



BETTY T. YEE
California State Controller

RECEIVED
January 22, 2018
*Commission on
State Mandates*

January 22, 2018

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

Re: Incorrect Reduction Claim (IRC)
Crime Statistics Reports for the Department of Justice, 17-0240-I-01
Penal Code Sections 12025(h)(1), (h)(3), 12031(m)(1), (m)(3), 13014, 13023, and
13730(a); Statutes 1989, Chapter 1172 (SB 202); Statutes 1992, Chapter 1338 (SB 1184);
Statutes 1993, Chapter 1230 (AB 2250); Statutes 1998, Chapter 933 (AB 1999); Statutes
1999, Chapter 571 (AB 491); Statutes 2000, Chapter 626 (AB 715); Penal Code Section
13023; Statutes 2004, Chapter 700 (SB 1234)
Fiscal Years: 2001-02, 2002-03, 2003-04, 2004-05, 2005-06, 2006-07, 2007-08, 2008-09,
2009-10, 2010-11, and 2011-12
City of San Marcos, Claimant

Dear Ms. Halsey:

The State Controller's Office is transmitting our response to the above-named IRC.

If you have any questions, please contact me by telephone at (916) 323-5849.

Sincerely,

JIM L. SPANO, CPA, Assistant Division Chief
Division of Audits

JS/kw

18715

**RESPONSE BY THE STATE CONTROLLER'S OFFICE
TO THE INCORRECT REDUCTION CLAIM (IRC) BY
THE CITY OF SAN MARCOS**

Crime Statistics Reports for the Department of Justice

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Note: References to Exhibits relate to the city's IRC filed on August 22, 2017, as follows:

- Exhibit A – San Diego County Sheriff's Department's San Marcos Station Declaration – PDF Pg. 3
- Exhibit B – City of San Marcos Written Narrative of Issues – PDF Pg. 4
- Exhibit C – City of San Marcos Summary of Additional Support – PDF Pg. 9
- Exhibit D – San Diego County Sheriff Department's Sergeant Classification Specifics– PDF Pg. 14
- Exhibit E – City of San Marcos Excerpts from FY 2006-07 Claim for Payment – PDF Pg. 19
- Exhibit F – City of San Marcos Appendix A – City Consultant's Analysis of Incident Report Counts – PDF Pg. 26
- Exhibit G – Fax Transmittals Provided by the San Diego County Sheriff Department to the City of San Marcos' Consultant – PDF Pg. 28
- Exhibit H – Appendix A – San Diego Association of Governments (SANDAG) "Crime in San Diego Reports" Excerpts - PDF Pg. 41
- Exhibit I – Appendix A – SANDAG Crime in the San Diego Region (April 2003)- PDF Pg. 44
- Exhibit J – Appendix A – SANDAG Twenty-Five Years of Crime in the San Diego Region: 1982 through 2006 (April 2007) – PDF Pg. 218
- Exhibit K – Appendix A – SANDAG Twenty-Five Years of Crime in the San Diego Region: 1983 through 2007 (April 2008) – PDF Pg. 255
- Exhibit L – Appendix A – Department of Justice Reports and Reporting Requirements Manual – PDF Pg. 292
- Exhibit M – Appendix B – Contract Services Agreement Between the City of San Marcos and the San Diego County Sheriff's Department (July 1, 1996 through June 30, 2002) – PDF Pg. 314
- Exhibit N – Appendix B – Contract Services Agreement Between the City of San Marcos and the San Diego County Sheriff's Department (July 1, 2002 through June 30, 2007) – PDF Pg. 364
- Exhibit O – Appendix B – Contract Services Agreement Between the City of San Marcos and the San Diego County Sheriff's Department (July 1, 2007 through June 30, 2012) – PDF Pg. 398
- Exhibit P – Appendix B – Detailed Schedules Obtained by SCO – PDF Pg. 470
- Exhibit Q – Exhibit 1 – State Controller's Office Claiming Instructions, Crime Statistics Reports for the Department of Justice Program, December 7, 2010 – PDF Pg. 498
- Exhibit R – Exhibit 2 – State Controller's Office Final Audit Report, City of San Marcos, Crime Statistics Reports for the Department of Justice Program, June 30, 2017 – PDF Pg. 516
- Exhibit S – Exhibit 3 – Claim for Payment (FY 2001-02) – PDF Pg. 620
- Exhibit T – Exhibit 3 – Claim for Payment (FY 2002-03) – PDF Pg. 625
- Exhibit U – Exhibit 3 – Claim for Payment (FY 2003-04) – PDF Pg. 630
- Exhibit V – Exhibit 3 – Claim for Payment (FY 2004-05) – PDF Pg. 635 (missing pages)
- Exhibit W – Exhibit 3 – Claim for Payment (FY 2005-06) – PDF Pg. 642 (missing pages)
- Exhibit X – Exhibit 3 – Claim for Payment (FY 2006-07) – PDF Pg. 645
- Exhibit Y – Exhibit 3 – Claim for Payment (FY 2007-08) – PDF Pg. 650
- Exhibit Z – Exhibit 3 – Claim for Payment (FY 2008-09) – PDF Pg. 661
- Exhibit AA – Exhibit 3 – Claim for Payment (FY 2009-10) – PDF Pg. 670 (missing pages)

Tab 1

1 **OFFICE OF THE STATE CONTROLLER**

3301 C Street, Suite 725

2 Sacramento, CA 95816

3 Telephone No.: (916) 324-8907

4 BEFORE THE

5 COMMISSION ON STATE MANDATES

6 STATE OF CALIFORNIA

9 INCORRECT REDUCTION CLAIM (IRC)
10 ON:

11 *Crime Statistics Reports for the Department of
12 Justice*

13 Penal Code Sections 12025(h)(1), (h)(3),
12031(m)(1), (m)(3), 13014, 13023, and
14 13730(a) (Chapter 1172, Statutes 1989;
Chapter 1338, Statutes 1992; Chapter 1230,
15 Statutes 1993; Chapter 933, Statutes 1998;
Chapter 571, Statutes 1999; Chapter 626,
16 Statutes 2000; Chapter 700, Statutes 2004)

No.: IRC 17-0240-I-01

AFFIDAVIT OF ASSISTANT
DIVISION CHIEF

17
18 I, Jim L. Spano, make the following declarations:

- 19 1) I am an employee of the State Controller's Office (SCO) and am over the age of 18
20 years.
- 21 2) I am currently employed as an assistant division chief, and have been so since July 1,
2017. Before that, I was employed as a bureau chief for 17 years and two months.
- 22 3) I am a California Certified Public Accountant.
- 23 4) I reviewed the work performed by the SCO auditor.
- 24 5) Any attached copies of records are true copies of records, as provided by the City of San
25 Marcos or retained at our place of business.


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- 6) The records include claims for reimbursement, along with any attached supporting documentation, explanatory letters, or other documents relating to the above-entitled IRC.
- 7) A field audit of the claims for fiscal year (FY) 2001-02, FY 2002-03, FY 2003-04, FY 2004-05, FY 2005-06, FY 2006-07, FY 2007-08, FY 2008-09, FY 2009-10, FY 2010-11, and FY 2011-12 commenced on February 9, 2016, (entrance start letter date) and was completed on June 30, 2017 (issuance of final audit report) (Tab 3).

I do declare that the above declarations are made under penalty of perjury and are true and correct to the best of my knowledge, and that such knowledge is based on personal observation, information, or belief.

Date: January 22, 2018

OFFICE OF THE STATE CONTROLLER

By: 

Jim L. Spano, CPA, Assistant Division Chief
Division of Audits

Tab 2

**STATE CONTROLLER'S OFFICE ANALYSIS AND RESPONSE
TO THE INCORRECT REDUCTION CLAIM BY
THE CITY OF SAN MARCOS**

**For Fiscal Year (FY) 2001-02, FY 2002-03, FY 2003-04, FY 2004-05, FY 2005-06,
FY 2006-07, FY 2007-08, FY 2008-09, FY 2009-10, FY 2010-11, and FY 2011-12
Crime Statistics Reports for the Department of Justice Program
Penal Code Sections 12025(h)(1), (h)(3), 12031(m)(1), (m)(3), 13014, 13023, and 13730(a)
(Chapter 1172, Statutes 1989; Chapter 1338, Statutes 1992; Chapter 1230, Statutes 1993;
Chapter 933, Statutes 1998; Chapter 571, Statutes 1999; Chapter 626, Statutes 2000;
Chapter 700, Statutes 2004)**

SUMMARY

The following is the State Controller's Office's (SCO) response to the Incorrect Reduction Claim (IRC) that the City of San Marcos submitted on August 22, 2017. The SCO audited the city's claims for costs of the legislatively mandated Crime Statistics Reports for the Department of Justice Program for the period of July 1, 2001, through June 30, 2012. The SCO issued its final report on June 30, 2017 (**Tab 3**).

The city submitted reimbursement claims totaling \$1,094,487—\$51,013 for FY 2001-02; \$94,160 for FY 2002-03; \$100,302 for FY 2003-04; \$119,899 for FY 2004-05; \$132,905 for FY 2005-06; \$140,170 for FY 2006-07; \$99,860 for FY 2007-08; \$84,597 for FY 2008-09; \$103,323 for FY 2009-10; \$110,329 for FY 2010-11; and \$57,929 for FY 2011-12 (**Tab 4**). Subsequently, the SCO audited these claims and determined that \$722,360 is allowable (\$738,724 less allowable costs that exceed costs claimed totaling \$16,364 in FY 2011-12) and \$372,127 is unallowable because the city misstated the number of domestic violence-related calls for assistance incidents, misstated the average time increments per activity, misstated the contract productive hourly rates, and misstated the contract indirect cost rates.

The following table summarizes the audit results:

<u>Cost Elements</u>	<u>Actual Costs Claimed</u>	<u>Allowable Per Audit</u>	<u>Audit Adjustment</u>
<u>July 1, 2001, through June 30, 2002</u>			
Direct costs – contract services: ²			
Domestic violence related calls for assistance	\$ 46,375	\$ 30,931	\$ (15,444)
Total direct costs	46,375	30,931	(15,444)
Indirect costs	4,638	14,754	10,116
Total program costs	\$ 51,013	45,685	\$ (5,328)
Less amount paid by the State ¹		-	
Allowable costs claimed in excess of (less than) amount paid		\$ 45,685	

<u>Cost Elements</u>	<u>Actual Costs Claimed</u>	<u>Allowable Per Audit</u>	<u>Audit Adjustment</u>
<u>July 1, 2002, through June 30, 2003</u>			
Direct costs – contract services: ²			
Domestic violence related calls for assistance	\$ 85,600	\$ 32,884	\$ (52,716)
Total direct costs	85,600	32,884	(52,716)
Indirect costs	8,560	15,686	7,126
Total program costs	\$ 94,160	48,570	\$ (45,590)
Less amount paid by the State ¹		-	
Allowable costs claimed in excess of (less than) amount paid		\$ 48,570	

<u>Cost Elements</u>	<u>Actual Costs Claimed</u>	<u>Allowable Per Audit</u>	<u>Audit Adjustment</u>
<u>July 1, 2003, through June 30, 2004</u>			
Direct costs – contract services: ²			
Domestic violence related calls for assistance	\$ 91,184	\$ 40,044	\$ (51,140)
Total direct costs	91,184	40,044	(51,140)
Indirect costs	9,118	19,101	9,983
Total program costs	\$ 100,302	59,145	\$ (41,157)
Less amount paid by the State ¹		-	
Allowable costs claimed in excess of (less than) amount paid		\$ 59,145	

<u>Cost Elements</u>	<u>Actual Costs Claimed</u>	<u>Allowable Per Audit</u>	<u>Audit Adjustment</u>
<u>July 1, 2004, through June 30, 2005</u>			
Direct costs – contract services: ²			
Domestic violence related calls for assistance	\$ 108,999	\$ 43,425	\$ (65,574)
Total direct costs	108,999	43,425	(65,574)
Indirect costs	10,900	20,714	9,814
Total program costs	\$ 119,899	64,139	\$ (55,760)
Less amount paid by the State ¹		-	
Allowable costs claimed in excess of (less than) amount paid		\$ 64,139	

<u>Cost Elements</u>	<u>Actual Costs Claimed</u>	<u>Allowable Per Audit</u>	<u>Audit Adjustment</u>
<u>July 1, 2005, through June 30, 2006</u>			
Direct costs – contract services: ²			
Domestic violence related calls for assistance	\$ 120,823	\$ 46,556	\$ (74,267)
Total direct costs	120,823	46,556	(74,267)
Indirect costs	12,082	22,207	10,125
Total program costs	\$ 132,905	68,763	\$ (64,142)
Less amount paid by the State ¹		-	
Allowable costs claimed in excess of (less than) amount paid		\$ 68,763	

<u>Cost Elements</u>	<u>Actual Costs Claimed</u>	<u>Allowable Per Audit</u>	<u>Audit Adjustment</u>
<u>July 1, 2006, through June 30, 2007</u>			
Direct costs – contract services: ²			
Domestic violence related calls for assistance	\$ 127,427	\$ 48,953	\$ (78,474)
Total direct costs	127,427	48,953	(78,474)
Indirect costs	12,743	23,351	10,608
Total program costs	\$ 140,170	72,304	\$ (67,866)
Less amount paid by the State ¹		-	
Allowable costs claimed in excess of (less than) amount paid		\$ 72,304	

<u>Cost Elements</u>	<u>Actual Costs Claimed</u>	<u>Allowable Per Audit</u>	<u>Audit Adjustment</u>
<u>July 1, 2007, through June 30, 2008</u>			
Direct costs – contract services: ²			
Homicide reports	\$ 120	\$ 120	\$ -
Domestic violence related calls for assistance	55,112	44,336	(10,776)
Total direct costs	55,232	44,456	(10,776)
Indirect costs	44,628	20,405	(24,223)
Total program costs	\$ 99,860	64,861	\$ (34,999)
Less amount paid by the State ¹		-	
Allowable costs claimed in excess of (less than) amount paid		\$ 64,861	

<u>Cost Elements</u>	<u>Actual Costs Claimed</u>	<u>Allowable Per Audit</u>	<u>Audit Adjustment</u>
<u>July 1, 2008, through June 30, 2009</u>			
Direct costs – contract services: ²			
Homicide reports	\$ 120	\$ 120	\$ -
Domestic violence related calls for assistance	43,987	50,419	6,432
Total direct costs	44,107	50,539	6,432
Indirect costs	40,490	23,501	(16,989)
Total program costs	\$ 84,597	74,040	\$ (10,557)
Less amount paid by the State ¹		-	
Allowable costs claimed in excess of (less than) amount paid		\$ 74,040	

<u>Cost Elements</u>	<u>Actual Costs Claimed</u>	<u>Allowable Per Audit</u>	<u>Audit Adjustment</u>
<u>July 1, 2009, through June 30, 2010</u>			
Direct costs – contract services: ²			
Homicide reports	\$ 116	\$ 116	\$ -
Domestic violence related calls for assistance	54,494	62,062	7,568
Total direct costs	54,610	62,178	7,568
Indirect costs	48,713	31,337	(17,376)
Total program costs	\$ 103,323	93,515	\$ (9,808)
Less amount paid by the State ¹		-	
Allowable costs claimed in excess of (less than) amount paid		\$ 93,515	

<u>Cost Elements</u>	<u>Actual Costs Claimed</u>	<u>Allowable Per Audit</u>	<u>Audit Adjustment</u>
<u>July 1, 2010, through June 30, 2011</u>			
Direct costs – contract services: ²			
Domestic violence related calls for assistance	\$ 58,530	\$ 49,367	\$ (9,163)
Total direct costs	58,530	49,367	(9,163)
Indirect costs	51,799	24,042	(27,757)
Total program costs	\$ 110,329	73,409	\$ (36,920)
Less amount paid by the State ¹		-	
Allowable costs claimed in excess of (less than) amount paid		\$ 73,409	

Cost Elements	Actual Costs Claimed	Allowable Per Audit	Audit Adjustment
<u>July 1, 2011, through June 30, 2012</u>			
Direct costs – contract services: ²			
Domestic violence related calls for assistance	\$ 31,195	\$ 50,471	\$ 19,276
Total direct costs	31,195	50,471	19,276
Indirect costs	26,734	23,822	(2,912)
Total direct and indirect costs	57,929	74,293	16,364
Less allowable costs that exceed costs claimed ³	-	(16,364)	(16,364)
Total program costs	<u>\$ 57,929</u>	57,929	<u>\$ -</u>
Less amount paid by the State ¹		-	
Allowable costs claimed in excess of (less than) amount paid		<u>\$ 57,929</u>	

Cost Elements	Actual Costs Claimed	Allowable Per Audit	Audit Adjustment
<u>Summary: July 1, 2001, through June 30, 2012</u>			
Direct costs – contract services:			
Homicide reports	\$ 356	\$ 356	\$ -
Domestic violence related calls for assistance	823,726	499,448	(324,278)
Total direct costs	824,082	499,804	(324,278)
Indirect costs	270,405	238,920	(31,485)
Total direct and indirect costs	1,094,487	738,724	(355,763)
Less allowable costs that exceed costs claimed ³	-	(16,364)	(16,364)
Total program costs	<u>\$ 1,094,487</u>	722,360	<u>\$ (372,127)</u>
Less amount paid by the State ¹		-	
Allowable costs claimed in excess of (less than) amount paid		<u>\$ 722,360</u>	

¹ Payment information current as of January 16, 2018.

² The city claimed contract services costs that were misclassified as salaries and benefits during the audit period. We reallocated the claimed costs to the appropriate cost category of contract services.

³ Government Code section 17568 stipulates that the State will not reimburse any claim more than one year after the filing deadline specified in the SCO's claiming instructions. That deadline has expired for FY 2011-12.

I. CRIME STATISTICS REPORTS FOR THE DEPARTMENT OF JUSTICE PROGRAM CRITERIA

Adopted Parameters and Guidelines-September 30, 2010

Penal Code section 12025, subdivisions (h)(1) and (h)(3); section 12031, subdivisions (m)(1) and (m)(3); section 13014 and 13023; and section 13730, subdivision (a) require local agencies to report information related to certain specified criminal acts to the California Department of Justice (DOJ). These sections were added and/or amended by Chapter 1172, Statutes of 1989; Chapter 1338, Statutes of 1992; Chapter 1230, Statutes of 1993; Chapter 933, Statutes of 1998; Chapter 571, Statutes of 1999; Chapter 626, Statutes of 2000; and Chapter 700, Statutes of 2004.

On June 26, 2008, the Commission on State Mandates (Commission) adopted a statement of decision for the Crime Statistics Reports for the Department of Justice Program (**Tab 5**). The Commission found that the test claim legislation constitutes a new program or higher level of service and imposes a reimbursable state-mandated program on city and county claimants beginning on July 1, 2001, within the meaning of Article XII B, section 6 of the California Constitution and Government Code section 17514.

On July 31, 2009, the Commission heard an amended test claim on Penal Code section 13023 (added by Chapter 700, Statutes of 2004), which imposed additional crime reporting requirements (**Tab 6**). The Commission also found that this test claim legislation constitutes a new program or higher level of service, and imposes a reimbursable state-mandated program for city and county claimants beginning on January 1, 2004. On April 12, 2010, the Commission issued a corrected statement of decision to correctly identify the operative and effective date of the reimbursable state-mandated program as January 1, 2005 (**Tab 7**).

The Commission found that the following activities are reimbursable:

- A local government entity responsible for the investigation and prosecution of a homicide case to provide the DOJ with demographic information about the victim and the person or persons charged with the crime, including the victim's and person's age, gender, race, and ethnic background (Penal Code section 13014);
- Local law enforcement agencies to report, in a manner to be prescribed by the Attorney General, any information that may be required relative to any criminal acts or attempted criminal acts to cause physical injury, emotional suffering, or property damage where there is a reasonable cause to believe that the crime was motivated, in whole or in part, by the victim's race, ethnicity, religion, sexual orientation, physical or mental disability, gender, or national origin (Penal Code section 13023);
- For district attorneys to report annually on or before June 30, to the Attorney General, on profiles by race, age, gender, and ethnicity any person charged with a felony or misdemeanor under Penal Code section 12025 (carrying a concealed firearm) or section 12031 (carrying a loaded firearm in a public place), and any other offense charged in the same complaint, indictment, or information. The Commission found that this activity is a reimbursable mandate from July 1, 2001, through January 1, 2005. (Penal Code sections 12025, subdivisions (h)(1) and (h)(3), and 12031 subdivisions (m)(1) and (m)(3)); and
- For local law enforcement agencies to support all domestic-violence related calls for assistance with a written incident report (Penal Code section 13730, subdivision (a), Chapter 1230, Statutes of 1993).

The Commission also found that beginning January 1, 2005, local law enforcement agencies are entitled to reimbursement reporting the following in a manner to be prescribed by the Attorney General:

- Any information that may be required relative to hate crimes, as defined in Penal Code section 422.55 as criminal acts committed, in whole or in part, because of one or more of the following perceived characteristics of the victim: (1) disability, (2) gender, (3) nationality, (4) race or ethnicity, (5) religion, (6) sexual orientation; and
- Any information that may be required relative to hate crimes, defined in Penal Code section 422.55 as criminal acts committed, in whole or in part, because of association with a person or group with one or more of the following actual or perceived characteristics: (1) disability, (2) gender, (3) nationality, (4) race or ethnicity, (5) religion, (6) sexual orientation.

The program's parameters and guidelines establish the state mandate and define reimbursement criteria. The Commission adopted the parameters and guidelines on September 30, 2010 (**Tab 9**).

On January 24, 2014, the Commission on State Mandates amended the statement of decision (**Tab 8**) and the parameters and guidelines (**Tab 10**) for the Crime Statistics Reports for the Department of Justice Program, to clarify reimbursable costs related to domestic violence-related calls for assistance.

Amended Parameters and Guidelines-January 24, 2014

On January 24, 2014, the Commission amended the parameters and guidelines to clarify the reimbursable activity related to Penal Code section 13730(a). This amendment is effective for the entire period of reimbursement for that statute, beginning July 1, 2001 (**Tab 10**).

The following was added to Section IV. Reimbursable Activities, Ongoing Activities, Activity D. Domestic Violence Related Calls for Assistance:

Reimbursement is not required to interview parties, complete a booking sheet or restraining order, transport the victim to the hospital, book the perpetrator, or other related activities to enforce a crime and assist the victim.

In addition, reimbursement is not required to include the information in the incident report required by Penal Code section 13730(c)(1)(2), based on the Commission decision denying the reimbursement for that activity in Domestic Violence Training and Incident Reporting (CSM-96-362-01). Reimbursement for including the information in the incident report required by Penal Code section 13730(c)(3) is not provided in these parameters and guidelines and may not be claimed under this program, but is addressed in Domestic Violence Incident Reports II (02-TC-18).

SCO Claiming Instructions

The SCO annually issues mandated cost claiming instructions, which contain filing instructions for mandated cost programs. The December 7, 2010, claiming instructions (**Exhibit Q**) are believed to be, for the purposes and scope of the audit period, substantially similar to the version extant at the time the city filed its FY 2001-02, FY 2002-03, FY 2003-04, FY 2004-05, FY 2005-06, FY 2006-07, FY 2007-08, FY 2008-09, FY 2009-10, FY 2010-11, and FY 2011-12 mandated cost claims. The SCO issued amended claiming instructions on April 8, 2014, which contain clarifying language about the Amended Parameters and Guidelines and apply to the same audit period (**Tab 11**).

Crime Statistics Reports for the Department of Justice Program for local agencies was identified by the Legislature for suspension for FY 2012-13 through FY 2017-18. Consequently, local agencies have not been filing claims with the SCO for the subject program since FY 2012-13.

II. FINDING 1 – DOMESTIC VIOLENCE RELATED CALLS FOR ASSISTANCE COST COMPONENT – MISSTATED CONTRACT SERVICES COSTS

Issue 1 (Number of Domestic Violence Related Calls for Assistance)

The SCO determined that the city overstated contract services costs for the Domestic Violence Related Calls for Assistance cost component by \$324,278 for the audit period (**Tab 12**). The city claimed costs under the salaries and benefits cost category for the entire audit period (**Tab 4**). However, the city did not incur any salaries and benefits costs; rather, it incurred contract services costs. We reallocated the costs to the appropriate cost category of Contract Services. The SCO concluded that the city claimed unallowable contract services costs because the city misstated the number of incident report counts and misstated the average time increments per activity (\$92,894), and misstated the contract productive hourly rates (\$231,384) (**Tab 12**).

In an IRC filed on August 22, 2017, the city disagrees with the SCO's methodology to determine the allowable number of domestic violence-related incidents for FY 2001-02 through FY 2006-07 (**Tab 13**). The SCO determined the allowable number of domestic violence-related incidents based on actual source documentation for FY 2007-08 through FY 2011-12 (**Tab 14**). However, the city did not provide supporting documentation for FY 2001-02 through FY 2006-07. The SCO computed an average count based on verified data provided for FY 2007-08 through FY 2011-12 and applied the average incident count to compute allowable costs for FY 2001-02 through FY 2006-07, in which supporting documentation was not available. The city believes that the numbers for domestic violence-related incidents for FY 2001-02 through FY 2006-07 should be allowable as claimed.

SCO Analysis:

The parameters and guidelines allow reimbursement under this component for costs associated with supporting all domestic violence-related calls for assistance with a written incident report that has been reviewed and edited. The parameters and guidelines also require claimed costs to be supported by appropriate source documents, and state that only actual costs may be claimed. Actual costs are defined as those costs that were incurred to implement the mandated activities. Actual costs must be traceable and supported by source documents that show the validity of such costs, when they were incurred, and their relationship to the reimbursable activities. A source document is a document created at or near the same time that the actual cost was incurred for the event or activity in question. Source documents may include, but are not limited to, employee time records or time logs, sign-in sheets, invoices, and receipts. The parameters and guidelines also indicate that corroborating documents cannot be substituted for source documents (**Tab 10**).

The city contracts with the San Diego County Sheriff's Department (SDSO) to perform all law enforcement duties for the city. These duties include activities claimed for the mandated program. The city contracts for various SDSO staff positions (i.e. Deputy, Sergeant, and Detective Sergeant) each fiscal year and pays the SDSO annual contract rates for the positions. The SCO worked with the city staff and SDSO staff to obtain supporting documentation for claimed costs.

The SDSO provided detailed reports from their Automated Regional Justice Information System (ARJIS) supporting the number of domestic violence-related calls for assistance incidents (for which reports were written) for FY 2007-08 through FY 2011-12 (**Tab 14**). We found that the number of incidents claimed was misstated (overstated in some years and understated in other years) based on these ARJIS reports (**Tab 13**). The SDSO was not able to provide reports or supporting documentation for incidents claimed for FY 2001-02 through FY 2006-07 as those reports were no longer recoverable.

To verify the accuracy of the ARJIS reports provided for FY 2007-08 through FY 2011-12, the SCO selected a sample from these reports, and reviewed case files for sampled domestic violence-related calls for assistance incidents to verify that they occurred and were properly supported with a written incident report. The sampling confirmed that SDSO sufficiently generated the data provided from ARJIS for FY 2007-08 through FY 2011-12. Therefore, we decided to accept the number of incidents supported with the query reports provided for FY 2007-08 through FY 2011-12, which were different from claimed numbers (**Tab 13 and 14**).

We believe that the city did not properly support the claimed number of domestic violence-related calls for assistance incidents for FY 2001-02 through FY 2006-07, as the city provided no supporting documentation beyond a total number of incidents claimed. As an alternative to allowing no costs in FY 2001-02 through FY 2006-07, the SCO computed an average number of incidents based on the actual data reports provided for FY 2007-08 through FY 2011-12. The SCO applied the average incident count to compute allowable costs for FY 2001-02 through FY 2006-07, for which supporting documentation was not available (**Tab 13**).

City's Response

FINDING 1 – DOMESTIC VIOLENCE CALLS FOR ASSISTANCE COMPONENT

ISSUE 1: NUMBER OF DOMESTIC VIOLENCE RELATED CALLS FOR ASSISTANCE

The City of San Marcos (City) asks to be allowed the use of actual Domestic Violence (DV) statistics provided for fiscal years 2001-02 through 2006-07 in lieu of estimates developed by the State Controller's Office (SCO), which proposed to use an average of the five most recent years of the audit.

The SCO proposed to use estimated case counts for these years because the San Diego Sheriff's Office (SDSO) converted its data to a new system in 2007 and were not able to generate the detailed reports SCO requested during the audit – a detailed report showing each incident by case number, date and Penal Code for all the fiscal years.

The SDSO did however maintain the total annual case counts in summary format and believes these reports are adequate to prove the total number of Domestic Violence cases for which reports were written in compliance with the State Mandated program particularly since all the other five fiscal years audited proved 100% reliability.

From FY 2001-02 through the present, the City had greatly reduced their crime rates (including domestic violence) through aggressive redevelopment programs. This decrease in domestic violence is corroborated by the San Diego Association of Governments (SANDAG) Crime Reports attached in Appendix A. (See pages 9-10 of the April 2007 Report and Page 11 of the April 2008 Report).

Using an average from just the five most recent years does not adequately compensate the City for actual mandate related DV case costs. This SCO averaging resulted in an approximately 10% reduction to the City's costs claimed.

The City believes that it has satisfied the requirement to provide "actual" and "contemporaneous" statistics which are supported from three separate sources, all of which were prepared based on contemporaneous provided data:

1. The San Diego County Automated Regional Justice Information System (ARJIS) Reporting system, (Appendix A – provides copies of contemporaneous faxes transmitted by the SDSO to the consultant showing Actual Domestic Violence report statistics by fiscal year.)
2. Prior year SANDAG "Crime in the San Diego Region Reports" from 2002, 2007, and 2008 were located and provided to the SCO and attached in the Cities Response to the Draft Audit Report (Exhibit 2) and are also included in the Final Audit Report (Appendix A page 40 of 2002 SANDAG Report; page 25 of

2007 SANDAG Report; and page 25 of 2008 SANDAG Report). These statistics show that their numbers match DOJ statistics and are extremely close to ARJIS data provided (the variance can be explained by the fact that ARJIS data was reported on a fiscal rather than calendar year basis).

3. The State Department of Justice (DOJ) Crime Statistics Reports, which local agencies are required to submit data on a monthly, contemporaneous basis.

Each of these sources shows that DV case counts were higher than that allowed by SCO estimates. This should provide adequate and reasonable support to the actual statistics provided by the San Diego County Sheriff's Office for all years because:

- 1) the results show that there was extremely low variance between the actual data provided by the County generated from the ARJIS system and Department of Justice Statistics claimed.
- 2) the SCO audited five years of SDSO ARJIS data, or about half of the years in question, and found "the date to be reliable and accurate".

Crime Statistics Reports for the Department of Justice

Analysis of Incident Report Counts

	CLAIMED	DOJ Stats (calendar year)	Actual County Provided ARJIS Stats (fiscal year)	SCO ALLOWED
FY 01-02	208	208	333	274
FY 02-03	356	356	360	274
FY 03-04	323	323	394	274
FY 04-05	359	359	336	274
FY 05-06	371	371	350	274
FY 06-07	373	373	346	274
FY 07-08	291	291	236	236
FY 08-09	224	224	266	266
FY 09-10	288	288	336	336
FY 10-11	309	309	270	270
FY 11-12	155 (misentry)	251	264	264
TOTAL	3,257	3,353	3,491	3,016

Claiming instructions state: "Actual costs must be traceable and supported by source documents that show the validity of such costs, when they were incurred, and their relationship to the reimbursable activities. A source document is a document created at or near the same time the actual cost was incurred for the event or activity in question."

The SCO stated in their Audit Report (page 21) that "[t]he SCO relied on actual supporting documentation for the incident counts provided in FY 2007-08 through FY 2010-11-12." This source documentation was the ARJIS data. The SCO found that data to be reliable and accurate as stated on page 10 of the Audit Report, "We concluded the SDSO did a sufficient and appropriate job of generating the data from ARJIS". Therefore, it is reasonable to conclude that ARJIS data, as well as DOJ data, which was prepared and submitted contemporaneously, should also be reliable sources for the prior fiscal years. DOJ data is also subject to their own internal audit procedures to ensure validity of data submitted. For these reasons, the City requests that either ARJIS or DOJ data be used in lieu of the SCO developed averages.

SCO's Comments

The city disagrees with the SCO's use of an average allowable number of domestic violence-related calls for assistance incidents for FY 2001-02 through FY 2006-07, years for which supporting documentation was not available. The SCO derived the average incident count based on actual full query reports from ARJIS for FY 2007-08 through FY 2011-12. The SCO believes that the city did not provide sufficient supporting documentation to support claimed domestic violence-related incident counts for FY 2001-02 through FY 2006-07.

The city believes that "it has satisfied the requirement to provide 'actual' and 'contemporaneous' statistics which are supported from three separate sources, all of which were prepared based on contemporaneously provided data."

1. The city presented fax transmittals between the SDSO and the city's consultant (**Exhibit G**) showing the transmittal of SDSO statistics to the consultant. However, the fax correspondence showed only hand-written or typed numbers representing total claimed counts for each fiscal year in question. The fax cover sheets did not contain any detail or supporting information to show how the hand-written or typed numbers were obtained, or how they related to domestic violence-related calls for assistance. The fax cover sheets also did not provide a list of cases for each fiscal year in question, so that the SCO could properly analyze and verify whether the total numbers actually related to the incident counts in the mandated program or whether they were accurate.
2. The city also presented various San Diego Association of Governments (SANDAG) reports (**Exhibits H, I, J, K**) to demonstrate that, historically, domestic violence crimes have decreased since the earlier years of the audit period. However, these SANDAG reports are irrelevant for the purposes of this audit, as they do not provide the listings of incident counts to demonstrate that they in fact relate to the reimbursable component. The SCO is unable to use the SANDAG reports to properly review, sample, and verify the accuracy of these statistics and their relationship to reimbursable costs.
3. The city also presented Department of Justice (DOJ) Reports and Reporting Requirements Manual (**Exhibit L**), indicating that local agencies are required to submit contemporaneous data to the DOJ on a monthly basis. However, the requirement to report data on a monthly basis does not provide any assurance that reported information is accurate or related to the mandated program and reimbursable activities. The SCO is unable to use these counts, as we are unable to verify the validity of these statistics and their relationship to reimbursable activities.

The city believes that the corroborating documents presented should constitute sufficient evidence for the SCO to accept the claimed number of domestic violence-related calls for assistance incidents for FY 2001-02 through FY 2006-07. We disagree, as the city is required to report actual costs and maintain supporting documentation for the costs claimed. Corroborating documentation cannot be substituted for actual source documents. The SCO cannot use unverified reports from other agencies, nor accept correspondence at face value; we must perform substantive testing procedures to verify the accuracy of claimed information. Accepting unsubstantiated statistics that cannot be traced to source documents contradicts our objectives that include verifying the information presented in the city's claims.

The city points out that the SCO audited SDSO ARJIS statistics for only five years, or approximately half of the audit period. The SCO would have audited the statistics for the entire audit period if supporting documentation had been provided for our review. The SCO relied on results of our analysis of the full ARJIS reports provided for FY 2007-08 through FY 2011-12, only because the city did not provide full ARJIS reports for FY 2001-02 through FY 2006-07.

The city quotes the SCO's statement in the final audit report that "[t]he SCO relied on actual supporting documentation for the incident counts provided for FY 2007-08 through FY 2011-12" and concludes that ARJIS historical data for FY 2001-02 through FY 2006-07 should be accepted at face value without verification. We disagree. In its final audit report, the SCO attested to the accuracy of full ARJIS reports provided for FY 2007-08 through FY 2011-12 that the SCO was able to analyze and verify. The SCO, therefore, was able to use the verified information to arrive at an average incident count that was reliable and based on actual verifiable data. However, the SCO did not attest to the reliability of counts claimed or any other historical data for other fiscal years of the audit period, as the city did not provide support for claimed incident counts FY 2001-02 through FY 2006-07.

The SCO's analysis of the ARJIS incident counts for FY 2007-08 through FY 2011-12 revealed variances in each of those fiscal years, which demonstrated that claimed incident counts contained errors or incomplete information. For example, for FY 2007-08, the city claimed 291 domestic violence-related calls for assistance incidents. The SCO's review of the ARJIS reports and the testing of actual incident files revealed a variance of 55 incidents (about 20% variance) and an allowable count of 236 incidents (**Tabs 13 and 14**). The SCO's analysis revealed that each of the five years contained deviations from claimed information. Therefore, the SCO used actual incident counts that had been verified to compute allowable costs for FY 2007-08 through FY 2011-12. Consequently, as the ARJIS incident reports were not available for FY 2001-02 through FY 2006-07, the SCO concluded that it was likely that claimed incident counts for those years also contained errors. Rather than guessing at the errors in the claimed counts for FY 2001-02 through FY 2006-07, the SCO relied on actual counts that had been verified for FY 2007-08 through FY 2011-12. Instead of allowing no costs, the SCO computed an average incident count based on verified actual ARJIS data for FY 2007-08 through FY 2011-12 and applied this average to compute costs for unsupported years.

Issue 2 (Contract Hourly Rates)

The SCO determined that the city overstated contract services costs for the domestic violence-related calls for assistance cost component by \$324,278 for the audit period (**Tab 12**). The city claimed costs under the salaries and benefits cost category for the entire audit period (**Tab 4**). However, the city did not incur any salaries and benefits costs; rather, it incurred contract services costs. We reallocated the costs to the appropriate cost category of Contract Services. The SCO concluded that the city claimed unallowable contract services costs because the city misstated the number of incident report counts and misstated the average time increments per activity (\$92,894), and misstated the contract productive hourly rates (\$231,384) (**Tab 12**). In relation to the contracted hourly rates, the SCO concluded that the city overstated claimed rates for FY 2001-02 through FY 2006-07. The claimed rates were overstated because the city used inconsistent methodology to compute claimed rates, used contract salary and benefit amounts that were co-mingled with multiple classifications, and applied inconsistent annual contract hours to compute claimed hourly rates (**Tab 15**).

In its IRC filed on August 22, 2017, the city disagrees with the SCO's methodology to compute allowable hourly rates for FY 2001-02 through FY 2006-07. The city requests reinstatement of hourly rates claimed for FY 2001-02 through FY 2006-07.

SCO Analysis:

The parameters and guidelines require that, if contract services were used for purposes other than the reimbursable activities, only the pro rata portion of the services used to implement the reimbursable activities be claimed (**Tab 10**).

The city contracts with the SDSO to perform all law enforcement duties for the city. These duties include activities claimed for the mandated program and other activities unrelated to the mandated program. The city contracts for various SDSO staff positions (i.e. Deputy, Sergeant, and Detective

Sergeant) each fiscal year and pays the SDSO annual contract rates for the positions. Some positions perform reimbursable activities and some do not.

We obtained and reviewed the contract service agreements between the SDSO and the city during fieldwork (**Exhibits M, N, O**) including detailed schedules such as Attachment B, CLEP Costing schedules, and contract annual hours for each fiscal year (**Tab 16 and 17**).

