternative test set forth by the California Supreme Court, a "new program or higher level of service" is established by "programs that carry out the governmental function of providing services to the public." (*San Diego Unified Sch. Dist. v. Comm'n on State Mandates*, 33 Cal. 4th 859, 874 (2004) (quoting *County of Los Angeles v. State of California* (1987) 43 Cal.3d 46, 56).

3. Under the second alternative test set forth by the California Supreme Court, a "new program or higher level of service" is established by "laws which, to implement a state policy, impose unique requirements on local governments and do not apply generally to all residents and entities in the state." (*San Diego Unified Sch. Dist. v. Comm'n on State Mandates*, 33 Cal. 4th 859, 874 (2004) (quoting *County of Los Angeles v. State of California* (1987) 43 Cal.3d 46, 56).

4. The mandated activity is a new law when compared with the legal requirements in effect immediately before the enactment of the test claim statute, and it increases the level of service provided to the public in enforcing a state policy. (*San Diego Unified School Dist.*, supra 33 Cal.4th 859, 874-875, 878; *Lucia Mar Unified School District v. Honig* (1988) 44 Cal 3d 830, 835.)

B. The new program is mandated when the schools incur increased costs.

Government Code section 17514 provides that [c]osts mandated by the state means any increased costs which a local agency or school district is required to incur after July 1, 1980, as a result of any statute enacted on or after January 1, 1975, or any executive order implementing any statute enacted on or after January 1, 1975, which mandates a new program or higher level of service of an existing program within the meaning of Section 6 of Article XIII B of the California Constitution.

Government Code section 17564 provides that: [n]o claim shall be made pursuant to Sections 17551, 17561, or 17573, nor shall any payment be made on claims submitted pursuant to Sections 17551, or 17561, or pursuant to a legislative determination under Section 17573, unless these claims exceed one thousand dollars.

Claimant alleges increased costs exceeds the \$1,000.00 minimum claim amount articulated in Government Code section 17564(a). Government Code section 17556(e) states that there are no costs mandated by the state, if additional revenue specifically intended to fund the costs of the mandated activities, in an amount sufficient to fund the cost of the state-mandated activities, has been appropriated in a Budget Act or other bill.

There is no evidence that additional on-going revenue has been appropriated, specifically to fund the costs of the mandated activities in this claim. Thus, Government Code section 17556(e) does not apply to deny this claim. Accordingly, the evidence in the record supports the finding that the claimant has incurred increased costs mandated by the state, pursuant to Government Code section 17514. However, to the extent a district receives any funding or grant funding and applies those funds to the mandated activities, those funds are required to be identified as offsetting revenue and deducted from the costs claimed by the district.

A. Statutes 2017 Chapter 687, A.B. No 10.

Existing law, with certain exceptions, requires every public and private school, as provided, to have restroom facilities that are open as prescribed during school hours, and at all times to keep every restroom maintained and cleaned regularly, fully operational, and stocked with soap and paper supplies.

SECTION 1, section 35292.6 is added to the Education Code, to read:

(a) Pursuant to this new legislation, a public school maintaining any combination of classes from grade 6 to grade 12, inclusive, that meets the 40-percent pupil poverty threshold required to operate a school wide program, pursuant to Section 6314(a)(1)(A) of Title 20 of the United States Code, shall stock at least 50 percent of the school's restrooms with feminine hygiene products at all times.

(b) A public school described in subdivision (a) shall not charge for any menstrual products provided to pupils, including, but not limited to, feminine hygiene products.

(c) For purposes of this section, "feminine hygiene products" means tampons and sanitary napkins for use in connection with the menstrual cycle.

Activities

School districts have incurred or will incur costs implementing the following activities:

- (i) Developing and implementation of internal policies, training, procedures relating to the purchase, installation, stocking of feminine hygiene products.
- (ii) Train certificated, classified and other personnel to administer the availability of feminine hygiene products in the district’s restrooms.
- (iii) Purchasing and installing dispensers in the schools’ restrooms.
- (iv) Stocking the schools’ restrooms with feminine hygiene products at all times.

B. A detailed description of existing activities and costs that are modified by the mandate

There were no existing activities that were modified by the test clam statute.

B. The actual increased costs incurred by the claimant during the fiscal year for which the claim was filed to implement the alleged mandate.

January 1, 2018-June 30, 2018

- (i) Developing and implementation of internal policies, training, procedures relating to the purchase, installation, stocking of feminine hygiene products. (supported by declaration)

Labor Costs

Description	Qty (hours)	Avg Hrly Rate (incl. Fixed Charges)	Total Cost
M&O Director	2	\$67.71	\$135.42
Purchasing Director	2	\$82.23	\$164.46
Purchasing Buyer	2	\$37.15	\$74.30
		Total	\$374.16

- (ii) Train certificated, classified and other personnel to administer the availability of feminine hygiene products in the district’s restrooms. (supported by declaration)

Labor Costs

Description	Qty.	Avg Hrly Rate (incl. Fixed Charges)	Total Cost
Principals	34 at .5 hours	84.46	\$1,435.82
Custodians	49 at .5 hours	27.13	\$ 664.69
		Total	\$2,110.51

- (iii) Purchasing and installing dispensers in the schools' restrooms. (supported by declaration and invoices)

Equipment Costs

Description	Qty	Unit Cost (including installation)	Total Cost
Dispensers	115	\$156.74	\$19,501.67

- (iv) Stocking the schools' restrooms with feminine hygiene products at all times. (supported by declaration and invoices)

Equipment Costs

Description	Annual Case Qty	Unit Cost	Total Cost
Feminine Hygiene Pads	7	\$24.62	\$172.34
	15	\$24.62	369.30
	30	\$22.90	687.00
	30	\$21.30	639.00
		Feminine Hygiene Pads Total	\$1,867.64
Feminine Hygiene Tampons	6	\$52.50	\$ 315.00
	24	\$52.50	\$1,260.00
	50	\$54.87	\$2,743.50
		Feminine Hygiene Tampons Total	\$4,318.50
		Total	\$6,186.14

Test Claim: Public School Restrooms
 Feminine Hygiene Products
 Claimants: Desert Sands Unified School District
 5. Written Narrative

Labor Costs (supported by declaration)

Description	Instructional Days	# of Custodians @ Middle/High Schools	Minutes per day to refill stock	Avg Hrly Rate (incl. Fixed Charges)	Total Cost
Refill Stock	180	49	0.13	\$27.54	\$32,387.04

Description	Hours	Average Hourly Rate incl. Fixed Charges	Total Cost
Order/Maintain Stock	30	\$35.21	\$1,056.20

(iv) Total Expenses \$39,629.38

C. The 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.

2018-2019

(i) Developing and implementation of internal policies, training, procedures relating to the purchase, installation, stocking of feminine hygiene products. (supported by declaration)

Labor Costs

Description	Qty	Avg Hrly Rate (incl. Fixed Charges)	Total Cost
M&O Director	1	\$71.09	\$71.09
Purchasing Director	1	\$82.23	\$82.23
Purchasing Buyer	1	\$38.08	\$38.08
		Total	\$191.40

(ii) Train certificated, classified and other personnel to administer the availability of feminine hygiene products in the district's restrooms. (supported by declaration)

Labor Costs

Description	Qty	Avg Hrly Rate (incl. Fixed Charges)	Total Cost
Principals	34 (.5 hour)	85.75	\$1,457.75
Custodians	49 (.5 hour)	27.54	674.73
		Total	\$ 2,132.48

- (iii) Purchasing and installing dispensers in the schools' restrooms. (supported by declaration)

Equipment Costs

Description	Qty	Unit Cost (including installation)	Total Cost
Dispensers	12	169.58	\$2,034.96

- (iv) Stocking the schools' restrooms with feminine hygiene products at all times. (supported by declaration and invoices)

Equipment Costs

Equipment Costs

Description	Annual Case Qty	Unit Cost	Total Cost
Feminine Hygiene Pads	7	\$24.62	\$172.34
	15	\$24.62	369.30
	30	\$22.90	687.00
	30	\$21.30	639.00
		Feminine Hygiene Pads Total	\$1,867.64
Feminine Hygiene Tampons	6	\$52.50	\$ 315.00
	24	\$52.50	\$1,260.00
	50	\$54.87	\$2,743.50
		Feminine Hygiene Tampons Total	\$4,318.50
		Total	\$6,186.14

(DSUSD000021:#3; DSUSD000024; DSUSD000024 #1; DSUSD000026; DSUSD000027: #2; DSUSD000029)

Stocking the schools' restrooms with feminine hygiene products at all times performed by custodians in the amounts of \$32,387.04 and \$1,056.20.

Labor Costs

Description	Instructional Days	# of Custodians @ Middle/High Schools	Minutes per day to refill stock	Avg Hrly Rate (incl. Fixed Charges)	Total Cost
Refill Stock	180	49	0.13	\$27.54	\$32,387.04

Test Claim: Public School Restrooms
 Feminine Hygiene Products
 Claimants: Desert Sands Unified School District
 5. Written Narrative

Description	Hours	Average Hourly Rate incl. Fixed Charges	Total Cost
Order/Maintain Stock	30	\$35.21	\$1,056.20

(v) Total Expenses \$39,629.38

E. 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.

\$5,000,000.00.