For FY 2001-02 through FY 2006-07, the city used contract salary and benefit amounts that co-mingled multiple classifications and overhead costs into one rate. The claimed rates included classifications that did not perform reimbursable activities. Therefore, the city included costs unrelated to the mandated program into its claimed rates for FY 2001-02 through FY 2006-07. For example, as shown in the SCO's Calculation of Hourly Contract Rates (**Tab 15**), for FY 2001-02, the city calculated the following hourly rate using Attachment B (**Tab 16**):

Annual Contract Rate (co-mingled with multiple classifications, including overhead).....	\$329,387
Productive Hours.....	3,102.50
Contract Hourly Rate = $\$329,387 \div 3102.50 = \106.17	

During fieldwork, SDSO provided CLEP Costing Schedules that segregated contract salary and benefit amounts specific to those classifications performing reimbursable activities (**Tab 16**). The SCO used the segregated contract salary and benefit information to compute allowable rates for FY 2001-02 through FY 2006-07. For example, as shown in the SCO's Calculation of Hourly Contract Rates (**Tab 15**), for FY 2001-02, we calculated the following contract hourly rate using the CLEP Costing Schedules (**Tab 16**) that the SDSO used to cost out the positions in the contract.

Deputy Annual Contract Rate	\$82,510
Annual Contract Productive Hours	1,743
Contract Hourly Rate = $\$82,510 \div 1,743 = \47.34	

For FY 2007-08 through FY 2011-12, the city used contract salary and benefit amounts segregated by each classification, as the SDSO costed the contract covering these fiscal years by position (separating overhead and each position segregated) rather than by task or patrol vehicle (co-mingling various classifications and overhead into one rate) as the SDSO had done for FY 2001-02 through FY 2006-07. For example, as shown in the SCO's Calculation of Hourly Contract Rates (**Tab 15**), for FY 2007-08, the city calculated the following contract hourly rate specific to the Deputy classification using Attachment B (**Tab 17**):

Deputy Annual Contract Rate	\$137,479.10
Annual Contract Productive Hours	1,799.94
Contract Hourly Rate = $\$137,479.10 \div 1,799.94 = \76.38	

As the annual rates were segregated by classification, we traced the claimed amounts to contract information and confirmed that they were accurate. We then recalculated contract hourly rates with the consistent contract productive hours of 1,743 as specified in the contract (**Tab 17, last page**). For example, as shown in the SCO's Calculation of Hourly Contract Rates (**Tab 15**), for FY 2007-08, the SCO calculated the following contract hourly rate using Attachment B (**Tab 17**).

Deputy Annual Contract Rate	\$137,479.00
Annual Contract Productive Hours	1,743
Contract Hourly Rate = $\$137,479.00 \div 1,743 = \78.87	

The SCO's analysis of claimed contracted hourly rates for the audit period showed overstated rates for FY 2001-02 through FY 2006-07, and understated rates for FY 2007-08 through FY 2011-12 (**Tab 15**).

We believe that it was not appropriate to compute claimed costs based on contract hourly rates that included multiple classifications, as these rates included costs unrelated to this mandated program. By including these various classifications in one rate, the city inadvertently claimed costs for reimbursement that do not relate to reimbursable activities or the mandated program. The SCO computed segregated rates for FY 2001-02 through FY 2006-07 to identify the specific employees who performed the mandated activities. The allowable contract hourly rates represent costs for those specific contract employees who performed reimbursable activities.

City's Response

FINDING 1, ISSUE 2: CONTRACT HOURLY RATES

The City disagrees with the SCO statements that the City overstated claimed rates and that the rates were overstated because the City used inconsistent methodologies to compute claimed rates. The methodologies used by the City to compute the billing rates were consistent with contract language. (see Appendix B — Sheriff Contracts and Indirect Cost Support)

There were three contracts that governed the City's Law Enforcement services with the San Diego County (County) Sheriff's Department during the time period under audit. The first contract dated June 25, 1996 covered the period from FY 1996-97 to FY2001-02. The second contract dated June 11, 2002 covered the period from FY 2002-03 to FY 2006-07. And the third contract dated November 6, 2007 covered the period from FY2007-08 to FY 2011-12.

During the FY 2001-02 through FY 2006-07 time period, the City was billed for law enforcement services on a full cost per Patrol Deputy basis. The County's "Unit Cost" charge was based on the number of Deputies they "purchased", and all overhead costs (which included an allocation for Sergeant & Detective Position support) were built into that one rate. (See Appendix B)

Accordingly, the City claimed costs using the Unit Cost for the Deputy position, and did not include any additional costs for the Sergeant to review and approve reports, as were eligible, since their costs were already factored into the Deputy's hourly rate.

Comingling of multiple positions in a contract situation is very common. When an agency contracts for outside legal or consulting services, for example, the rates charged typically include other support and administrative positions, such allocations of costs for secretaries, receptionist, clerks, etc. The inclusion of support staff by the County in the Deputy's hourly rates is the same principle. The City is not aware of any case where the SCO deconstructed attorney or consultant billed rates because the rates had included other overhead charges and not just the actual employee salary. This is standard practice for external contract services.

Instead of using the Unit Cost as a whole contract service cost to determine the actual costs incurred by the City, the SCO's deconstructed the rates based on what the County paid only its own Deputy position. The deconstruction of the Unit Cost is inappropriate because it does not reflect actual costs and actual methods by which the services were billed to the City pursuant to the contract.

If the Commission determines the deconstruction method used by the SCO is valid, then the City believes the indirect rate should account for all the applicable overhead costs charged in the contract as they are valid costs per OMB A-87. Because the SCO developed rates did not include all the actual overhead billed to the City, the claims were incorrectly reduced (discussed in more detail in the following "FINDING 2. MISSTATE INDIRECT COSTS" section).

The SCO is required to reimburse claimants for actual costs incurred, not discounted rates computed by the SCO. Administrative or support costs are allowable under OMB A-87 and claiming instructions. While SCO could question if a cost was excessive or unreasonable, the SCO does not have the authority to deconstruct actual billable hourly rates charged by a vendor and greed to contractually.

City requests reinstatement of costs based on actual contractual obligated hourly rates billed.

SCO's Comments

The city asserts that the contract hourly rates claimed for FY 2001-02 through FY 2006-07 should be used as claimed to calculate allowable costs for this audit. The city states that "deconstruction of the Unit Cost is inappropriate because it does not reflect actual costs and actual methods by which the services were billed to the City pursuant to the contract." We disagree. For FY 2001-02 through FY 2006-07 period, the SDSO costed the contract covering these fiscal years by task or patrol vehicle. The unit cost that the city refers to included various classifications and overhead to account for a great variety of law enforcement services provided to the city. While the city "purchased" these services by paying the "Unit Cost," in doing so the city acquired all law enforcement activities that would be performed by the SDSO. Therefore, claiming the entire "Unit Cost" would result in the city seeking reimbursement for costs of services unrelated to the mandated program that was included in the same rate.

The city states in its IRC that "comingling of multiple positions in a contract situation is very common;" however, this should not preclude the city from determining which portion of the contract costs relate to the mandated program and which do not. If the city is seeking reimbursement for performing specific activities, then the city should claim reimbursement only for the specific classifications that performed those activities. By including other classifications in the claimed rates, the city is seeking reimbursement for costs that do not relate to the mandated program.

The city asserts that the SCO "does not have the authority to deconstruct actual billable hourly rates charged by a vendor and agreed to contractually." We disagree. The SCO performs audits in accordance with Government Code sections 12410, 17558.5(a), and 17561 to determine whether reimbursement claims submitted by various agencies are for increased costs incurred as a result of the State mandate. Our audit scope includes, but is not limited to, determining whether costs claimed are supported by appropriate source documents, are not funded by another source, and are not unreasonable and/or excessive. To meet our audit objectives, the SCO performs variety of audit procedures to determine whether costs claimed represent increased costs resulting from requirements outlined in the mandated program. Re-computing claimed rates is one of those audit procedures necessary to determine whether claimed rates represent costs incurred for the performance of the mandated activities or whether those rates include costs outside the scope of the program.

The city also asserts that the SCO "is required to reimburse claimants for actual costs incurred, not discounted rates computed by the SCO." While the city is entitled to receive reimbursement for actual costs incurred, those costs should be limited to costs incurred for performing reimbursable activities and should exclude costs outside the scope of the mandated program. The city claimed rates that included costs not related to performing reimbursable activities. By claiming rates that included multiple classifications, the city did not limit its claimed costs to those actual costs that were incurred for this mandated program.

III. FINDING 2—MISSTATED INDIRECT COSTS

Issue

The SCO determined that the city overstated indirect costs by \$31,485 for the audit period (understated by \$57,772 in FY 2001-02 through FY 2006-07, and overstated by \$89,257 in FY 2007-08 through FY 2011-12) (**Tab 18**). The SCO concluded that the city claimed unallowable costs because it misclassified claimed direct costs as salaries and benefits rather than contract services, inappropriately calculated indirect cost rates based on direct labor rather than contract services, and applied indirect cost rates to unallowable contract services as identified in Finding 1.

In its IRC filed on August 22, 2017, the city states that it believes that additional indirect costs should be reimbursable under the mandated program.

SCO Analysis:

For FY 2001-02 through 2006-07, the city claimed 10% indirect cost rates and applied the rates to contract services costs that were incorrectly claimed as salaries and benefits. For FY 2007-08 through 2011-12, the city prepared Indirect Cost Rate Proposals (ICRPs) and also applied these rates to misclassified contract services costs that were incorrectly claimed as salaries and benefits (Tab 4). The city did not incur any direct labor costs during the audit period. The city staff did not perform any of the reimbursable activities listed within the parameters and guidelines. The city contracted with the SDSO to perform all law enforcement activities, including activities allowable for reimbursement under this mandated program. Therefore, the city did not incur any direct labor costs for this program; rather, it incurred contract services costs. The city's claiming methodology to classify and compute costs as indirect based on direct labor costs was not appropriate.

We reviewed the contract agreements between the city and the SDSO for the years within the audit period (Exhibits M, N, O). The contracts covered different fiscal years in the audit period and were costed out differently in each contract.

For FY 2007-08 through FY 2011-12, the SDSO contract agreements costed out law enforcement services by classifications, and assigned line item costs such as labor costs and additional overhead costs separately. The contract agreements for these fiscal years provided supplemental schedules, and identified subtotals for contracted labor costs and contracted overhead costs by line item (Tab 17). Upon review of the contracts, the SCO determined that the more reasonable approach for computing contract overhead costs would be to show a ratio of the overhead line items as they relate to the contracted labor positions. The contract overhead line items included the following (Tab 17):

- Ancillary support
- Supplies
- Vehicles
- Space
- Management support liability
- Less: Beat Factor

The SCO determined that overhead line item subtotals identified in the contracts for FY 2007-08 through FY 2011-12 related to the execution of the entire contract, and were therefore appropriate to account for in computing contract overhead costs for the performance of mandated activities. We computed indirect cost rates for contract services for these years by dividing the sum of total contract overhead line items plus Station Support Staff and Administrative Sergeant position costs, by the contracted labor costs identified in the contract supplemental schedules. For example, as shown in the SCO's Calculation of Allowable Indirect Cost Rates (Tab 19), for FY 2007-08, using the Attachment B (Tab 17), we arrived at a contract overhead rate of 45.90%, as follows:

Contract Overhead (including bulleted items above).....	\$3,565,838.03
Station Support Staff	827,313.17
Administrative Sergeant Costs (10% of Sergeant total \$1,305,083.08).....	130,508.31
Subtotal	\$4,523,659.51

Contracted Labor Costs
(labor less Station Support \$827,313.17, less Administrative Sergeant costs \$130,508.31) ...\$9,849,124.49
Overhead ÷ Labor Costs = 45.90%

For FY 2001-02 through FY 2006-07, the contracts were costed out differently. The contracts for these fiscal years billed services by task or patrol vehicle, and co-mingled various labor costs with overhead costs. The contract schedules for these years did not segregate overhead line items in the same fashion as for FY 2007-08 through FY 2011-12 (**Tab 16 and 17**). The information to compute a simple ratio of contract overhead line items to contract labor costs was not available in the same format. Therefore, the SCO calculated an average contract indirect cost rate based on actual data for FY 2007-08 through FY 2011-12, and applied the average contract indirect rate to compute contract overhead for FY 2001-02 through FY 2006-07 in which contract agreements accounted for contract services costs using methodology that co-mingled costs (**Tab 19 and 18**). The SCO's computation of contract overhead rates and related contract overhead costs resulted in increased rates for FY 2001-02 through FY 2006-07, and decreased rates for FY 2007-08 through FY 2011-12. The city did not incur any reduction in costs for FY 2001-02 through FY 2006-07 contract indirect costs (**Tab 18**).

City's Response

FINDING 2. MISSTATED INDIRECT COSTS —

FY 2001-02 THROUGH FY 2006-07 INDIRECT COSTS

The City is asserting that 1) the 10% indirect cost claimed is justified, and 2) the SCO deconstructed contract ICRP rates are inappropriate and unfairly determined.

1. The 10% Indirect Cost

The SCO stated on page 27 of the Audit Report, "The city inappropriately claimed contract services costs as direct labor and computed indirect costs base on direct labor when in fact the city did not incur any direct or indirect labor costs." The City and the SCO agreed that this was a contract service, but it is the SCO that deconstructed the rate billed by the County, which necessitated the computation of an Indirect Cost Rate Proposal (ICRP) rate at all.

The City's position regarding indirect costs for these years is that ICRP rates did not have to be computed for this time period, because the County charged hourly rates already included all indirect costs, WITH THE EXCEPTION OF LIABILITY and some equipment charges which were billed separately in the contact. Therefore, the City determined claiming the 10% was appropriate to compensate the City for the separately billed costs and also for the citywide overhead costs incurred to administer the contract (legal, management, finance, etc.)

Since both departmental and City-Wide overhead costs are an eligible OMA A-87 indirect cost items, some method of compensating the City for these charges needs to be factored in. The SCO was inconsistent on their explanations regarding overhead. On page 27 of the Audit Report, they stated that because the service was a contract and not direct labor costs that somehow it precluded the City from claiming the 10% default rate. But on the other hand, the SCO allowed an average rate of 47.7% which they computed using averages. Therefore, it is clear that the SCO did acknowledge that the City is due some overhead, despite the contractual nature of the employees. The City is happy to use whatever method the SCO desires, but wishes to obtain fair compensation for ALL direct and indirect costs.

2. Deconstructed Contract ICRP Rates

As indicated above, the City disagrees with the SCO usage of the deconstructed contract rates. The usage of the deconstructed contract rate would be reasonable if all indirect costs charged were included in the ICRP as contractually agreed to.

The City disagrees with the SCO statement on page 23 of the Audit Report that stated information was not available to calculate actual ICRP rates for this time frame and therefore the SCO was required to calculate an average. This information is available in the County CLEP sheets the SCO obtained during the audit. These sheets show how each rate was computed.

For example, the County Sheriff Department's FY 2001-02 CLEP COSTING table (See Appendix B, column 1, page 161), shows that for each Deputy position (cost = \$146,042 per deputy), a fraction of a Sergeant's cost was included as overhead (\$23,613 per Deputy) and also a portion of a Station Detective (\$39,211 per Deputy).

The CLEP sheet also shows all the other overhead items built into the rates for each fiscal year. These items included allocated costs for Services and Supplies, Vehicle charges, Space rental, Management Support and Liability. All of these items are considered allowable indirect charges pursuant to OMB A-87 and ACTUAL data was available for each year. This actual data could have been used to develop an actual ICRP rate. Instead, the SCO used an average they developed from FY 2007-08 to FY 2011-12,

The SCO's statement regarding the computation of the rates is based on a "new" methodology is incorrect. The rates are computed and prepared exactly as other ICRP rates are computed and is the same as the SCO used to compute their allowable FY 2007-08 through FY 2011-12 rates. The items considered direct and indirect costs would be classified the same if the City had its own police department. (see pages 16-20 — "Indirect Cost Rate Proposal")

The City requests the claim be based on actual billing rates; however, if the Commission believes that deconstruction of rates is appropriate, then the SCO be required to compute actual ICRP rates for these years using the County CLEP reports.

FY 2007-08 through FY 2011-12 indirect costs

As discussed above, if the SCO deconstructed method is to be followed, the City requests that all applicable, contractually obligated, indirect costs be included in the computation of the ICRP rates.

The County job descriptions state that the "Purpose and Distinguishing Characteristics "of the Sergeant position "is to provide supervision over the activities of a team, unit or division of deputies and or professional staff." Further, they state that, "This class represents the first level of supervision of sworn staff in the Sheriff's Department".

The SCO allowed only one sergeant (Administrative Sergeant) in their computation of the ICRP rates. The SCO states, "we already accounted for all appropriate contracted labor costs and contracted overhead that benefited the implementation of the entire contract."

The SCO did not explain why the other approximately seven Sergeants who also have administrative and support duties were not considered allowable or "appropriate". Inclusion of only one of the seven is arbitrary and does not reflect the actual overhead incurred in the contract. Also, Detective charges were also excluded from the overhead computation, but those costs had always been considered overhead charges in prior contracts.

According to Sheriff Administrative Lieutenant (station Supervisor), the contract and county job descriptions, ALL Sergeants are administrative/support positions to the Deputies and therefore, all should be included into the computation of the overhead rate.

During the course of the audit, the City asked the SCO staff what documentation would be required to prove the other Sergeants were indeed administrative and support positions, but the City received no response or direction. The City provided job descriptions, contracts and the Commanding officers statement along with his estimate of percentage of time each position spent on administrative duties. The City would be happy to provide other support if told what would satisfy the SCO.

SCO's Comments

FY 2001-02 through FY 2006-07 Indirect Costs

The city disagrees with the SCO finding relating to the city's contract indirect costs. The city did not incur any direct labor costs during the audit period. The city staff did not perform any of the reimbursable activities listed within the parameters and guidelines. The city contracted with the SDSO to perform all law enforcement activities, including activities allowable for reimbursement under this mandated program. Therefore, the city did not incur any direct labor costs for this program; it actually incurred contract services costs. The city's methodology to classify and compute costs as indirect based on direct labor costs was not appropriate.

The city states that "ICRPs should not have been computed for this time period." The SCO did not compute ICRPs for the city, as computing ICRPs would only have been appropriate if the city directly performed the activities claimed. We computed the contract-related indirect cost rates derived from the amounts noted in the contracts because the city purchased contract services rather than incurring direct labor costs.

The city disagrees with the SCO's use of an average allowable indirect cost rate for FY 2001-02 through FY 2006-07, for which the SDSO costed out contract agreements by task co-mingling multiple costs, including labor and overhead line items into each task. The SCO derived the average indirect cost rate based on detailed costing schedules for FY 2007-08 through FY 2011-12.

In its IRC, the city proposes an example for computing an indirect cost rate using the "CLEP sheets," which we were unable to reference, from the city's Exhibits. We believe the city is referring to the CLEP Costing Schedule for FY 2001-02 (Tab 16). We believe that the city is proposing to use the co-mingled costing methodology that included labor and various overhead line items to determine contract overhead rates for FY 2001-02 through FY 2006-07. The example from the city's IRC is as follows:

Contract Overhead:

Sergeant.....	\$23,613
Services and Supplies	5,510
Vehicle	25,694
Space	7,799
Management Support	16,478
Liability	3,937
Subtotal	\$83,031

Contract Labor Costs:

Deputy	\$146,042
Other	19,449
Station Area Det.	39,211
Comm Cntr.....	19,464
Crime Prevention.....	4,404
Juv. Intervention.....	4,374
Regional Services	17,350
Subtotal	\$250,294

Overhead ÷ Labor Costs = 42.60%

Audited Rate Allowable = 47.70%

The rate in the example above is lower than what the SCO computed during the audit. We are uncertain why the above example is included in the city's IRC. In addition, the contract indirect cost rate allowable per audit in FY 2001-02 through FY 2006-07 is higher than what the city claimed. There were no reductions for contract indirect costs claimed for FY 2001-02 through FY 2006-07 (**Tab 18**).

FY 2007-08 through FY 2011-12 Indirect Costs

For FY 2007-08 through FY 2011-12, the city is proposing an increase to the allowable contract indirect cost rates. The city asserts that the majority of the Sergeant Classification costs should be allocated as indirect costs to properly reflect actual overhead costs incurred for the calculation of contract indirect cost rates.

We disagree with the city's proposed methodology, and we disagree with the city's claiming methodology. Generally speaking, direct costs are those which can be identified specifically with a particular unit or function and accounted for separately. Indirect costs, on the other hand, are those costs incurred in support of general business functions but which are not attributable to a specific project or unit. However, because the city incurred contract services costs, we need to account for those overhead costs that might benefit the entire contract and may not be assignable to a specific function. The city is proposing to view labor costs from the perspective of the SDSO (the contracting agency), when we actually need to view these costs from the perspective of the city (the agency acquiring a contract).

In the SCO's analysis, we believe that we accounted for all appropriate contracted overhead costs that benefited the implementation of the entire contract. The city's methodology of classifying labor costs as direct and indirect, when the city did not incur such direct or indirect labor costs, was not appropriate. The city only incurred contract services costs, and only overall contract overhead costs should be accounted for.

The indirect cost rate is typically computed as an arithmetical calculation of dividing a pool of expenses (numerator) by an allocation base (denominator) such as in most cases direct labor. The allocation method for distributing indirect expenses is one that allocates costs to the primary cost objective, or, in this instance, all contract activities purchased by the city.

From the start of the audit, it has been the SCO's position that all costs incurred for this program by the City of San Marcos are contract services costs. The city purchased law enforcement activities from the SDSO and did not incur any direct or indirect labor costs. Therefore, it was inappropriate for the city to classify and claim costs as such. However, we recognized that the contract services costs might have had general overhead costs associated with the performance of all law enforcement activities that the city purchased. We therefore identified general overhead line items as listed on Attachments B for FY 2007-08 through FY 2011-12. The contract overhead line items were as follows (**Tab 17**):

- Ancillary support
- Supplies
- Vehicles
- Space
- Management support liability
- Less: Beat Factor

In its IRC, the city indicates that the "SCO allowed only one sergeant (Administrative Sergeant) in their computation of the ICRP rates." The city also asserts that the "SCO did not explain why the other approximately seven Sergeants who also have administrative and support duties were not considered allowable." Lastly, the city concludes that "inclusion of only one of the seven is arbitrary and does not reflect the actual overhead incurred in the contract." We disagree with the city's comments.

As stated above, the SCO's original position was that the city did not incur any direct or indirect labor costs. The SCO believed all labor costs listed in the contract should be considered direct contract costs. The SCO originally computed the overhead rates for FY 2007-08 through FY 2011-12 by dividing the subtotals of overhead amounts listed in the bullets above by total labor costs listed in Attachments B to account for total overhead costs benefiting the execution of the contract as a whole. The SCO presented these computations to the city during the status meeting held on April 10, 2016 (Tab 20). Following the discussions held at the status meeting, the SCO responded to the city's comments via email dated April 17, 2017, and explained the SCO's position regarding labor costs (Tab 21).

The city discussed the issue with the SCO's auditors via a teleconference and email correspondence (Tab 22). The city reviewed the SCO's methodology and proposed that we consider Station Support Staff and Administrative Sergeant position as part of the contract overhead cost pool. The city therefore proposed to move these costs into the contract indirect cost pool and exclude them from the direct labor amount. Although the SCO's position still remained that the city had not incurred any direct or indirect labor costs, after consideration of the city's proposal, the SCO concluded it was reasonable (Tab 22). The SCO revised its computations of the contracted indirect cost rates, and increased the allowable indirect cost rates accordingly to include these positions requested by the city (Tab 19). Therefore, the SCO's determination to include only these positions in the overhead cost pool and not others was not arbitrary, but rather in direct response to the city's requests (Tab 22). The SCO worked with the city to find a reasonable approach. The inclusion of the Station Support Staff and Administrative Sergeant position costs resulted in the increase of allowable indirect cost rates for the audit period. The Exit Conference Handout demonstrates that allowable indirect costs increased from the initial finding presented at the status meeting (Tab 23).

IV. CONCLUSION

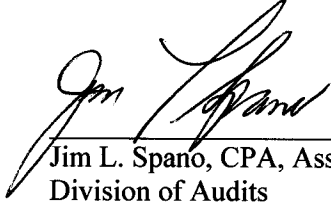
The SCO audited the City of San Marcos' claims for costs of the legislatively mandated Crime Statistics Reports for the Department of Justice Program (Chapter 1172, Statutes 1989; Chapter 1338, Statutes 1992; Chapter 1230, Statutes 1993; Chapter 933, Statutes 1998; Chapter 571, Statutes 1999; Chapter 626, Statutes 2000; Chapter 700, Statutes 2004) for the period of July 1, 2001, through June 30, 2012. The city claimed \$1,094,487 for the mandated program. Our audit found that \$738,724 is allowable and \$355,763 is unallowable. The costs are unallowable primarily because the city misstated the number of domestic violence-related calls for assistance incident reports, misstated the average time increments per activity, misstated the contract productive hourly rates, and misstated the contract indirect cost rates.

The Commission should find that: (1) the SCO correctly reduced the city's FY 2001-02 claim by \$5,328; (2) the SCO correctly reduced the city's FY 2002-03 claim by \$45,590; (3) the SCO correctly reduced the city's FY 2003-04 claim by \$41,157; (4) the SCO correctly reduced the city's FY 2004-05 claim by \$55,760; (5) the SCO correctly reduced the city's FY 2005-06 claim by \$64,142; (6) the SCO correctly reduced the city's FY 2006-07 claim by \$67,866; (7) the SCO correctly reduced the city's FY 2007-08 claim by \$34,999; (8) the SCO correctly reduced the city's FY 2008-09 claim by \$10,557; (9) the SCO correctly reduced the city's FY 2009-10 claim by \$9,808; (10) the SCO correctly reduced the city's FY 2010-11 claim by \$36,920; and (11) the SCO correctly adjusted the city's FY 2011-12 claim by \$16,364.

V. CERTIFICATION

I hereby certify by my signature below that the statements made in this document are true and correct of my own knowledge, or, as to all other matters, I believe them to be true and correct based upon information and belief.

Executed on January 22, 2018, at Sacramento, California, by:

A handwritten signature in cursive script, appearing to read "Jim L. Spano", is written over a horizontal line.

Jim L. Spano, CPA, Assistant Division Chief
Division of Audits
State Controller's Office

Tab 3

CITY OF SAN MARCOS

Audit Report

CRIME STATISTICS REPORTS FOR THE DEPARTMENT OF JUSTICE PROGRAM

Chapter 1172, Statutes 1989; Chapter 1338, Statutes 1992;
Chapter 1230, Statutes 1993; Chapter 933, Statutes 1998;
Chapter 571, Statutes 1999; Chapter 626, Statutes 2000;
Chapter 700, Statutes 2004

July 1, 2001, through June 30, 2012



BETTY T. YEE
California State Controller

June 2017



BETTY T. YEE
California State Controller

June 30, 2017

The Honorable Jim Desmond
Mayor of City of San Marcos
1 Civic Center Drive
San Marcos, CA 92069

Dear Mayor Desmond:

The State Controller's Office audited the costs claimed by the City of San Marcos for the legislatively mandated Crime Statistics Reports for the Department of Justice Program (Chapter 1172, Statutes 1989; Chapter 1338, Statutes 1992; Chapter 1230, Statutes 1993; Chapter 933, Statutes 1998; Chapter 571, Statutes 1999; Chapter 626, Statutes 2000; Chapter 700, Statutes 2004) for the period of July 1, 2001, through June 30, 2012.

The city claimed \$1,094,487 for the mandated program. Our audit found that \$722,360 is allowable (\$738,724 less allowable costs that exceed costs claimed totaling \$16,364) and \$372,127 is unallowable. The costs are unallowable because the city misstated the number of domestic violence-related calls for assistance incident reports, misstated the average time increments per activity, misstated the contract productive hourly rates, and misstated the contract indirect cost rates. The State made no payments to the city. The State will pay allowable costs claimed totaling \$722,360, contingent upon available appropriations.

This final audit report contains an adjustment to costs claimed by the city. If you disagree with the audit findings, you may file an Incorrect Reduction Claim (IRC) with the Commission on the State Mandates (Commission). Pursuant to Section 1185, subdivision (c), of the Commission's regulations (*California Code of Regulations*, Title 3), an IRC challenging this adjustment must be filed with the Commission no later than three years following the date of this report, regardless of whether this report is subsequently supplemented, superseded, or otherwise amended. You may obtain IRC information on the Commission's website at www.csm.ca.gov/forms/IRCFORM.pdf.

If you have any questions, please contact Jim L. Spano, Chief, Mandated Cost Audits Bureau, by telephone at (916) 323-5849.

Sincerely,

Original signed by

JEFFREY V. BROWNFIELD, CPA
Chief, Division of Audits

JVB/ljs

cc: Laura Rocha, Finance Director
City of San Marcos
Stacey Tang, Accounting Manager
City of San Marcos
Chris Hill, Principal Program Budget Analyst
Local Government Unit, California Department of Finance
Steven Pavlov, Finance Budget Analyst
Local Government Unit, California Department of Finance
Anita Dagan, Manager
Local Government Programs and Services Division
State Controller's Office

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Audit Report

Summary

The State Controller's Office (SCO) audited the costs claimed by the City of San Marcos for the legislatively mandated Crime Statistics Reports for the Department of Justice Program (Chapter 1172, Statutes 1989; Chapter 1338, Statutes 1992; Chapter 1230, Statutes 1993; Chapter 933, Statutes 1998; Chapter 571, Statutes 1999; Chapter 626, Statutes 2000; Chapter 700, Statutes 2004) for the period of July 1, 2001, through June 30, 2012.

The city claimed \$1,094,487 for the mandated program. Our audit found that \$722,360 is allowable (\$738,724 less allowable costs that exceed costs claimed totaling \$16,364) and \$372,127 is unallowable. The costs are unallowable because the city misstated the number of domestic violence-related calls for assistance incident reports, misstated the average time increments per activity, misstated the contract productive hourly rates, and misstated the contract indirect cost rates. The State made no payments to the city. The State will pay allowable costs claimed totaling \$722,360, contingent upon available appropriations.

Background

Penal Code (PC) section 12025, subdivisions (h)(1) and (h)(3); section 12031, subdivisions (m)(1) and (m)(3); section 13014 and 13023; and section 13730, subdivision (a) require local agencies to report information related to certain specified criminal acts to the California Department of Justice (DOJ). These sections were added and/or amended by Chapter 1172, Statutes of 1989; Chapter 1338, Statutes of 1992; Chapter 1230, Statutes of 1993; Chapter 933, Statutes of 1998; Chapter 571, Statutes of 1999; Chapter 626, Statutes of 2000; and Chapter 700, Statutes of 2004.

On June 26, 2008, the Commission on State Mandates (Commission) adopted a statement of decision for the Crime Statistics Reports for the Department of Justice Program. The Commission found that the test claim legislation constitutes a new program or higher level of service and imposes a reimbursable state-mandated program on city and county claimants beginning on July 1, 2001, within the meaning of Article XII B, section 6 of the California Constitution and Government Code (GC) section 17514.

On July 31, 2009, the Commission heard an amended test claim on PC section 13023 (added by Chapter 700, Statutes of 2004), which imposed additional crime reporting requirements. The Commission also found that this test claim legislation constitutes a new program or higher level of service and imposes a reimbursable state-mandated program for city and county claimants beginning on January 1, 2004. On April 10, 2010, the Commission issued a corrected statement of decision to correctly identify the operative and effective date of the reimbursable state-mandated program as January 1, 2005.

The Commission found that the following activities are reimbursable:

- A local government entity responsible for the investigation and prosecution of a homicide case to provide the California Department of Justice (DOJ) with demographic information about the victim and the person or persons charged with the crime, including the victim's and person's age, gender, race, and ethnic background (Penal Code section 13014).
- Local law enforcement agencies to report, in a manner to be prescribed by the Attorney General, any information that may be required relative to any criminal acts or attempted criminal acts to cause physical injury, emotional suffering, or property damage where there is a reasonable cause to believe that the crime was motivated, in whole or in part, by the victim's race, ethnicity, religion, sexual orientation, or physical or mental disability, or gender or national origin (Penal Code section 13023).
- For district attorneys to report annually on or before June 30, to the Attorney General, on profiles by race, age, gender, and ethnicity any person charged with a felony or misdemeanor under section 12025 (carrying a concealed firearm) or section 12031 of the Penal Code (carrying a loaded firearm in a public place), and any other offense charged in the same complaint, indictment, or information. The Commission found that this is a reimbursable mandate from July 1, 2001 (the beginning of the reimbursement period for this test claim) until January 1, 2005. (Penal Code sections 12025, subdivisions (h)(1) and (h)(3), and 12031 subdivisions (m)(1) and (m)(3)).
- For local law enforcement agencies to support all domestic-violence related calls for assistance with a written incident report (Penal Code section 13730, subdivision (a), Chapter 1230, Statutes of 1993).

The Commission also found that, beginning January 1, 2005, local law enforcement agencies are entitled to reimbursement for reporting the following information in a manner to be prescribed by the Attorney General:

- Any information that may be required relative to hate crimes, as defined in Penal Code section 422.55 as criminal acts committed, in whole or in part, because of one or more of the following perceived characteristics of the victim: (1) disability, (2) gender, (3) nationality, (4) race or ethnicity, (5) religion, (6) sexual orientation.
- Any information that may be required relative to hate crimes, defined in Penal Code section 422.55 as criminal acts committed, in whole or in part, because of association with a person or group with one or more of the following actual or perceived characteristics: (1) disability, (2) gender, (3) nationality, (4) race or ethnicity, (5) religion, (6) sexual orientation.

The program's parameters and guidelines establish the state mandate and define reimbursement criteria. The Commission adopted the parameters and guidelines on September 30, 2010, and amended them on January 24, 2014 to clarify reimbursable costs related to domestic violence related-calls for assistance. In compliance with GC section 17558, the SCO issues claiming instructions to assist local agencies and school districts in claiming mandated program reimbursable costs.

Objectives, Scope, and Methodology

We conducted this performance audit to determine whether costs claimed represent increased costs resulting from the Crime Statistics Reports for the Department of Justice Program for the period of July 1, 2001, through June 30, 2012.

The legal authority to conduct this audit is provided by GC sections 12410, 17558.5, and 17561. We did not audit the city's financial statements. We conducted this audit in accordance with generally accepted government auditing standards. Those standards require that we plan and perform the audit to obtain sufficient, appropriate evidence to provide a reasonable basis for our findings and conclusions based on our audit objectives. We believe that the evidence obtained provides a reasonable basis for our findings and conclusions based on our audit objectives.

We limited our review of the city's internal controls to gaining an understanding of the transaction flow and claim preparation process as necessary to develop appropriate auditing procedures. Our audit scope did not assess the efficiency or effectiveness of program operations.

The objectives of our audit were to determine whether costs claimed were supported by appropriate source documents, were not funded by another source, and were not unreasonable and/or excessive.

To achieve our audit objectives, we performed the following procedures:

- Reviewed claims to identify the material cost components of each claim, any errors, and any unusual or unexpected variances from year-to-year;
- Completed an internal control questionnaire and performed a walk-through of the claim preparation process to determine what information was used, who obtained it, and how it was obtained;
- Reviewed the city's contract provisions with the agency performing reimbursable activities;
- Interviewed the contracted agency's staff to determine the employee classifications involved in performing the reimbursable activities during the audit period;
- Assessed whether computer-processed data provided by the contracted agency to support claimed information was complete and accurate and could be relied upon;
- Reviewed the contracted agency's time study documentation to assess whether average time increments claimed to perform the reimbursable activities were reasonable per the requirements of the program;
- Reviewed and analyzed the contracted agency's detailed listing of incident report counts in selected fiscal years to identify any possible exclusions; and ensured that the counts were sufficiently free of errors;
- Verified incident report counts by tracing a sample of domestic violence calls for assistance to case files to ensure that the calls for assistance were supported by written incident reports;

- Traced contract productive hourly rate calculations to supporting information in the city's contract provisions with the agency performing reimbursable activities;
- Determined whether contract indirect costs claimed were for common or joint purposes and whether indirect cost rates were properly supported and applied; and
- Recalculated allowable costs claimed using audited data

Conclusion

Our audit found instances of noncompliance with the requirements outlined in the Objectives section. These instances are described in the accompanying Schedule (Summary of Program Costs) and in the Findings and Recommendations section of this report.

For the audit period, the city claimed \$1,094,487 for costs of the Crime Statistics Reports for the Department of Justice Program. Our audit found that \$722,360 is allowable (\$738,724 less allowable costs that exceed costs claimed totaling \$16,364) and \$372,127 is unallowable.

The State made no payments to the city. The State will pay allowable costs claimed that exceed the amount paid, totaling \$722,360, contingent upon available appropriations.

Views of Responsible Officials

We issued a draft audit report on May 23, 2017. Laura Rocha, Finance Director, responded by letter dated June 1, 2017 (Attachment), disagreeing with the audit results. This final audit report includes the city's response.

Restricted Use

This report is solely for the information and use of the City of San Marcos, the California Department of Finance, and the SCO; it is not intended to be and should not be used by anyone other than these specified parties. This restriction is not intended to limit distribution of this report, which is a matter of public record.

Original signed by

JEFFREY V. BROWNFIELD, CPA
Chief, Division of Audits

June 30, 2017

Schedule—
Summary of Program Costs
July 1, 2001, through June 30, 2012

Cost Elements	Actual Costs Claimed	Allowable Per Audit	Audit Adjustment	Reference ¹
<u>July 1, 2001, through June 30, 2002</u>				
Direct costs - contract services: ²				
Domestic violence related calls for assistance	\$ 46,375	\$ 30,931	\$ (15,444)	Finding 1
Total direct costs	46,375	30,931	(15,444)	
Indirect costs	4,638	14,754	10,116	Finding 2
Total program costs	<u>\$ 51,013</u>	45,685	<u>\$ (5,328)</u>	
Less amount paid by the State		-		
Allowable costs claimed in excess of (less than) amount paid		<u>\$ 45,685</u>		
<u>July 1, 2002, through June 30, 2003</u>				
Direct costs - contract services: ²				
Domestic violence related calls for assistance	\$ 85,600	\$ 32,884	\$ (52,716)	Finding 1
Total direct costs	85,600	32,884	(52,716)	
Indirect costs	8,560	15,686	7,126	Finding 2
Total program costs	<u>\$ 94,160</u>	48,570	<u>\$ (45,590)</u>	
Less amount paid by the State		-		
Allowable costs claimed in excess of (less than) amount paid		<u>\$ 48,570</u>		
<u>July 1, 2003, through June 30, 2004</u>				
Direct costs - contract services: ²				
Domestic violence related calls for assistance	\$ 91,184	\$ 40,044	\$ (51,140)	Finding 1
Total direct costs	91,184	40,044	(51,140)	
Indirect costs	9,118	19,101	9,983	Finding 2
Total program costs	<u>\$ 100,302</u>	59,145	<u>\$ (41,157)</u>	
Less amount paid by the State		-		
Allowable costs claimed in excess of (less than) amount paid		<u>\$ 59,145</u>		
<u>July 1, 2004, through June 30, 2005</u>				
Direct costs - contract services: ²				
Domestic violence related calls for assistance	\$ 108,999	\$ 43,425	\$ (65,574)	Finding 1
Total direct costs	108,999	43,425	(65,574)	
Indirect costs	10,900	20,714	9,814	Finding 2
Total program costs	<u>\$ 119,899</u>	64,139	<u>\$ (55,760)</u>	
Less amount paid by the State		-		
Allowable costs claimed in excess of (less than) amount paid		<u>\$ 64,139</u>		

Schedule (continued)

Cost Elements	Actual Costs Claimed	Allowable Per Audit	Audit Adjustment	Reference ¹
<u>July 1, 2005, through June 30, 2006</u>				
Direct costs - contract services: ²				
Domestic violence related calls for assistance	\$ 120,823	\$ 46,556	\$ (74,267)	Finding 1
Total direct costs	120,823	46,556	(74,267)	
Indirect costs	12,082	22,207	10,125	Finding 2
Total program costs	<u>\$ 132,905</u>	68,763	<u>\$ (64,142)</u>	
Less amount paid by the State		-		
Allowable costs claimed in excess of (less than) amount paid		<u>\$ 68,763</u>		
<u>July 1, 2006, through June 30, 2007</u>				
Direct costs - contract services: ²				
Domestic violence related calls for assistance	\$ 127,427	\$ 48,953	\$ (78,474)	Finding 1
Total direct costs	127,427	48,953	(78,474)	
Indirect costs	12,743	23,351	10,608	Finding 2
Total program costs	<u>\$ 140,170</u>	72,304	<u>\$ (67,866)</u>	
Less amount paid by the State		-		
Allowable costs claimed in excess of (less than) amount paid		<u>\$ 72,304</u>		
<u>July 1, 2007, through June 30, 2008</u>				
Direct costs - contract services: ²				
Homicide reports	\$ 120	\$ 120	\$ -	
Domestic violence related calls for assistance	55,112	44,336	(10,776)	Finding 1
Total direct costs	55,232	44,456	(10,776)	
Indirect costs	44,628	20,405	(24,223)	Finding 2
Total program costs	<u>\$ 99,860</u>	64,861	<u>\$ (34,999)</u>	
Less amount paid by the State		-		
Allowable costs claimed in excess of (less than) amount paid		<u>\$ 64,861</u>		
<u>July 1, 2008, through June 30, 2009</u>				
Direct costs - contract services: ²				
Homicide reports	\$ 120	\$ 120	\$ -	
Domestic violence related calls for assistance	43,987	50,419	6,432	Finding 1
Total direct costs	44,107	50,539	6,432	
Indirect costs	40,490	23,501	(16,989)	Finding 2
Total program costs	<u>\$ 84,597</u>	74,040	<u>\$ (10,557)</u>	
Less amount paid by the State		-		
Allowable costs claimed in excess of (less than) amount paid		<u>\$ 74,040</u>		

Schedule (continued)

Cost Elements	Actual Costs Claimed	Allowable Per Audit	Audit Adjustment	Reference ¹
<u>July 1, 2009, through June 30, 2010</u>				
Direct costs - contract services: ²				
Homicide reports	\$ 116	\$ 116	\$ -	
Domestic violence related calls for assistance	54,494	62,062	7,568	Finding 1
Total direct costs	54,610	62,178	7,568	
Indirect costs	48,713	31,337	(17,376)	Finding 2
Total program costs	<u>\$ 103,323</u>	93,515	<u>\$ (9,808)</u>	
Less amount paid by the State		-		
Allowable costs claimed in excess of (less than) amount paid		<u>\$ 93,515</u>		
<u>July 1, 2010, through June 30, 2011</u>				
Direct costs - contract services: ²				
Domestic violence related calls for assistance	\$ 58,530	\$ 49,367	\$ (9,163)	Finding 1
Total direct costs	58,530	49,367	(9,163)	
Indirect costs	51,799	24,042	(27,757)	Finding 2
Total program costs	<u>\$ 110,329</u>	73,409	<u>\$ (36,920)</u>	
Less amount paid by the State		-		
Allowable costs claimed in excess of (less than) amount paid		<u>\$ 73,409</u>		
<u>July 1, 2011, through June 30, 2012</u>				
Direct costs - contract services: ²				
Domestic violence related calls for assistance	\$ 31,195	\$ 50,471	\$ 19,276	Finding 1
Total direct costs	31,195	50,471	19,276	
Indirect costs	26,734	23,822	(2,912)	Finding 2
Total direct and indirect costs	57,929	74,293	16,364	
Less allowable costs that exceed costs claimed ³	-	(16,364)	(16,364)	
Total program costs	<u>\$ 57,929</u>	57,929	<u>\$ -</u>	
Less amount paid by the State		-		
Allowable costs claimed in excess of (less than) amount paid		<u>\$ 57,929</u>		

Schedule (continued)

Cost Elements	Actual Costs Claimed	Allowable Per Audit	Audit Adjustment	Reference ¹
<u>Summary: July 1, 2001, through June 30, 2012</u>				
Direct costs - contract services: ²				
Homicide reports	\$ 356	\$ 356	\$ -	
Domestic violence related calls for assistance	823,726	499,448	(324,278)	
Total direct costs	824,082	499,804	(324,278)	
Indirect costs	270,405	238,920	(31,485)	
Total direct and indirect costs	1,094,487	738,724	(355,763)	
Less allowable costs that exceed costs claimed ³	-	(16,364)	(16,364)	
Total program costs	<u>\$ 1,094,487</u>	722,360	<u>\$ (372,127)</u>	
Less amount paid by the State		-		
Allowable costs claimed in excess of (less than) amount paid		<u>\$ 722,360</u>		

¹ See the Findings and Recommendations section.

² The city claimed contract services costs that were misclassified as salaries and benefits during the audit period. We reallocated the claimed costs to the appropriate cost category of contract services.

³ GC section 17568 stipulates that the State will not reimburse any claim more than one year after the filing deadline specified in the SCO's claiming instructions. That deadline has expired for FY 2011-12.

Findings and Recommendations

**FINDING 1—
Domestic Violence
Related Calls for
Assistance cost
component –
misstated contract
services costs**

The city claimed \$823,726 in salaries and benefits for the Domestic Violence Related Calls for Assistance cost component during the audit period. The city incorrectly classified claimed costs as salaries and benefits costs. During the audit period, the city did not incur any salaries and benefits costs, but rather incurred contract services costs. We reallocated the costs to the appropriate cost category of Contract Services. Out of the amount claimed, we found that \$499,448 is allowable and \$324,278 is unallowable. The costs are unallowable because the city misstated the number of incident report counts, misstated the time increments per activity, and misstated the contract productive hourly rates.

The following table summarizes the claimed, allowable, and unallowable contract services costs for the Domestic Violence Related Calls for Assistance cost component for the audit period:

<u>Fiscal Year</u>	<u>Amount Claimed</u>	<u>Amount Allowable</u>	<u>Audit Adjustment</u>
2001-02	\$ 46,375	\$ 30,931	\$ (15,444)
2002-03	85,600	32,884	(52,716)
2003-04	91,184	40,044	(51,140)
2004-05	108,999	43,425	(65,574)
2005-06	120,823	46,556	(74,267)
2006-07	127,427	48,953	(78,474)
2007-08	55,112	44,336	(10,776)
2008-09	43,987	50,419	6,432
2009-10	54,494	62,062	7,568
2010-11	58,530	49,367	(9,163)
2011-12	31,195	50,471	19,276
Total	\$ 823,726	\$ 499,448	\$ (324,278)

Contract Service Costs

The city contracts with the San Diego County Sheriff’s Department (SDSO) to perform all law enforcement duties for the city. These duties include activities claimed for the mandated program. The city contracts for various SDSO staff positions (i.e. Deputy, Sergeant, and Detective Sergeant) each fiscal year (FY) and pays the SDSO annual contract rates for the positions. No city staff members performed any of the reimbursable activities under this program. Therefore, the city did not incur any salaries and benefits costs as claimed, but rather incurred contract services costs. We reallocated the costs to the appropriate cost category of contract services.

The city determined claimed hours by multiplying the number of domestic-violence related calls for assistance incidents reported by the SDSO by the estimated time taken to perform the activity. The city then multiplied the total hours claimed by the respective SDSO contract rates to determine total costs claimed.

Number of Domestic Violence-Related Calls for Assistance

Claimed

The city obtained the claimed number of domestic violence-related calls for assistance from both the SDSO’s Automated Regional Justice Information System (ARJIS) and the DOJ’s website.

Allowable

During fieldwork, we requested to review documentation supporting the number of domestic violence-related calls for assistance incidents that included a written report. The SDSO provided reports from the ARJIS supporting the number of incidents, for which reports were written, for FY 2007-08 through FY 2011-12. We found that the number of incidents claimed was misstated (overstated in some years and understated in other years).

We reviewed a sample of domestic violence-related calls for assistance incidents to verify that they occurred and were properly supported with a written incident report. We selected a random sample of 33 domestic violence-related calls for assistance incidents each for FY 2010-11 and FY 2011-12. Our review revealed that only one incident report did not include any information related to domestic violence. We determined that we would not need to expand our testing, as the discrepancy was immaterial. We concluded the SDSO did a sufficient and appropriate job of generating the data from ARJIS. Therefore, we concluded that the query reports provided for FY 2007-08 through FY 2011-12 were reliable.

The SDSO was not able to provide reports or supporting documentation for incidents claimed for FY 2001-02 through FY 2006-07. Because we identified discrepancies with claimed incidents, for which reports were written, for FY 2007-08 through FY 2011-12, we calculated an average incident count based on the data provided for the supported years. We applied the average incident count to FY 2001-02 through FY 2006-07, in which supporting documentation was not available.

The following table summarizes the claimed, allowable, and misstated number of domestic violence-related calls for assistance incidents for the audit period:

<u>Fiscal Year</u>	<u>Claimed Incident Counts</u>	<u>Allowable Incident Counts</u>	<u>Difference</u>
Incident Counts			
2001-02	208	274	66
2002-03	356	274	(82)
2003-04	323	274	(49)
2004-05	359	274	(85)
2005-06	371	274	(97)
2006-07	373	274	(99)
2007-08	291	236	(55)
2008-09	224	266	42
2009-10	288	336	48
2010-11	309	270	(39)
2011-12	155	264	109

Time Increments

Claimed

For each fiscal year, the city estimated that it took 126 minutes per incident for a deputy to support all domestic violence-related calls for assistance with a written incident report. For FY 2007-08 through FY 2011-12, the city estimated that it took an additional 19 minutes for a sergeant to review and edit the report. The city did not provide any source documentation based on actual data to support the estimated time increments.

Allowable

The SDSO conducted a month-long time study in April 2016. The time study determined the time it took the Deputies to support all domestic violence-related calls for assistance with a written incident report, and the time it took the Patrolling Sergeants to review and edit the reports. The time study also determined that the Deputies also spent time editing reports and Detective Sergeants also spent time reviewing reports, which were not claimed.

Based on the SDSO’s time-study results, we determined that it takes Deputies an average of 1.92 hours (or 115.42 minutes) to support all domestic violence-related calls for assistance with a written incident report, and an average of 0.05 hours (or 3 minutes) to edit the written report. We also determined that it takes the Patrolling Sergeants an average of 0.27 hours (or 15.90 minutes) and Detective Sergeants an average of 0.07 hours (or 4.10 minutes) to review the written reports.

We applied the allowable time-study increments to the domestic violence-related calls for assistance incident counts to arrive at the total allowable hours.

The following table summarizes the claimed, allowable, and misstated hours for the Deputy classification for the activity of writing the reports:

<u>Fiscal Year</u>	<u>Claimed Hours</u>	<u>Allowable Hours</u>	<u>Difference</u>
<i>Allowable Hours - Report Writing (Deputy)</i>			
2001-02	436.80	526.08	89.28
2002-03	747.60	526.08	(221.52)
2003-04	678.30	526.08	(152.22)
2004-05	753.90	526.08	(227.82)
2005-06	779.10	526.08	(253.02)
2006-07	783.30	526.08	(257.22)
2007-08	611.10	453.12	(157.98)
2008-09	470.40	510.72	40.32
2009-10	604.80	645.12	40.32
2010-11	648.90	518.40	(130.50)
2011-12	334.03	506.88	172.85
Total	<u>6,848.23</u>	<u>5,790.72</u>	<u>(1,057.51)</u>

The following table summarizes the claimed, allowable, and unreported hours for the Deputy classification for the activity of editing the reports:

<u>Fiscal Year</u>	<u>Claimed Hours</u>	<u>Allowable Hours</u>	<u>Difference</u>
Allowable Hours - Editing Report (Deputy)			
2001-02	-	13.70	13.70
2002-03	-	13.70	13.70
2003-04	-	13.70	13.70
2004-05	-	13.70	13.70
2005-06	-	13.70	13.70
2006-07	-	13.70	13.70
2007-08	-	11.80	11.80
2008-09	-	13.30	13.30
2009-10	-	16.80	16.80
2010-11	-	13.50	13.50
2011-12	-	13.20	13.20
Total	-	150.80	150.80

The following table summarizes the claimed, allowable, and misstated hours for the Patrolling Sergeant classification for the activity of reviewing and editing the reports:

<u>Fiscal Year</u>	<u>Claimed Hours</u>	<u>Allowable Hours</u>	<u>Difference</u>
Allowable Hours - Reviewing Report (Patrolling Sergeant)			
2001-02	-	73.98	73.98
2002-03	-	73.98	73.98
2003-04	-	73.98	73.98
2004-05	-	73.98	73.98
2005-06	-	73.98	73.98
2006-07	-	73.98	73.98
2007-08	92.15	63.72	(28.43)
2008-09	70.93	71.82	0.89
2009-10	91.20	90.72	(0.48)
2010-11	97.85	72.90	(24.95)
2011-12	47.79	71.28	23.49
Total	399.92	814.32	414.40

The following table summarizes the claimed, allowable, and unreported hours for the Detective Sergeant classification for the activity of reviewing and editing the reports:

<u>Fiscal Year</u>	<u>Claimed Hours</u>	<u>Allowable Hours</u>	<u>Difference</u>
Allowable Hours - Reviewing Report (Detective Sergeant)			
2001-02	-	19.18	19.18
2002-03	-	19.18	19.18
2003-04	-	19.18	19.18
2004-05	-	19.18	19.18
2005-06	-	19.18	19.18
2006-07	-	19.18	19.18
2007-08	-	16.52	16.52
2008-09	-	18.62	18.62
2009-10	-	23.52	23.52
2010-11	-	18.90	18.90
2011-12	-	18.48	18.48
Total	-	211.12	211.12

Contract Hourly Rates

We reviewed the contract service agreements between the SDSO and the city, including Attachment B, CLEP Costing schedules, and contract hours for each fiscal year. Our analysis revealed that the city overstated claimed rates during the audit period. The rates were overstated because the city used inconsistent methodology to compute claimed rates, used contract salary and benefit amounts that were co-mingled with multiple classifications, and applied inconsistent annual contract hours to compute claimed hourly rates.

Contract Salary and Benefit Amounts

For FY 2001-02 through FY 2006-07, the city used contract salary and benefit amounts that co-mingled multiple classifications into one rate. The claimed amounts included classifications that did not perform reimbursable activities. During fieldwork, SDSO provided segregated contract salary and benefit amounts specific to those classifications performing reimbursable activities. We used the segregated contract salary and benefit information to compute allowable rates for FY 2001-02 through FY 2006-07.

For FY 2007-08 through FY 2011-12, the city used segregated contract salary and benefit amounts. We traced the claimed amounts to contract information and confirmed they were accurate.

Contract Productive Hours

For FY 2001-02 through FY 2006-07, the city used co-mingled contract productive hours consistent with contract salary and benefit amounts that included multiple classifications into one rate. Because we were able to segregate contract salary and benefit amounts, we also used productive hours consistent with classifications performing reimbursable activities. We used 1,743 productive hours noted in the contract to compute each classification’s contract rate.

Misstated Contract Hourly Rates

We calculated hourly contract rates for each classification using the contract hours of 1,743 and the segregated contract salary and benefit amounts for each classification performing reimbursable activities.

The following table summarizes the audit adjustments to the hourly contract rate for the Deputy classification:

<u>Fiscal Year</u>	<u>Claimed Hourly Rate</u>	<u>Allowable Hourly Rate</u>	<u>Difference</u>
Allowable Hourly Contract Rate (Deputy)			
2001-02	106.17	47.34	(58.83)
2002-03	114.50	50.31	(64.19)
2003-04	134.43	61.22	(73.21)
2004-05	144.58	66.48	(78.10)
2005-06	155.08	71.46	(83.62)
2006-07	162.68	75.14	(87.54)
2007-08	76.38	78.87	2.49
2008-09	78.64	78.64	-
2009-10	76.48	76.48	-
2010-11	75.84	75.84	-
2011-12	79.32	79.32	-

The following table summarizes the audit adjustments to the hourly contract rate for Patrolling Sergeant classification:

<u>Fiscal Year</u>	<u>Amount Hourly Rate</u>	<u>Amount Hourly Rate</u>	<u>Difference</u>
Allowable Hourly Contract Rate (Patrolling Sergeant)			
2001-02	-	57.72	57.72
2002-03	-	61.49	61.49
2003-04	-	75.11	75.11
2004-05	-	80.94	80.94
2005-06	-	85.69	85.69
2006-07	-	90.10	90.10
2007-08	91.55	94.58	3.03
2008-09	98.61	101.84	3.23
2009-10	90.34	100.12	9.78
2010-11	95.22	98.34	3.12
2011-12	98.34	102.69	4.35

The following table summarizes the audit adjustments to the hourly contract rate for Detective Sergeant classification:

<u>Fiscal Year</u>	<u>Claimed Hourly Rate</u>	<u>Allowable Hourly Rate</u>	<u>Difference</u>
Allowable Hourly Contract Rate (Detective Sergeant)			
2001-02	-	57.72	57.72
2002-03	-	61.49	61.49
2003-04	-	75.11	75.11
2004-05	-	80.94	80.94
2005-06	-	85.69	85.69
2006-07	-	90.10	90.10
2007-08	-	99.29	99.29
2008-09	-	101.84	101.84
2009-10	-	100.12	100.12
2010-11	-	98.34	98.34
2011-12	-	102.69	102.69

Summary of Audit Adjustment

We applied the allowable domestic violence-related calls for assistance incident counts to the time study increments to arrive at the total allowable hours. We then applied the audited hourly contract rates to the allowable hours to determine allowable contract services costs. Our analysis revealed that the city overstated contract services costs totaling \$324,278 for the Domestic Violence Related Calls for Assistance cost component for the audit period.

The following table summarizes the audit adjustments per fiscal year as described in the finding above:

<u>Fiscal Year</u>	<u>Hours Related Adjustment</u>	<u>Contract Rate Related Adjustment</u>	<u>Audit Adjustment</u>
2001-02	\$ 15,505	\$ (30,949)	\$ (15,444)
2002-03	(18,947)	(33,769)	(52,716)
2003-04	(12,626)	(38,514)	(51,140)
2004-05	(24,487)	(41,087)	(65,574)
2005-06	(30,276)	(43,991)	(74,267)
2006-07	(32,421)	(46,053)	(78,474)
2007-08	(12,099)	1,323	(10,776)
2008-09	6,200	232	6,432
2009-10	6,681	887	7,568
2010-11	(9,390)	227	(9,163)
2011-12	18,966	310	19,276
Total	<u>\$ (92,894)</u>	<u>\$ (231,384)</u>	<u>\$ (324,278)</u>

Criteria

The parameters and guidelines (section IV-Reimbursable Activities) require claimed costs to be supported by source documents. The parameters and guidelines state, in part:

Actual costs are those costs actually incurred to implement the mandated activities. Actual costs must be traceable and supported by source documents that show the validity of such costs, when they were incurred, and their relationship to the reimbursable activities. A source document is a document created at or near the same time the actual cost was incurred for the event or activity in question. Source documents may include, but are not limited to, employee time records or time logs, sign-in sheets, invoices, and receipts.

The parameters and guidelines (section IV-Ongoing Activities D. Domestic Violence Related Calls for Assistance) allow ongoing activities related to costs supporting calls with a written incident report and reviewing the report as follows:

D. Domestic Violence Related Calls for Assistance: (Pen. Code, § 13730(a); Stats.1993, ch. 1230)

The following activity, performed by city, county, and city and county law enforcement agencies, is eligible for reimbursement:

1. Support all domestic-violence related calls for assistance with a written incident report.
2. Review and edit the report.

Reimbursement is **not** required to interview parties, complete a booking sheet or restraining order, transport the victim to the hospital, book the perpetrator, or other related activities to enforce a crime and assist the victim.

In addition, reimbursement is **not** required to include the information in the incident report required by Penal Code section 13730(c)(1)(2), based on the Commission decision denying reimbursement for that activity in *Domestic Violence Training and Incident Reporting* (CSM-96-362-01). Reimbursement for including the information in the incident report required by Penal Code section 13730(c)(3) is not provided in these parameters and guidelines and may not be claimed under this program, but is addressed in *Domestic Violence Incident Reports II* (02-TC-18).

The parameters and guidelines (section V-Claim Preparation and Submission-Direct Cost Reporting-Contracted Services) state that, for salaries and benefits, claimants are required to:

Report the name of the contractor and services performed to implement the reimbursable activities. If the contractor bills for time and materials, report the number of hours spent on the activities and all costs charged. If the contract is a fixed price, report the services that were performed during the period covered by the reimbursement claim. If the contract services were also used for purposes other than the reimbursable activities, only the pro-rata portion of the services used to implement the reimbursable activities can be claimed. Submit contract consultant and invoices with the claim and a description of the contract scope of services.

Recommendation

The Crime Statistics Reports for the Department of Justice Program was suspended in the FY 2012-13 through FY 2016-17. If the program becomes active, we recommend the city ensure that claimed costs include only eligible costs, are based on actual costs, and are properly supported.

City’s Response


Issue 1: Number of Domestic Violence-Related Calls for Assistance

The City of San Marcos (City) requests the State Controller’s Office (SCO) to use the actual Domestic Violence (DV) statistics provided for the period from FY 2001-02 through FY 2006-07 in lieu of the SCO’s average of the five most recent fiscal years audited. These actual statistics of DV incidents were supported with written incident reports. The City also requests the SCO to take into account the crime rates in the older years were higher.

The City provided to the SCO both the San Diego County Sheriff’s Office (SDSO) DV statistics reported in the Automated Regional Justice Information System (ARJIS), which recorded the number of actual DV incident reports by fiscal year, and the Department of Justice (DOJ) annual DV report statistics, which were reported by calendar year. While the SDSO maintains records of total case counts in a summary format, the information requested by the SCO for this audit (a detailed report showing each incident case number by date and Penal Code for all the fiscal years) is no longer accessible due to system data conversions and also requirements to expunge records for FY 2001-02 through FY 2006-07. Table 1 below shows DOJ and SDSO ARJIS data, while reported on calendar vs. fiscal year, respectively, tracked very closely. The City used the DOJ figures, which the SCO confirmed, to compute the claims (FY 2011-12 claimed statistic was an error, which was not known at the time the claim was filed).

Table 1 – Analysis of Incident Report Counts

Fiscal Year	Claimed	DOJ Stats (calendar year)	ARJIS Stats (fiscal year)	SCO Allowed
2001-02	208	208	333	274
2002-03	356	356	360	274
2003-04	323	323	394	274
2004-05	359	359	336	274
2005-06	371	371	350	274
2006-07	373	373	346	274
2007-08	291	291	236	236
2008-09	224	224	266	266
2009-10	288	288	336	336
2010-11	309	309	270	270
2011-12	155	251	264	264
Total	3,257	3,353	3,491	3,016
Average	296	305	317	274
Variance			12	
% Difference			4%	

 Shaded area indicates the SCO audited and approved numbers.

The information the SDSO provided proved:

- 1) The data was contemporaneously generated and can be verified by other reliable contemporaneous source document.
 - a) The City sent to the SCO faxed correspondences from the SDSO's office with report counts from the actual time periods dating back to 2002.
 - b) The attached San Diego Association of Governments (SANDAG) Criminal Justice Research Division Report verifies the statistics provided to the SCO matched DOJ reported DV incidents. The attached SANDAG, "Twenty-Five Years of Crime in the San Diego Region: 1984 through 2008" report, Page 25, Appendix Table 9 shows the data for year 2004, 2007 and 2008 DV incident counts matched those claimed.
- 2) The actual incident counts are supported with written reports.
 - a) The attached DOJ's Criminal Statistics Reporting Requirements manual shows on Page 14, DOJ is to be provided with "monthly summary statistical data on the number of domestic violence-related calls received" and "[a]ll domestic violence-related calls for assistance shall be supported with a written incident report".
 - b) The attached email on May 15, 2017, from Brent Jordan, Sr. Crime and Intel Analyst, who provided those old faxed correspondences above in 1) a), states, "The SANDAG reports that are attached represent reported crime meaning that **they had a case number and a written report.** None of the statistics provided in the SANDAG report are considered calls for service." Also the attached email from Lieutenant Schaller on the same date said, "Just confirming Brent's statement here. These stats were generated by actual reports generated." (Emphasis added)
- 3) The DV crime rates in the older years were higher. The attached SANDAG "Twenty-Five Years of Crime in the San Diego Region: 1984 through 2008" report, page 11, Figure 13 shows DV rates were higher during 2002 to 2007 and they were trending down. Also on page 26, Appendix Table 9 shows specifically the City's number of DV incidents decreasing.

During the audit, the SCO reviewed the ARJIS statistics and detail reports for the five most recent of the eleven audited fiscal years and verified the reliability of the SDSO ARJIS statistical data, as 100% of ARJIS incident counts were approved by the SCO. Page 9 of the Draft Audit Report states, "We reviewed a sample of domestic-violence related calls for assistance incidents to verify that they occurred and were properly supported with a written incident report" and "We concluded the SDSO did a sufficient and appropriate job of generating the data from ARJIS. Therefore, we concluded that the query reports provided for FY 2007-08 through FY 2011-12 were reliable."

Based on the above, either the ARJIS or the DOJ actual statistics, instead of the 274 incident count 5-year average, for FY 2001-02 through FY 2006-07 should be allowed.

Issue 2: Contract Hourly Rates

The City disagrees with the SCO statements regarding the City overstated claimed rates and that the rates were overstated because the City used inconsistent methodologies to compute claimed rates. The City also disagrees with the SCO statement, "For FY 2001-02 through FY 2006-07, the city used contract salary and benefit amounts that comingled multiple classifications into one rate."

The City contracts with the SDSO for provision of Law Enforcement services. There were three contracts that governed the City's Law Enforcement services with the SDSO during the time period under audit. The first contract dated June 25, 1996 covered the period from FY 1996-97 to FY2001-02. The second contract dated June 11, 2002 covered the period from FY2002-03 to FY2006-07. And the third contract dated November 6, 2007 covered the period from FY2007-08 to FY 2011-12.

The methodologies used by the City to compute the billing rates were consistent with the contract language for each year. During FY 2001-02 through FY 2006-07, the City was billed for law enforcement services on a full cost basis per Patrol Sedan Unit, which included all overhead costs (including Sergeants' administrative or supportive services) to reflect the "actual costs" for providing the Unit. The overhead costs built into the rates are fixed and non-negotiable, and the contracts state that they are "necessary and appropriate" as well as "efficient in achieving the law enforcement objectives of the department". This method of computation for the Unit cost was common and used by many Counties to charge for law enforcement services.

The rates for a Patrol Deputy were computed exactly as stated per Attachment B of the contracts, which specifies total unit cost for a Patrol Sedan Unit and total annual hours of service provided. The Patrol officers are the direct staff that performed the mandated activity, which included taking the call, writing, and editing a DV incident report. The City did not claim Sergeants' time during that time frame because Sergeants' support costs were included as overhead in the contracted rate for the Patrol Deputy.

The City disputes the SCO's use of deconstructed salaries and benefits for FY 2001-02 through FY 2006-07 because that was not how the contracts were structured. The City requests that actual Patrol Deputy hourly rates be allowed as originally claimed by the City as the method matches the June 25, 1996 and June 11, 2002 contract terms and conditions that dictate the rates for FY 2001-02 through FY 2006-07.

SCO's Comment**Issue 1: Number of Domestic Violence-Related Calls for Assistance**

The finding and recommendation remain unchanged.

The city disagrees with the SCO's use of an average allowable incident count for FY 2001-02 through FY 2006-07, for which supporting documentation was not available. The SCO derived the average incident count based on actual reports from ARJIS for FY 2007-08 through FY 2011-12.

1. The city asserts that the claimed case counts were “contemporaneously generated and can be verified by other reliable contemporaneous source documents.” The city’s statement is misleading, as no contemporaneous source documents were provided to support incident counts in FY 2001-02 through FY 2006-07.

The SCO requested and reviewed reports from ARJIS supporting the number of incidents, for which reports were written, for FY 2007-08 through FY 2011-12. We found deviations from claimed counts and used audited data to compute allowable costs. The same reports were not available for FY 2001-02 through FY 2006-07 to support claimed incident counts in the early years. The city agrees that “the information requested by the SCO for this audit (a detailed report showing each incident case number by date and Penal Code for all the fiscal years) is no longer accessible due to system data conversions....”

As an alternative to allowing no costs in the early years of the audit period, the SCO worked with the city and the SDSO by computing an average incident count for FY 2001-02 through FY 2006-07 based on the actual data reports provided for FY 2007-08 through FY 2011-12. The SCO applied the average incident counts to the early years, for which supporting documentation was not available.

- a) The city states that it “sent to the SCO faxed correspondence from the SDSO’s office with report counts from the actual time periods dating back to 2002.” The city is correct that it provided fax cover sheets for our review. However, the fax correspondence showed only hand-written numbers representing total counts in each fiscal year. The fax cover sheets did not contain any detail or supporting information to show how the hand-written numbers related to domestic violence calls for assistance. The fax cover sheets also did not provide a listing of cases in each fiscal year, so that SCO could properly verify whether the hand-written total numbers actually related to the incident counts in the mandated program. The city did not provide any other documentation supporting the total number of incident counts.
 - b) The city presented the SANDAG report “Twenty-Five Years of Crime in the San Diego Region: 1984 through 2008.” The city asserts that this comprehensive report is supporting claimed incident counts for years 2004, 2007, and 2008. However, the SANDAG report is irrelevant as it does not provide the listing of incident counts for the SCO to review and perform testing to verify the accuracy of the counts.
2. The city asserts that the claimed incident counts were supported with written reports and that “these stats were generated by actual reports generated.” However, the city did not provide supporting documentation listing the incident counts and identifying how they related to the mandated program.
 - a) The city provided DOJ’s Criminal Statistics Reporting Requirements manual for our review and pointed out page 14, which states “all domestic violence-related calls for assistance shall be supported with a written incident report.” The referenced

statement is the requirement derived from the applicable Penal Code. This requirement does not provide any assurance as to the accuracy of the reports.

- b) The city provided email correspondence between it and the SDSO discussing incident counts. The email correspondence is irrelevant as it does not provide the detailed reports for the SCO to review and perform testing to verify the accuracy of the counts.
3. The city points out that “the DV crime rates in older years were higher.” The SCO relied on actual supporting documentation for the incident counts provided in FY 2007-08 through FY 2011-12. The SCO’s analysis is based on actual source documents and not historical statistical data. The city is required to report actual costs and maintain supporting documentation for the costs claimed. The city was not able to provide actual source documents for the earlier years of the claim period.

The city quoted the SCO’s statement from the draft audit report regarding accuracy of the ARJIS reports and took it out of context. The city implied that the ARJIS incident case counts should be accepted without verification for FY 2001-02 through FY 2006-07 because the SCO indicated ARJIS statistics were accurate. We disagree. In the draft audit report, the SCO indicated that the SDSO did a sufficient and appropriate job of generating the reports from ARJIS and concluded that the query reports provided for FY 2007-08 through FY 2011-12 were reliable. The SCO, therefore, was able to use the verified information to arrive at an average incident count that was reliable and based on actual verifiable data. However, the SCO did not assert to the reliability of counts claimed for other fiscal years of the audit period, as claimed incident counts were unsupported for FY 2001-02 through FY 2006-07.

Issue 2: Contract Hourly Rates

The finding and recommendation remain unchanged.

The city disagrees with the SCO finding relating to the city’s use of co-mingled contract hourly rates. The city also “disputes the SCO’s use of deconstructed salaries and benefits for FY 2001-02 through FY 2006-07 because that was not how the contracts were structured.” The city asserts that the contract hourly rates claimed for FY 2001-02 through FY 2006-07 are accurate and should be used as claimed to calculate allowable costs for this audit.

We disagree that co-mingled contract rates are acceptable to claim costs when only certain classifications perform reimbursable activities. For FY 2001-02 through FY 2006-07, the city used contract salary and benefit amounts that co-mingled multiple classifications into one rate. The claimed rates included classifications that did not perform the mandated activities. By claiming the co-mingled rate, the city is seeking reimbursement of costs for the employees whose duties are not related to the mandated program or reimbursable activities.

The parameters and guidelines of this program require that, if contract services were used for purposes other than the reimbursable activities, only the pro rata portion of the services used to implement the reimbursable activities be claimed. It was not appropriate to claimed blended contract hourly rates as these rates included costs unrelated to this mandated program.

The SCO separated the rates for FY 2001-02 through FY 2006-07 in order to identify the specific employees who performed the mandated activities. The audited contract hourly rates represent costs for those specific contract employees.

**FINDING 2—
Misstated Indirect
Costs**

The city claimed \$270,405 in indirect costs during the audit period. We determined that \$238,920 is allowable and \$31,485 is unallowable. Indirect costs are unallowable because the city misclassified claimed direct costs as salaries and benefits rather than contract services, inappropriately calculated indirect cost rates based on direct labor rather than contract services, and applied indirect cost rates to unallowable contract services costs as identified in Finding 1.

The following table summarizes the claimed, allowable, and unallowable indirect costs for the audit period:

Fiscal Year	Amount Claimed	Amount Allowable	Audit Adjustment
2001-02	\$ 4,638	\$ 14,754	\$ 10,116
2002-03	8,560	15,686	7,126
2003-04	9,118	19,101	9,983
2004-05	10,900	20,714	9,814
2005-06	12,082	22,207	10,125
2006-07	12,743	23,351	10,608
2007-08	44,628	20,405	(24,223)
2008-09	40,490	23,501	(16,989)
2009-10	48,713	31,337	(17,376)
2010-11	51,799	24,042	(27,757)
2011-12	26,734	23,822	(2,912)
Total	\$ 270,405	\$ 238,920	\$ (31,485)

Misclassified Costs

For FY 2001-02 through 2006-07, the city claimed 10% indirect cost rates and applied the rates to contract services costs that were incorrectly claimed as salaries and benefits. For FY 2007-08 through 2011-12, the city prepared Indirect Cost Rate Proposals (ICRPs) and also applied these rates to misclassified contract services costs that were incorrectly claimed as salaries and benefits. As discussed in Finding 1, the city did not incur any direct labor costs during the audit period. The city staff did not perform any of the reimbursable activities listed within the parameters and guidelines. The city contracted with the SDSO to perform all law enforcement activities including activities allowable for reimbursement

under this mandated program. Therefore, the city did not incur any direct labor costs for this program, but rather incurred contract services costs. The city’s methodology to classify and compute costs as indirect based on direct labor costs was not appropriate.

Contract Indirect Costs

We reviewed the contract agreements between the city and the SDSO. For FY 2007-08 through FY 2011-12, the SDSO contract agreements provided supplemental schedules and identified contracted labor costs and contracted overhead costs. We determined that overhead costs identified in the contract were appropriate as they related to the performance of mandated activities. We computed indirect cost rates for contract services for these years by dividing total contract overhead costs, station support staff costs, and Sergeant Admin position costs, by the contracted labor costs identified in the contract supplemental schedules.

Such information was not available for FY 2001-02 through FY 2006-07. We therefore calculated an average contract indirect cost rate based on available data for FY 2007-08 through FY 2011-12 and applied the average contract indirect rate to FY 2001-02 through FY 2006-07, in which contract agreements did not contain detail schedules.

The following table summarizes the claimed, allowable, and adjusted indirect cost rates for the audit period:

Fiscal Year	Claimed Indirect Cost Rate	Audited Contract Indirect Cost Rate	Difference
Indirect Cost Rates			
2001-02	10.00%	47.70%	37.70%
2002-03	10.00%	47.70%	37.70%
2003-04	10.00%	47.70%	37.70%
2004-05	10.00%	47.70%	37.70%
2005-06	10.00%	47.70%	37.70%
2006-07	10.00%	47.70%	37.70%
2007-08	80.80%	45.90%	-34.90%
2008-09	91.80%	46.50%	-45.30%
2009-10	89.20%	50.40%	-38.80%
2010-11	88.50%	48.70%	-39.80%
2011-12	85.70%	47.20%	-38.50%

Summary of Audit Adjustment

We applied the audited indirect cost rates to the total allowable contract services costs as described in Finding 1. The following table summarized the audit adjustments as they relate to misstated contract services costs in Finding 1 and misstated contract indirect cost rates as described in Finding 2:

Fiscal Year	Finding 1 Related Adjustment	Contract Indirect Cost Rate Adjustment	Audit Adjustment
2001-02	\$ (1,544)	\$ 11,660	\$ 10,116
2002-03	(5,272)	12,398	7,126
2003-04	(5,114)	15,097	9,983
2004-05	(6,557)	16,371	9,814
2005-06	(7,427)	17,552	10,125
2006-07	(7,847)	18,455	10,608
2007-08	(8,707)	(15,516)	(24,223)
2008-09	5,905	(22,894)	(16,989)
2009-10	6,751	(24,127)	(17,376)
2010-11	(8,109)	(19,648)	(27,757)
2011-12	16,520	(19,432)	(2,912)
Total	<u>\$ (21,401)</u>	<u>\$ (10,084)</u>	<u>\$ (31,485)</u>

Criteria

The parameters and guidelines (section V-Claim Preparation and Submission) state that, claimants have the option of using 10% of direct labor, excluding fringe benefits, or preparing an Indirect Cost Rate Proposal (ICRP) if the indirect cost rate claimed exceeds 10%. The parameters and guidelines (section V.B – Indirect Cost Rates) state, in part:

Indirect costs are costs that are incurred for a common or joint purpose, benefitting more than one program, and are not directly assignable to a particular department or program without efforts disproportionate to the result achieved. Indirect costs may include both: (1) overhead costs of the unit performing the mandate; and (2) the costs of the central government services distributed to the other departments based on a systematic and rational basis through a cost allocation plan.