F. Identification of all of the following funding sources available for this program:

(i) Dedicated state funds¹

Claimant is unaware at this time of any other dedicated state funds available for this program.

(ii) Dedicated federal funds

Claimant is unaware at this time of any other dedicated state funds available for this program.

(iii) Other nonlocal agency funds

Claimant is unaware at this time of any other dedicated state funds available for this program.

(iv) The local agency's general purpose funds

Claimant is unaware at this time of any other dedicated state funds available for this program.

(v) Fee authority to offset costs

Claimant is unaware at this time of any other dedicated state funds available for this program.

¹ Whenever the Legislature or any state agency mandates a new program or higher level of service on any local government, the State shall provide a subvention of funds to reimburse that local government for the costs of the program or increased level of service. (Cal. Const. art. 13B, § 6)

G. Identification of prior mandate determinations made by the Board of Control or the Commission on State Mandates that may be related to the alleged mandate

Education Code Sections 14501, 33126(b), 35186, 41020 and 42127.6 required students be provided with decent, clean and safe facilities that was maintained to ensure good repair, along with providing sufficient instructional materials and qualified teachers. (Williams Cost Implementation I, II, III; 05-TC-04; 07-TC-06; 08-TC-01)

Claimant is unaware at this time of any other prior mandate determinations made by the Board of Control or the Commission on State Mandates that may be related to the alleged mandate.

H. Identification of a legislatively determined mandate pursuant to Government Code section 17573 that is on the same statute or executive order

Claimant is unaware at this time of any other dedicated state funds available for this program.

2017 Cal. Legis. Serv. Ch. 687 (A.B. 10) (WEST)

CALIFORNIA 2017 LEGISLATIVE SERVICE

2017 Portion of 2017-2018 Regular Session

Additions are indicated by Text; deletions by

Vetoed are indicated by ~~Text~~ ;
stricken material by ~~Text~~ .

CHAPTER 687

A.B. No. 10

SCHOOLS AND SCHOOL DISTRICTS—RESTROOMS AND TOILETS—FEMININE HYGIENE PRODUCTS

AN ACT to add Section 35292.6 to the Education Code, relating to feminine hygiene products.

[Filed with Secretary of State October 12, 2017.]

LEGISLATIVE COUNSEL'S DIGEST

AB 10, Cristina Garcia. Feminine hygiene products: public school restrooms.

Existing law, with certain exceptions, requires every public and private school, as provided, to have restroom facilities that are open as prescribed during school hours, and at all times to keep every restroom maintained and cleaned regularly, fully operational, and stocked with soap and paper supplies.

This bill would require a public school maintaining any combination of classes from grade 6 to grade 12, inclusive, that meets a 40% pupil poverty threshold specified in federal law to stock 50% of the school's restrooms with feminine hygiene products, as defined. The bill would prohibit a public school from charging for any menstrual products, including feminine hygiene products, provided to pupils. By imposing additional duties on public schools, the bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to the statutory provisions noted above.

The people of the State of California do enact as follows:

SECTION 1. Section 35292.6 is added to the Education Code, to read:

<< CA EDUC § 35292.6 >>

35292.6. (a) A public school maintaining any combination of classes from grade 6 to grade 12, inclusive, that meets the 40-percent pupil poverty threshold required to operate a schoolwide program pursuant to Section 6314(a)(1)(A) of Title 20 of the United States Code shall stock at least 50 percent of the school's restrooms with feminine hygiene products at all times.

(b) A public school described in subdivision (a) shall not charge for any menstrual products provided to pupils, including, but not limited to, feminine hygiene products.

(c) For purposes of this section, "feminine hygiene products" means tampons and sanitary napkins for use in connection with the menstrual cycle.

SEC. 2. If the Commission on State Mandates determines that this act contains costs mandated by the state, reimbursement to local agencies and school districts for those costs shall be made pursuant to Part 7 (commencing with Section 17500) of Division 4 of Title 2 of the Government Code.

West's Annotated California Codes
Education Code (Refs & Annos)
Title 2. Elementary and Secondary Education (Refs & Annos)
Division 3. Local Administration (Refs & Annos)
Part 21. Local Educational Agencies (Refs & Annos)
Chapter 2. Governing Boards (Refs & Annos)
Article 10. School Maintenance (Refs & Annos)

West's Ann.Cal.Educ.Code § 35292.6

§ 35292.6. Public school restrooms; feminine hygiene products; when required

Effective: January 1, 2018
Currentness

(a) A public school maintaining any combination of classes from grade 6 to grade 12, inclusive, that meets the 40-percent pupil poverty threshold required to operate a schoolwide program pursuant to Section 6314(a)(1)(A) of Title 20 of the United States Code shall stock at least 50 percent of the school's restrooms with feminine hygiene products at all times.

(b) A public school described in subdivision (a) shall not charge for any menstrual products provided to pupils, including, but not limited to, feminine hygiene products.

(c) For purposes of this section, "feminine hygiene products" means tampons and sanitary napkins for use in connection with the menstrual cycle.

Credits

(Added by Stats.2017, c. 687 (A.B.10), § 1, eff. Jan. 1, 2018.)

West's Ann. Cal. Educ. Code § 35292.6, CA EDUC § 35292.6

Current with urgency legislation through Ch. 1016 of 2018 Reg.Sess, and all propositions on 2018 ballot.

Test Claim: Public School Restrooms
 Feminine Hygiene Products
 Claimants: Desert Sands Unified School District
 Section: 6 Declaration – Jordan Aquino, Chief Business Officer, Desert Sands Unified School District

SECTION NUMBER: 6
Heading: DECLARATION

I, Jordan Aquino, Chief Business Officer, Desert Sands Unified School District, (“District”) declare as follows:

1. I am employed with the District and I have personal knowledge of the actual and estimated costs incurred by the District for the Feminine Hygiene Products program commencing on January 1, 2018. The information contained in my declaration is from reviewing District business records and my personal knowledge pertaining to the Feminine Hygiene Products program.

2. The new activities performed, or to be performed, to implement provisions of the new statute alleged to impose the reimbursable mandate, Assembly Bill No. 10; Statutes 2017, Chapter 687; Education Code Section 35292.6 include the following:

- (i) Developing and implementation of internal policies, training, procedures relating to the purchase, installation, stocking of feminine hygiene products;
- (ii) Train certificated, classified and other personnel to administer the availability of feminine hygiene products in the schools’ restrooms;
- (iii) The cost of purchasing and installing dispensers in the schools’ restrooms;
- (iv) The cost of stocking the schools’ restrooms with feminine hygiene products at all times.

3. Total Feminine Hygiene Products estimated 2017-2018 costs are as follows:

- (i) Developing and implementation of internal policies, training, procedures relating to the purchase, installation, stocking of feminine hygiene products. These costs represent labor costs for Maintenance & Operations Director, Purchasing Director and Purchasing Buyer in the amount of \$ 374.16.

Labor Costs

Description	Qty (hours)	Avg Hrly Rate (incl. Fixed Charges)	Total Cost
M&O Director	2	\$67.71	\$135.42
Purchasing Director	2	\$82.23	\$164.46
Purchasing Buyer	2	\$37.15	\$74.30
		Total	\$374.16

Test Claim: Public School Restrooms

Feminine Hygiene Products

Claimants: Desert Sands Unified School District

Section: 6 Declaration – Jordan Aquino, Chief Business Officer, Desert Sands Unified School District

- (ii) Train certificated, classified and other personnel to administer the availability of feminine hygiene products in the schools' restrooms. These costs represent labor costs for Principals and Custodians in the amount of \$2,110.51.

Labor Costs

Description	Qty.	Avg Hrly Rate (incl. Fixed Charges)	Total Cost
Principals	34 at .5 hours	84.46	\$1,435.82
Custodians	49 at .5 hours	27.13	\$ 664.69
		Total	\$2,110.51

- (iii) The cost of purchasing and installing dispensers in the schools' restrooms in the amount of \$19,501.67. (DSUSD000026)

Equipment Costs

Description	Qty	Unit Cost (including installation)	Total Cost
Dispensers	115	\$156.74	\$19,501.67

(DSUSD000028)

- (iv) Stocking the schools' restrooms with feminine hygiene products at all times in the amounts of the following:

Equipment Costs

Description	Annual Case Qty	Unit Cost	Total Cost
Feminine Hygiene Pads	7	\$24.62	\$172.34
	15	\$24.62	369.30
	30	\$22.90	687.00
	30	\$21.30	639.00
		Feminine Hygiene Pads Total	\$1,867.64
Feminine Hygiene Tampons	6	\$52.50	\$ 315.00
	24	\$52.50	\$1,260.00
	50	\$54.87	\$2,743.50
		Feminine Hygiene Tampons Total	\$4,318.50
		Total	\$6,186.14

(DSUSD000025:#3; DSUSD000028; DSUSD000030; DSUSD000031; DSUSD000033)

Test Claim: Public School Restrooms
 Feminine Hygiene Products

Claimants: Desert Sands Unified School District

Section: 6 Declaration – Jordan Aquino, Chief Business Officer, Desert Sands Unified School District

Labor Costs

Stocking the schools’ restrooms with feminine hygiene products at all times performed by custodians in the amounts of \$32,387.04 and \$1,056.20.