Compensation for indirect costs is eligible for reimbursement utilizing the procedures provided in 2 CFR Part 225 (Office of Management and Budget (OMB) Circular A-87). Claimants have the option of using 10% of direct labor, excluding fringe benefits, or preparing an Indirect Cost Rate Proposal (ICRP) if the indirect cost rate claimed exceeds 10%.

The parameters and guidelines (section V-Claim Preparation and Submission-Direct Cost Reporting-Contracted Services) state that, for salaries and benefits, claimants are required to:

Report the name of the contractor and services performed to implement the reimbursable activities. If the contractor bills for time and materials, report the number of hours spent on the activities and all costs charged.

If the contract is a fixed price, report the services that were performed during the period covered by the reimbursement claim. If the contract services were also used for purposes other than the reimbursable activities, only the pro-rata portion of the services used to implement the reimbursable activities can be claimed. Submit contract consultant and invoices with the claim and a description of the contract scope of services.

Recommendation

The Crime Statistics Reports for the Department of Justice Program was suspended in the FY 2012-13 through FY 2016-17. If the program becomes active, we recommend the city ensure that claimed costs include only eligible costs, are based on actual costs, and are properly supported.

City’s Response

Due to changes in contract languages over the years, the City is addressing the indirect cost issues separately.

FY 2001-02 through FY 2006-07 Indirect Cost Rates

As stated above, the City disputes the SCO’s use of deconstructed salaries and benefits for FY 2001-02 through FY 2006-07. However, if the SCO insists on using the deconstructed method, then the City requests the SCO to apply the same method to determine the contract indirect cost rates to be consistent.

The SCO allowed contract indirect costs for these years are not based on the actual contracted terms but rather based on the average of the five most recent fiscal years audited. This does not reflect actual contract indirect cost rates paid by the City. This is incorrect and denies the City reimbursement of its full actual costs incurred to comply with the mandate.

To justify the usage of an average, the SCO states on page 18 of the Draft Audit Report, “Such information was not available for FY 2001-02 through FY 2006-07.” This SCO’s statement is not accurate. As an example, the “Sheriff’s Department F/Y 06-07 CLEP Costing” schedule the SCO obtained from the SDSO during this audit, which the SCO used to calculate the contract hourly rates, shows the actual direct (Law Enforcement Stations – Deputy and Sergeant) and indirect costs (Law Enforcement Stations – Other Support, Law Enforcement Support, and Services & Supplies) billed for each Patrol Sedan Unit. Based on these CLEP Costing schedules, the City computed the contract indirect cost rates as follows:

Fiscal Year	Contract Direct Cost	Contract Indirect Cost	Contract Indirect Cost Rate
2001-02	\$169,655	\$159,732	94%
2002-03	\$181,791	\$173,461	95%
2003-04	\$221,342	\$195,718	88%
2004-05	\$240,118	\$208,456	87%
2005-06	\$257,716	\$223,414	87%
2006-07	\$273,479	\$231,235	85%

Therefore, these actual contract indirect cost rates, instead of the 47.7% 5-year average, for FY 2001-02 through FY 2006-07 should be allowed.

FY 2007-08 through FY 2011-12 Indirect Costs

The City appreciates the SCO included the Administrative Sergeant costs as overhead costs in the computation of the contract indirect cost rates; however, the City requests a majority of the other Sergeants costs, which related to the administrative and or supervisory services, to also be considered as overhead costs to properly reflect actual overhead costs incurred. These Sergeant positions are first line supervisors of the Deputies as well as other non-sworn station staff and are an integral part of departmental support.

Section II B. of the contract states, the “COUNTY through SHERIFF will provide general and specialized law enforcement and traffic services... **as well as direct supervision of law enforcement personnel assigned**”. (Emphasis added) County job descriptions state the “Purpose and Distinguishing Characteristics” of the Sergeant position “is to provide supervision over the activities of a team, unit or division of deputies and or professional staff.” Further, it states, “This class represents the first level of supervision of sworn staff in the Sheriff’s Department.”

The contract’s reference to SERGEANT and DETECTIVE SERGEANT positions in the Direct Costs section is to distinguish the positions that **are paid for directly** and their full positions are dedicated exclusively to the City as oppose to the other positions which are shared with other cities. Therefore, the term “direct” in the contract does not refer to their job duties. The San Marcos Station Lieutenant determined the percentage that each Sergeant spends on administrative and or supervisory duties are as follows:

- Admin Sergeant = (100% allowed by SCO)
- Dedicated Sergeants = 70%
- Sergeants (Patrol) = 70%
- Sergeant (Traffic) = 90%
- Sergeant (Detective) = 90%

According to the claiming instructions and OMB A-87, the “indirect costs are costs that are incurred for a common or joint purpose, benefiting more than one program, and are not directly assignable to a particular department or program without efforts disproportionate to the results achieved.” The City believes these costs satisfy the requirements of OMB A-87 and are eligible as overhead costs for inclusion in the contract indirect cost rate calculation.

SCO’s Comment

The finding and recommendation remain unchanged.

FY 2001-02 through FY 2006-07 Indirect Cost Rates

The city disagrees with the SCO’s computation of the average indirect cost rates that were based on the five most recent fiscal years audited. The city indicates it should get reimbursed higher indirect cost rates than the 47.7% five-year average computed by the SCO during the course of the audit.

As indicated in the finding, the city claimed a 10% indirect cost rate for FY 2001-02 through FY 2006-07, based on a standard rate allowed by the parameters and guidelines. The SCO computed allowable costs based on available data in the city's contracts. The city is proposing higher alternative rates to be used for reimbursement. We disagree with the city's proposed methodology.

The city inappropriately claimed contract services costs as direct labor costs and computed indirect costs based on direct labor when in fact the city did not incur any direct or indirect labor costs. The city's proposed new methodology also subjectively classifies various costs as direct and indirect. All of the city's costs for this program are contract services costs. The SCO's methodology to compute allowable contract indirect costs accounted for contracted labor costs and contracted overhead costs that benefited the implementation of the entire contract.

FY 2007-08 through FY 2011-12 Indirect Costs

For FY 2006-07 through FY 2011-12, the city is proposing an increase in the allowable contract indirect cost rate. The city asserts that the majority of the other sergeant classification costs should be allocated as indirect costs in order to properly reflect actual overhead costs incurred for the calculation of contract indirect costs rates. We disagree with the city's proposed methodology as we already accounted for all appropriate contracted labor costs and contracted overhead costs that benefited the implementation of the entire contract.

**Attachment—
City's Response to
Draft Audit Report**



June 1, 2017

Mr. Jim L. Spano
Chief, Mandated Cost Audits Bureau
State Controller's Office
Division of Audits
P.O. Box 942850
Sacramento, CA 94250-5874

**RE: RESPONSES TO STATE CONTROLLER'S OFFICE DRAFT AUDIT REPORT OF
CRIME STATISTICS REPORTS FOR THE DEPARTMENT OF JUSTICE PROGRAM
AUDIT ID #S16-MCC-0029
FOR PERIOD FY 2001-02 THROUGH FY 2011-12**

Dear Mr. Spano:

Thank you for providing the City of San Marcos (City) the opportunity to review and respond to the audit findings and recommendations as presented in the Draft Audit Report issued by your office on May 23, 2017. Please find the enclosed City of San Marcos' responses and the additional support we collected since the Exit Conference on May 11, 2017 that show our costs claimed were mostly correct and represented the City's actual costs incurred.

We appreciate your time for reviewing the enclosed responses and additional information. We are confident you will find them to be sound and supportive and will reinstate most of the disallowable claimed costs.

Please feel free to contact me at (760) 744-1050 ext. 3131 or our consultant, Annette Chinn, at (916) 939-7901 with any questions you may have.

Sincerely,

Laura Rocha
Director of Finance and IT

Enclosures

**City of San Marcos' Responses to State Controller's Office Draft Audit Report of Crime Statistics Reports for the Department of Justice Program
Audit ID #S16-MCC-0029, for Period FY 2001-02 through FY 2011-12**

FINDING 1 – DOMESTIC VIOLENCE-RELATED CALLS FOR ASSISTANCE COST COMPONENT – MISSTATED CONTRACT SERVICE COSTS

Issue 1: Number of Domestic Violence-Related Calls for Assistance

The City of San Marcos (City) requests the State Controller's Office (SCO) to use the actual Domestic Violence (DV) statistics provided for the period from FY 2001-02 through FY 2006-07 in lieu of the SCO's average of the five most recent fiscal years audited. These actual statistics of DV incidents were supported with written incident reports. The City also requests the SCO to take into account the crime rates in the older years were higher.

The City provided to the SCO both the San Diego County Sheriff's Office (SDSO) DV statistics reported in the Automated Regional Justice Information System (ARJIS), which recorded the number of actual DV incident reports by fiscal year, and the Department of Justice (DOJ) annual DV report statistics, which were reported by calendar year. While the SDSO maintains records of total case counts in a summary format, the information requested by the SCO for this audit (a detailed report showing each incident case number by date and Penal Code for all the fiscal years) is no longer accessible due to system data conversions and also requirements to expunge records for FY 2001-02 through FY 2006-07. Table 1 below shows DOJ and SDSO ARJIS data, while reported on calendar vs. fiscal year, respectively, tracked very closely. The City used the DOJ figures, which the SCO confirmed, to compute the claims (FY 2011-12 claimed statistic was an error, which was not known at the time the claim was filed).

Table 1 – Analysis of Incident Report Counts

Fiscal Year	Claimed	DOJ Stats (calendar year)	ARJIS Stats (fiscal year)	SCO Allowed
2001-02	208	208	333	274
2002-03	356	356	360	274
2003-04	323	323	394	274
2004-05	359	359	336	274
2005-06	371	371	350	274
2006-07	373	373	346	274
2007-08	291	291	236	236
2008-09	224	224	266	266
2009-10	288	288	336	336
2010-11	309	309	270	270
2011-12	155	251	264	264
Total	3,257	3,353	3,491	3,016
Average	296	305	317	274
Variance		12		
% Difference		4%		

Shaded area indicates the SCO audited and approved numbers.

The information the SDSO provided proved:

- 1) The data was contemporaneously generated and can be verified by other reliable contemporaneous source document.
 - a) The City sent to the SCO faxed correspondences from the SDSO's office with report counts from the actual time periods dating back to 2002.
 - b) The attached San Diego Association of Governments (SANDAG) Criminal Justice Research Division Report verifies the statistics provided to the SCO matched DOJ reported DV incidents. The attached SANDAG, "Twenty-Five Years of Crime in the San Diego Region: 1984 through 2008" report, Page 25, Appendix Table 9 shows the data for year 2004, 2007 and 2008 DV incident counts matched those claimed.
- 2) The actual incident counts are supported with written reports.
 - a) The attached DOJ's Criminal Statistics Reporting Requirements manual shows on Page 14, DOJ is to be provided with "monthly summary statistical data on the number of domestic violence-related calls received" and "[a]ll domestic violence-related calls for assistance shall be supported with a written incident report".
 - b) The attached email on May 15, 2017, from Brent Jordan, Sr. Crime and Intel Analyst, who provided those old faxed correspondences above in 1) a), states, "The SANDAG reports that are attached represent reported crime meaning that **they had a case number and a written report.** None of the statistics provided in the SANDAG report are considered calls for service." Also the attached email from Lieutenant Schaller on the same date said, "Just confirming Brent's statement here. These stats were generated by actual reports generated." (Emphasis added)
- 3) The DV crime rates in the older years were higher. The attached SANDAG "Twenty-Five Years of Crime in the San Diego Region: 1984 through 2008" report, page 11, Figure 13 shows DV rates were higher during 2002 to 2007 and they were trending down. Also on page 26, Appendix Table 9 shows specifically the City's number of DV incidents decreasing.

During the audit, the SCO reviewed the ARJIS statistics and detail reports for the five most recent of the eleven audited fiscal years and verified the reliability of the SDSO ARJIS statistical data, as 100% of ARJIS incident counts were approved by the SCO. Page 9 of the Draft Audit Report states, "We reviewed a sample of domestic-violence related calls for assistance incidents to verify that they occurred and were properly supported with a written incident report" and "We concluded the SDSO did a sufficient and appropriate job of generating the data from ARJIS. Therefore, we concluded that the query reports provided for FY 2007-08 through FY 2011-12 were reliable."

Based on the above, either the ARJIS or the DOJ actual statistics, instead of the 274 incident count 5-year average, for FY 2001-02 through FY 2006-07 should be allowed.

Issue 2: Contract Hourly Rates

The City disagrees with the SCO statements regarding the City overstated claimed rates and that the rates were overstated because the City used inconsistent methodologies to compute claimed rates. The City also disagrees with the SCO statement, "For FY 2001-02 through FY 2006-07, the city used contract salary and benefit amounts that co-mingled multiple classifications into one rate."

The City contracts with the SDSO for provision of Law Enforcement services. There were three contracts that governed the City's Law Enforcement services with the SDSO during the time period under audit. The first contract dated June 25, 1996 covered the period from FY 1996-97 to FY2001-02. The second contract dated June 11, 2002 covered the period from FY2002-03 to FY2006-07. And the third contract dated November 6, 2007 covered the period from FY2007-08 to FY 2011-12.

The methodologies used by the City to compute the billing rates were consistent with the contract language for each year. During FY 2001-02 through FY 2006-07, the City was billed for law enforcement services on a full cost basis per Patrol Sedan Unit, which included all overhead costs (including Sergeants' administrative or supportive services) to reflect the "actual costs" for providing the Unit. The overhead costs built into the rates are fixed and non-negotiable, and the contracts state that they are "necessary and appropriate" as well as "efficient in achieving the law enforcement objectives of the department". This method of computation for the Unit cost was common and used by many Counties to charge for law enforcement services.

The rates for a Patrol Deputy were computed exactly as stated per Attachment B of the contracts, which specifies total unit cost for a Patrol Sedan Unit and total annual hours of service provided. The Patrol officers are the direct staff that performed the mandated activity, which included taking the call, writing, and editing a DV incident report. The City did not claim Sergeants' time during that time frame because Sergeants' support costs were included as overhead in the contracted rate for the Patrol Deputy.

The City disputes the SCO's use of deconstructed salaries and benefits for FY 2001-02 through FY 2006-07 because that was not how the contracts were structured. The City requests that actual Patrol Deputy hourly rates be allowed as originally claimed by the City as the method matches the June 25, 1996 and June 11, 2002 contract terms and conditions that dictate the rates for FY 2001-02 through FY 2006-07.

FINDING 2 – MISSTATED INDIRECT COSTS

Due to changes in contract languages over the years, the City is addressing the indirect cost issues separately.

FY 2001-02 through FY 2006-07 Indirect Cost Rates

As stated above, the City disputes the SCO's use of deconstructed salaries and benefits for FY 2001-02 through FY 2006-07. However, if the SCO insists on using the deconstructed method, then the City requests the SCO to apply the same method to determine the contract indirect cost rates to be consistent.

The SCO allowed contract indirect costs for these years are not based on the actual contracted terms but rather based on the average of the five most recent fiscal years audited. This does not reflect actual contract indirect cost rates paid by the City. This is incorrect and denies the City reimbursement of its full actual costs incurred to comply with the mandate.

To justify the usage of an average, the SCO states on page 18 of the Draft Audit Report, "Such information was not available for FY 2001-02 through FY 2006-07." This SCO's statement is not accurate. As an example, the "Sheriff's Department F/Y 06-07 CLEP Costing" schedule the SCO obtained from the SDSO during this audit, which the SCO used to calculate the contract hourly rates, shows the actual direct (Law Enforcement Stations – Deputy and Sergeant) and indirect costs (Law Enforcement

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Therefore, these actual contract indirect cost rates, instead of the 47.7% 5-year average, for FY 2001-02 through FY 2006-07 should be allowed.

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Section II B. of the contract states, the "COUNTY through SHERIFF will provide general and specialized law enforcement and traffic services...**as well as direct supervision of law enforcement personnel assigned**". (Emphasis added) County job descriptions state the "Purpose and Distinguishing Characteristics" of the Sergeant position "is to provide supervision over the activities of a team, unit or division of deputies and or professional staff." Further, it states, "This class represents the first level of supervision of sworn staff in the Sheriff's Department."

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- Admin Sergeant = (100% allowed by SCO)
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- Sergeant (Detective) = 90%

According to the claiming instructions and OMB A-87, the "indirect costs are costs that are incurred for a common or joint purpose, benefiting more than one program, and are not directly assignable to a particular department or program without efforts disproportionate to the results achieved." The City believes these costs satisfy the requirements of OMB A-87 and are eligible as overhead costs for inclusion in the contract indirect cost rate calculation.



Twenty-Five Years of Crime in the San Diego Region: 1984 through 2008

April 2009

Cynthia Burke, Ph.D., Division Director



401 B Street
Suite 800
San Diego, CA 92101
(619) 699-1900

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As of March 6, 2009

TWENTY-FIVE YEARS OF CRIME IN THE SAN DIEGO REGION: 1984 THROUGH 2008

INTRODUCTION

Since 1980, SANDAG has been reporting crime statistics for the San Diego region through a cooperative agreement with local law enforcement agencies. This report presents and discusses crime trend data for the past 25 years. Crime rates per 1,000 resident population¹, as well as the actual number of crimes reported, are presented. SANDAG is the only local entity to compile these statistics across the 18 incorporated cities, as well as the unincorporated areas of the county, making this information some of the most frequently requested from SANDAG's Criminal Justice Clearinghouse. These data are useful to local law enforcement, policy makers, and the community in tracking public safety over time, as well as the effectiveness of prevention and response efforts on regional crime rates.

OVERALL CRIME

There was a total of 97,168 Part I crimes in the San Diego region in 2008 (Appendix Tables 1 and 5) which equated to 30.88 crimes per 1,000 population (Appendix Table 2). Part I crimes include 4 violent offenses (homicide, rape, robbery, and aggravated assault) and 3 property offenses (burglary, larceny, and motor vehicle theft) that are tracked nationwide in a standardized manner by the FBI, with agencies submitting crime data through the Uniform Crime Reporting (UCR) system. Other crimes, such as drug-related offenses, vandalism, and fraud, are also documented by local law enforcement, but as Part II crimes. However, because categorization schemes can vary across agencies, standardized numbers are not available, even though these crimes may be

sizeable in number and require substantial attention and resources from law enforcement.

FAST FACTS

- In 2008, both the violent and property crime rates for the San Diego region decreased and were at 25-year lows (4.09 and 26.79, respectively, per 1,000 residents).
- There were 90 homicides in the San Diego region in 2008, the third lowest number in the past 25 years.
- After five consecutive increases, the number of robberies decreased eight percent in 2008, compared to 2007.
- While the number of burglaries that involved entry through an open or unlocked door or window declined in 2008, the number involving forced entry increased 12 percent from the previous year.
- Motor vehicle thefts decreased 18 percent from 2007, more than any other property crime. However, thefts of motor vehicle parts increased 9 percent.
- Firearms were used less frequently in both robberies and aggravated assaults in 2008, compared to 2007.
- According to preliminary statistics, there were 118 hate crime events reported to local law enforcement in 2008.

¹ The populations used to calculate rates are provided in Appendix Table 20.

VIOLENT CRIME

In 2008, there were 12,873 Part I violent crimes reported to law enforcement in the San Diego region (Appendix Tables 1 and 6)². The most common type was aggravated assault, which represented almost two-thirds (62%) of all violent crime in 2008; robbery represented 31 percent, rape 7 percent, and homicide 1 percent. According to statistics from the National Crime Victimization Survey, just under half (46%) of violent crimes were reported to law enforcement nationwide in 2007 (not shown).

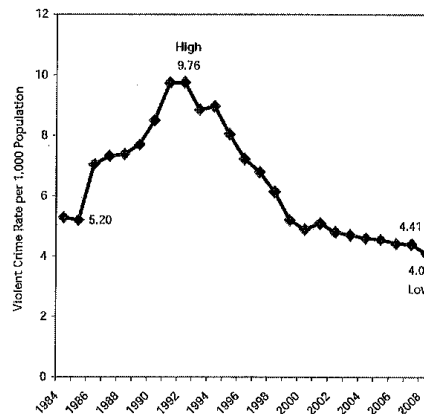
As Figure 1 shows, the violent crime rate (per 1,000 population) in the San Diego region began to increase in 1986 (from 5.20 in 1985), reaching a peak of 9.76 in 1992. Since then, there has been a decline to 4.09 violent crimes per 1,000 residents in 2008, which represented a 7 percent decrease from 2007 (4.41), the largest one-year decrease since 1998 to 1999 (when the rate decreased 15%). This 2008 violent crime rate was also the lowest in the past 25 years. Possible factors related to this overall drop in crime since the 1990s could include declining numbers of young males in high-crime associated age groups, legislation which increased jail and prison time for violent offenses, and the implementation of effective crime prevention programs.

Across jurisdictions, the 2008 violent crime rate ranged from .54 in 4S Ranch to 7.93 in National City (Appendix Table 3 and Appendix Map 1). Over the past year, 16 jurisdictions had lower and 5 had higher violent crime rates, compared to 2007 (4 had numbers too small for valid comparisons). Fallbrook and Carlsbad led local jurisdictions with 39 and 30 percent one-year decreases, respectively, in their violent crime rate, with other declines ranging from 3 percent to 28 percent. Ongoing efforts by individual departments to address violent crime have included problem-solving strategies to

² The numbers of violent crimes reported in each jurisdiction for 2004 through 2008 are also presented in Appendix Tables 10 through 14.

identify and target specific high-crime areas, specific groups (e.g., gangs committing disproportionate amount of crime), and specific times (e.g., targeted patrols during high-crime hours).

Figure 1
VIOLENT CRIME RATE LOWEST
IN 25 YEARS

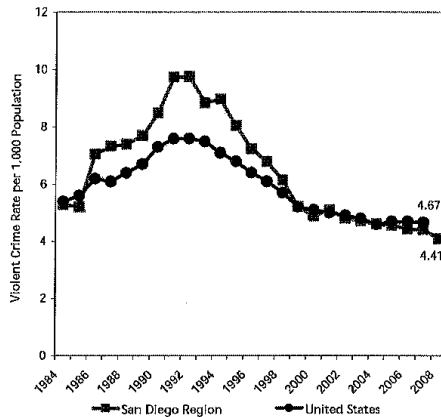


SOURCES: SANDAG; California Department of Finance; U.S. Census 1990; U.S. Census 2000

Annual statistics through 2007 from the FBI were used to compare changes over time in the violent crime rate reported in the San Diego region to those reported across the United States. As Figure 2 shows, the San Diego region experienced a greater rise in violent crime in the late 1980s and early 1990s compared to the nation, returning to a similar violent crime rate after 1998. This increase was possibly related to the prevalence of methamphetamine distribution and use in the region during this time period.

In 2007, the violent crime rate in the San Diego region was 4.41, versus 4.67 for the nation as a whole³.

Figure 2
SAN DIEGO REGION HAD A GREATER INCREASE IN VIOLENT CRIME THAN THE NATION IN LATE 1980s



SOURCES: SANDAG; Federal Bureau of Investigation

Each jurisdiction also voluntarily documents violent crimes committed against senior citizens (individuals 60 years of age and older). In 2008, there were 481 violent crimes against senior citizens, a decrease of 5 percent from the previous year, similar to the decline in violent crime overall. These crimes included 13 homicides, 5 rapes, 200 robberies, and 263 aggravated assaults (not shown).

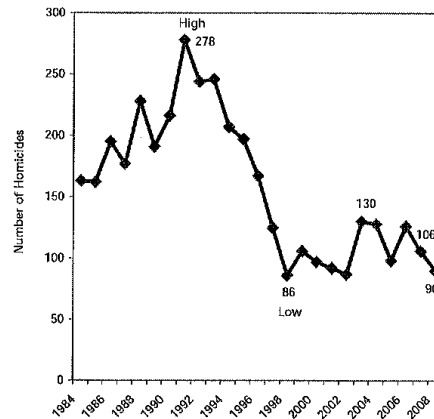
Homicide

Over the past 25 years, the number of homicides in the San Diego region peaked at 278 in 1991 and decreased fairly steadily to a low of 86 in 1998 (Figure 3). Since then, the number of homicides has fluctuated but has

³ Calendar year 2007 represents the most current annual statistics at the national level at the time of this publication. However, preliminary mid-year 2008 national statistics released by the FBI in January 2009 show a 3.5 percent decline in violent crime, compared to the same point in 2007.

not exceeded 130 (in 2003) (Appendix Table 8). In 2008, there was a total of 90 homicides, which was the third lowest number in the past 25 years and a 15 percent decrease from 2007 (106). As reported in SANDAG's CJ Bulletin *San Diego Violent Crime Victims and Suspects in 2007* (available on the SANDAG Web site), in homicide cases across the region for which motive could be determined in 2007, 47 percent were related to gang activity, 19 percent to an argument, 13 percent to domestic violence, 9 percent to other motives, 7 percent to drugs, and 4 percent to robbery. Motive information for 2008 homicides will be available in another report later in the 2009 calendar year.

Figure 3
NUMBER OF HOMICIDES DECREASED TO THIRD LOWEST IN PAST 25 YEARS



SOURCE: SANDAG

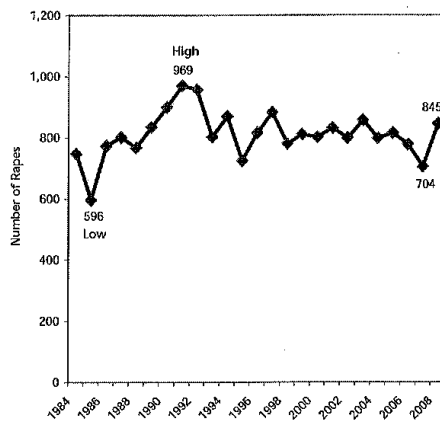
Rape

There were 845 rapes reported in the San Diego region in 2008, which was a 20 percent increase from 2007 (704) (Appendix Table 1). Analyses revealed that this increase was the result of a greater number of completed rapes being reported (694 in 2008

versus 529 in 2007, a 31% increase), rather than attempted rape reports (which actually decreased 14% from 175 to 151) (not shown)⁴.

As Figure 4 shows, the number of rapes reported to law enforcement has remained relatively stable over the past 25 years, compared to the number of homicides during the same period of time. The greatest number of rapes reported to law enforcement was 969 in 1991 and the lowest was 596 in 1985 (the second lowest number was 704 in 2007).

Figure 4
LESS VARIABILITY IN NUMBER OF RAPES COMPARED TO OTHER VIOLENT CRIMES



SOURCE: SANDAG

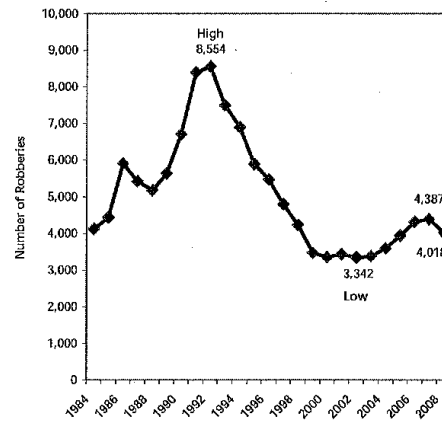
Robbery

Between 2003 and 2007, robbery was the only violent crime to increase in number (30%) across the region, generating increased attention from law enforcement. Specifically, representatives from local agencies increased their collaborative efforts to share intelligence and target enforcement,

⁴ For the past 20 years, the proportion of attempted rapes of all reported rapes ranged from 15 percent to 29 percent, with an average of 24 percent. The number of rapes, either attempted or completed, that are reported may be tied in part to education and outreach efforts encouraging victims to do so.

conducted public information campaigns, and increased crime prevention efforts. In 2008, this upward trend (5 consecutive years of increases) was reversed, with 4,018 robbery incidents reported to law enforcement, an 8 percent decrease from 2007 (4,387) (Figure 5 and Appendix Table 1). Over the past 25 years, the number of robberies has shown 2 declining trends prior to this most recent decrease, with the last beginning in 1993 (after the greatest number, 8,554, was reported in 1992). The lowest number, 3,342, was reported in 2002.

Figure 5
NUMBER OF ROBBERIES DECREASED FOR FIRST TIME IN PAST SIX YEARS



SOURCE: SANDAG

As part of standardized UCR reporting requirements, the type of weapon used during a robbery and the location of the robbery are documented. In 2008, 20 percent of robberies involved a firearm, 11 percent a knife or other cutting instrument, 8 percent another weapon (e.g., bat, stick, or other blunt object), and the majority (61%) were considered strong-arm. Robberies committed with firearms and other weapons both decreased by 24 percent in 2008, from 2007. However, robberies committed with knives decreased only 9 percent and strong-arm robberies actually increased 1 percent (not shown).

Just under half (49%) of robberies occurred out in the open, on streets or in other public places, 24 percent in commercial establishments, 15 percent in other locations (which include wooded areas, churches, schools, and other public buildings), 8 percent in residences, and 4 percent in banks (not shown).

For the 14 jurisdictions with robbery numbers large enough for comparison (30 incidents or more) in 2007 and 2008, 10 experienced a decrease in the number of robberies (ranging from 2% to 46%) and 4 experienced an increase (ranging from 2% to 50%) (Appendix Tables 13 and 14).

Aggravated Assault

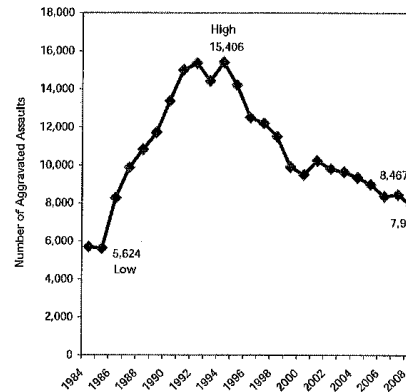
As Figure 6 and Appendix Table 1 show, there were fewer aggravated assaults reported in the region in 2008 (7,920), compared to one year earlier (8,467), a decrease of 6 percent. Over the past 25 years, the number of aggravated assaults followed an upward trend from 1985 (5,624) that peaked in 1994 (15,406). This overall increase was due at least in part to 1986 legislation requiring law enforcement agencies to report all domestic violence incidents. Since 1994, there has been an overall decline to 7,920 in 2008, the lowest number since 1985, the year before the legislation was put into place⁵.

Like robbery, the type of weapon used in aggravated assaults is documented for reporting purposes. In 2008, 37 percent of aggravated assaults involved the use of another weapon (e.g., bat, stick, or other blunt object); 31 percent hands, feet, or fists; 19 percent a knife or other cutting instrument; and 13 percent a firearm. The number of aggravated assaults in each of these categories decreased over the past year

⁵ In 2008, there were almost 3 simple assaults for every aggravated assault that was reported (for a total of 21,427 simple assaults). Simple assaults, which are not counted as Part I crimes, include all assaults and attempted assaults which are not of an aggravated nature and do not result in serious injury to the victim.

(between 9% and 17%), with the exception of hands, feet, or fists, which increased by 3 percent (not shown).

**Figure 6
NUMBER OF AGGRAVATED
ASSAULTS DECREASED OVER
ONE-YEAR PERIOD**



SOURCE: SANDAG

The majority of jurisdictions (15 of 21 with large enough numbers for comparison) also experienced decreases in the number of reported aggravated assaults, ranging from 2 to 37 percent. Of the rest, 3 experienced an increase and 3 had no change (Appendix Tables 13 and 14).

PROPERTY CRIME

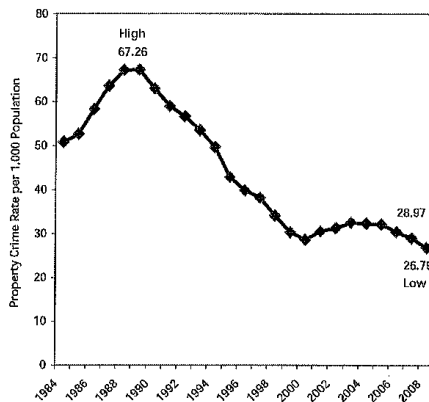
With 84,295 property crimes reported (Appendix Tables 1 and 7), 1 in every 37 residents was the victim of a property crime in 2008 and almost 9 in every 10 crimes (87%) reported to law enforcement in the region represented property crime (not shown)⁶. With the fifth consecutive annual decrease, the property crime rate was also at its lowest point in the past 25 years (26.79 from 28.97 in

⁶ According to statistics from the 2007 National Crime Victimization Survey, 37 percent of property crime nationwide was reported to law enforcement.

2007) (Figure 7). The highest property crime rate in the past 25 years was reported in 1988 (67.26). Over half (56%) of all property crime in 2008 represented larcenies, 24 percent were motor vehicle thefts, and 20 percent were burglaries (not shown).

Across the region, 15 jurisdictions had a lower property crime rate in 2008, compared to 2007, and 9 had a higher rate. These 2008 rates ranged from 8.95 (in 4S Ranch) to 37.77 (in Del Mar) per 1,000 population (Appendix Table 4 and Appendix Map 2)⁷. When interpreting these statistics, it is important to note that a variety of factors can affect a jurisdiction's crime rate, such as daytime populations and accessibility.

**Figure 7
PROPERTY CRIME RATE DECREASED
FOR FIFTH YEAR**



SOURCES: SANDAG; California Department of Finance; U.S. Census 1990; U.S. Census 2000

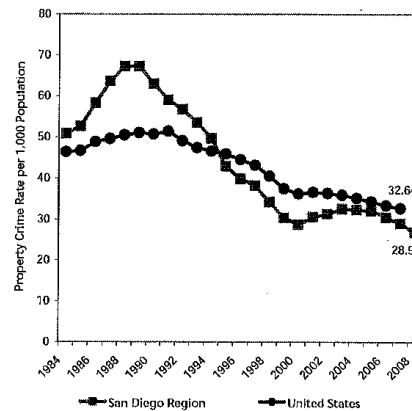
In terms of dollar value, \$258.6 million worth of property was stolen in the San Diego region in 2008, compared to \$266.4 million in 2007 (Appendix Table 17). Thirty-five percent (35%) of this property, which was valued at \$89.8 million, was recovered in 2008, compared to 40 percent and \$107.9 million

⁷ The numbers of property crimes reported in each jurisdiction for 2004 through 2008 are also presented in Appendix Tables 10 through 14.

recovered in 2007 (Appendix Tables 18 and 19).

Figure 8 compares property crime rates in the San Diego region from 1984 through 2008 to national rates from 1984 through 2007 (the most recent annual statistics available, as previously noted)⁸. In 1984, the San Diego region had a higher property crime rate compared to the U.S. overall. The local property crime rate began to decline in the early 1990s, however, falling and remaining below the national average since 1995. In 2007, the property crime rate for the region was 28.97, compared to 32.64 for the nation.

**Figure 8
SAN DIEGO REGION HAS HAD A
LOWER PROPERTY CRIME RATE
THAN THE NATION SINCE 1995**



SOURCES: SANDAG; Federal Bureau of Investigation

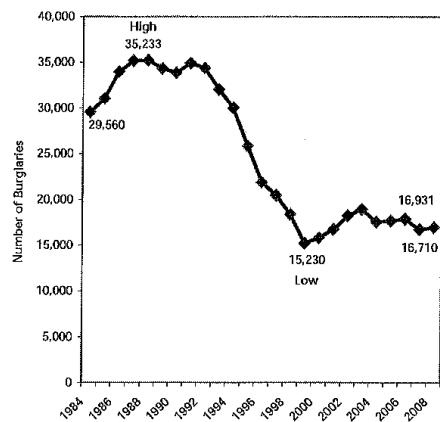
Burglary

Burglary is the unlawful entry of a structure to commit a felony or theft. The number of burglaries (including residential and non-residential) reported in the region began an upward trend in 1985 (from 29,560 in 1984), reaching a 25-year high of 35,233 in 1988.

⁸ Preliminary mid-year 2008 statistics released in January 2009 by the FBI show a 2.5 percent decline in property crime nationwide compared to the same point in 2007.

Four years later, an eight-year decline began, reaching a low of 15,230 in 1999. Since then, the number of burglaries has fluctuated slightly, with a 1 percent increase from 2007 (16,710) to 2008 (16,931) (Figure 9). In 2008, the number of burglaries which involved forced entry increased by 12 percent from 2007 (from 4,877 to 5,477), while the number involving no forced entry or which were unsuccessful attempts decreased (by 3% and 4%, respectively) (not shown).

Figure 9
NUMBER OF BURGLARIES INCREASED OVER PAST YEAR



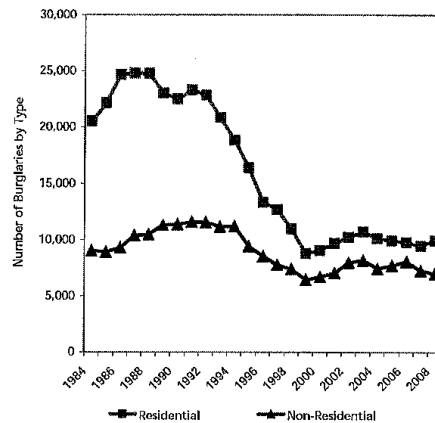
SOURCE: SANDAG

Of the 16,931 burglaries reported in the San Diego region in 2008, over half (59%) were residential, which equates to 1 in every 110 households being burglarized. While the number of residential and non-residential burglaries were both at a 25-year low in 1999, residential burglaries have decreased to a greater degree since 1984 (52%), compared to non-residential burglaries (23%), despite the large increase during the same time period in the number of occupied households in the region (51%, from 719,816 in 1984 to 1,089,451 in 2008)⁹ (not shown). One possible factor related to these divergent trends is that residential burglary is considered a strike

⁹ Comparable statistics regarding the number of business locations are not available.

under California's Three Strikes Law (which was passed in 1994), but non-residential burglary is not, leading more sophisticated criminals to avoid residences when committing this crime. However, over the past year, the number of residential burglaries increased 5 percent (from 9,455 to 9,936), while the number of non-residential burglaries decreased 4 percent (from 7,255 to 6,995) (Figure 10 and Appendix Tables 13 and 14). According to law enforcement, some of this increase could be related in part to more vacant homes, including ones related to foreclosure.

Figure 10
RESIDENTIAL BURGLARIES DECREASED MORE OVER PAST 25 YEARS, BUT UP COMPARED TO PAST YEAR



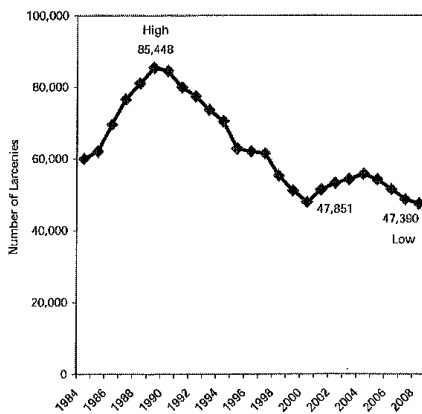
SOURCE: SANDAG

Across the 24 jurisdictions with more than 30 incidents of burglary in 2007 and 2008, 14 reported one-year decreases in the number (ranging from <1% to 20%) and 10 had increases (compared to only 2 reporting one-year increases between 2006 and 2007). The increases ranged from 1 to 63 percent (Appendix Tables 13 and 14).