Description	Instructional Days	# of Custodians @ Middle/High Schools	Minutes per day to refill stock	Avg Hrly Rate (incl. Fixed Charges)	Total Cost
Refill Stock	180	49	0.13	\$27.54	\$32,387.04

Description	Hours	Average Hourly Rate incl. Fixed Charges	Total Cost
Order/Maintain Stock	30	\$35.21	\$1,056.20

Total \$39,629.38

4. Total Feminine Hygiene Products estimated 2018-2019 costs are as follows:

- (i) Developing and implementation of internal policies, training, procedures relating to the purchase, installation, stocking of feminine hygiene products in the amount of \$191.40. The amounts are estimates based on the previous year costs.

Labor Costs

Description	Qty	Avg Hrly Rate (incl. Fixed Charges)	Total Cost
M &O Director	1	\$71.09	\$71.09
Purchasing Director	1	\$82.23	\$82.23
Purchasing Buyer	1	\$38.08	\$38.08
		Total	\$191.40

Test Claim: Public School Restrooms

Feminine Hygiene Products

Claimants: Desert Sands Unified School District

Section: 6 Declaration – Jordan Aquino, Chief Business Officer, Desert Sands Unified School District

- (ii) Train certificated, classified and other personnel to administer the availability of feminine hygiene products in the district’s restrooms. (supported by declaration)

Labor Costs

Description	Qty	Avg Hrly Rate (incl. Fixed Charges)	Total Cost
Principals	34 (.5 hour)	85.75	\$1,457.75
Custodians	49 (.5 hour)	27.54	674.73
		Total	\$2,132.48

- (iii) Purchasing and installing dispensers in the schools’ restrooms. (supported by declaration)

Equipment Costs

Description	Qty	Unit Cost (including installation)	Total Cost
Dispensers	12	169.58	\$2,034.96

The amounts are estimates based on the previous year costs.

- (iv) The cost of stocking the schools’ restrooms with feminine hygiene products at all times in the following amounts:

Equipment Costs

Description	Annual Case Qty	Unit Cost	Total Cost
Feminine Hygiene Pads	7	\$24.62	\$172.34
	15	\$24.62	369.30
	30	\$22.90	687.00
	30	\$21.30	639.00
		Feminine Hygiene Pads Total	\$1,867.64
Feminine Hygiene Tampons	6	\$52.50	\$ 315.00
	24	\$52.50	\$1,260.00
	50	\$54.87	\$2,743.50
		Feminine Hygiene Tampons Total	\$4,318.50
		Total	\$6,186.14

Test Claim: Public School Restrooms
 Feminine Hygiene Products
 Claimants: Desert Sands Unified School District
 Section: 6 Declaration – Jordan Aquino, Chief Business Officer, Desert Sands Unified School District

Labor Costs

Description	Instructional Days	# of Custodians @ Middle/High Schools	Minutes per day to refill stock	Avg Hrly Rate (incl. Fixed Charges)	Total Cost
Refill Stock	180	49	0.13	\$27.54	\$32,387.04

Description	Hours	Average Hourly Rate incl. Fixed Charges	Total Cost
Order/Maintain Stock	30	\$35.21	\$1,056.20

Total \$39,629.38

The amounts are estimates based on the previous year costs.

5. I am unaware of any local, state or federal funds or fee authority that may be used to offset the increased costs that will be incurred by claimant to implement the alleged mandate, including direct and indirect costs.

I certify by my signature below, under penalty of perjury under the laws of the State of California, that the statements made in this document are true and complete to the best of my own personal knowledge or information and belief and I am authorized and competent to do so.

Dated: December 10, 2018



 JORDAN AQUINO, CHIEF BUSINESS OFFICER
 DESERT SANDS UNIFIED SCHOOL DISTRICT

COMPLETE



DESERT SANDS UNIFIED SCHOOL DISTRICT
 47-950 DUNE PALMS ROAD, LA QUINTA, CA 92253

Purchase Order #: P-0069979

Fiscal Year: 2017-2018
 Date: 01/08/2018

Purchase Order number must appear on all packages and documents.

Vendor: 10408 WAXIE 905 NORTH WINEVILLE AVENUE ONTARIO, CA 91784 Phone: 760-831-7960 Fax: 760-343-4411 P.O. Send:	Buyer: ADELINE CARRASCO Phone: (760) 771-8672 Fax: (760) 771-8674 Payment Terms: NET30 Terms & Conditions: SEE PURCHASING WEB PAGE FOB: Justification: Routing: M&O/Joel Parks
Deliver on or Before: 2/7/2018 Ship To: DESERT SANDS WAREHOUSE 47950 DUNE PALMS RD. LA QUINTA, CA 92253 Fax:	Bill To: FISCAL SERVICES 47950 DUNE PALMS RD. LA QUINTA, CA 92253 Fax: 760-236-8652

FAXED
 1/8/18

Originator: SYLVIA QUINTANA (R0085791)

Note: Quote per Jeff Olinger Dated 12/18/2017
VENDOR NOTE: DSUSD Warehouse will be closed for deliveries on the following dates: 01/15/2018, 2/12/2018 and 2/19/2018.