Larceny

Larceny, or theft, is the most common crime, with 1 in every 66 residents a victim in 2008 (not shown). Beginning in 1985, the number of larcenies reported in the San Diego region began an upward trend, peaking at 85,448 in 1989, and then decreasing to 47,851 in 2000 (Figure 11). Since then, there were 4 years of consecutive increases, followed by 4 consecutive decreases, to a 25-year low of 47,390 in 2008.

Figure 11
LARCENIES DECREASED FOR
FOURTH CONSECUTIVE YEAR



SOURCE: SANDAG

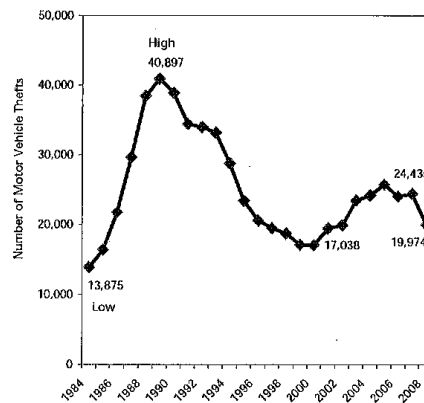
The most common larceny type (historically and in 2008) was theft from inside motor vehicles (45%), with the second most common from buildings (19%). Compared to 2007, both of these types of larcenies, as well as pickpocket, bicycle theft, and other types were down, but shoplifting and theft of motor vehicle parts were both up (3% and 9%, respectively). Most larcenies (61%) in 2008 were petty thefts, involving property valued at \$400 or less (not shown).

Despite the fact that the number of larcenies was at a regional low, 13 of the jurisdictions did report one-year increases (which ranged from 2% to 87%), while 11 had decreases (ranging from <1% to 20%) (Appendix Tables 13 and 14).

Motor Vehicle Theft

Beginning in 1985, the number of motor vehicles stolen in the San Diego region also began to increase (from 13,875 in 1984), reaching a high in 1989 of 40,897 (Figure 12). This upward trend was followed by an overall decrease to 17,038 in 2000. Since then, there was a general increase to 24,435 in 2007, followed by an 18 percent one-year decrease to 19,974 vehicles stolen in 2008 (Appendix Table 1). This equates to 1 in every 117 registered motor vehicles. In terms of dollar amount, the value of these stolen vehicles was estimated at over \$144 million and represented over half (56%) of the value of total property stolen (not shown).

Figure 12
VEHICLE THEFT SHOWS GREATEST
ONE-YEAR DECREASE OF ALL
PROPERTY CRIMES



SOURCE: SANDAG

Across the jurisdictions (with numbers large enough for comparison), all but 2 reported one-year decreases in the number of motor vehicle thefts, ranging from 6 percent to 53 percent (Appendix Tables 13 and 14). These decreases may reflect the success of targeting car prowlers at night in specific neighborhoods, as well as efforts undertaken by the Regional Auto Theft Task Force (RATT).

Arson

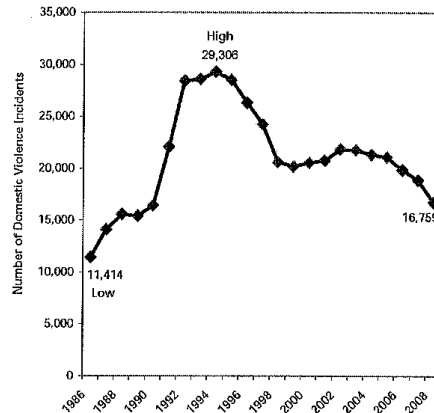
Unlike other FBI Index offenses, when arson is committed in concert with another FBI Index offense, both incidents must be reported, which is why arson is presented separately from other property crime statistics. There were 411 arsons reported in 2008, which was lower than in 2007 (when there were 458) (Appendix Tables 13 and 14). Forty-six percent (46%) of arsons in 2008 were of structures and 54 percent were categorized as mobile and other non-structural property types (not shown).

DOMESTIC VIOLENCE

Law enforcement agencies also track domestic violence incidents, some of which are included in the previously reported numbers in this bulletin. For example, a domestic violence incident could include a Part I violent crime (e.g., aggravated assault) or some type of property crime (e.g., burglary). Since 1986, when mandatory reporting was enacted, the number of domestic violence incidents has varied from a low of 11,414 in that first year to a high of 29,306 in 1994 (Figure 13). In 2008, 16,759 domestic violence incidents were reported. This 2008 number represented the sixth consecutive annual decrease.

Across nine of the jurisdictions¹⁰, five agencies reported one-year increases in the number of domestic violence incidents (ranging from 3% to 19%) and four reported decreases (ranging from 4% to 28%) (Appendix Table 9).

Figure 13
DOMESTIC VIOLENCE DOWN FOR
SIXTH CONSECUTIVE YEAR



SOURCE: SANDAG

HATE CRIMES

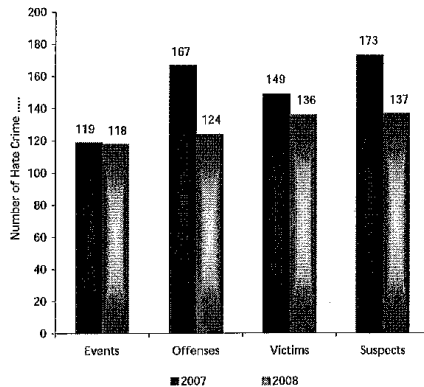
As part of California Penal code, the Attorney General is required to submit an annual report to the Legislature regarding crimes motivated by a bias related to a victim's race, ethnicity, religion, gender, sexual orientation, national origin, or physical or mental disability. For the first time in 2008, SANDAG asked local law enforcement agencies to share hate crime reports that were to be submitted to the State to allow for the reporting of more timely statistics, as well as

¹⁰ The number of domestic violence incidents reported by the Sheriff's Department in 2008 may be an underestimate due to issues currently being investigated. As such, percentage changes are not highlighted in this text for the contract cities or unincorporated areas of the county and future reports will include updated numbers.

more detailed analysis for San Diego County not available in the State report.¹¹

According to California Penal code, a hate crime is a criminal act committed in whole or in part because of the actual or perceived characteristics of the victim (described previously). Thus, hate crimes are not separate distinct crimes, but rather traditional offenses motivated by the offender's bias. More than 1 offense may be reported for each hate crime event. In 2008, a total of 118 hate crime events were reported by law enforcement from across the region, which included a total of 124 offenses, 136 victims, and 137 known suspects (Figure 14).

Figure 14
ABOUT ONE HATE CRIME REPORTED
EVERY THREE DAYS IN THE
SAN DIEGO REGION IN 2008



SOURCE: SANDAG; California Department of Justice, Criminal Justice Statistics Center

Compared to 2007 numbers reported by the California Attorney General's Office for San Diego County, the number of events was almost unchanged, but the number of offenses decreased (by 26%). In 2008, hate crimes were reported by police departments in Chula Vista, El Cajon, Escondido,

Oceanside, and San Diego; the Sheriff's Department (for the jurisdictions of Encinitas, Imperial Beach, Poway, San Marcos, Santee, Vista, Fallbrook, and the unincorporated area); and by San Diego State University (SDSU) (not shown).

Other information compiled for this summary includes the following:

- Of the 118 events, almost two-thirds (63%) appeared motivated by the victim's race, ethnicity, or national origin; 22 percent by sexual orientation; and 15 percent by religion. Of the 74 cases related to the victim's actual or perceived race/ethnicity/national origin, 64 percent were described as being anti-Black and 18 percent as anti-Hispanic¹².
- Of the 118 events, the type of victim in more than three-quarters (78%) was an individual (or multiple individuals), 9 percent involved a business or financial institution, 5 percent government property, 5 percent a religious organization, and 3 percent were described as other.
- Of 107 events where location was noted, 35 percent occurred on a highway, road, alley, or street; 20 percent at a residence, home, or driveway; 11 percent in a parking lot or garage; 10 percent at a school or college; 7 percent at a church, synagogue, or temple; and 18 percent at other locations.
- Of the 124 offenses, 58 percent were described as violent, which included 24 simple assaults, 21 aggravated assaults, 21 acts of intimidation, and 6 robberies. For the property-related offenses (42%), 50 were vandalism or the destruction of property, 1 burglary, and 1 larceny (not shown).

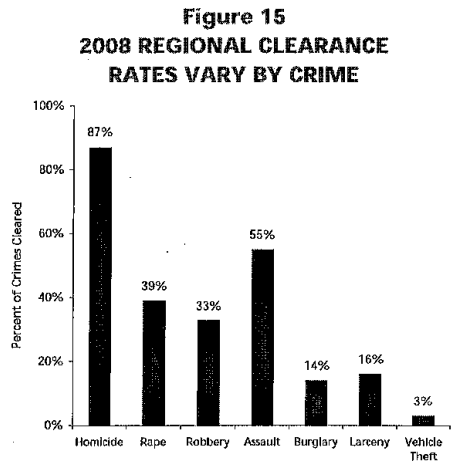
¹² These data are consistent with data from the State for 2007. According to the Attorney General, race/ethnicity/national origin hate crime offenses have consistently been the largest bias motivation category of hate crimes, with anti-Black accounting for the largest percent within this category.

¹¹ These hate crime data should be considered preliminary, dependent upon final verification with the Department of Justice when their data are released.

CLEARANCE RATES

A crime is cleared or solved for reporting purposes when at least 1 person is arrested and charged with the offense¹³. Not surprisingly, the clearance rates in 2008 varied by crime type, with violent crimes cleared more frequently than property crimes. Overall, 47 percent of violent crimes that were open for investigation in the region were cleared (with a range across departments of 22% to 66%), compared to 13 percent of property crimes (with a range of 9% to 22%) (Appendix Tables 15 and 16).

As Figure 15 shows, the crimes of homicide and aggravated assault have the highest clearance rates. This is due to the fact that these crimes receive maximum resources given the seriousness of the crime and involvement of individuals with face-to-face contact. While the motor vehicle theft clearance rate is the lowest of the seven Part I crimes, it is important to note that the vehicle recovery rate is considerably higher (56%)¹⁴ (not shown).



SOURCE: SANDAG

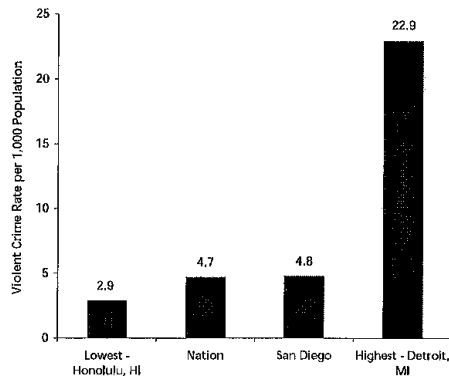
¹³ It is important to note that a crime can occur in one calendar year, but be cleared in that year or a future year.

¹⁴ Motor vehicles represented 56 percent of stolen property in terms of dollar value, but 91 percent of the value of recovered property in 2008.

HOW DOES SAN DIEGO COMPARE TO OTHER U.S. CITIES?

National information for crime rates for 31 U.S. cities (rather than counties or regions) with populations of 500,000 or more is currently available for calendar year 2007 (1 year prior to the other statistics presented in this report). In 2007, the City of San Diego¹⁵ was the seventh largest city in the U.S., with a population of almost 1.32 million. As Figures 16 and 17 show, the City of San Diego was one of the safest places to live, compared to other large metropolitan areas in terms of both violent crime (fourth lowest, following Honolulu, HI, San Jose, CA, and El Paso, TX) and property crime (sixth lowest, following New York, NY, San Jose, CA, Los Angeles, CA, Chicago, IL, and El Paso, TX). In 2006, San Diego was ranked fifth safest in both categories (not shown).

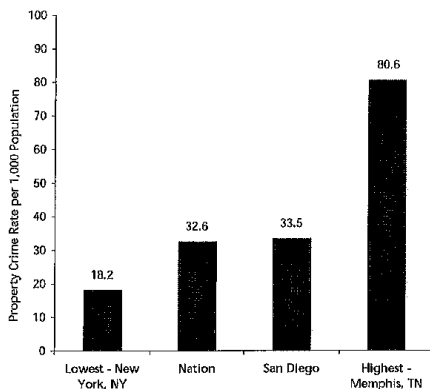
Figure 16
CITY OF SAN DIEGO'S 2007 VIOLENT CRIME FOURTH LOWEST IN NATION



SOURCES: SANDAG; U.S. Department of Justice

¹⁵ In 2007, 46 percent of the region's violent crime and 49 percent of the property crime were reported by the San Diego Police Department.

Figure 17
CITY OF SAN DIEGO'S 2007 PROPERTY
CRIME RATE SIXTH LOWEST IN NATION



SOURCES: SANDAG; U.S. Department of Justice

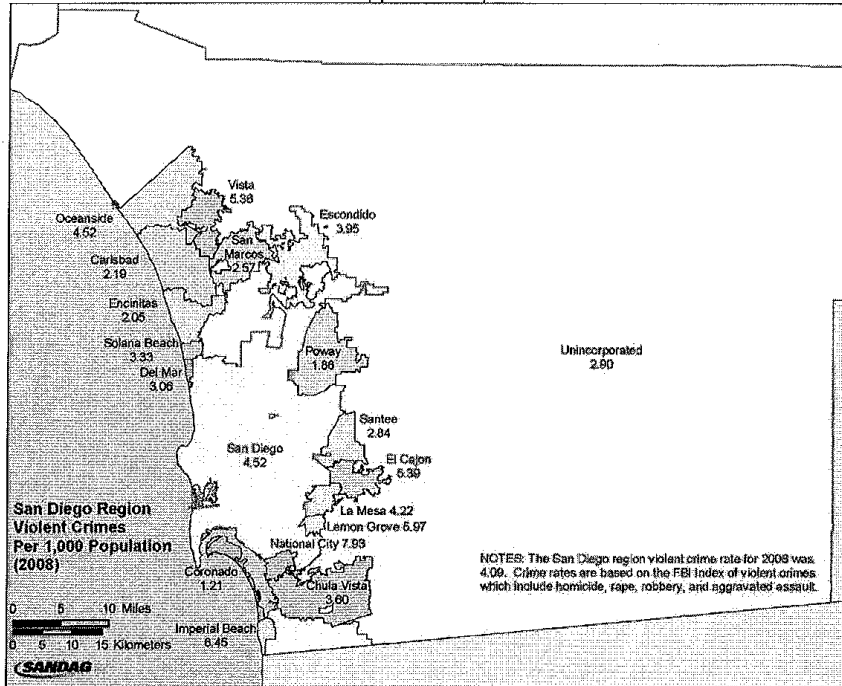
SUMMARY

Compared to 25 years earlier, the San Diego region is a safer place to live in terms of both violent and property crime. Local law enforcement is committed to continuing to effectively collaborate to identify and address crime issues in our communities, which are of growing importance during the economically uncertain times that may lie ahead.

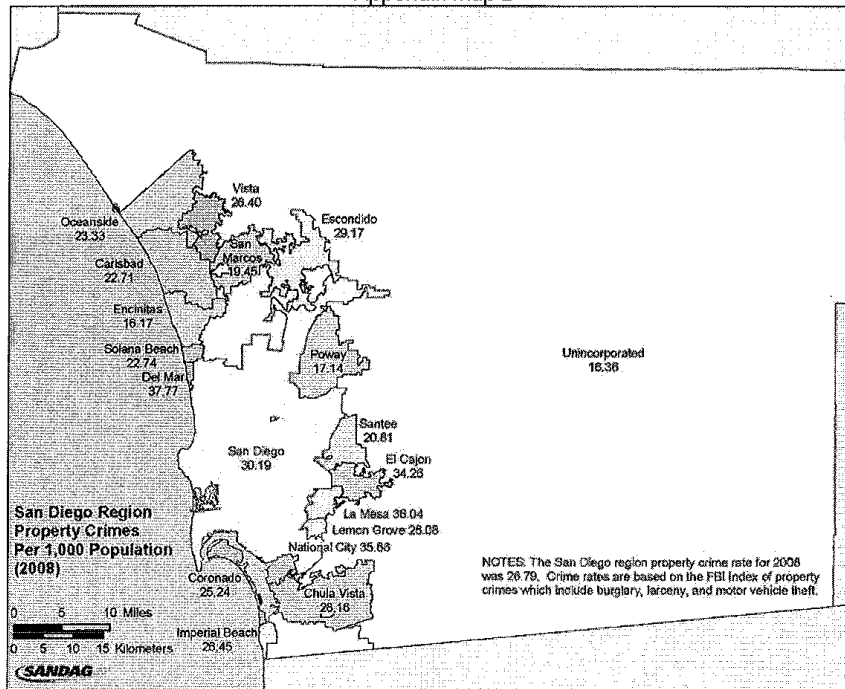
For those interested in more detailed 2008 statistics, please contact Donna Allnutt at (619) 699-6912. For those interested in more recent statistics for a specific area of San Diego County, as well as maps of specific areas, please visit the ARJIS (Automated Regional Justice Information System) Web site at www.arjis.org. The next CJ Bulletin in the 2009 series, *Public Safety Budgets in the San Diego Region, FY 2009*, will include a survey of local law enforcement regarding how recent and anticipated budget cuts may affect service delivery in the region and is scheduled for release this summer.

APPENDIX

Appendix Map 1



Appendix Map 2



**Appendix Table 1
NUMBER OF CRIMES BY OFFENSE
San Diego Region, 2004, 2007, and 2008**

	2004	2007	2008	Change	
				2004-2008	2007-2008
Homicide	128	106	90	-30%	-15%
Rape	797	704	845	6%	20%
Robbery	3,588	4,387	4,018	12%	-8%
Aggravated Assault	9,367	8,467	7,920	-15%	-6%
Violent Crime Total	13,880	13,664	12,873	-7%	-6%
Burglary	17,545	16,710	16,931	-3%	1%
Larceny Theft	55,669	48,679	47,390	-15%	-3%
Motor Vehicle Theft	24,172	24,435	19,974	-17%	-18%
Property Crime Total	97,386	89,824	84,295	-13%	-6%
FBI INDEX	111,266	103,488	97,168	-13%	-6%

SOURCE: SANDAG

**Appendix Table 2
FBI INDEX CRIME RATE PER 1,000 POPULATION BY JURISDICTION
San Diego Region, 2004, 2007, and 2008**

	2004	2007	2008	Change	
				2004-2008	2007-2008
Carlsbad	26.25	27.28	24.90	-5%	-9%
Chula Vista	38.59	35.99	31.76	-18%	-12%
Coronado	26.29	24.47	26.45	1%	8%
El Cajon	49.19	45.69	39.65	-19%	-13%
Escondido	45.12	35.14	33.12	-27%	-6%
La Mesa	43.07	43.87	40.25	-7%	-8%
National City	58.11	42.41	43.58	-25%	3%
Oceanside	41.29	31.11	27.85	-33%	-10%
San Diego	40.32	38.33	34.72	-14%	-9%
Sheriff - Total	26.55	22.71	22.51	-15%	-1%
Del Mar	46.22	51.61	40.83	-12%	-21%
Encinitas	22.43	20.59	18.23	-19%	-11%
Imperial Beach	39.03	30.77	32.91	-16%	7%
Lemon Grove	42.36	29.45	32.06	-24%	9%
Poway	18.28	16.77	19.00	4%	13%
San Marcos	26.10	24.49	22.02	-16%	-10%
Santee	25.83	23.32	23.65	-8%	1%
Solana Beach	27.62	22.12	26.07	-6%	18%
Vista	35.74	28.14	31.75	-11%	13%
Unincorporated	23.46	20.32	19.26	-18%	-5%
4S Ranch	n/a	n/a	9.48	--	--
Alpine	25.28	23.67	21.72	-14%	-8%
Fallbrook	26.16	23.88	18.84	-28%	-21%
Lakeside	26.80	21.50	20.90	-22%	-3%
Ramona	15.18	12.75	15.24	<1%	20%
Spring Valley	28.98	26.27	25.57	-12%	-3%
Valley Center	26.03	25.73	22.66	-13%	-12%
TOTAL	36.93	33.38	30.88	-16%	-7%

NOTES: The FBI Crime Index includes homicide, rape, robbery, aggravated assault, burglary, larceny, and motor vehicle theft. "Sheriff-Total" includes the contract cities and the unincorporated area served by the San Diego County Sheriff's Department, as well as crimes reported in the Sheriff's new "other" category that includes the Sheriff's detention facilities, courts staffed by the Sheriff, and crimes reported to the Sheriff that were determined to have occurred in a city not served by the Sheriff, or a location for which jurisdiction could not be determined. Camp Pendleton is not included. "Unincorporated" includes 4S Ranch (2008), Alpine, Fallbrook, Lakeside, Ramona, Spring Valley, and Valley Center, as well as the unincorporated areas for which crime data are not individually shown (Campo, Julian, Pine Valley, Ranchita, and the unincorporated areas of Encinitas, Imperial Beach, Lemon Grove, Poway, San Marcos, Santee, and Vista). Unincorporated statistics have also been updated to exclude crimes now categorized in the Sheriff's "other" category. Percent changes are based on computed crime rates rounded to the precision level of two decimal places. Populations used to compute crime rates reflect the most current California Department of Finance estimates.

SOURCES: California Department of Finance; SANDAG Estimates August 2008

**Appendix Table 3
VIOLENT CRIME RATE PER 1,000 POPULATION BY JURISDICTION
San Diego Region, 2004, 2007, and 2008**

	2004	2007	2008	Change	
				2004-2008	2007-2008
Carlsbad	2.91	3.14	2.19	-25%	-30%
Chula Vista	4.02	4.04	3.60	-10%	-11%
Coronado	1.54	1.13	1.21	--	--
El Cajon	5.58	5.08	5.39	-3%	6%
Escondido	4.82	4.63	3.95	-18%	-15%
La Mesa	3.57	4.18	4.22	18%	1%
National City	7.52	6.93	7.93	5%	14%
Oceanside	5.92	5.15	4.52	-24%	-12%
San Diego	5.23	4.80	4.52	-14%	-6%
Sheriff - Total	3.63	3.82	3.47	-4%	-9%
Del Mar	2.86	3.95	3.06	--	--
Encinitas	2.40	2.51	2.05	-15%	-18%
Imperial Beach	6.83	5.66	6.45	-6%	14%
Lemon Grove	6.64	6.24	5.97	-10%	-4%
Poway	1.48	2.01	1.86	25%	-7%
San Marcos	3.74	3.59	2.57	-31%	-28%
Santee	3.05	2.66	2.84	-7%	6%
Solana Beach	2.69	1.94	3.33	--	--
Vista	4.95	5.53	5.36	8%	-3%
Unincorporated	3.05	3.39	2.90	-5%	-14%
4S Ranch	n/a	n/a	0.54	--	--
Alpine	3.41	3.24	3.06	-10%	-6%
Fallbrook	2.28	3.71	2.28	<-1%	-39%
Lakeside	2.84	4.32	3.77	33%	-13%
Ramona	2.15	3.14	2.46	14%	-22%
Spring Valley	5.47	4.85	4.53	-17%	-7%
Valley Center	4.18	5.27	4.53	8%	-14%
TOTAL	4.61	4.41	4.09	-11%	-7%

NOTES: FBI Index violent crimes include homicide, rape, robbery, and aggravated assault. "Sheriff-Total" includes the contract cities and the unincorporated area served by the San Diego County Sheriff's Department, as well as crimes reported in the Sheriff's new "other" category that includes the Sheriff's detention facilities, courts staffed by the Sheriff, and crimes reported to the Sheriff that were determined to have occurred in a city not served by the Sheriff, or a location for which jurisdiction could not be determined. Camp Pendleton is not included. "Unincorporated" includes 4S Ranch (2008), Alpine, Fallbrook, Lakeside, Ramona, Spring Valley, and Valley Center, as well as the unincorporated areas for which crime data are not individually shown (Campo, Julian, Pine Valley, Ranchita, and the unincorporated areas of Encinitas, Imperial Beach, Lemon Grove, Poway, San Marcos, Santee, and Vista). Unincorporated statistics have also been updated to exclude crimes now categorized in the Sheriff's "other" category. Percent changes are based on computed crime rates rounded to the precision level of two decimal places. Percent changes are not presented if either comparison number used to compute the crime rate equals 30 or less. Populations used to compute crime rates reflect the most current California Department of Finance estimates.

SOURCES: California Department of Finance; SANDAG Estimates August 2008

**Appendix Table 4
PROPERTY CRIME RATE PER 1,000 POPULATION BY JURISDICTION
San Diego Region, 2004, 2007, and 2008**

	2004	2007	2008	Change	
				2004-2008	2007-2008
Carlsbad	23.33	24.14	22.71	-3%	-6%
Chula Vista	34.57	31.94	28.16	-19%	-12%
Coronado	24.75	23.34	25.24	2%	8%
El Cajon	43.61	40.61	34.26	-21%	-16%
Escondido	40.30	30.51	29.17	-28%	-4%
La Mesa	39.50	39.69	36.04	-9%	-9%
National City	50.59	35.47	35.66	-30%	1%
Oceanside	35.37	25.96	23.33	-34%	-10%
San Diego	35.09	33.52	30.19	-14%	-10%
Sheriff - Total	22.92	18.88	19.03	-17%	1%
Del Mar	43.36	47.66	37.77	-13%	-21%
Encinitas	20.03	18.07	16.17	-19%	-11%
Imperial Beach	32.20	25.10	26.45	-18%	5%
Lemon Grove	35.72	23.21	26.08	-27%	12%
Poway	16.80	14.77	17.14	2%	16%
San Marcos	22.36	20.90	19.45	-13%	-7%
Santee	22.78	20.65	20.81	-9%	1%
Solana Beach	24.93	20.18	22.74	-9%	13%
Vista	30.80	22.62	26.40	-14%	17%
Unincorporated	20.41	16.93	16.36	-20%	-3%
4S Ranch	n/a	n/a	8.95	--	--
Alpine	21.87	20.43	18.66	-15%	-9%
Fallbrook	23.87	20.18	16.56	-31%	-18%
Lakeside	23.96	17.18	17.13	-29%	<-1%
Ramona	13.03	9.61	12.78	-2%	33%
Spring Valley	23.51	21.42	21.04	-11%	-2%
Valley Center	21.85	20.46	18.12	-17%	-11%
TOTAL	32.32	28.97	26.79	-17%	-8%

NOTES: FBI Index property crimes include larceny, burglary, and motor vehicle theft. "Sheriff-Total" includes the contract cities and the unincorporated area served by the San Diego County Sheriff's Department, as well as crimes reported in the Sheriff's new "other" category that includes the Sheriff's detention facilities, courts staffed by the Sheriff, and crimes reported to the Sheriff that were determined to have occurred in a city not served by the Sheriff, or a location for which jurisdiction could not be determined. Camp Pendleton is not included. "Unincorporated" includes 4S Ranch (2008), Alpine, Fallbrook, Lakeside, Ramona, Spring Valley, and Valley Center, as well as the unincorporated areas for which crime data are not individually shown (Campo, Julian, Pine Valley, Ranchita, and the unincorporated areas of Encinitas, Imperial Beach, Lemon Grove, Poway, San Marcos, Santee, and Vista). Unincorporated statistics have also been updated to exclude crimes now categorized in the Sheriff's "other" category. Percent changes are based on computed crime rates rounded to the precision level of two decimal places. Populations used to compute crime rates reflect the most current California Department of Finance estimates.

SOURCES: California Department of Finance; SANDAG Estimates August 2008

**Appendix Table 5
NUMBER OF FBI INDEX CRIMES BY JURISDICTION
San Diego Region, 2004, 2007, and 2008**

	2004	2007	2008	Change	
				2004-2008	2007-2008
Carlsbad	2,433	2,766	2,585	6%	-7%
Chula Vista	8,052	8,200	7,346	-9%	-10%
Coronado	699	562	611	-13%	9%
El Cajon	4,804	4,446	3,883	-19%	-13%
Escondido	6,331	4,986	4,749	-25%	-5%
La Mesa	2,412	2,469	2,281	-5%	-8%
National City	3,255	2,593	2,667	-18%	3%
Oceanside	7,138	5,498	4,980	-30%	-9%
San Diego	52,217	50,498	46,412	-11%	-8%
Sheriff - Total	22,076	19,471	19,583	-11%	1%
Del Mar	210	235	187	-11%	-20%
Encinitas	1,401	1,303	1,164	-17%	-11%
Imperial Beach	1,085	853	928	-14%	9%
Lemon Grove	1,084	750	821	-24%	9%
Poway	924	853	971	5%	14%
San Marcos	1,745	1,956	1,822	4%	-7%
Santee	1,397	1,287	1,326	-5%	3%
Solana Beach	370	297	352	-5%	19%
Vista	3,361	2,674	3,041	-10%	14%
Unincorporated	10,140	8,983	8,643	-15%	-4%
4S Ranch	n/a	79	159	--	--
Alpine	704	686	639	-9%	-7%
Fallbrook	1,294	1,199	960	-26%	-20%
Lakeside	1,417	1,145	1,130	-20%	-1%
Ramona	536	455	552	3%	21%
Spring Valley	2,046	1,862	1,840	-10%	-1%
Valley Center	548	576	515	-6%	-11%
Other Sheriff	359	280	328	-9%	17%
California Highway Patrol	127	133	186	46%	40%
California State University San Marcos	52	66	65	25%	-2%
San Diego State University	589	618	686	16%	11%
University of California San Diego	648	476	521	-20%	9%
San Diego Harbor Police	347	602	549	58%	-9%
California State Parks	86	104	64	-26%	-38%
TOTAL	111,266	103,488	97,168	-13%	-6%

NOTES: The FBI Crime Index includes homicide, rape, robbery, aggravated assault, burglary, larceny, and motor vehicle theft. "Sheriff-Total" includes the contract cities and the unincorporated area served by the San Diego County Sheriff's Department, as well as crimes reported in the Sheriff's new "other" category that includes the Sheriff's detention facilities, courts staffed by the Sheriff, and crimes reported to the Sheriff that were determined to have occurred in a city not served by the Sheriff or a location for which jurisdiction could not be determined. Camp Pendleton is not included. "Unincorporated" includes 4S Ranch (6 months of 2007 and all of 2008), Alpine, Fallbrook, Lakeside, Ramona, Spring Valley, and Valley Center, as well as the unincorporated areas for which crime data are not individually shown (Campo, Julian, Pine Valley, Ranchita, and the unincorporated areas of Encinitas, Imperial Beach, Lemon Grove, Poway, San Marcos, Santee, and Vista). Unincorporated statistics have also been updated to exclude crimes now categorized in the Sheriff's "other" category.

SOURCE: SANDAG

**Appendix Table 6
NUMBER OF VIOLENT CRIMES BY JURISDICTION
San Diego Region, 2004, 2007, and 2008**

	2004	2007	2008	Change	
				2004-2008	2007-2008
Carlsbad	270	318	227	-16%	-29%
Chula Vista	838	921	832	-1%	-10%
Coronado	41	26	28	--	--
El Cajon	545	494	528	-3%	7%
Escondido	676	657	567	-16%	-14%
La Mesa	200	235	239	20%	2%
National City	421	424	485	15%	14%
Oceanside	1,023	910	808	-21%	-11%
San Diego	6,774	6,331	6,047	-11%	-4%
Sheriff - Total	3,022	3,279	3,022	0%	-8%
Del Mar	13	18	14	--	--
Encinitas	150	159	131	-13%	-18%
Imperial Beach	190	157	182	-4%	16%
Lemon Grove	170	159	153	-10%	-4%
Poway	75	102	95	27%	-7%
San Marcos	250	287	213	-15%	-26%
Santee	165	147	159	-4%	8%
Solana Beach	36	26	45	25%	--
Vista	465	525	513	10%	-2%
Unincorporated	1,317	1,498	1,303	-1%	-13%
4S Ranch	n/a	9	9	--	--
Alpine	95	94	90	-5%	-4%
Fallbrook	113	186	116	3%	-38%
Lakeside	150	230	204	36%	-11%
Ramona	76	112	89	17%	-21%
Spring Valley	386	344	326	-16%	-5%
Valley Center	88	118	103	17%	-13%
Other Sheriff	191	201	214	12%	6%
California Highway Patrol	15	8	18	--	--
California State University San Marcos	3	0	4	--	--
San Diego State University	24	30	37	--	--
University of California San Diego	6	5	6	--	--
San Diego Harbor Police	17	21	22	--	--
California State Parks	5	5	3	--	--
TOTAL	13,880	13,664	12,873	-7%	-6%

NOTES: FBI Index violent crimes include homicide, rape, robbery, and aggravated assault. "Sheriff-Total" includes the contract cities and the unincorporated area served by the San Diego County Sheriff's Department, as well as crimes reported in the Sheriff's new "other" category that includes the Sheriff's detention facilities, courts staffed by the Sheriff, and crimes reported to the Sheriff that were determined to have occurred in a city not served by the Sheriff or a location for which jurisdiction could not be determined. Camp Pendleton is not included. "Unincorporated" includes 4S Ranch (6 months of 2007 and all of 2008), Alpine, Fallbrook, Lakeside, Ramona, Spring Valley, and Valley Center, as well as the unincorporated areas for which crime data are not individually shown (Campo, Julian, Pine Valley, Ranchita, and the unincorporated areas of Encinitas, Imperial Beach, Lemon Grove, Poway, San Marcos, Santee, and Vista). Unincorporated statistics have also been updated to exclude crimes now categorized in the Sheriff's "other" category. Percent changes are not presented if either comparison number equals 30 or less.

SOURCE: SANDAG

**Appendix Table 7
NUMBER OF PROPERTY CRIMES BY JURISDICTION
San Diego Region, 2004, 2007, and 2008**

	2004	2007	2008	Change	
				2004-2008	2007-2008
Carlsbad	2,163	2,448	2,358	9%	-4%
Chula Vista	7,214	7,279	6,514	-10%	-11%
Coronado	658	536	583	-11%	9%
El Cajon	4,259	3,952	3,355	-21%	-15%
Escondido	5,655	4,329	4,182	-26%	-3%
La Mesa	2,212	2,234	2,042	-8%	-9%
National City	2,834	2,169	2,182	-23%	1%
Oceanside	6,115	4,588	4,172	-32%	-9%
San Diego	45,443	44,167	40,365	-11%	-9%
Sheriff - Total	19,054	16,192	16,561	-13%	2%
Del Mar	197	217	173	-12%	-20%
Encinitas	1,251	1,144	1,033	-17%	-10%
Imperial Beach	895	696	746	-17%	7%
Lemon Grove	914	591	668	-27%	13%
Poway	849	751	876	3%	17%
San Marcos	1,495	1,669	1,609	8%	-4%
Santee	1,232	1,140	1,167	-5%	2%
Solana Beach	334	271	307	-8%	13%
Vista	2,896	2,149	2,528	-13%	18%
Unincorporated	8,823	7,485	7,340	-17%	-2%
4S Ranch	n/a	70	150	--	--
Alpine	609	592	549	-10%	-7%
Fallbrook	1,181	1,013	844	-29%	-17%
Lakeside	1,267	915	926	-27%	1%
Ramona	460	343	463	1%	35%
Spring Valley	1,660	1,518	1,514	-9%	<-1%
Valley Center	460	458	412	-10%	-10%
Other Sheriff	168	79	114	-32%	44%
California Highway Patrol	112	125	168	50%	34%
California State University San Marcos	49	66	61	24%	-8%
San Diego State University	565	588	649	15%	10%
University of California San Diego	642	471	515	-20%	9%
San Diego Harbor Police	330	581	527	60%	-9%
California State Parks	81	99	61	-25%	-38%
TOTAL	97,386	89,824	84,295	-13%	-6%

NOTES: FBI Index property crimes include larceny, burglary, and motor vehicle theft. "Sheriff-Total" includes the contract cities and the unincorporated area served by the San Diego County Sheriff's Department, as well as crimes reported in the Sheriff's new "other" category that includes the Sheriff's detention facilities, courts staffed by the Sheriff, and crimes reported to the Sheriff that were determined to have occurred in a city not served by the Sheriff or a location for which jurisdiction could not be determined. Camp Pendleton is not included. "Unincorporated" includes 4S Ranch (6 months of 2007 and all of 2008), Alpine, Fallbrook, Lakeside, Ramona, Spring Valley, and Valley Center, as well as the unincorporated areas for which crime data are not individually shown (Campo, Julian, Pine Valley, Ranchita, and the unincorporated areas of Encinitas, Imperial Beach, Lemon Grove, Poway, San Marcos, Santee, and Vista). Unincorporated statistics have also been updated to exclude crimes now categorized in the Sheriff's "other" category.

SOURCE: SANDAG

**Appendix Table 8
NUMBER OF CRIMES BY OFFENSE
San Diego Region, 1999-2008**

	Homicide	Rape	Robbery	Aggravated Assault	Residential Burglary	Non-Residential Burglary	Total Burglary	Larceny Over \$400	Larceny Under \$400	Total Larceny	Motor Vehicle Theft	FBI Crime Index	California Crime Index	Population
1999	106	810	3,468	9,915	8,772	6,458	15,230	15,820	35,263	51,083	17,113	97,725	46,642	2,751,000
2000	97	801	3,347	9,504	9,066	6,711	15,777	15,457	32,394	47,851	17,038	94,415	46,564	2,813,833
2001	92	830	3,430	10,237	9,681	7,044	16,725	17,164	34,156	51,320	19,421	102,055	50,735	2,863,657
2002	87	798	3,342	9,805	10,236	7,963	18,199	18,568	34,684	53,252	19,884	105,367	52,115	2,920,010
2003	130	856	3,375	9,646	10,706	8,187	18,893	18,179	36,102	54,281	23,460	110,641	56,360	2,971,805
2004	128	797	3,588	9,367	10,108	7,437	17,545	19,293	36,376	55,669	24,172	111,266	55,597	3,013,014
2005	98	814	3,943	8,996	9,948	7,720	17,668	19,892	34,309	54,201	25,755	111,475	57,274	3,038,074
2006	126	777	4,313	8,362	9,783	8,072	17,855	19,657	31,797	51,454	24,046	106,933	55,479	3,065,077
2007	106	704	4,387	8,467	9,455	7,255	16,710	18,750	29,929	48,679	24,435	103,488	54,809	3,100,132
2008	90	845	4,018	7,920	9,936	6,995	16,931	18,418	28,972	47,390	19,974	97,168	49,778	3,146,274

NOTES: The FBI Crime Index includes homicide, rape, robbery, and aggravated assault in the violent category and burglary, larceny, and motor vehicle theft in the property category. The California Crime Index includes all FBI offenses except larceny.

SOURCES: California Department of Finance; U.S. Census 2000; SANDAG crime statistics; SANDAG Population Estimates August 2008

**Appendix Table 9
NUMBER OF DOMESTIC VIOLENCE INCIDENTS BY JURISDICTION
San Diego Region, 2004, 2007, and 2008**

	2004	2007	2008	Change	
				2004-2008	2007-2008
Carlsbad	360	438	382	6%	-13%
Chula Vista	1,818	1,818	1,613	-11%	-11%
Coronado	58	83	99	71%	19%
El Cajon	672	537	555	-17%	3%
Escondido	898	930	987	10%	6%
La Mesa	365	347	394	8%	14%
National City	624	351	366	-41%	4%
Oceanside	2,070	2,405	1,726	-17%	-28%
San Diego	10,033	8,137	7,829	-22%	-4%
Sheriff - Total	4,407	3,718	2,675	-39%	-28%
Del Mar	14	9	9	--	--
Encinitas	208	177	146	-30%	-18%
Imperial Beach	297	170	168	-43%	-1%
Lemon Grove	191	163	101	-47%	-38%
Poway	204	145	121	-41%	-17%
San Marcos	359	291	224	-38%	-23%
Santee	322	275	174	-46%	-37%
Solana Beach	34	28	20	--	--
Vista	557	502	394	-29%	-22%
Unincorporated	2,221	1,958	1,318	-41%	-33%
TOTAL	21,351	18,874	16,759	-22%	-11%

NOTES: "Sheriff-Total" includes the contract cities and the unincorporated area served by the San Diego County Sheriff's Department. Camp Pendleton is not included. "Unincorporated" includes 4S Ranch (6 months of 2007 and all of 2008), Alpine, Fallbrook, Lakeside, Ramona, Spring Valley, and Valley Center, as well as the unincorporated areas for which crime data are not individually shown (Campo, Julian, Pine Valley, Ranchita, and the unincorporated areas of Encinitas, Imperial Beach, Lemon Grove, Poway, San Marcos, Santee, and Vista). The individual unincorporated areas in the Sheriff's jurisdiction are not required to report domestic violence to the State Department of Justice. Region total includes a relatively small number of incidents reported by the San Diego Harbor Police, California Highway Patrol, California State Parks, California State University San Marcos, San Diego State University, and University of California San Diego. Percent changes are not presented if either comparison number equals 30 or less.

SOURCE: SANDAG

**Appendix Table 10
NUMBER OF CRIMES BY OFFENSE BY JURISDICTION
San Diego Region, 2004**

	Homicide	Rape	Robbery	Aggravated Assault	Residential Burglary	Non-Residential Burglary	Total Burglary	Larceny Over \$400	Larceny Under \$400	Total Larceny	Motor Vehicle Theft	Arson	FBI Crime Index	California Crime Index
Carlsbad	2	13	42	213	253	204	457	502	974	1,476	230	8	2,433	957
Chula Vista	15	50	296	477	687	497	1,184	1,252	2,735	3,987	2,043	31	8,052	4,065
Coronado	0	10	15	16	74	41	115	108	347	455	88	1	699	244
El Cajon	7	21	164	353	395	420	815	736	1,618	2,354	1,090	32	4,804	2,450
Escondido	3	22	198	453	412	373	785	1,026	2,268	3,294	1,576	35	6,331	3,037
La Mesa	0	10	72	118	183	210	393	399	886	1,285	534	5	2,412	1,127
National City	5	16	139	261	133	255	390	366	1,178	1,544	900	15	3,255	1,711
Oceanside	9	77	289	648	705	419	1,125	1,181	2,985	4,166	824	33	7,138	2,972
San Diego	62	373	1,650	4,689	4,495	2,810	7,305	9,399	15,769	25,168	12,970	191	52,217	27,049
Sheriff - Total	25	192	709	2,096	2,713	2,119	4,832	3,802	6,711	10,513	3,709	160	22,076	11,563
Del Mar	0	2	3	8	14	15	29	78	63	141	27	0	210	69
Encinitas	2	15	38	95	145	140	285	298	503	801	165	6	1,401	600
Imperial Beach	1	8	48	133	137	99	236	124	332	456	203	23	1,085	629
Lemon Grove	1	7	47	115	83	150	233	115	338	453	228	5	1,084	631
Poway	0	4	10	61	83	107	190	202	359	561	98	13	924	363
San Marcos	1	17	61	171	148	198	346	284	580	844	305	12	1,745	901
Santee	1	16	44	104	103	135	238	260	530	790	204	4	1,397	607
Solana Beach	0	0	17	19	25	47	72	111	98	209	53	1	370	161
Vista	3	28	162	272	473	268	741	567	1,069	1,636	519	16	3,361	1,725
Unincorporated	16	92	275	934	1,496	936	2,432	1,761	2,769	4,530	1,861	80	10,140	5,610
4S Ranch	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a
Alpine	0	2	21	72	99	74	173	119	178	297	139	4	704	407
Fallbrook	1	13	22	77	248	124	372	229	426	655	154	7	1,294	639
Lakeside	3	14	28	105	173	146	319	238	433	671	277	0	1,417	746
Ramona	0	6	2	68	70	60	130	91	161	252	78	1	536	284
Spring Valley	9	12	110	255	242	165	407	273	483	756	497	0	2,046	1,290
Valley Center	1	8	26	53	76	70	146	99	113	212	102	11	548	336
Other Sheriff	0	3	4	184	6	24	30	22	70	92	46	0	359	267
California Highway Patrol	0	0	0	15	0	3	3	2	36	38	71	0	127	89
California State University San Marcos	0	2	0	1	3	4	7	4	38	42	0	0	52	10
San Diego State University	0	9	6	9	19	31	50	162	270	432	83	6	589	157
University of California San Diego	0	2	1	3	32	31	63	157	375	532	47	4	648	116
San Diego Harbor Police	0	0	7	10	0	12	12	167	150	317	1	1	347	30
California State Parks	0	0	0	5	1	8	9	30	36	66	6	3	86	20
TOTAL	128	797	3,588	9,367	10,108	7,437	17,545	19,293	36,376	55,669	24,172	525	111,266	55,597

NOTES: The FBI Crime Index includes homicide, rape, robbery, and aggravated assault in the violent category and burglary, larceny, and motor vehicle theft in the property category. The California Crime Index (CCI) includes all FBI Index crimes except larceny. "Sheriff-Total" includes the contract cities and the unincorporated area served by the Sheriff, as well as crimes reported in the Sheriff's new "other" category that includes the Sheriff's detention facilities, courts staffed by the Sheriff, and crimes reported to the Sheriff that occurred in a city not served by the Sheriff or a location for which jurisdiction could not be determined. Unincorporated statistics have also been updated to exclude crimes now categorized in the Sheriff's "other" category. (The Sheriff's area of 4S Ranch began reporting separately in July 2007.)

SOURCE: SANDAG

**Appendix Table 11
NUMBER OF CRIMES BY OFFENSE BY JURISDICTION
San Diego Region, 2005**

	Homicide	Rape	Robbery	Aggravated Assault	Residential Burglary	Non-Residential Burglary	Total Burglary	Larceny Over \$400	Larceny Under \$400	Total Larceny	Motor Vehicle Theft	Arson	FBI Crime Index	California Crime Index
Carlsbad	2	11	79	164	285	232	517	540	1,108	1,648	246	11	2,667	1,019
Chula Vista	5	66	338	518	626	609	1,235	1,277	2,481	3,758	2,496	23	8,416	4,658
Coronado	0	6	6	10	69	20	89	127	222	349	89	5	549	200
El Cajon	2	40	171	305	296	473	769	658	1,480	2,138	1,136	36	4,561	2,423
Escondido	2	31	186	473	399	402	801	996	2,035	3,031	1,079	37	5,603	2,572
La Mesa	2	10	107	82	190	138	328	453	892	1,345	556	6	2,430	1,085
National City	4	16	182	254	122	254	376	369	1,040	1,409	941	15	3,182	1,773
Oceanside	7	78	264	634	718	347	1,065	1,096	2,750	3,846	746	33	6,640	2,794
San Diego	51	376	1,862	4,314	4,611	2,851	7,462	9,771	14,842	24,613	14,138	233	52,816	28,203
Sheriff - Total	23	170	725	2,189	2,589	2,320	4,909	3,982	6,361	10,343	4,066	151	22,425	12,082
Del Mar	0	0	1	9	24	26	50	87	92	179	37	0	276	97
Encinitas	3	11	45	112	165	159	324	330	394	724	186	7	1,405	681
Imperial Beach	0	3	41	88	99	89	188	111	224	335	267	4	922	587
Lemon Grove	1	6	59	90	93	115	208	102	237	339	258	6	961	622
Poway	1	11	20	63	70	102	172	201	350	551	92	7	910	359
San Marcos	0	15	57	165	121	238	359	318	671	989	282	10	1,867	878
Santee	1	16	30	116	143	138	281	301	499	800	235	9	1,479	679
Solana Beach	0	1	12	11	48	39	87	81	98	179	46	1	336	157
Vista	4	21	190	315	404	367	771	547	1,074	1,621	579	29	3,501	1,880
Unincorporated	13	82	266	1,032	1,413	1,036	2,449	1,900	2,678	4,578	2,042	78	10,462	5,884
4S Ranch	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a
Alpine	1	5	15	54	104	71	175	164	189	353	121	1	724	371
Fallbrook	0	11	43	123	259	203	462	260	499	759	177	7	1,575	816
Lakeside	0	13	34	169	169	138	307	289	426	715	309	0	1,547	832
Ramona	1	7	12	76	58	61	119	116	145	261	84	1	560	299
Spring Valley	7	14	77	227	245	135	380	275	466	741	572	0	2,018	1,277
Valley Center	1	9	6	63	62	101	163	114	116	230	106	13	578	348
Other Sheriff	0	4	4	188	9	11	20	4	44	48	42	0	306	258
California Highway Patrol	0	0	2	18	2	9	11	4	28	32	96	0	159	127
California State University San Marcos	0	1	0	2	1	7	8	9	43	52	2	0	65	13
San Diego State University	0	8	10	11	14	11	25	217	330	547	88	0	689	142
University of California San Diego	0	1	4	7	25	30	55	157	462	619	68	1	754	135
San Diego Harbor Police	0	0	7	10	0	9	9	204	177	381	1	2	408	27
California State Parks	0	0	0	5	1	8	9	32	58	90	7	2	111	21
TOTAL	98	814	3,943	8,996	9,948	7,720	17,668	19,892	34,309	54,201	25,755	555	111,475	57,274

NOTES: The FBI Crime Index includes homicide, rape, robbery, and aggravated assault in the violent category and burglary, larceny, and motor vehicle theft in the property category. The California Crime Index (CCI) includes all FBI Index crimes except larceny. "Sheriff Total" includes the contract cities and the unincorporated area served by the Sheriff, as well as crimes reported in the Sheriff's new "other" category that includes the Sheriff's detention facilities, courts staffed by the Sheriff, and crimes reported to the Sheriff that occurred in a city not served by the Sheriff or a location for which jurisdiction could not be determined. Unincorporated statistics have also been updated to exclude crimes now categorized in the Sheriff's "other" category. (The Sheriff's area of 4S Ranch began reporting separately in July 2007.)
SOURCE: SANDAG

**Appendix Table 12
NUMBER OF CRIMES BY OFFENSE BY JURISDICTION
San Diego Region, 2006**

	Homicide	Rape	Robbery	Aggravated Assault	Residential Burglary	Non-Residential Burglary	Total Burglary	Larceny Over \$400	Larceny Under \$400	Total Larceny	Motor Vehicle Theft	Arson	FBI Crime Index	California Crime Index
Carlsbad	1	11	77	240	320	267	587	657	981	1,648	220	18	2,784	1,136
Chula Vista	7	70	351	519	687	497	1,184	1,321	2,496	3,817	2,033	41	7,981	4,164
Coronado	0	3	9	11	48	19	67	114	265	379	70	1	539	160
El Cajon	4	28	154	287	270	368	638	618	1,336	1,954	1,020	25	4,085	2,131
Escondido	3	33	235	442	407	351	758	885	1,802	2,687	962	17	5,120	2,433
La Mesa	3	8	111	113	222	225	447	480	979	1,459	591	16	2,732	1,273
National City	2	9	211	302	143	310	453	314	811	1,125	885	12	2,987	1,862
Oceanside	8	48	245	635	682	297	979	959	2,262	3,261	633	21	5,809	2,548
San Diego	68	348	2,164	3,811	4,491	3,255	7,746	9,824	14,301	24,125	13,338	185	51,600	27,475
Sheriff - Total	30	211	737	1,964	2,459	2,366	4,825	3,754	5,656	9,410	4,013	144	21,190	11,780
Del Mar	0	1	7	18	22	32	54	108	82	190	30	0	300	110
Encinitas	3	8	48	104	160	164	324	279	425	704	170	3	1,361	657
Imperial Beach	1	17	34	116	94	75	169	119	223	342	236	3	915	573
Lemon Grove	1	12	65	92	65	146	211	99	220	319	263	9	963	644
Poway	0	13	21	69	84	126	210	207	248	455	119	5	887	432
San Marcos	3	19	75	189	196	288	484	311	607	918	333	14	2,021	1,103
Santee	0	14	44	93	122	148	270	243	342	585	199	8	1,205	620
Solana Beach	1	0	12	13	31	46	77	68	92	160	40	1	303	143
Vista	1	34	152	259	383	346	729	541	981	1,522	587	19	3,284	1,762
Unincorporated	20	92	275	881	1,300	981	2,281	1,766	2,403	4,169	1,993	82	9,711	5,542
4S Ranch	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a
Alpine	1	4	17	51	102	82	184	127	154	281	123	4	661	380
Fallbrook	2	11	46	84	179	163	342	329	461	790	153	7	1,428	638
Lakeside	2	16	32	150	151	120	271	233	318	551	268	0	1,290	739
Ramona	0	6	16	59	61	76	137	95	144	239	70	4	527	288
Spring Valley	2	14	84	184	256	177	433	288	460	728	638	0	2,083	1,355
Valley Center	4	7	15	57	55	77	132	100	152	252	68	3	535	283
Other Sheriff	0	1	4	130	2	14	16	13	33	46	43	0	240	194
California Highway Patrol	0	0	0	16	2	10	12	2	20	22	76	0	126	104
California State University San Marcos	0	1	0	1	0	6	6	6	33	39	1	0	48	9
San Diego State University	0	7	13	5	20	15	35	152	258	410	119	2	589	179
University of California San Diego	0	0	1	2	30	61	91	176	337	513	75	5	682	169
San Diego Harbor Police	0	0	5	11	1	23	24	334	219	553	2	0	595	42
California State Parks	0	0	0	3	1	2	3	21	31	52	8	1	66	14
TOTAL	126	777	4,313	8,362	9,783	8,072	17,855	19,657	31,797	51,454	24,046	488	106,933	55,479

NOTES: The FBI Crime Index includes homicide, rape, robbery, and aggravated assault in the violent category and burglary, larceny, and motor vehicle theft in the property category. The California Crime Index (CCI) includes all FBI Index crimes except larceny. "Sheriff-Total" includes the contract cities and the unincorporated area served by the Sheriff, as well as crimes reported in the Sheriff's new "other" category that includes the Sheriff's detention facilities, courts staffed by the Sheriff, and crimes reported to the Sheriff at a location for which jurisdiction could not be determined. Unincorporated statistics have also been updated to exclude crimes now categorized in the Sheriff's "other" category. (The Sheriff's area of 4S Ranch began reporting separately in July 2007.)

SOURCE: SANDAG

**Appendix Table 13
NUMBER OF CRIMES BY OFFENSE BY JURISDICTION
San Diego Region, 2007**

	Homicide	Rape	Robbery	Aggravated Assault	Residential Burglary	Non-Residential Burglary	Total Burglary	Larceny Over \$400	Larceny Under \$400	Total Larceny	Motor Vehicle Theft	Arson	FBI Crime Index	California Crime Index
Carlsbad	2	13	88	215	298	230	528	722	962	1,684	236	10	2,766	1,082
Chula Vista	8	57	396	460	637	456	1,093	1,276	2,514	3,790	2,396	28	8,200	4,410
Coronado	1	6	10	9	46	17	63	105	273	378	95	4	562	184
El Cajon	4	21	184	285	270	314	584	746	1,381	2,127	1,241	15	4,446	2,319
Escondido	4	28	280	345	456	352	808	827	1,601	2,428	1,093	23	4,986	2,558
La Mesa	0	7	125	103	188	192	380	496	859	1,355	499	8	2,469	1,114
National City	6	19	180	219	133	246	379	267	575	842	948	8	2,593	1,751
Oceanside	3	51	257	599	598	241	839	993	2,109	3,102	647	31	5,498	2,396
San Diego	58	296	2,095	3,882	4,500	3,179	7,679	9,162	14,102	23,224	13,224	200	50,498	27,234
Sheriff - Total	20	194	758	2,307	2,266	1,914	4,180	3,477	4,742	8,219	3,793	122	19,471	11,252
Del Mar	0	2	5	11	18	28	46	71	63	134	37	1	235	101
Encinitas	0	9	42	108	151	155	306	302	400	702	136	7	1,303	601
Imperial Beach	0	17	46	94	87	74	161	93	174	267	268	10	853	586
Lemon Grove	1	10	46	102	68	73	141	88	145	233	217	4	750	517
Poway	0	7	19	76	70	113	183	218	257	475	93	3	853	378
San Marcos	2	12	101	172	199	215	414	344	593	937	318	8	1,956	1,019
Santee	0	12	23	112	100	106	206	271	391	662	272	5	1,287	625
Solana Beach	0	2	10	14	33	41	74	80	66	146	51	2	297	151
Vista	4	24	170	327	333	261	594	418	620	1,038	517	6	2,674	1,636
Unincorporated	13	95	291	1,099	1,205	840	2,045	1,580	1,998	3,578	1,862	76	8,983	5,404
4S Ranch	0	0	1	8	16	10	26	20	14	34	10	0	79	45
Alpine	0	5	16	73	92	57	149	149	157	306	137	5	686	380
Fallbrook	1	6	46	133	138	134	272	218	351	569	172	8	1,199	630
Lakeside	3	14	28	185	133	88	221	221	269	490	204	0	1,145	655
Ramona	3	7	22	80	65	68	133	78	80	158	52	2	455	297
Spring Valley	2	24	102	216	222	166	388	229	348	577	553	0	1,862	1,285
Valley Center	0	7	11	100	76	64	140	105	119	224	94	6	576	352
Other Sheriff	0	4	5	192	2	8	10	12	35	47	22	0	280	233
California Highway Patrol	0	0	0	8	1	6	7	2	27	29	89	0	133	104
California State University San Marcos	0	0	0	0	3	5	8	15	40	55	3	0	66	11
San Diego State University	0	9	7	14	28	47	75	121	279	400	113	0	618	218
University of California San Diego	0	1	2	2	28	28	56	135	238	373	42	4	476	103
San Diego Harbor Police	0	0	4	17	3	26	29	353	196	549	3	1	602	53
California State Parks	0	2	1	2	0	2	2	53	84	84	13	4	104	20
TOTAL	106	704	4,387	8,467	9,455	7,255	16,710	18,750	29,929	48,679	24,435	458	103,488	54,809

NOTES: The FBI Crime Index includes homicide, rape, robbery, and aggravated assault; in the violent category and burglary, larceny, and motor vehicle theft in the property category. The California Crime Index (CCI) includes all FBI Index crimes except larceny. "Sheriff-Total" includes the contract cities and the unincorporated area served by the Sheriff, as well as crimes reported in the Sheriff's new "other" category that includes the Sheriff's detention facilities, courts staffed by the Sheriff, and crimes reported to the Sheriff that occurred in a city not served by the Sheriff or a location for which jurisdiction could not be determined. Unincorporated statistics have also been updated to exclude crimes now categorized in the Sheriff's "other" category. (The Sheriff's area of 4S Ranch began reporting separately in July 2007.)
SOURCE: SANDAG

**Appendix Table 14
NUMBER OF CRIMES BY OFFENSE BY JURISDICTION
San Diego Region, 2008**

	Homicide	Rape	Robbery	Aggravated Assault	Residential Burglary	Non-Residential Burglary	Total Burglary	Larceny Over \$400	Larceny Under \$400	Total Larceny	Motor Vehicle Theft	Arson	FBI Crime Index	California Crime Index
Carlsbad	2	24	51	150	272	235	507	656	1,006	1,662	189	7	2,585	923
Chula Vista	6	55	321	450	633	375	1,008	1,285	2,054	3,339	2,167	27	7,346	4,007
Coronado	0	2	12	14	57	46	103	149	286	435	45	3	611	176
El Cajon	1	35	204	288	260	311	571	629	1,276	1,905	879	16	3,883	1,978
Escondido	4	31	195	337	464	434	898	867	1,538	2,405	879	18	4,749	2,344
La Mesa	0	14	122	103	189	116	305	509	894	1,403	334	10	2,281	878
National City	0	24	183	278	114	251	365	305	719	1,024	793	4	2,667	1,643
Oceanside	5	61	193	549	642	194	836	841	1,959	2,800	536	37	4,980	2,180
San Diego	55	376	2,019	3,597	4,864	2,879	7,743	8,773	13,172	21,945	10,677	190	46,412	24,467
Sheriff - Total	17	208	699	2,098	2,380	2,037	4,417	3,713	5,219	8,932	3,212	90	19,583	10,651
Del Mar	0	3	5	6	11	40	51	68	39	107	15	1	187	80
Encinitas	0	15	33	83	121	154	275	308	361	669	89	3	1,164	495
Imperial Beach	0	12	69	101	105	60	165	109	229	338	243	9	928	590
Lemon Grove	0	17	58	78	106	102	208	78	210	288	172	8	821	533
Poway	0	8	20	67	94	117	211	259	311	570	95	1	971	401
San Marcos	1	8	55	149	163	238	401	324	610	934	274	2	1,822	888
Santee	1	12	34	112	104	118	222	270	486	756	189	3	1,326	570
Solana Beach	0	2	9	34	42	75	117	111	56	167	23	2	352	185
Solana Beach Vista	1	37	154	321	414	343	757	457	863	1,320	451	12	3,041	1,721
Unincorporated	14	88	258	943	1,214	775	1,989	1,708	2,009	3,717	1,634	49	8,643	4,926
4S Ranch	0	0	2	7	23	19	42	43	47	90	18	0	159	69
Alpine	1	9	13	67	87	53	140	145	166	311	98	2	639	328
Fallbrook	3	8	21	84	139	122	261	197	276	473	110	4	960	487
Lakeside	4	10	26	164	117	99	216	211	308	519	191	0	1,130	611
Ramona	0	7	11	71	48	63	111	117	179	296	56	2	552	256
Spring Valley	1	23	86	216	258	121	379	269	357	626	509	0	1,840	1,214
Valley Center	2	9	18	74	70	57	127	107	98	205	80	1	515	310
Other Sheriff	0	6	4	204	6	15	21	21	45	66	27	0	328	262
California Highway Patrol	0	0	0	18	1	5	6	6	16	22	140	0	186	164
California State University San Marcos	0	1	0	3	1	9	10	11	40	51	0	0	65	14
San Diego State University	0	8	10	19	32	59	91	132	336	468	90	3	666	218
University of California San Diego	0	3	1	2	25	28	53	192	238	430	32	4	521	91
San Diego Harbor Police	0	3	6	13	1	14	15	311	201	512	0	1	549	37
California State Parks	0	0	2	1	1	2	3	39	18	57	1	1	64	7
TOTAL	90	845	4,018	7,920	9,936	6,995	16,931	18,418	28,972	47,390	19,974	411	97,168	49,778

NOTES: The FBI Crime Index includes homicide, rape, robbery, and aggravated assault in the violent category and burglary, larceny, and motor vehicle theft in the property category. The California Crime Index (CCI) includes all FBI Index crimes except larceny. "Sheriff-Total" includes the contract cities and the unincorporated area served by the Sheriff, as well as crimes reported in the Sheriff's new "other" category that includes the Sheriff's detention facilities, courts staffed by the Sheriff, and crimes reported to the Sheriff that occurred in a city not served by the Sheriff or a location for which jurisdiction could not be determined.

SOURCE: SANDAG

**Appendix Table 15
VIOLENT CRIME CLEARANCE RATE BY JURISDICTION
San Diego Region, 2004, 2007, and 2008**

	2004	2007	2008	Difference	
				2004-2008	2007-2008
Carlsbad	69%	41%	49%	-20%	8%
Chula Vista	34%	33%	35%	1%	2%
Coronado	--	--	--	--	--
El Cajon	39%	45%	36%	-3%	-8%
Escondido	46%	49%	47%	1%	-2%
La Mesa	68%	65%	58%	-9%	-7%
National City	28%	21%	22%	-6%	1%
Oceanside	43%	43%	41%	-2%	-1%
San Diego	53%	48%	49%	-3%	1%
Sheriff - Total	58%	47%	54%	-5%	7%
Del Mar	--	--	--	--	--
Encinitas	49%	41%	45%	-4%	4%
Imperial Beach	58%	51%	52%	-7%	1%
Lemon Grove	58%	49%	43%	-15%	-6%
Poway	45%	44%	63%	18%	19%
San Marcos	55%	37%	58%	3%	21%
Santee	69%	56%	64%	-6%	8%
Solana Beach	--	--	--	--	--
Vista	56%	41%	56%	-1%	14%
Unincorporated	68%	57%	63%	-5%	5%
4S Ranch	n/a	--	--	--	--
Alpine	60%	48%	52%	-8%	4%
Fallbrook	53%	41%	66%	13%	26%
Ramona	93%	61%	51%	-43%	-10%
Valley Center	67%	52%	50%	-17%	-1%
TOTAL	51%	46%	47%	-3%	2%

NOTES: "Sheriff-Total" includes the contract cities and the unincorporated area served by the San Diego County Sheriff's Department. Camp Pendleton is not included. "Unincorporated" includes 4S Ranch (6 months of 2007 and all of 2008), Alpine, Fallbrook, Lakeside, Ramona, Spring Valley, and Valley Center, as well as the unincorporated areas for which crime data are not individually shown (Campo, Julian, Pine Valley, Ranchita, and the unincorporated areas of Encinitas, Imperial Beach, Lemon Grove, Poway, San Marcos, Santee, and Vista). Clearance rates based on reported incidents or cases cleared numbering 30 or less are not computed for this table.

SOURCE: SANDAG

**Appendix Table 16
PROPERTY CRIME CLEARANCE RATE BY JURISDICTION
San Diego Region, 2004, 2007, and 2008**

	2004	2007	2008	Difference	
				2004-2008	2007-2008
Carlsbad	26%	10%	21%	-5%	11%
Chula Vista	14%	15%	16%	2%	1%
Coronado	11%	12%	22%	10%	9%
El Cajon	15%	16%	16%	1%	0%
Escondido	13%	15%	16%	3%	1%
La Mesa	18%	17%	13%	-5%	-5%
National City	18%	10%	14%	-4%	4%
Oceanside	13%	11%	12%	-1%	1%
San Diego	10%	10%	11%	0%	1%
Sheriff - Total	14%	12%	13%	0%	1%
Del Mar	--	--	--	--	--
Encinitas	15%	12%	12%	-4%	0%
Imperial Beach	11%	10%	11%	0%	1%
Lemon Grove	22%	18%	20%	-2%	2%
Poway	18%	14%	14%	-5%	0%
San Marcos	18%	16%	21%	3%	5%
Santee	15%	14%	19%	4%	5%
Solana Beach	--	--	--	--	--
Vista	14%	12%	13%	-1%	1%
Unincorporated	12%	11%	12%	-1%	1%
4S Ranch	n/a	--	--	--	--
Alpine	13%	9%	9%	-4%	1%
Fallbrook	11%	9%	12%	2%	3%
Ramona	20%	17%	16%	-4%	-1%
Valley Center	11%	13%	16%	4%	2%
TOTAL	13%	11%	13%	0%	1%

NOTES: "Sheriff-Total" includes the contract cities and the unincorporated area served by the San Diego County Sheriff's Department. Camp Pendleton is not included. "Unincorporated" includes 4S Ranch (6 months of 2007 and all of 2008), Alpine, Fallbrook, Lakeside, Ramona, Spring Valley, and Valley Center, as well as the unincorporated areas for which crime data are not individually shown (Campo, Julian, Pine Valley, Ranchita, and the unincorporated areas of Encinitas, Imperial Beach, Lemon Grove, Poway, San Marcos, Santee, and Vista). Clearance rates based on reported incidents or cases cleared numbering 30 or less are not computed for this table.

SOURCE: SANDAG

Appendix Table 17
DOLLAR VALUE OF PROPERTY STOLEN BY JURISDICTION
San Diego Region, 2004, 2007, and 2008

	2004	2007	2008	Change	
				2004-2008	2007-2008
Carlsbad	\$4,899,601	\$9,329,553	\$6,806,737	39%	-27%
Chula Vista	23,490,562	26,510,763	26,022,780	11%	-2%
Coronado	1,243,404	1,290,186	1,195,438	-4%	-7%
El Cajon	11,897,051	12,981,609	11,568,795	-3%	-11%
Escondido	12,453,424	8,870,575	9,580,399	-23%	8%
La Mesa	12,280,454	5,609,481	3,771,133	-69%	-33%
National City	7,167,043	7,379,198	7,974,320	11%	8%
Oceanside	10,404,715	9,031,000	7,860,690	-24%	-13%
San Diego	112,325,318	132,900,129	122,403,091	9%	-8%
Sheriff - Total	51,605,605	48,990,341	56,866,190	10%	16%
Del Mar	997,935	926,695	731,582	-27%	-21%
Encinitas	2,813,560	2,949,443	2,951,825	5%	<1%
Imperial Beach	1,850,147	2,495,396	3,364,688	82%	35%
Lemon Grove	1,894,963	1,975,663	1,630,241	-14%	-17%
Poway	2,088,613	2,358,304	2,500,570	20%	6%
San Marcos	3,395,298	3,849,259	4,919,595	45%	28%
Santee	2,300,273	2,879,318	4,831,353	110%	68%
Solana Beach	1,045,086	1,026,521	1,039,949	<-1%	1%
Vista	6,538,814	5,017,407	5,234,854	-20%	4%
Unincorporated	28,680,916	25,512,335	29,661,533	3%	16%
4S Ranch	n/a	113,801	2,073,069	--	--
Alpine	2,059,404	1,627,260	2,009,602	-2%	23%
Fallbrook	3,148,786	2,325,075	1,987,458	-37%	-15%
Ramona	1,059,615	1,124,762	2,090,144	97%	86%
Valley Center	1,569,641	1,656,217	1,492,089	-5%	-10%
California Highway Patrol	410,608	376,019	1,011,224	146%	169%
California State University San Marcos	19,484	42,517	27,245	40%	-36%
San Diego State University	684,664	1,157,684	1,236,584	81%	7%
University of California San Diego	613,396	616,482	570,645	-7%	-7%
San Diego Harbor Police	743,291	1,163,004	1,494,007	101%	28%
California State Parks	116,514	173,824	239,974	106%	38%
TOTAL	\$250,355,134	\$266,422,365	\$258,629,252	3%	-3%

NOTES: Dollar amounts are not adjusted for inflation and reflect the reported dollar values associated with stolen items reported by individual jurisdictions. "Sheriff-Total" includes the contract cities and the unincorporated area served by the San Diego County Sheriff's Department. Camp Pendleton is not included. "Unincorporated" includes 4S Ranch (6 months of 2007 and all of 2008), Alpine, Fallbrook, Lakeside, Ramona, Spring Valley, and Valley Center, as well as the unincorporated areas for which crime data are not individually shown (Campo, Julian, Pine Valley, Ranchita, and the unincorporated areas of Encinitas, Imperial Beach, Lemon Grove, Poway, San Marcos, Santee, and Vista).

SOURCE: SANDAG

**Appendix Table 18
DOLLAR VALUE OF PROPERTY RECOVERED BY JURISDICTION
San Diego Region, 2004, 2007, and 2008**

	2004	2007	2008	Change	
				2004-2008	2007-2008
Carlsbad	\$1,763,787	\$1,847,860	\$1,152,685	-35%	-38%
Chula Vista	10,671,401	12,967,166	11,133,503	4%	-14%
Coronado	279,693	396,581	179,653	-36%	-55%
El Cajon	6,086,351	5,878,084	4,608,671	-24%	-22%
Escondido	6,844,538	3,819,858	3,776,015	-45%	-1%
La Mesa	2,148,688	2,914,458	1,810,979	-16%	-38%
National City	3,921,863	3,610,678	3,631,295	-7%	1%
Oceanside	4,268,694	4,002,520	3,209,276	-25%	-20%
San Diego	52,094,176	52,937,962	40,326,107	-23%	-24%
Sheriff - Total	21,873,553	18,551,159	18,687,376	-15%	1%
Del Mar	288,053	386,687	189,035	-34%	-51%
Encinitas	1,218,507	1,287,112	622,922	-49%	-52%
Imperial Beach	985,961	1,093,726	1,169,131	19%	7%
Lemon Grove	1,073,563	1,050,067	558,257	-48%	-47%
Poway	591,610	676,197	831,439	41%	23%
San Marcos	1,811,411	1,433,312	1,408,776	-22%	-2%
Santee	911,735	1,058,980	2,557,182	180%	141%
Solana Beach	257,568	353,340	147,434	-43%	-58%
Vista	2,800,825	1,920,983	2,008,070	-28%	5%
Unincorporated	11,934,320	9,290,755	9,195,130	-23%	-1%
4S Ranch	n/a	50,728	127,699	--	--
Alpine	683,332	550,459	754,486	10%	37%
Fallbrook	847,497	837,986	568,874	-33%	-32%
Ramona	497,504	343,046	213,935	-57%	-38%
Valley Center	744,970	681,336	554,593	-26%	-19%
California Highway Patrol	128,740	167,900	456,940	255%	172%
California State University San Marcos	3,265	1,002	2,301	-30%	130%
San Diego State University	131,440	570,510	186,684	42%	-67%
University of California San Diego	139,427	132,411	93,384	-33%	-29%
San Diego Harbor Police	19,861	66,228	588,938	2865%	789%
California State Parks	5,106	14,150	1,109	-78%	-92%
TOTAL	\$110,380,583	\$107,878,527	\$89,844,916	-19%	-17%

NOTES: Dollar amounts are not adjusted for inflation and reflect the reported dollar values associated with stolen items reported by individual jurisdictions. "Sheriff-Total" includes the contract cities and the unincorporated area served by the San Diego County Sheriff's Department. Camp Pendleton is not included. "Unincorporated" includes 4S Ranch (6 months of 2007 and all of 2008), Alpine, Fallbrook, Lakeside, Ramona, Spring Valley, and Valley Center, as well as the unincorporated areas for which crime data are not individually shown (Campo, Julian, Pine Valley, Ranchita, and the unincorporated areas of Encinitas, Imperial Beach, Lemon Grove, Poway, San Marcos, Santee, and Vista).

SOURCE: SANDAG

**Appendix Table 19
PROPERTY RECOVERY RATE BY JURISDICTION
San Diego Region, 2004, 2007, and 2008**

	2004	2007	2008	Difference	
				2004-2008	2007-2008
Carlsbad	36%	20%	17%	-19%	-3%
Chula Vista	45%	49%	43%	-3%	-6%
Coronado	22%	31%	15%	-7%	-16%
El Cajon	51%	45%	40%	-11%	-5%
Escondido	55%	43%	39%	-16%	-4%
La Mesa	17%	52%	48%	31%	-4%
National City	55%	49%	46%	-9%	-3%
Oceanside	41%	44%	41%	0%	-3%
San Diego	46%	40%	33%	-13%	-7%
Sheriff - Total	42%	38%	33%	-9%	-5%
Del Mar	29%	42%	26%	-3%	-16%
Encinitas	43%	44%	21%	-22%	-23%
Imperial Beach	53%	44%	35%	-19%	-9%
Lemon Grove	57%	53%	34%	-22%	-19%
Poway	28%	29%	33%	5%	5%
San Marcos	53%	37%	29%	-24%	-8%
Santee	40%	37%	53%	13%	16%
Solana Beach	25%	34%	14%	-10%	-20%
Vista	43%	38%	38%	-4%	0%
Unincorporated	42%	36%	31%	-11%	-5%
4S Ranch	n/a	45%	6%	--	--
Alpine	33%	34%	38%	4%	4%
Fallbrook	27%	36%	29%	2%	-7%
Ramona	47%	30%	10%	-37%	-20%
Valley Center	47%	41%	37%	-10%	-4%
California Highway Patrol	31%	45%	45%	14%	1%
California State University San Marcos	17%	2%	8%	-8%	6%
San Diego State University	19%	49%	15%	-4%	-34%
University of California San Diego	23%	21%	16%	-6%	-5%
San Diego Harbor Police	3%	6%	39%	37%	34%
California State Parks	4%	8%	0%	-4%	-8%
TOTAL	44%	40%	35%	-9%	-5%

NOTES: "Sheriff-Total" includes the contract cities and the unincorporated area served by the San Diego County Sheriff's Department. Camp Pendleton is not included. "Unincorporated" includes 4S Ranch (6 months of 2007 and all of 2008), Alpine, Fallbrook, Lakeside, Ramona, Spring Valley, and Valley Center, as well as the unincorporated areas for which crime data are not individually shown (Campo, Julian, Pine Valley, Ranchita, and the unincorporated areas of Encinitas, Imperial Beach, Lemon Grove, Poway, San Marcos, Santee, and Vista).

SOURCE: SANDAG

**Appendix Table 20
POPULATION BY JURISDICTION
San Diego Region, 2004, 2007, and 2008**

	2004	2007	2008	Change	
				2004-2008	2007-2008
Carlsbad	92,695	101,398	103,811	12%	2%
Chula Vista	208,675	227,863	231,305	11%	2%
Coronado	26,591	22,968	23,101	-13%	1%
El Cajon	97,670	97,313	97,934	<1%	1%
Escondido	140,328	141,874	143,389	2%	1%
La Mesa	56,007	56,286	56,666	1%	1%
National City	56,018	61,146	61,194	9%	<1%
Oceanside	172,866	176,755	178,806	3%	1%
San Diego	1,295,147	1,317,625	1,336,865	3%	1%
Sheriff - Total	831,490	857,445	870,112	5%	1%
Del Mar	4,543	4,553	4,580	1%	1%
Encinitas	62,463	63,298	63,864	2%	1%
Imperial Beach	27,799	27,726	28,200	1%	2%
Lemon Grove	25,590	25,467	25,611	<1%	1%
Poway	50,534	50,862	51,103	1%	<1%
San Marcos	66,850	79,863	82,743	24%	4%
Santee	54,084	55,193	56,068	4%	2%
Solana Beach	13,396	13,427	13,500	1%	1%
Vista	94,030	95,020	95,770	2%	1%
Unincorporated	432,201	442,036	448,673	4%	2%
4S Ranch	n/a	16,513	16,767	--	2%
Alpine	27,848	28,977	29,421	6%	2%
Fallbrook	49,471	50,200	50,965	3%	2%
Lakeside	52,872	53,247	54,055	2%	2%
Ramona	35,300	35,685	36,223	3%	2%
Spring Valley	70,598	70,868	71,949	2%	2%
Valley Center	21,053	22,388	22,732	8%	2%
Camp Pendleton	35,527	39,459	43,091	21%	9%
TOTAL	3,013,014	3,100,132	3,146,274	4%	1%
Occupied Households	1,048,197	1,081,234	1,089,451	4%	1%
Registered Vehicles	2,202,352	2,353,063	2,343,062	6%	<-1%
Female Population	1,508,367	1,556,919	1,577,542	5%	1%

NOTES: Population figures are based on current California Department of Finance estimates. "Sheriff-Total" includes contract cities and the unincorporated area served by the San Diego County Sheriff's Department. Camp Pendleton is not included. "Unincorporated" includes 4S Ranch (2007 and 2008), Alpine, Fallbrook, Lakeside, Ramona, Spring Valley, and Valley Center, as well as the unincorporated areas not shown (Campo, Julian, Pine Valley, Ranchita, and the unincorporated areas of Encinitas, Imperial Beach, Lemon Grove, Poway, San Marcos, Santee, and Vista).