Qty	U/M	Item Name	Unit Cost	Total
1.	115.00 ✓ EACH	88HSCMT1FREE Description: Maxlthin/Tampax Dual Vendor w/ Free Release 03-843-0010-0-0000-8200-4300	148.740000	16,878.10
2.	115.00 ✓ EACH	638308 Description: Installation Charge 03-843-0010-0-0000-8200-5800	10.900000	1,150.00
3.	7.00 ✓ EACH	820020 Description: Maxithins #4 Feminine Hygiene Pads 250/cs 03-843-0010-0-0000-8200-4300	24.820000	172.34
4.	6.00 ✓ EACH	822000 Description: Tampax Regular Absorbency Tampons 500/cs 03-843-0010-0-0000-8200-4300	52.500000	315.00
			Total Line Items:	18,512.44
			Discount:	.00
			Sub-Total:	18,512.44
			Tax:	1,519.21
			Freight:	.00
			Order Total:	20,031.65

PROCESSED
 BY JAN 23 2018
 PURCHASING DEPT.

Nancy Jaramila
 Authorized Signature

P 0 0 6 9 9 7 9

12/27/17
Req 85741



DESERT SANDS UNIFIED SCHOOL DIST

Attn: Guib De La O
Sanitary Maintenance Supplies Price Proposal
December 18, 2017

WAXIE'S Sanitary Supply is pleased to present you with the following price proposal for your review.

Item #	Description	UOM	QTY	Unit Price	Estimated Price
MSFCMT1FREE	Dual Vendor refire Package	EA	115	\$148.74	\$16,875.10
634308	Installation Charge	EA	115	\$95.00	\$11,150.00
Subtotal					\$18,025.10
Sales Tax					\$1,478.57
Total					\$19,503.67

Prices are valid through January 18, 2017.

Please feel free to contact me if you have any questions or comments.

Thank You,

Jeff Olsager | Senior Account Consultant
(760) 865-7476
jolsager@waxies.com | www.waxies.com

Regional Inventory Center • 805 N. Vineland Avenue • Orange, CA 92714-5205
(714) 443-2488 • (714) 443-1400 • FAX (714) 912-3188 • www.waxies.com

WAXLEY

The Most Trusted Name in Clean. Since 1946.

MAIL BUILDING
905 N WINEVILLE AVE
ONTARIO, CA 91764-5595
TEL: (909) 942-3100

Your Order Number
EQ6ZN-00

PAGE: 1

DESERT SANDS UNIFIED SCH DIST
47950 DUNE PALMS RD
LA QUINTA, CA 92253
LA QUINTA, CA 92253-4000

COMPLETE

Mrs. J. Parks

CUSTOMER NUMBER: 331813700-0
CARRIER: 03W14
TELEPHONE NUMBER: 760.777.4200
ORDER DATE: 1/08/18
ORDER TIME: 15:50:37
PRINT DATE: 1/19/18
PRINT TIME: 0:43:50
CUSTOMER P.O. ORDERED BY: P-0069979 SYLVIA QUIN
SALES REP. NAME & MARKET: Jeff Olinger PSMET L2
SPECIAL INSTRUCTIONS:
CHEM-TEL 1-800-255-3924

ITEM NUMBER	DESCRIPTION	UNORDERED	SHIPPED	UNIT	PACKAGED	WEIGHT US.	UNIT PRICE	EXTENDED AMOUNT
822204	Carrier: 03W14 MAXITHIN/TAMPAX DUAL DISPENSER FREE VEND WHITE METAL MFI: MT1 FREE	115	✓ 115	EA		2185		
820020	MAXITHINS #4 FEMININE HYGIENS PADS - 250 PER CASE (CASE ONLY) MFI: MT-4	7	✓ 7	CS		87		<i>01.22.18</i>
822000	TAMPAX REGULAR ABSORBENCY 500 EA PER CASE MFI: T500	6	✓ 6	CS		43		
638339	3RD PARTY NON-SOAP DISP. INSTALLATION CHARGE (\$10) MFI: 638308	115	115	EA				
... pls ship complete ... PURCHASE ORDER NO. 069979 MATERIALS RECEIVED AS SHOWN SIGNED <i>Sylvia Quin</i> APPROVED BY PURCHASER								
		243	243			2315		
								EQ6ZN00
								* COMPLETE * TOTAL AMOUNT
								SUB TOTAL
								SALES TAX
								SUPPLEMENT
								TOTAL AMOUNT

PROCESSED
JAN 23 AM
BY PURCHASING DEPT.

PLEASE USE ONLY THE FOLLOWING INFORMATION FOR RETURNING GOODS: IF YOU RETURN GOODS TO US, YOU MUST INCLUDE THE ORIGINAL INVOICE AND THE ORIGINAL ORDER CHECK OR CREDIT ADJUSTMENT. ALL RETURNS MUST BE ACCOMPANIED BY A RETURN CHECK FROM THE PURCHASER. ALL RETURNS MUST BE RECEIVED AT THE FOLLOWING ADDRESS: WAXLEY, 905 N WINEVILLE AVE, ONTARIO, CA 91764-5595.

ABOVE ITEMS RECEIVED IN GOOD ORDER. ANY CLAIM FOR SHORTAGE, DAMAGE OR ERROR MUST BE REPORTED UPON DELIVERY.

NECESSARY SIGNATURE _____
PRINT CUSTOMER NAME _____
CUSTOMER COPY

****TRIAL PRINT****

Purchase Order: **P-37831-0**

DESERT SANDS UNIFIED SCHOOL DISTRICT
47950 Dune Palms Road
La Quinta, CA 92253
760-771-8567 Fax: 760-771-8574

Date: 07/10/2018
Time: 11:46
Page: 1 of 2

Vendor: 10408 WAXIE SANITARY SUPPLY 905 NORTH WINEVILLE AVENUE ONTARIO, CA 91764		Buyer: Vickie Haddox Payment Terms: NET 30 Terms and Conditions: See Attachment A FOB: Destination Routing: Warehouse Stock Items Deliver on or before:02/23/2018			
Ship To: Warehouse Stores 47950 Dune Palms Rd. La Quinta, CA 92253		Bill To: Fiscal Services 47950 Dune Palms Rd. La Quinta, CA 92253			
Quote Per Brenda Hernandez VENDOR NOTE: DSUSD Warehouse will be closed for deliveries on the following dates: 02/12/2018 & 02/19/2018					
Line Item	Item ID# / Description	Quantity Ordered	Unit Price	U/M	Total Price
1	31230 Sanitary Pads, 250/case, Maxithins #4 ***NO SUBS*** Funding: 03 (XX) (XXX) 0 (XXXX) (XXX) 9320	15.00	\$24.62	CS	\$369.30
2	31231 Tampax Tampons, 500/Case Tampax #63364 ***NO SUB*** Funding: 03 (XX) (XXX) 0 (XXXX) (XXX) 9320	24.00	\$52.50	CS	\$1,260.00

****TRIAL PRINT****

Purchase Order:

P-37831-0

Page: 2 of 2

Total Of Line Items	\$1,629.30
Discount	\$0.00
Sub-Total	\$1,629.30
Use Tax	
Sales Tax	
Freight	\$0.00

Purchase Order Total	\$1,629.30
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******VOID******

By: _____

Deputy

****TRIAL PRINT****

DSUSD000029

****TRIAL PRINT****

Purchase Order: **P-37872-0**

DESERT SANDS UNIFIED SCHOOL DISTRICT
47950 Dune Palms Road
La Quinta, CA 92253
760-771-8567 Fax: 760-771-8574

Date: 07/10/2018
Time: 11:46
Page: 1 of 1

Vendor: 10394 SOUTHWEST SCHOOL & OFFICE SUPPLY 3790 DE FOREST CIRCLE JURUPA VALLEY, CA 91752		Buyer: Vickie Haddox Payment Terms: NET 30 Terms and Conditions: See Attachment A FOB: Destination Routing: Warehouse Stock Items Deliver on or before:04/16/2018			
Ship To: Desert Sands Warehouse 47950 Dune Palms Rd. La Quinta, CA 92253		Bill To: Fiscal Services 47950 Dune Palms Rd. La Quinta, CA 92253			
Quote Per Aja Stickler ***PLEASE EXPEDITE ORDER***					
Line Item	Item ID# / Description	Quantity Ordered	Unit Price	U/M	Total Price
1	31230 Sanitary Pads, 250/case, Maxithins #4 <small>Funding: 03 (000 0000) (0000 0000) 9330</small>	30.00	\$22.90	CS	\$687.00

Total Of Line Items	687.00
Discount	\$0.00
Sub-Total	\$687.00
Use Tax	
Sales Tax	\$60.11
Freight	\$0.00
Purchase Order Total	\$747.11