SOURCES: California Department of Finance; SANDAG Estimates August 2008

CRIMINAL STATISTICS REPORTING REQUIREMENTS

April 2014

California Department of Justice
Kamala D. Harris, Attorney General
California Justice Information Services Division
Bureau of Criminal Information and Analysis
Criminal Justice Statistics Center

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Attorney General on the Internet → <http://oag.ca.gov/>
Revised April 2014

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INTRODUCTION

The Department of Justice (DOJ), Bureau of Criminal Information and Analysis (BCIA), Criminal Justice Statistics Center (CJSC) collects, analyzes, and develops statistical reports and information which provide valid measures of crime and the criminal justice process in California, as required by the Penal Code Sections outlined in this publication, *DOJ's Data Collection and Reporting Responsibility*. The goal of the CJSC is to provide accurate, complete, and timely criminal statistical information to the public, local government, criminal justice administrators and planners, the legislature, the Attorney General, the Governor, state agencies, federal agencies, and criminal justice researchers through a variety of publications and services. To provide these services and publications, the CJSC collects and compiles data from more than 1,000 city, county, and state criminal justice agencies in California.

This document provides general guidelines to law enforcement agencies, District Attorneys, Public Defenders, and Probation Departments regarding their requirements to report to the CJSC. For each reporting requirement there is a brief description of what data are collected (introduction), which agencies are required to report the data (who), the statutory code section(s) that require reporting (why), the due date of the report (when), and the form or alternative method required to be used to report the data (how).

For any additional information or clarification, please write or call the Criminal Justice Statistics Center. They can be reached by telephone, FAX, or e-mail:

California Department of Justice

California Justice Information Services Division
Bureau of Criminal Information and Analysis
Criminal Justice Statistics Center
P.O. Box 903427
Sacramento, CA 94203-4270

Telephone: (916) 227-3594

Fax: (916) 227-0427

E-mail: doj.cjsc@doj.ca.gov

Internet: <http://oag.ca.gov/>

**DEPARTMENT OF JUSTICE'S
DATA COLLECTION AND REPORTING RESPONSIBILITY**

PC 13010

It shall be the duty of the department:

(a) To collect data necessary for the work of the department from all persons and agencies mentioned in Section 13020 and from any other appropriate source.

(b) To prepare and distribute to all those persons and agencies, cards, forms, or electronic means used in reporting data to the department. The cards, forms, or electronic means may, in addition to other items, include items of information needed by federal bureaus or departments engaged in the development of national and uniform criminal statistics.

(c) To recommend the form and content of records which must be kept by those persons and agencies in order to ensure the correct reporting of data to the department.

(d) To instruct those persons and agencies in the installation, maintenance, and use of those records and in the reporting of data therefrom to the department.

(e) To process, tabulate, analyze and interpret the data collected from those persons and agencies.

(f) To supply, at their request, to federal bureaus or departments engaged in the collection of national criminal statistics data they need from this state.

(g) To present to the Governor, on or before July 1st, an annual report containing the criminal statistics of the preceding calendar year and to present at other times as the Attorney General may approve reports on special aspects of criminal statistics. A sufficient number of copies of all reports shall be prepared to enable the Attorney General to send a copy to all public officials in the state dealing with criminals and to distribute them generally in channels where they will add to the public enlightenment.

(h) To periodically review the requirements of units of government using criminal justice statistics, and to make recommendations for changes it deems necessary in the design of criminal justice statistics systems, including new techniques of collection and processing made possible by automation.

PC 13010.5

The department shall collect data pertaining to the juvenile justice system for criminal history and statistical purposes. This information shall serve to assist the department in complying with the reporting requirement of subdivisions (c) and (d) of Section 13012, measuring the extent of juvenile delinquency, determining the need for and effectiveness of relevant legislation, and identifying long-term trends in juvenile delinquency. Any data collected pursuant to this section may include criminal history information which may be used by the department to comply with the requirements of Section 602.5 of the Welfare and Institutions Code.

PC 13012

The annual report of the department provided for in Section 13010 shall contain statistics showing all of the following:

- (a) The amount and the types of offenses known to the public authorities.
- (b) The personal and social characteristics of criminals and delinquents.
- (c) The administrative actions taken by law enforcement, judicial, penal, and correctional agencies or institutions, including those in the juvenile justice system, in dealing with criminals or delinquents.
- (d) The administrative actions taken by law enforcement, prosecutorial, judicial, penal, and correctional agencies, including those in the juvenile justice system, in dealing with minors who are the subject of a petition or hearing in the juvenile court to transfer their case to the jurisdiction of an adult criminal court or whose cases are directly filed or otherwise initiated in an adult criminal court.
- (e) The number of citizens' complaints received by law enforcement agencies under Section 832.5. These statistics shall indicate the total number of these complaints, the number alleging criminal conduct of either a felony or misdemeanor, and the number sustained in each category. The report shall not contain a reference to any individual agency but shall be by gross numbers only.

It shall be the duty of the department to give adequate interpretation of the statistics and so to present the information that it may be of value in guiding the policies of the Legislature and of those in charge of the apprehension, prosecution, and treatment of the criminals and delinquents, or concerned with the prevention of crime and delinquency. The report shall also include statistics which are comparable with national uniform criminal statistics published by federal bureaus or departments heretofore mentioned.

PC 13012.5

(a) The annual report published by the department under Section 13010 shall, in regard to the contents required by subdivision (d) of Section 13012, include the following statewide information:

- (1) The annual number of fitness hearings held in the juvenile courts under Section 707 of the Welfare and Institutions Code, and the outcomes of those hearings including orders to remand to adult criminal court, cross-referenced with information about the age, gender, ethnicity, and offense of the minors whose cases are the subject of those fitness hearings.
- (2) The annual number of minors whose cases are filed directly in adult criminal court under Sections 602.5 and 707 of the Welfare and Institutions Code, cross-referenced with information about the age, gender, ethnicity, and offense of the minors whose cases are filed directly to the adult criminal court.
- (3) The outcomes of cases involving minors who are prosecuted in adult criminal courts, regardless of how adult court jurisdiction was initiated, including whether the minor was acquitted or convicted, or whether the case was dismissed and returned to juvenile court, including sentencing outcomes, cross-referenced with the age, gender, ethnicity, and offense of the minors subject to these court actions.

(b) The department's annual report published under Section 13010 shall include the information described in subdivision (d) of Section 13012, as further delineated by this section, beginning with the report due on July 1, 2003, for the preceding calendar year.

**CRIMINAL STATISTICS
REPORTING REQUIREMENTS**

ADULT PROBATION

Introduction

Data regarding adult probation are to be reported to the DOJ to provide a statistical profile of the probation function for superior and lower courts by county, type of placement, reasons for removal from probation, and the number of persons in supervision caseloads. These data are published annually in *Crime in California* and the *Criminal Justice Profile* series.

Who

Probation Departments

Why

PC 13020. It shall be the duty of every city marshal, chief of police, railroad and steamship police, sheriff, coroner, district attorney, city attorney and city prosecutor having criminal jurisdiction, probation officer, county board of parole commissioners, work furlough administrator, the Department of Justice, Health and Welfare Agency, Department of Corrections, Department of Youth Authority, Youthful Offender Parole Board, Board of Prison Terms, State Department of Health, Department of Benefit Payments, State Fire Marshal, Liquor Control Administrator, constituent agencies of the State Department of Investment, and every other person or agency dealing with crimes or criminals or with delinquency or delinquents, when requested by the Attorney General:

- (a) To install and maintain records needed for the correct reporting of statistical data required by him or her.*
- (b) To report statistical data to the department at those times and in the manner that the Attorney General prescribes.*
- (c) To give to the Attorney General, or his or her accredited agent, access to statistical data for the purpose of carrying out this title.*

When

Reports are due monthly, by the 10th working day of the month.

How

Reporting is accomplished manually by submitting form BCIA 726.

ANTI-REPRODUCTIVE-RIGHTS CRIMES (ARRC)

Introduction

Anti-Reproductive-Rights Crimes data are to be reported to the DOJ to provide information on crimes that are committed against reproductive health services providers, clients, assistants, or the facilities where these services are provided or at a place of worship because of the church's beliefs regarding reproductive rights. The data include the location of the crime, victim type (individual/property), race/ethnicity, gender of victims and suspects, weapon involved, and property loss or damage. These data are published annually in *Anti-Reproductive-Rights Crimes in California*.

Who

Sheriff Departments, Police Departments, and other state and local agencies with peace officer powers.

Why

PC 13777 (a). . . the Attorney General shall do each of the following:

(1) Collect and analyze information relating to anti-reproductive-rights crimes, including, but not limited to, the threatened commission of these crimes and persons suspected of committing these crimes or making these threats.

(2) Direct local law enforcement agencies to report to the Department of Justice, in a manner that the Attorney General prescribes, any information that may be required relative to anti-reproductive-rights crimes. . . .

When

Reports are due monthly, by the 10th working day of the month.

How

Reporting may be accomplished electronically via the Electronic-Crime and Arrest Reporting System (E-CARS) Plus, or manually by submitting forms BCIA 8370 and 8371.

ARRESTS

Introduction

Arrest information is reported to the DOJ and is maintained in the Monthly Arrest and Citation Register database. This database contains information on felony and misdemeanor level arrests for adults and juveniles. Data elements include name, race/ethnicity, date of birth, sex, date of arrest, offense level, offense type, status of the offense, and law enforcement disposition. This information is used annually in publishing *Crime in California*, *Homicide in California*, and the *Criminal Justice Profile* series. Age, sex, race/ethnicity, and offense information is forwarded to the FBI for publication in *Crime in the United States*.

Who

Sheriff Departments, Police Departments, and other state and local agencies with peace officer powers.

Why

PC 13020. It shall be the duty of every city marshal, chief of police, railroad and steamship police, sheriff, coroner, district attorney, city attorney and city prosecutor having criminal jurisdiction, probation officer, county board of parole commissioners, work furlough administrator, the Department of Justice, Health and Welfare Agency, Department of Corrections, Department of Youth Authority, Youthful Offender Parole Board, Board of Prison Terms, State Department of Health, Department of Benefit Payments, State Fire Marshal, Liquor Control Administrator, constituent agencies of the State Department of Investment, and every other person or agency dealing with crimes or criminals or with delinquency or delinquents, when requested by the Attorney General:

- (a) To install and maintain records needed for the correct reporting of statistical data required by him or her.*
- (b) To report statistical data to the department at those times and in the manner that the Attorney General prescribes.*
- (c) To give to the Attorney General, or his or her accredited agent, access to statistical data for the purpose of carrying out this title.*

PC 13021. Local law enforcement agencies shall report to the Department of Justice such information as the Attorney General may by regulation require relative to misdemeanor violations of Chapter 7.5 (commencing with Section 311) of Title 9 of Part 1 of this code.

When

Reports are due monthly, by the 10th working day of the month.

How

Reporting may be accomplished electronically via the Electronic-Crime and Arrest Reporting System (E-CARS) Plus, via FTP, CD-ROM, or manually, by submitting form JUS 750.

ARSON

Introduction

Arson data are to be reported to the DOJ to provide information on the type of arson, the number of actual offenses, the number of clearances, and the estimated dollar value of property damaged. These data are published annually in *Crime in California* and the *Criminal Justice Profile* series.

Who

Sheriff Departments, Police Departments, and other state and local agencies with peace officer powers.

Why

PC 13020. It shall be the duty of every city marshal, chief of police, railroad and steamship police, sheriff, coroner, district attorney, city attorney and city prosecutor having criminal jurisdiction, probation officer, county board of parole commissioners, work furlough administrator, the Department of Justice, Health and Welfare Agency, Department of Corrections, Department of Youth Authority, Youthful Offender Parole Board, Board of Prison Terms, State Department of Health, Department of Benefit Payments, State Fire Marshal, Liquor Control Administrator, constituent agencies of the State Department of Investment, and every other person or agency dealing with crimes or criminals or with delinquency or delinquents, when requested by the Attorney General:

(a) To install and maintain records needed for the correct reporting of statistical data required by him or her.

(b) To report statistical data to the department at those times and in the manner that the Attorney General prescribes.

(c) To give to the Attorney General, or his or her accredited agent, access to statistical data for the purpose of carrying out this title.

When

Reports are due monthly, by the 10th working day of the month.

How

Reporting may be accomplished electronically via the Electronic-Crime and Arrest Reporting System (E-CARS) Plus, or manually by submitting form FBI 1-725.

CITIZENS' COMPLAINTS AGAINST PEACE OFFICERS SURVEY

Introduction

Agencies are to report to the DOJ statewide summary information on the number of non-criminal and criminal (misdemeanor and felony) complaints reported by citizens against law enforcement personnel and the number of complaints that were sustained. Data are published annually in *Crime in California*.

Who

Sheriff Departments, Police Departments, District Attorneys, Probation Departments, and other state and local agencies with peace officer powers.

Why

PC 13012. The annual report of the department provided for in Section 13010 shall contain statistics showing all of the following:

(e) The number of citizens' complaints received by law enforcement agencies under Section 832.5. These statistics shall indicate the total number of these complaints, the number alleging criminal conduct of either a felony or misdemeanor, and the number sustained in each category. The report shall not contain a reference to any individual agency but shall be by gross numbers only.

When

Annually - the third week of December.

How

Reporting is accomplished manually by submitting form BCIA 724.

CRIMES AND CLEARANCES

Introduction

Crimes and clearances information is to be reported to the DOJ to provide statistical data on the offenses of criminal homicide, forcible rape, robbery, assault, burglary, larceny-theft, and motor vehicle theft. The data are to include the number of actual offenses as well as the number of clearances. Supplemental data are also collected on the nature of crime and the value of property stolen and recovered. Data are published annually in *Crime in California* and the *Criminal Justice Profile Series*. This information is also forwarded to the FBI for publication in *Crime in the United States*.

Who

Sheriff Departments, Police Departments, and other state and local agencies with peace officer powers.

Why

PC 13020. It shall be the duty of every city marshal, chief of police, railroad and steamship police, sheriff, coroner, district attorney, city attorney and city prosecutor having criminal jurisdiction, probation officer, county board of parole commissioners, work furlough administrator, the Department of Justice, Health and Welfare Agency, Department of Corrections, Department of Youth Authority, Youthful Offender Parole Board, Board of Prison Terms, State Department of Health, Department of Benefit Payments, State Fire Marshal, Liquor Control Administrator, constituent agencies of the State Department of Investment, and every other person or agency dealing with crimes or criminals or with delinquency or delinquents, when requested by the Attorney General:

- (a) To install and maintain records needed for the correct reporting of statistical data required by him or her.*
- (b) To report statistical data to the department at those times and in the manner that the Attorney General prescribes.*
- (c) To give to the Attorney General, or his or her accredited agent, access to statistical data for the purpose of carrying out this title.*

When

Reports are due monthly, by the 10th working day of the month.

How

Reporting may be accomplished electronically via the Electronic-Crime and Arrest Reporting System (E-CARS) Plus, or manually by submitting form FBI 1-720 (Return A) and JUS 729.

DEATH IN CUSTODY

Introduction

Information on persons who die while in the custody of a local or state law enforcement agency is to be reported to the DOJ to provide descriptive statistical information on the circumstances relating to the death. In addition to an agency's initial report of an inmate death, an annual survey will be conducted to verify the total number of inmate deaths per agency per calendar year.

Who

Sheriff Departments, Police Departments, Probation Departments, and other state and local agencies with peace officer powers.

Why

GC 12525. In any case in which a person dies while in the custody of any law enforcement agency or while in custody in a local or state correctional facility in this state, the law enforcement agency or the agency in charge of the correctional facility shall report in writing to the Attorney General, within 10 days after the death, all facts in the possession of the law enforcement agency or agency in charge of the correctional facility concerning the death. These writings are public records within the meaning of subdivision (d) of Section 6252 of the California Public Records Act (Chapter 3.5 (commencing with Section 6250) of Division 7 of Title 1), are open to public inspection pursuant to Sections 6253, 6256, 6257, and 6258. Nothing in this section shall permit the disclosure of confidential medical information that may have been submitted to the Attorney General's office in conjunction with the report except as provided in Part 2.6 (commencing with Section 56) of Division 1 of the Civil Code.

When

Reports are due within 10 days of the date of death. The annual survey will be conducted the first week of February.

How

Reporting an "in custody" death is accomplished manually by submitting form BCIA 713. Reporting for the annual survey is accomplished manually by submitting form BCIA 8299.

DOMESTIC VIOLENCE -RELATED CALLS FOR ASSISTANCE

Introduction

Domestic violence information is to be reported to the DOJ to provide monthly summary statistical data on the number of domestic violence-related calls received, number of cases involving weapons, and the type of weapon used during the incident. This information is published annually in *Crime in California* and the *Criminal Justice Profile* series.

Who

Sheriff Departments, Police Departments, and other state and local agencies with peace officer powers.

Why

PC 13730 (a). Each law enforcement agency shall develop a system, by January 1, 1986, for recording all domestic violence-related calls for assistance made to the department including whether weapons are involved. All domestic violence-related calls for assistance shall be supported with a written incident report, as described in subdivision (c), identifying the domestic violence incident. Monthly, the total number of domestic violence calls received and the numbers of those cases involving weapons shall be compiled by each law enforcement agency and submitted to the Attorney General. . . .

(c) Each law enforcement agency shall develop an incident report form that includes a domestic violence identification code by January 1, 1986. In all incidents of domestic violence, a report shall be written and shall be identified on the face of the report as a domestic violence incident. The report shall include at least all of the following:

(1) A notation of whether the officer or officers who responded to the domestic violence call observed any signs that the alleged abuser was under the influence of alcohol or a controlled substance.

(2) A notation of whether the officer or officers who responded to the domestic violence call determined if any law enforcement agency had previously responded to a domestic violence call at the same address involving the same alleged abuser or victim.

When

Reports are due monthly, by the 10th working day of the month.

How

Reporting may be accomplished electronically via the Electronic-Crime and Arrest Reporting System (E-CARS) Plus, or manually by submitting form BCIA 715.

HATE CRIME PROSECUTION SURVEY

Introduction

Hate crime data are to be reported to the DOJ to provide information regarding criminal acts to cause physical injury, emotional suffering, or property damage where there is a reasonable cause to believe that the crime was motivated by the victim's race, ethnicity, religion, gender, sexual orientation, or physical or mental disability. These data are published annually in *Hate Crime in California*.

Who

District Attorneys

Why

PC 13023 (a). Subject to the availability of adequate funding, the Attorney General shall direct local law enforcement agencies to report to the Department of Justice, in a manner to be prescribed by the Attorney General, any information that may be required relative to hate crimes.

... (b). On or before July 1 of each year, the Department of Justice shall submit a report to the Legislature analyzing the results of the information obtained from local law enforcement agencies pursuant to this section.

When

Annually - the first week in February.

How

Reporting is accomplished manually by submitting form BCIA 5.

HATE CRIMES

Introduction

Hate Crime data are to be reported to the DOJ to provide information on the location of crime, type of bias-motivation, victim type (individual/property), number of victims/suspects, and victim's/suspect's race. This information is published in *Hate Crime in California*, an annual report to the California Legislature, and provided to the FBI for publication in *Crime in the United States*.

Who

Sheriff Departments, Police Departments, and other state and local agencies with peace officer powers.

Why

PC 13023 (a). Subject to the availability of adequate funding, the Attorney General shall direct local law enforcement agencies to report to the Department of Justice, in a manner to be prescribed by the Attorney General, any information that may be required relative to hate crimes.

...
(b). On or before July 1 of each year, the Department of Justice shall submit a report to the Legislature analyzing the results of the information obtained from local law enforcement agencies pursuant to this section.

When

Reports are due monthly, by the 10th working day of the month.

How

Reporting may be accomplished electronically via the Hate Crime Analysis, Tracking & Evaluation (HATE) System, or manually by submitting forms BCIA 7 and BCIA 8373.

HOMICIDE

Introduction

Homicide data are to be reported to the DOJ to provide information on the number of homicides, the victim/offender relationship, the day and month of the homicide, location, type of weapon used, and precipitating event. Homicide data are published annually in *Homicide in California*, *Crime in California*, and the *Criminal Justice Profile* series. Data are also reported to the FBI for publication in *Crime in the United States*.

Who

Sheriff Departments, Police Departments, and other state and local agencies with peace officer powers.

Why

PC 13014 (b). Every state or local governmental entity responsible for the investigation and prosecution of a homicide case shall provide the department with demographic information about the victim and the person or persons charged with the crime, including age, gender, race, and ethnic background.

PC 13022. Each sheriff and chief of police shall annually furnish the Department of Justice, in the manner prescribed by the Attorney General, a report of all justifiable homicides committed in his or her jurisdiction. In cases where both a sheriff and chief of police would be required to report a justifiable homicide under this section, only the chief of police shall report the homicide.

When

Reports are due monthly, by the 10th working day of the month.

How

Reporting may be accomplished electronically via the Electronic-Crime and Arrest Reporting System (E-CARS) Plus, or manually by submitting form BCIA 15 along with FBI 1-720 (Return A).

JUVENILE COURT AND PROBATION STATISTICAL SYSTEM (JCPSS)

Introduction

Juvenile justice data are to be reported to the DOJ to provide information on the administration of juvenile justice in California. Information is collected on a juvenile's progress through the juvenile justice system from probation intake to final case disposition. These data are published annually in *Juvenile Justice in California*.

Who

Probation Departments

Why

PC 13020. It shall be the duty of every city marshal, chief of police, railroad and steamship police, sheriff, coroner, district attorney, city attorney and city prosecutor having criminal jurisdiction, probation officer, county board of parole commissioners, work furlough administrator, the Department of Justice, Health and Welfare Agency, Department of Corrections, Department of Youth Authority, Youthful Offender Parole Board, Board of Prison Terms, State Department of Health, Department of Benefit Payments, State Fire Marshal, Liquor Control Administrator, constituent agencies of the State Department of Investment, and every other person or agency dealing with crimes or criminals or with delinquency or delinquents, when requested by the Attorney General:

- (a) To install and maintain records needed for the correct reporting of statistical data required by him or her.*
- (b) To report statistical data to the department at those times and in the manner that the Attorney General prescribes.*
- (c) To give to the Attorney General, or his or her accredited agent, access to statistical data for the purpose of carrying out this title.*

WI 285. All probation officers shall make periodic reports to the Attorney General at those times and in the manner prescribed by the Attorney General, provided that no names or social security numbers shall be transmitted regarding any proceeding under Section 300 or 601.

When

Reports are due monthly, by the 10th working day of the month.

How

Reporting is accomplished electronically via the Juvenile Court and Probation Statistical System (JCPSS).

LAW ENFORCEMENT AND CRIMINAL JUSTICE PERSONNEL SURVEY

Introduction

Agencies are to report to the DOJ the number of full time, sworn, and non-sworn male and female law enforcement personnel employed by law enforcement agencies, District Attorneys, Public Defenders, or Probation Departments. Data are published annually in *Crime in California* and the *Criminal Justice Profile* series. Data are also provided to the FBI for publication in *Crime in the United States*.

Who

Sheriff Departments, Police Departments, District Attorneys, Public Defenders, Probation Departments, and other state and local agencies with peace officer powers.

Why

PC 13020. It shall be the duty of every city marshal, chief of police, railroad and steamship police, sheriff, coroner, district attorney, city attorney and city prosecutor having criminal jurisdiction, probation officer, county board of parole commissioners, work furlough administrator, the Department of Justice, Health and Welfare Agency, Department of Corrections, Department of Youth Authority, Youthful Offender Parole Board, Board of Prison Terms, State Department of Health, Department of Benefit Payments, State Fire Marshal, Liquor Control Administrator, constituent agencies of the State Department of Investment, and every other person or agency dealing with crimes or criminals or with delinquency or delinquents, when requested by the Attorney General:

- (a) To install and maintain records needed for the correct reporting of statistical data required by him or her.*
- (b) To report statistical data to the department at those times and in the manner that the Attorney General prescribes.*
- (c) To give to the Attorney General, or his or her accredited agent, access to statistical data for the purpose of carrying out this title.*

When

Annually – varies by the type of agency

How

Reporting is accomplished manually by submitting form JUS 02, BCIA 700, BCIA 701, and BCIA 703.

LAW ENFORCEMENT OFFICERS KILLED OR ASSAULTED

Introduction

Data on peace officers who were killed or assaulted in the line of duty are to be reported to the DOJ to provide information on the type of criminal activity, type of weapon used, type of assignment, time of assault, number with or without personal injury, police assaults cleared, and officers killed by felonious act or by accident or negligence. This information is published annually in *Homicide in California*.

Who

Sheriff Departments, Police Departments, and other state and local agencies with peace officer powers.

Why

PC 13020. It shall be the duty of every city marshal, chief of police, railroad and steamship police, sheriff, coroner, district attorney, city attorney and city prosecutor having criminal jurisdiction, probation officer, county board of parole commissioners, work furlough administrator, the Department of Justice, Health and Welfare Agency, Department of Corrections, Department of Youth Authority, Youthful Offender Parole Board, Board of Prison Terms, State Department of Health, Department of Benefit Payments, State Fire Marshal, Liquor Control Administrator, constituent agencies of the State Department of Investment, and every other person or agency dealing with crimes or criminals or with delinquency or delinquents, when requested by the Attorney General:

(a) To install and maintain records needed for the correct reporting of statistical data required by him or her.

(b) To report statistical data to the department at those times and in the manner that the Attorney General prescribes.

(c) To give to the Attorney General, or his or her accredited agent, access to statistical data for the purpose of carrying out this title.

When

Reports are due monthly, by the 10th working day of the month.

How

Reporting may be accomplished electronically via the Electronic-Crime and Arrest Reporting System (E-CARS) Plus, or manually by submitting form FBI 1-705 along with FBI 1-720 (Return A).

VIOLENT CRIMES COMMITTED AGAINST SENIOR CITIZENS

Introduction

Information regarding violent crimes committed against senior citizens is to be reported to the DOJ to provide summary data on the number of persons 60 years of age or older who were victims of homicide, forcible rape, robbery, and aggravated assault.

Who

Sheriff Departments, Police Departments, and other state and local agencies with peace officer powers.

Why

Senate Concurrent Resolution No. 64, Chapter 147, 1982, be it resolved by the Senate of the State of California, the Assembly thereof concurring, that local law enforcement officials are requested to make every attempt to modify their data gathering procedures and computer storage systems to provide information as to the number of victims of violent crimes who are 60 years of age or older.

...

When

Reports are due monthly, by the 10th working day of the month.

How

Reporting may be accomplished electronically via the Electronic-Crime and Arrest Reporting System (E-CARS) Plus, or manually by submitting form BCIA 727.

APPENDIX

Database	Reporting Agencies						Frequency	Reporting Statute(s)	Publication Statute(s)	Reporting Form	Electronic Reporting
	SD	PD	Other*	District Attorneys	Public Defenders	Probation Dept.					
Adult Probation						X	Monthly-10th working day	PC 13020	PC 13010 (g)	BCIA 726	N/A
Anti-Reproductive-Rights Crimes (ARRC)	X	X	X				Monthly-10th working day	PC 13777 (a)(2)	PC 13777 (a)(1) and (a)(2)	BCIA 8370, BCIA 8371	X
Arrests	X	X	X				Monthly-10th working day	PC 13020 and PC 13021	PC 13010 (g) and PC 13012 (b)	JUS 750	X
Arson	X	X	X				Monthly-10th working day	PC 13020	PC 13010 (g) and PC 13012 (a)	FBI 1-725	X
Citizens' Complaints Against Peace Officers	X	X	X	X			Annually December 20	PC 13012(e)	PC 13010 (g) and PC 13012 (e)	BCIA 724	N/A
Crimes and Clearance	X	X	X				Monthly-10th working day	PC 13020	PC 13010 (g) and PC 13012 (a)	FBI 1-720, JUS 729B/C	X
Death in Custody	X	X	X			X	As needed w/in 10 days of death	GC 12525		BCIA 713	N/A
Death in Custody Survey	X	X	X			X	Annually February 4	GC 12525		BCIA 8299	N/A
Domestic Violence-Related Calls for Assistance	X	X	X				Monthly-10th working day	PC 13730 (a)	PC 13730 (b)	BCIA 715	X
Hate Crime Prosecution Survey				X			Annually February 4	PC 13023	PC 13023	BCIA 5	N/A
Hate Crimes	X	X	X				Monthly-10th working day	PC 13023	PC 13023	BCIA 7, BCIA 8373	X
Homicide	X	X	X				Monthly-10th working day	PC 13014 (b) and PC 13022	PC 13010 (g) and PC 13014	BCIA 15, FBI 1-720	X
Juvenile Court and Probation Statistical System (JCPSS)						X	Monthly-10th working day	PC 13020 and WI 285	PC 13010.5 and PC 13012 (c) & (d)		X
Law Enforcement & Criminal Justice Personnel Survey	X	X	X	X	X		Annually, varies by agency type	PC 13020	PC 13010 (g)	JUS 02, BCIA 700, 701, 703	N/A
Law Enforcement Officers Killed or Assaulted	X	X	X				Monthly-10th working day	PC 13020	PC 13010 (g)	FBI 1-705, FBI 1-720	X
Violent Crimes Committed Against Senior Citizens	X	X	X				Monthly-10th working day	Senate Con. Res. 64, Chapter 147, 1982		BCIA 727	X

* State and local agencies with peace officer powers.

Subj: RE: Audit Request
Date: 5/15/2017 11:19:37 A.M. Pacific Daylight Time
From: Dave Schaller@dsheriff.org
To: Brent Jordan@dsheriff.org
CC: AChinnCRS@aol.com

Annette,

Just confirming Brent's statement here. These stats were generated by actual reports generated.

Dave

Dave Schaller, Lieutenant
San Diego Sheriff's Department
San Marcos Station
182 Santar Pl. San Marcos, CA 92069
Dave.schaller@dsheriff.org
(760) 510-5252



From: Jordan, Brent
Sent: Monday, May 15, 2017 11:18 AM
To: Schaller, Dave
Subject: RE: Audit Request

The SANDAG reports that are attached represent reported crime meaning that they had a case number and written report. None of the statistics provided in the SANDAG report are considered calls for service.

Brent Jordan
Sr. Crime and Intel Analyst
San Diego Sheriff Dept.- San Marcos Command
@858-275-0053

From: Jordan, Brent
Sent: Monday, May 15, 2017 11:06 AM
To: 'Annette'; Schaller, Dave
Subject: RE: Audit Request

Annette,

Since our RMS (Report Management System) doesn't back data past 2007 we can only pull the official numbers that we report to SANDAG (San Diego Association of Government). Please see the attached documents for SANDAG reported domestic violence cases in San Marcos for 2001, 2002, 2006, and 2007.

- SANDAG 2001 (Pg38*)
 - SANDAG 2002 (Pg90*)
 - SANDAG 2006 (Pg25)
 - SANDAG 2006 (Pg25)
- *page of the scanned documents

Thanks

Brent Jordan
Sr. Crime and Intel Analyst
San Diego Sheriff Dept.- San Marcos Command
@858-275-0053

From: Annette [mailto:achinncrs@aol.com]
Sent: Thursday, May 11, 2017 6:13 PM
To: Schaller, Dave
Cc: Jordan, Brent
Subject: Re: Audit Request

Thanks so much for forwarding this on to Jordan!

Sent from my iPhone

On May 11, 2017, at 5:42 PM, Schaller, Dave <Dave.Schaller@dsheriff.org> wrote:

Annette,

Renee no longer works for the department and Kevin is in Hawaii for his daughter's college graduation. I have included Senior Analyst Brent Jordan, since I suspect this will fall on him.

Dave

From: AChinnCRS@aol.com [mailto:AChinnCRS@aol.com]

Monday, May 15, 2017 AOL: AChinnCRS

Sub: RE: Audit Request
 Date: 5/16/2017 11:07:05 A.M. Pacific Daylight Time
 From: Brent Jordan@sdsheriff.org
 To: achinncrs@aol.com, Dave.Schaller@sdsheriff.org

Annette,

Since our RMS (Report Management System) doesn't back data past 2007 we can only pull the official numbers that we report to SANDAG (San Diego Association of Government). Please see the attached documents for SANDAG reported domestic violence cases in San Marcos for 2001,2002,2006, and 2007.

SANDAG 2001 (Pg38*)
 SANDAG 2002 (Pg50*)
 SANDAG 2006 (Pg25)
 SANDAG 2006 (Pg25)
 *page of the scanned documents

Thanks

Brent Jordan
 Sr. Crime and Intel Analyst
 San Diego Sheriff Dept - San Marcos Command
 ©858-275-0053

From: Annette [mailto:achinncrs@aol.com]
 Sent: Thursday, May 11, 2017 6:13 PM
 To: Schaller, Dave
 Cc: Jordan, Brent
 Subject: Re: Audit Request

Thanks so much for forwarding this on to Jordan!

Sent from my iPhone

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Annette,

Renee no longer works for the department and Kevin is in Hawaii for his daughter's college graduation. I have included Senior Analyst Brent Jordan, since I suspect this will fall on him.

Dave

From: AChinnCRS@aol.com [mailto:AChinnCRS@aol.com]
 Sent: Thursday, May 11, 2017 5:35 PM
 To: Schaller, Dave; Schaller, Dave
 Cc: stana@san-marcos.net
 Subject: Fwd: Audit Request

Hi Lieutenant,

I am contacting you because this request was time sensitive and neither Kevin (out of office) or Renee (full inbox) were able to get this message.

Can you please forward to appropriate personal A&P?

Thank you,

Annette S. Chinn
 Cost Recovery Systems, Inc.
 705-2 E. Birkwell Street #204
 Folsom, CA 95630

phone (916) 939-7801
 fax (916) 939-7801

From: AChinnCRS@aol.com
 To: ranae.torres@sdsheriff.org, kevin.menzies@sdsheriff.org
 Cc: stana@san-marcos.net
 Sent: 5/11/2017 3:34:08 P.M. Pacific Daylight Time
 Subj: Audit Request

Hi Renee and Lt. Menzies,

The City received it's draft audit results for the Crime Statistics reporting claim that allows costs for preparing Domestic Violence Reports, and we had an approximately 15% reduction in our claims because the auditor said the County was not able to produce a detailed report to support the number of DV cases from FY 01-02 through FY 06-07. This represents about a loss of about \$87,000 to the City. Excellent job on your efforts on the other components - the more recent stats were approved completely (100%) and the time studies were right on target! Thank you!