*******VOID*******

By: _____

Deputy

****TRIAL PRINT****

DSUSD000030

****TRIAL PRINT****

Purchase Order: **P-37936-0**

DESERT SANDS UNIFIED SCHOOL DISTRICT
 47950 Dune Palms Road
 La Quinta, CA 92253
 760-771-8567 Fax: 760-771-8574

Date: 07/10/2018
 Time: 11:46
 Page: 1 of 2

Vendor: 10394 SOUTHWEST SCHOOL & OFFICE SUPPLY 3790 DE FOREST CIRCLE JURUPA VALLEY, CA 91752	Buyer: Vickie Haddox Payment Terms: NET 30 Terms and Conditions: See Attachment A FOB: Destination Routing: Warehouse Stock Items Deliver on or before:06/22/2018
Ship To: Desert Sands Warehouse 47950 Dune Palms Rd. La Quinta, CA 92253	Bill To: Fiscal Services 47950 Dune Palms Rd. La Quinta, CA 92253

Quote Per Aja Stickler
 Per Warehouse Inventory Bid #17/18-010
VENDOR NOTE: DSUSD Warehouse will be closed for deliveries on the following date: 05/28/2018

Line Item	Item ID# / Description	Quantity Ordered	Unit Price	U/M	Total Price
1	31170 Polishing pads, 17" white - Pioneer #G117WHITE Funding: 03 (XX) (XXX) 0 (XXX) (XXX) 9320	60.00	\$2.02	EA	\$121.20
2	31230 Sanitary Pads, 250/case, Maxithins #4 ***NO SUBS*** Funding: 03 (XX) (XXX) 0 (XXX) (XXX) 9320	30.00	\$21.30	CS	\$639.00
3	16216 8.5x11" White Graph Paper, 1/4" grid 3-Hole Punched - Everett #44-152, Imperial #5289-1/4, SS 086667 Funding: 03 (XX) (XXX) 0 (XXX) (XXX) 9320	360.00	\$3.14	RM	\$1,130.40

****TRIAL PRINT****

Purchase Order:

P-37936-0

Page: 2 of 2

Total Of Line Items	\$1,890.60
Discount	\$0.00
Sub-Total	\$1,890.60
Use Tax	
Sales Tax	\$165.43
Freight	\$0.00

Purchase Order Total	\$2,056.03
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******VOID******

By: _____

Deputy

****TRIAL PRINT****

****TRIAL PRINT****

Purchase Order:

P-37884-0

DESERT SANDS UNIFIED SCHOOL DISTRICT
47950 Dune Palms Road
La Quinta, CA 92253
760-771-8567 Fax: 760-771-8574

Date: 07/10/2018
Time: 11:47
Page: 1 of 1

Vendor: 39443 CENTRAL SANITARY SUPPLY Attn: *RANCHO JANITORIAL SUPPLIES 416 N NINTH ST MODESTO, CA 95350		Buyer: Vickie Macdox Payment Terms: NET 30 Terms and Conditions: See Attachment A FOB: Destination Routing: Warehouse Stock Items Deliver on or before:04/30/2018			
Ship To: Desert Sands Warehouse 47950 Dune Palms Rd. La Quinta, CA 92253		Bill To: Fiscal Services 47950 Dune Palms Rd. La Quinta, CA 92253			
Quote Per Christopher Flores					
Line Item	Item ID# / Description	Quantity Ordered	Unit Price	U/M	Total Price
1	31231 Tampax Tampons, 500/Case Tampax #63364 ***NO SUB*** <small>Funding 03 (00) (0000 0) (0000 0000) 9320</small>	50.00	\$54.87	CS	\$2,743.50

Total Of Line Items \$2,743.50
Discount \$0.00
Sub-Total \$2,743.50
Use Tax
Sales Tax \$240.06
Freight \$0.00

Purchase Order Total \$2,983.56

******VOID******

By: _____

Deputy

****TRIAL PRINT****

DSUSD000033

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.

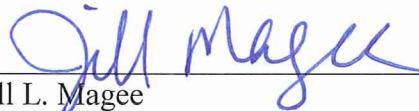
On December 17, 2018, I served the:

- **Notice of Complete Test Claim, Schedule for Comments, and Notice of Tentative Hearing Date issued December 17, 2018**
- **Test Claim filed by the Desert Sands Unified School District on December 7, 2018**

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 December 17, 2018 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: 12/14/18

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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heather.halsey@csm.ca.gov

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Jill Kanemasu, *State Controller's Office*

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545 Chaney Street, Lake Elsinore, CA 92530

Phone: (951) 253-7000
Doug.Kimberly@leusd.k12.ca.us

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Phone: (949) 440-0845
michellemendoza@maximus.com

Yazmin Meza, *Department of Finance*

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