	Actual County Provided	SCO ALLOWED
	ARJIS Stats	
	(fiscal year)	
FY 01-02	333	274
FY 02-03	360	274
FY 03-04	394	274

Monday, May 15, 2017 AOL: AChinnCRS

FY 04-05	336	274
FY 05-06	350	274
FY 06-07	346	274
FY 07-08	236	236
FY 08-09	266	266
FY 09-10	336	336
FY 10-11	270	270
FY 11-12	264	264
TOTAL	3,491	3,016

What they said would satisfy them would be a report - like an excel spreadsheet that listed each case number, date, PC section or something to indicate that it was indeed a DV case for those year.
 EXAMPLE:

BCS Area	Incident Number	Fiscal Year	Incident Date	Domestic Violence Flag	UCR Index Code	Violation Section	Violation Type	Violation Description
CITY OF SAN MARCOS	7048277	2007	7/1/2007 5:40		1V	13730(CASE)	PC	DOMESTIC VIOLENCE CASE
CITY OF SAN MARCOS	7048278	2007	7/1/2007 7:00		1V	13730(CASE)	PC	DOMESTIC VIOLENCE CASE
CITY OF SAN MARCOS	7048339	2007	7/1/2007 14:26		1V	13730(CASE)	PC	DOMESTIC VIOLENCE CASE

Is this something you or perhaps the Central San Diego state office could provide to us? The sooner we can get this the better - they said if we get this to them within a week, they can alter the findings to take our supported state into account and restore those reductions.
 City staff also stated that they don't want you to spend excessive time on this - but anything you can do to help is appreciated.
 Thank you,

Annette S. Chinn
 Cost Recovery Systems, Inc.
 705-2 E. Bidwell Street #204
 Folsom, CA 95630


phone (916) 939-7901
 fax (916) 939-7801

Monday, May 15, 2017 AOL: AChinnCRS

**State Controller's Office
Division of Audits
Post Office Box 942850
Sacramento, CA 94250-5874**

<http://www.sco.ca.gov>

Tab 4

Claim for Payment Pursuant to Government Code Section 17561 CRIME STATISTICS REPORTS FOR THE DOJ			For State Controller Use Only	
			(19) Program Number: 00310	Program
(01) Claimant Identification Number 9837815			(20) Date Filed <u>APR 6 / 2010</u>	310
(02) Claimant Name City of San Marcos Mailing Address 1 Civic Center Drive Street Address or P.O. Box City San Marcos State CA Zip Code 92069			(21) LRS Input _____	
			(22) FORM (04)1.A(g)	
			(23) FORM (04)2.A.1(g)	
			(24) FORM (04)2.A.2(g)	
Type of Claim	Estimated Claim	Reimbursement Claim	(25) FORM (04)2.A.3(g)	
	(03) Estimated <input type="checkbox"/>	(09) Reimbursement <input checked="" type="checkbox"/>	(26) FORM (04)2.B.1(g)	46,375
	(04) Combined <input type="checkbox"/>	(10) Combined <input type="checkbox"/>	(27) FORM (04)2.B.2(g)	
	(05) Amended <input type="checkbox"/>	(11) Amended <input type="checkbox"/>	(28) FORM (04)2.C.1(g)	
Fiscal Year of Cost	(06)	(12) 2001-02	(29) FORM (04)2.C.2(g)	
Total Claimed	(07)	(13) \$51,013	(30) FORM (04)2.C.3(g)	
Less: 10% Late Penalty, but not to exceed \$1,000 (if applicable)		(14)	(31) FORM (04)2.D.1(g)	
Less: Estimated Claim Payment Received		(15) <i>DK</i>	(32) FORM (04)2.D.2(g)	
Net Claimed Amount		(16) \$51,013	(33) FORM (06)	10
Due from State	(08)	(17) \$51,013	(34) FORM (07)	4,638
Due to State	(09)	(18)	(35) FORM (09)	
			(35) FORM (10)	
(38) CERTIFICATION OF CLAIM				
<p>In accordance with the provisions of Government Code 17561, I certify that I am the person authorized by the local agency to file claims with the State of California for costs mandated by Chapter 783, statutes of 1995, Chapter 156 and 749, Statutes of 1996; and certify under penalty of perjury that I have not violated any of the provisions of Government Code Sections 1090 to 1098, inclusive.</p> <p>I further certify that there was no application for nor any grant or payment received, other than from the claimant, for reimbursement of costs claimed herein; and such costs are for a new program or increased level of services of an existing program. All offsetting savings and reimbursements set forth in the Parameters and Guidelines are identified, and all costs claimed are supported by source documentation currently maintained by the claimant.</p> <p>The amounts for Estimated Claim and/or Reimbursement Claim are hereby claimed from the State for payment of estimated and/or actual costs set forth on the attached statements. I certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct.</p>				
Signature of Authorized Representative			Date	
			<u>3/28/11</u>	
Liliane Serio			Date Signed	
Finance Director			Telephone Number (760) 744-1050	
			Email Address LSerio@ci.san-marcos.ca.us	
Name of Contact Person for Claim		Telephone Number	E-Mail Address	
Annette S. Chinn (CRS)		(916) 939-7901	AChinnCRS@aol.com	

**MANDATED COSTS
CRIME STATISTICS REPORTS FOR THE DOJ
CLAIM SUMMARY**

**FORM
1**

(01) Claimant City of San Marcos	(02) Type of Claim Reimbursement <input checked="" type="checkbox"/> Estimated <input type="checkbox"/>	Fiscal Year 2001-02 <small>(see FAM-27 for estimate)</small>
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Claim Statistics

(03) Department	Police
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Direct Costs	Object Accounts
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(04) Reimbursable Components	(a)	(b)	(c & d)	(e)	(f)	(g)
	Salaries	Benefits	Services and Supplies	Fixed Assets	Travel	Total
1. ONE-TIME ACTIVITY						
A. Revise Policies and Procedures						
2. ON-GOING ACTIVITIES						

Reimbursable Period: FY 2001-02 through FY 2009-10

A. Homicide Reports (PC 13014)

1. Extract Demographic Information						
2. Monthly Report to DOJ						
3. Verify/provide Additional Explanation						

B. Domestic Violence Related Calls for Assistance (PC 13730)

1. Write Incident Report	\$46,375					\$46,375
2. Review and Edit Report						

Reimbursable Period: FY 2004-05 beginning 01/01/05 through FY 2009-10

C. Hate Crime Reports (PC 13023)

1. Extract Information from PD Records						
2. Monthly/ Annual Report to DOJ						
3. Verify/provide Additional Explanation						

Reimbursable Period: FY 2001-02 through FY 2004-05 (ending 12/31/04)

D. Firearm Reports (PC 12031)

1. Extract Information from PD Records						
2. Report to Attorney General						

(05) Total Direct Costs	\$46,375					\$46,375
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Indirect Costs

(06) Indirect Cost Rate (applied to salaries)	(from ICRP) (Applied to Salaries)	10.0%
(07) Total Indirect Costs	Line (06) x line (05)(a) or line(06) x [line (05)(a) + line(05)(b)]	\$4,638
(08) Total Direct and Indirect Costs	Line (05)(d) + line (07)	\$51,013

Cost Reductions

(09) Less: Offsetting Savings, if applicable	
(10) Less: Other Reimbursements, if applicable	
(11) Total Claimed Amount	Line (08)- (line(09) + Line(10)) \$51,013

**MANDATED COSTS
CRIME STATISTICS REPORTS FOR THE DOJ
CLAIM SUMMARY**

**FORM
AA-2**

(01) Claimant: **City of San Marcos** (02) Fiscal Year Costs Were Incurred: **2001-02**

(03) Reimbursable Components: Check only one box per form to identify the component being claimed

A. One-Time Costs

Policies and Procedures

B. On-Going Costs

Homicide Report Demographic Info Hate Crime Extract Info Fire Arm Report extract info
 Homicide Monthly Report to DOJ Hate Crime Report to DOJ Firearm Report to DOJ
 Homicide Additional Info & Explanation Hate Crime Additional Info

Domestic Violence - Write Incid. Report Domestic Violence Review & Edit Report

(04) Description of Expenses: Complete columns (a) through (f)

(a) Employee Names, Job Class., Functions Performed and Description of Expenses	(b) Hourly Rate or Unit Cost	Benefit Rate	(c) Hours Worked or Quantity	(d) Salaries	(e) Benefits	(f & g) Services and Supplies	(h) Fixed Assets	(i) Travel and Training	Total Salaries & Benefits
<p>Deputy Write & type Domestic Violence Report as required by State Statutes.</p>	\$106.17		436.80	\$46,375					\$46,375
(05) Total			436.80	\$46,375					\$46,375

Patrol Officer Rate

San Diego County Sheriff Office Contract for
Law Enforcement Services FY 01-02

The City contracts with the County Sheriff's Department for police patrol services.
These officers perform the mandated law enforcement activities described in this claim.

HOURLY RATE CALCULATION:


The hourly rate of a patrol unit (single officer) is calculated as follows:

The City pays an annual cost of \$329,387 for an 8.5 hr shift.

$$\text{Hourly Rate} = \frac{\$329,387}{(8.5 \text{ hrs/day} \times 365 \text{ days/yr})} = \frac{\$329,387}{3102.5 \text{ hrs/year}} = \frac{\$106.17}{\text{Hour}}$$

ATTACHMENT 1-1
City of San Marcos
 Effective 7/1/01 through 6/30/02

SERVICE CATEGORY	Unit Cost	# of Units	Unit Factor	Beat Factor	Total Net Cost	Annual Hours	Notes
Patrol:							
Sedan (7 days with relief)	<u>\$329,387</u>	15		0.99940	\$4,937,844	48,537.50	
Traffic:							
Sedan (7 days with relief)	\$273,540	2		0.97751	\$634,776	8,205.00	
(5 days with relief)	\$195,386	1		0.97751	190,992	2,218.50	
(6 days without relief)	\$154,542	1	0.6667	0.97751	100,711	1,479.00	Start Date - 11/2/01
Motorcycle (5 days NO relief)	\$158,865	2		0.97751	310,623	4,437.00	
		Sub-total			<u>\$1,137,102</u>		
Custom:							
Special Purpose Detail (1 Sgt, 4 Officers, 1 Ctl.)	\$541,413	2		1.0000	\$1,082,825	22,185.00	1 COPPS (4Dr. Sedan) 1 Street Gang/Narcotics (4 Dr. Sedan)
COPPS Sergeant	\$100,014	1	0.625	1.0000	\$62,509	22,185.00	Start Date 11/16/01
Credit for COPPS Grant Funding	\$48,380	1	0.625	1.0000	(\$30,237)		COPPS Grant Reimbursement- Start Date 11/16/02
Special Purpose Officer	\$94,279	2		1.0000	188,558	4,437.00	School Resource Officers - Subs. Abuse (4 Dr. Sedan)
Special Purpose Officer	\$99,956	2		1.0000	199,912	4,437.00	COPPS - (Black & White)
Special Purpose Officer	\$94,279	2		1.0000	188,558	4,437.00	COPPS (FAST Grant) (4 Dr. Sedan)
Special Purpose Officer	\$94,279	1		1.0000	94,279	2,218.50	COPPS Universal Grant - (4Dr. Sedan)
Special Purpose Officer	\$94,279	1		1.0000	94,279	2,218.50	COPPS Universal Grant - (4Dr. Sedan)
		Sub-total			<u>1,880,682</u>		
Liability:					\$ 104,325		
Other:							
800 MHZ Radio Equipt.					\$0		
Senior Volunteer Patrol Program	\$8,283	2			16,566		
Pipeline Cost					29,132		
		Sub-total			<u>\$45,698</u>		
		Less:		Crime Prevention Cr.	<u>(82,912)</u>		
TOTAL AMOUNT					<u>\$ 8,022,740</u>		

Claim for Payment Pursuant to Government Code Section 17561 CRIME STATISTICS REPORTS FOR THE DOJ			For State Controller Use Only	
			(19) Program Number: 00310	Program
			(20) Date Filed: <u>APR 6 2011</u>	310
			(21) LRS Input: ___/___/___	
(01) Claimant Identification Number		9837815	(22) FORM (04)1.A(g)	
(02) Claimant Name		City of San Marcos	(23) FORM (04)2.A.1(g)	
Mailing Address		1 Civic Center Drive	(24) FORM (04)2.A.2(g)	
Street Address or P.O. Box				
City		San Marcos		
State		CA		
Zip Code		92069		
Type of Claim	Estimated Claim	Reimbursement Claim	(25) FORM (04)2.A.3(g)	
	(03) Estimated <input type="checkbox"/>	(09) Reimbursement <input checked="" type="checkbox"/>	(26) FORM (04)2.B.1(g)	85,600
	(04) Combined <input type="checkbox"/>	(10) Combined <input type="checkbox"/>	(27) FORM (04)2.B.2(g)	
	(05) Amended <input type="checkbox"/>	(11) Amended <input type="checkbox"/>	(28) FORM (04)2.C.1(g)	
Fiscal Year of Cost	(06)	(12) 2002-03	(29) FORM (04)2.C.2(g)	
Total Claimed	(07)	(13) \$94,160	(30) FORM (04)2.C.3(g)	
Less: 10% Late Penalty, but not to exceed \$1,000 (if applicable)		(14)	(31) FORM (04)2.D.1(g)	
Less: Estimated Claim Payment Received		(15) DL	(32) FORM (04)2.D.2(g)	
Net Claimed Amount		(16) \$94,160	(33) FORM (06)	10
Due from State	(08)	(17) \$94,160	(34) FORM (07)	8,560
Due to State	(09)	(18)	(35) FORM (09)	
			(35) FORM (10)	
(38) CERTIFICATION OF CLAIM				
<p>In accordance with the provisions of Government Code 17561, I certify that I am the person authorized by the local agency to file claims with the State of California for costs mandated by Chapter 783, Statutes of 1995, Chapter 156 and 749, Statutes of 1996; and certify under penalty of perjury that I have not violated any of the provisions of Government Code Sections 1090 to 1098, inclusive.</p> <p>I further certify that there was no application for nor any grant or payment received, other than from the claimant, for reimbursement of costs claimed herein; and such costs are for a new program or increased level of services of an existing program. All offsetting savings and reimbursements set forth in the Parameters and Guidelines are identified, and all costs claimed are supported by source documentation currently maintained by the claimant.</p> <p>The amounts for Estimated Claim and/or Reimbursement Claim are hereby claimed from the State for payment of estimated and/or actual costs set forth on the attached statements. I certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct.</p>				
Signature of Authorized Representative			Date	
			3/28/11	
Liliane Serio			Date Signed	
Finance Director			Telephone Number (760) 744-1050	
			Email Address LSerio@ci.san-marcos.ca.us	
Name of Contact Person for Claim		Telephone Number	E-Mail Address	
Annette S. Chinn (CRS)		(916) 939-7901	AChinnCRS@aol.com	

**MANDATED COSTS
CRIME STATISTICS REPORTS FOR THE DOJ
CLAIM SUMMARY**

**FORM
1**

(01) Claimant City of San Marcos	(02) Type of Claim Reimbursement <input checked="" type="checkbox"/> Estimated <input type="checkbox"/>	Fiscal Year 2002-03 <small>(see FAM-27 for estimate)</small>
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Claim Statistics

(03) Department	Police
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Direct Costs	Object Accounts					
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(04) Reimbursable Components	(a)	(b)	(c & d)	(e)	(f)	(g)
	Salaries	Benefits	Services and Supplies	Fixed Assets	Travel	Total
1. ONE-TIME ACTIVITY						
A. Revise Policies and Procedures						

2. ON-GOING ACTIVITIES

Reimbursable Period: FY 2001-02 through FY 2009-10

A. Homicide Reports (PC 13014)

1. Extract Demographic Information						
2. Monthly Report to DOJ						
3. Verify/provide Additional Explanation						

B. Domestic Violence Related Calls for Assistance (PC 13730)

1. Write Incident Report	\$85,600					\$85,600
2. Review and Edit Report						

Reimbursable Period: FY 2004-05 beginning 01/01/05 through FY 2009-10

C. Hate Crime Reports (PC 13023)

1. Extract Information from PD Records						
2. Monthly/ Annual Report to DOJ						
3. Verify/provide Additional Explanation						

Reimbursable Period: FY 2001-02 through FY 2004-05 (ending 12/31/04)

D. Firearm Reports (PC 12031)

1. Extract Information from PD Records						
2. Report to Attorney General						

(05) Total Direct Costs	\$85,600					\$85,600
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Indirect Costs

(06) Indirect Cost Rate (applied to salaries)	(from ICRP) (Applied to Salaries)	10.0%
(07) Total Indirect Costs	Line (06) x line (05)(a) or line(06) x [(line (05)(a) + line(05)(b))]	\$8,560
(08) Total Direct and Indirect Costs	Line (05)(d) + line (07)	\$94,160

Cost Reductions

(09) Less: Offsetting Savings, if applicable	
(10) Less: Other Reimbursements, if applicable	
(11) Total Claimed Amount	Line (08)- (line(09) + Line(10)) \$94,160

**MANDATED COSTS
CRIME STATISTICS REPORTS FOR THE DOJ
CLAIM SUMMARY**

**FORM
AA-2**

(01) Claimant: City of San Marcos **(02) Fiscal Year Costs Were Incurred:** 2002-03

(03) Reimbursable Components: Check only one box per form to identify the component being claimed

A. One-Time Costs

Policies and Procedures

B. On-Going Costs

Homicide Report Demographic Info
 Hate Crime Extract Info
 Fire Arm Report extract info
 Homicide Monthly Report to DOJ
 Hate Crime Report to DOJ
 Firearm Report to DOJ
 Homicide Additional Info & Explanation
 Hate Crime Additional Info

Domestic Violence - Write Incd. Report
 Domestic Violence Review & Edit Report

(04) Description of Expenses: Complete columns (a) through (f)

(a) Employee Names, Job Class., Functions Performed and Description of Expenses	(b) Hourly Rate or Unit Cost	Benefit Rate	(c) Hours Worked or Quantity	(d) Salaries	(e) Benefits	(f & g) Services and Supplies	(h) Fixed Assets	(i) Travel and Training	Total Salaries & Benefits
<u>Deputy</u> Write & type Domestic Violence Report as required by State Statutes.	\$114.50		747.60	\$85,600					\$85,600
(05) Total			747.60	\$85,600					\$85,600

Patrol Officer Rate

San Diego County Sheriff Office Contract for Law Enforcement Services FY 02-03

The City contracts with the County Sheriff's Department for police patrol services. These officers perform the mandated law enforcement activities described in this claim.

HOURLY RATE CALCULATION:

The hourly rate of a patrol unit (single officer) is calculated as follows:

The City pays an annual cost of \$355,249 for an 8.5 hr shift.

$$\text{Hourly Rate} = \frac{\$355,249}{(8.5 \text{ hrs/day} \times 365 \text{ days/yr})} = \frac{\$355,249}{3102.5 \text{ hrs/year}} = \frac{\$114.50}{\text{Hour}}$$

ATTACHMENT B
City of San Marcos
 Effective: 7/1/02 through: 6/30/03

SERVICE CATEGORY	Unit Cost	# of Units	Unit Factor	Beat Factor	Total Net Cost	Annual Hours	Notes
Patrol:							
Sedan (7 days with relief)	\$355,249	15		1.00000	\$5,328,735	46,537.50	
Traffic:							
Sedan (7 days with relief)	\$290,358	2		0.98314	\$570,924	6,205.00	
(6 days with relief)	\$207,998	1		0.98314	203,902	2,218.50	
(6 days without relief)	\$163,122	1		0.98314	160,372	2,218.50	
Motorcycle (6 days NO relief)	\$166,403	2		0.98314	327,195	4,437.00	
		Sub-total			\$1,262,393		
Custom:							
Special Purpose Detail (1 Sgt, 4 Officers, 1 Clt.)	\$566,539	2		1.0000	\$1,133,078	22,185.00	1 COPPS (4Dr. Sedan) 1 Street Gang/Narcotics (4 Dr. Sedan)
COPPS Sergeant	\$108,641	1		1.0000	\$108,641	22,185.00	
Credit for COPPS Grant Funding	\$48,380	1		1.0000	(\$48,380)		COPPS Grant Reimbursement
Special Purpose Officer	\$98,130	2		1.0000	196,269	4,437.00	School Resource Officers - Subs. Abuse (4 Dr. Sedan)
Special Purpose Officer	\$105,598	2		1.0000	211,192	4,437.00	COPPS - (Black & White)
Special Purpose Officer	\$98,130	2		1.0000	196,269	4,437.00	COPPS (FAST Grant) (4 Dr. Sedan)
Special Purpose Officer	\$98,130	1		1.0000	98,130	2,218.50	COPPS Universal Grant - (4Dr. Sedan)
Special Purpose Officer	\$98,130	1		1.0000	98,130	2,218.50	COPPS Universal Grant - (4Dr. Sedan)
		Sub-total			1,991,209		
Liability:							
					\$ 109,781		
Other:							
800 MHZ Radio Equipmt.					\$0		
Senior Volunteer Patrol Program	\$8,284	2			16,568		
		Sub-total			\$16,568		
		Less:		Crims Prevention Cr.	(94,886)		
TOTAL AMOUNT					\$ 8,813,798		

Claim for Payment Pursuant to Government Code Section 17561 CRIME STATISTICS REPORTS FOR THE DOJ			For State Controller Use Only	
			(19) Program Number: 00310	Program 310
(01) Claimant Identification Number 9837815			(22) FORM (04)1.A(g)	
(02) Claimant Name City of San Marcos			(23) FORM (04)2.A.1(g)	
Mailing Address 1 Civic Center Drive			(24) FORM (04)2.A.2(g)	
Street Address or P.O. Box				
City San Marcos				
State CA Zip Code 92069				
Type of Claim	Estimated Claim		Reimbursement Claim	
	(03) Estimated <input type="checkbox"/>	(09) Reimbursement <input checked="" type="checkbox"/>	(25) FORM (04)2.A.3(g)	
	(04) Combined <input type="checkbox"/>	(10) Combined <input type="checkbox"/>	(26) FORM (04)2.B.1(g)	91,184
	(05) Amended <input type="checkbox"/>	(11) Amended <input type="checkbox"/>	(27) FORM (04)2.B.2(g)	
Fiscal Year of Cost	(06)	(12) 2003-04	(28) FORM (04)2.C.1(g)	
Total Claimed	(07)	(13) \$100,302 <i>MM</i>	(29) FORM (04)2.C.2(g)	
Less: 10% Late Penalty, but not to exceed \$1,000 (if applicable)			(30) FORM (04)2.C.3(g)	
Less: Estimated Claim Payment Received			(31) FORM (04)2.D.1(g)	
Net Claimed Amount		(14)	(32) FORM (04)2.D.2(g)	
Due from State	(08)	(15)	(16) \$100,302 ✓	(33) FORM (06) 10
Due to State	(09)	(17) \$100,302	(18)	(34) FORM (07) 9,118
			(35) FORM (09)	
			(35) FORM (10)	

(38) CERTIFICATION OF CLAIM

In accordance with the provisions of Government Code 17561, I certify that I am the person authorized by the local agency to file claims with the State of California for costs mandated by Chapter 783, statutes of 1995, Chapter 156 and 749, Statutes of 1996; and certify under penalty of perjury that I have not violated any of the provisions of Government Code Sections 1090 to 1098, inclusive.

I further certify that there was no application for nor any grant or payment received, other than from the claimant, for reimbursement of costs claimed herein; and such costs are for a new program or increased level of services of an existing program. All offsetting savings and reimbursements set forth in the Parameters and Guidelines are identified, and all costs claimed are supported by source documentation currently maintained by the claimant.

The amounts for Estimated Claim and/or Reimbursement Claim are hereby claimed from the State for payment of estimated and/or actual costs set forth on the attached statements. I certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Signature of Authorized Representative

Date

Liliane Serio

Date Signed

3/28/11

Liliane Serio

Telephone Number (760) 744-1050

Finance Director

Email Address LSerio@ci.san-marcos.ca.us

Name of Contact Person for Claim

Telephone Number

E-Mail Address

Annette S. Chinn (CRS)

(916) 939-7901

AChinnCRS@aol.com

**MANDATED COSTS
CRIME STATISTICS REPORTS FOR THE DOJ
CLAIM SUMMARY**

**FORM
1**

(01) Claimant City of San Marcos	(02) Type of Claim Reimbursement <input checked="" type="checkbox"/> Estimated <input type="checkbox"/>	Fiscal Year 2003-04 (see FAM-27 for estimate)
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Claim Statistics

(03) Department	Police
------------------------	---------------

Direct Costs	Object Accounts
---------------------	------------------------

(04) Reimbursable Components	(a)	(b)	(c & d)	(e)	(f)	(g)
	Salaries	Benefits	Services and Supplies	Fixed Assets	Travel	Total
1. ONE-TIME ACTIVITY						
A. Revise Policies and Procedures						

2. ON-GOING ACTIVITIES

Reimbursable Period: FY 2001-02 through FY 2009-10

A. Homicide Reports (PC 13014)

1. Extract Demographic Information						
2. Monthly Report to DOJ						
3. Verify/provide Additional Explanation						

B. Domestic Violence Related Calls for Assistance (PC 13730)

1. Write Incident Report	\$91,184					\$91,184
2. Review and Edit Report						

Reimbursable Period: FY 2004-05 beginning 01/01/05 through FY 2009-10

C. Hate Crime Reports (PC 13023)

1. Extract Information from PD Records						
2. Monthly/ Annual Report to DOJ						
3. Verify/provide Additional Explanation						

Reimbursable Period: FY 2001-02 through FY 2004-05 (ending 12/31/04)

D. Firearm Reports (PC 12031)

1. Extract Information from PD Records						
2. Report to Attorney General						

(05) Total Direct Costs	\$91,184					\$91,184
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Indirect Costs

(06) Indirect Cost Rate (applied to salaries)	(from ICRP) (Applied to Salaries)	10.0%
(07) Total Indirect Costs	Line (06) x line (05)(a) or line(06) x [line (05)(a) + line(05)(b)]	\$9,118
(08) Total Direct and Indirect Costs	Line (05)(d) + line (07)	\$100,302

Cost Reductions

(09) Less: Offsetting Savings, if applicable	
(10) Less: Other Reimbursements, if applicable	
(11) Total Claimed Amount	Line (08)- (line(09) + Line(10)) \$100,302

**MANDATED COSTS
CRIME STATISTICS REPORTS FOR THE DOJ
CLAIM SUMMARY**

**FORM
AA-2**

(01) Claimant: City of San Marcos **(02) Fiscal Year Costs Were Incurred:** 2003-04

(03) Reimbursable Components: Check only one box per form to identify the component being claimed

A. One-Time Costs

Policies and Procedures

B. On-Going Costs

Homicide Report Demographic Info Hate Crime Extract Info Fire Arm Report extract info
 Homicide Monthly Report to DOJ Hate Crime Report to DOJ Firearm Report to DOJ
 Homicide Additional Info & Explanation Hate Crime Additional Info

Domestic Violence - Write Incd. Report Domestic Violence Review & Edit Report

(04) Description of Expenses: Complete columns (a) through (f)

(a) Employee Names, Job Class., Functions Performed and Description of Expenses	(b) Hourly Rate or Unit Cost	Benefit Rate	(c) Hours Worked or Quantity	(d) Salaries	(e) Benefits	(f & g) Services and Supplies	(h) Fixed Assets	(i) Travel and Training	Total Salaries & Benefits
<u>Deputy</u> Write & type Domestic Violence Report as required by State Statutes.	\$134.43		678.30	\$91,184					\$91,184
(05) Total			678.30	\$91,184					\$91,184

Patrol Officer Rate

San Diego County Sheriff Office Contract for Law Enforcement Services FY 03-04

The City contracts with the County Sheriff's Department for police patrol services. These officers perform the mandated law enforcement activities described in this claim.

HOURLY RATE CALCULATION:

The hourly rate of a patrol unit (single officer) is calculated as follows:

The City pays an annual cost of \$355,249 for an 8.5 hr shift.

$$\text{Hourly Rate} = \frac{\$417,060}{(8.5 \text{ hrs/day} \times 365 \text{ days/yr})} = \frac{\$417,060}{3102.5 \text{ hrs/year}} = \frac{\$134.43}{\text{Hour}}$$

ATTACHMENT B
City of Encinitas
 Effective 7/1/03 through 6/30/04

SERVICE CATEGORY	Unit Cost	# of Units	Unit Factor	Beat Factor	Total Net Cost	Annual Hours	Notes
Patrol:							
Sedan, (7 days with relief)	\$417,060	13		0.99516	\$5,395,536	40,332.50	
Sedan, (5 days with relief)	\$297,900	2		0.99516	592,916	4,437.00	
		Sub-total			\$5,988,452		
Traffic:							
Sedan (7 days with relief)	\$341,385	2		0.98362	\$671,587	6,205.00	
Sedan (5 days with relief)	\$243,847	1		0.98362	\$239,852	2,218.50	
Motorcycle (5 days NO relief)	\$196,203	4		0.98362	771,955	8,874.00	
		Sub-total			\$1,683,395		
Custom:							
Special Purpose Officer	\$117,769	2		1.0000	\$235,538	4,437.00	2 COPPS - (Sedans)
Special Purpose Officer	\$119,339	1		1.0000	119,339	2,218.50	1 DARE - (Van)
Special Purpose Officer	\$117,769	0.80		1.0000	94,215	1,774.80	Street Gang/Narcotics - Sedan
Special Purpose Officer	\$125,625	2		1.0000	251,250	4,437.00	8RO (COPPS)(B&W)
Credit for COPPS Grant Funding	\$48,380	2		1.0000	(96,759)		COPPS Grant Reimbursement
Community Service Officer	\$61,126	2		1.0000	122,252	4,176.00	
		Sub-total			\$725,835		
Liability:					\$ 96,604		
Other:							
800 MHZ Radio Eqipt.					\$0		
Senior Volunteer Patrol Prog.	\$8,284				8,284		
		Sub-total			\$8,284		
TOTAL AMOUNT					\$ 6,502,569		

Claim for Payment Pursuant to Government Code Section 17561 CRIME STATISTICS REPORTS FOR THE DOJ			For State Controller Use Only	
			(19) Program Number: 00310 (20) Date Filed: APR 6, 2011 (21) LRS Input: 4.6.11	Program 310
(01) Claimant Identification Number		9837815	(22) FORM (04)1.A(g)	
(02) Claimant Name		City of San Marcos	(23) FORM (04)2.A.1(g)	
Mailing Address		1 Civic Center Drive	(24) FORM (04)2.A.2(g)	
Street Address or P.O. Box				
City		San Marcos		
State		CA		
Zip Code		92069		
Type of Claim	Estimated Claim		(25) FORM (04)2.A,3(g)	
	(03) Estimated	<input type="checkbox"/>	(09) Reimbursement	<input checked="" type="checkbox"/>
	(04) Combined	<input type="checkbox"/>	(10) Combined	<input type="checkbox"/>
	(05) Amended	<input type="checkbox"/>	(11) Amended	<input type="checkbox"/>
Fiscal Year of Cost		(06)	(12)	2004-05
Total Claimed		(07)	(13)	\$119,899 <i>MM</i>
Less: 10% Late Penalty, but not to exceed \$1,000 (if applicable)		(14)	(31) FORM (04)2.D.1(g)	
Less: Estimated Claim Payment Received		(15)	(32) FORM (04)2.D.2(g)	
Net Claimed Amount		(16)	(33) FORM (06)	10
Due from State		(08)	(17)	\$119,899
Due to State		(09)	(18)	
			(35) FORM (10)	

(38) CERTIFICATION OF CLAIM

In accordance with the provisions of Government Code 17561, I certify that I am the person authorized by the local agency to file claims with the State of California for costs mandated by Chapter 783, statutes of 1995, Chapter 156 and 749, Statutes of 1996; and certify under penalty of perjury that I have not violated any of the provisions of Government Code Sections 1090 to 1098, inclusive.

I further certify that there was no application for nor any grant or payment received, other than from the claimant, for reimbursement of costs claimed herein; and such costs are for a new program or increased level of services of an existing program. All offsetting savings and reimbursements set forth in the Parameters and Guidelines are identified, and all costs claimed are supported by source documentation currently maintained by the claimant.

The amounts for Estimated Claim and/or Reimbursement Claim are hereby claimed from the State for payment of estimated and/or actual costs set forth on the attached statements. I certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Signature of Authorized Representative

Date

Liliane Serio

Date Signed

3/28/11

Liliane Serio

Telephone Number (760) 744-1050

Finance Director

Email Address LSerio@ci.san-marcos.ca.us

Name of Contact Person for Claim

Telephone Number

E-Mail Address

Annette S. Chinn (CRS)

(916) 939-7901

AChinnCRS@aol.com

**MANDATED COSTS
CRIME STATISTICS REPORTS FOR THE DOJ
CLAIM SUMMARY**

**FORM
1**

(01) Claimant City of San Marcos	(02) Type of Claim Reimbursement <input checked="" type="checkbox"/> Estimated <input type="checkbox"/>	Fiscal Year 2004-05 <small>(see FAM-27 for estimate)</small>
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Claim Statistics

(03) Department	Police
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Direct Costs **Object Accounts**

(04) Reimbursable Components	(a)	(b)	(c & d)	(e)	(f)	(g)
	Salaries	Benefits	Services and Supplies	Fixed Assets	Travel	Total
1. ONE-TIME ACTIVITY						
A. Revise Policies and Procedures						
2. ON-GOING ACTIVITIES						

Reimbursable Period: FY 2001-02 through FY 2009-10

A. Homicide Reports (PC 13014)

1. Extract Demographic Information						
2. Monthly Report to DOJ						
3. Verify/provide Additional Explanation						

B. Domestic Violence Related Calls for Assistance (PC 13730)

1. Write Incident Report	\$108,999					\$108,999
2. Review and Edit Report						

Reimbursable Period: FY 2004-05 beginning 01/01/05 through FY 2009-10

C. Hate Crime Reports (PC 13023)

1. Extract Information from PD Records						
2. Monthly/ Annual Report to DOJ						
3. Verify/provide Additional Explanation						

Reimbursable Period: FY 2001-02 through FY 2004-05 (ending 12/31/04)

D. Firearm Reports (PC 12031)

1. Extract Information from PD Records						
2. Report to Attorney General						

(05) Total Direct Costs	\$108,999					\$108,999
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Indirect Costs

(06) Indirect Cost Rate (applied to salaries)	(from ICRP) (Applied to Salaries)	10.0%
(07) Total Indirect Costs	Line (06) x line (05)(a) or line(06) x [line (05)(a) + line(05)(b)]	\$10,900
(08) Total Direct and Indirect Costs	Line (05)(d) + line (07)	\$119,899

Cost Reductions

(09) Less: Offsetting Savings, if applicable	
(10) Less: Other Reimbursements, if applicable	
(11) Total Claimed Amount	Line (08)- (line(09) + Line(10)) \$119,899

**MANDATED COSTS
CRIME STATISTICS REPORTS FOR THE DOJ
CLAIM SUMMARY**

**FORM
AA-2**

(01) Claimant: City of San Marcos **(02) Fiscal Year Costs Were Incurred:** 2004-05

(03) Reimbursable Components: Check only one box per form to identify the component being claimed

A. One-Time Costs

Policies and Procedures

B. On-Going Costs

Homicide Report Demographic Info
 Hate Crime Extract Info
 Fire Arm Report extract info
 Homicide Monthly Report to DOJ
 Hate Crime Report to DOJ
 Firearm Report to DOJ
 Homicide Additional Info & Explanation
 Hate Crime Additional Info

Domestic Violence - Write Incd. Report
 Domestic Violence Review & Edit Report

(04) Description of Expenses: Complete columns (a) through (f)

(a) Employee Names, Job Class., Functions Performed and Description of Expenses	(b) Hourly Rate or Unit Cost	Benefit Rate	(c) Hours Worked or Quantity	(d) Salaries	(e) Benefits	(f & g) Services and Supplies	(h) Fixed Assets	(i) Travel and Training	Total Salaries & Benefits
<u>Deputy</u> Write & type Domestic Violence Report as required by State Statutes.	\$144.58		753.90	\$108,999					\$108,999
(05) Total			753.90	\$108,999					\$108,999

Patrol Officer Rate

San Diego County Sheriff Office Contract for Law Enforcement Services FY 04-05

The City contracts with the County Sheriff's Department for police patrol services. These officers perform the mandated law enforcement activities described in this claim.

HOURLY RATE CALCULATION:


The hourly rate of a patrol unit (single officer) is calculated as follows:

The City pays an annual cost of \$355,249 for an 8.5 hr shift.

$$\text{Hourly Rate} = \frac{\$448,574}{(8.5 \text{ hrs/day} \times 365 \text{ days/yr})} = \frac{\$448,574}{3102.5 \text{ hrs/year}} = \frac{\$144.58}{\text{Hour}}$$

ATTACHMENT B
City of Encinitas
 Effective 7/1/04 through 6/30/05

SERVICE CATEGORY	Unit Cost	# of Units	Beat Factor	Unit Factor	Total Net Cost	Annual Hours	Notes
Patrol:							
Sedan, (7 days with roller)	\$448,574	13	1.00000		\$5,831,452	40,332.50	
Sedan, (5 days with roller)	\$320,409	2	1.00000		640,818	4,437.00	
		Sub-total			<u>\$6,472,280</u>		
Traffic:							
Sedan (7 days with roller)	\$362,444	2	0.97497		\$708,744	6,205.00	
(5 days with roller)	\$258,888	1	0.97497		\$262,408	2,218.50	
Motorcycle (5 days NO roller)	\$209,156	4	0.97497		815,883	6,874.00	
		Sub-total			<u>\$1,774,835</u>		
Custom:							
Special Purpose Officer	\$127,740	2	1.0000		\$255,480	4,437.00	2 COPPS - (Sedans)
Special Purpose Officer	\$129,311	1	1.0000		129,311	2,218.50	1 DARE - (Van)
Special Purpose Officer	\$127,740	0.50	1.0000		102,192	1,774.80	Street Gang/Narcotics - Sedan
Special Purpose Officer	\$135,514	2	1.0000		271,028	4,437.00	SRO (COPPS)(B&W)
Credit for COPPS Grant Funding	\$16,127	2	1.0000		(32,253)		COPPS Grant Reimbursement
Community Service Officer	\$67,985	2	1.0000		135,970	4,176.00	
		Sub-total			<u>\$851,728</u>		
Liability:							
					\$ 93,200		
Other:							
800 MHZ Radio Equip.					\$0		
Senior Volunteer Patrol Prog.	\$8,284				8,284		
		Sub-total			<u>\$8,284</u>		
TOTAL AMOUNT					<u>\$ 9,210,327</u>		

Claim for Payment Pursuant to Government Code Section 17561 CRIME STATISTICS REPORTS FOR THE DOJ			For State Controller Use Only	
			(19) Program Number: 00310	Program
			(20) Date Filed: APR 8, 2011	310
			(21) LRS Input: 4, 6, 11	
(01) Claimant Identification Number: 9837815			(22) FORM (04)1.A(g)	
(02) Claimant Name: City of San Marcos			(23) FORM (04)2.A.1(g)	
Mailing Address: 1 Civic Center Drive			(24) FORM (04)2.A.2(g)	
Street Address or P.O. Box:				
City: San Marcos				
State: CA Zip Code: 92069				
Type of Claim	Estimated Claim	Reimbursement Claim	(25) FORM (04)2.A.3(g)	
	(03) Estimated <input type="checkbox"/>	(09) Reimbursement <input checked="" type="checkbox"/>	(26) FORM (04)2.B.1(g)	120,823
	(04) Combined <input type="checkbox"/>	(10) Combined <input type="checkbox"/>	(27) FORM (04)2.B.2(g)	
	(05) Amended <input type="checkbox"/>	(11) Amended <input type="checkbox"/>	(28) FORM (04)2.C.1(g)	
Fiscal Year of Cost	(06)	(12) 2005-06	(29) FORM (04)2.C.2(g)	
Total Claimed	(07)	(13) \$132,905 MM	(30) FORM (04)2.C.3(g)	
Less: 10% Late Penalty, but not to exceed \$1,000 (if applicable)		(14)	(31) FORM (04)2.D.1(g)	
Less: Estimated Claim Payment Received		(15)	(32) FORM (04)2.D.2(g)	
Net Claimed Amount		(16) \$132,905	(33) FORM (06)	10
Due from State	(08)	(17) \$132,905	(34) FORM (07)	12,082
Due to State	(09)	(18)	(35) FORM (09)	
			(35) FORM (10)	
(38) CERTIFICATION OF CLAIM				
<p>In accordance with the provisions of Government Code 17561, I certify that I am the person authorized by the local agency to file claims with the State of California for costs mandated by Chapter 783, statues of 1995, Chapter 156 and 749, Statutes of 1996; and certify under penalty of perjury that I have not violated any of the provisions of Government Code Sections 1090 to 1098, inclusive.</p> <p>I further certify that there was no application for nor any grant or payment received, other than from the claimant, for reimbursement of costs claimed herein; and such costs are for a new program or increased level of services of an existing program. All offsetting savings and reimbursements set forth in the Parameters and Guidelines are identified, and all costs claimed are supported by source documentation currently maintained by the claimant.</p> <p>The amounts for Estimated Claim and/or Reimbursement Claim are hereby claimed from the State for payment of estimated and/or actual costs set forth on the attached statements. I certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct.</p>				
Signature of Authorized Representative			Date	
			Date Signed: 3/28/11	
Liliane Serio			Telephone Number: (760) 744-1050	
Finance Director			Email Address: LSerio@ci.san-marcos.ca.us	
Name of Contact Person for Claim		Telephone Number	E-Mail Address	
Annette S. Chinn (CRS)		(916) 939-7901	AChinnCRS@aol.com	

**MANDATED COSTS
CRIME STATISTICS REPORTS FOR THE DOJ
CLAIM SUMMARY**

**FORM
1**

(01) Claimant City of San Marcos	(02) Type of Claim Reimbursement <input checked="" type="checkbox"/> Estimated <input type="checkbox"/>	Fiscal Year 2005-06 <small>(see FAM-27 for estimate)</small>
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Claim Statistics

(03) Department	Police
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Direct Costs	Object Accounts
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(04) Reimbursable Components	(a)	(b)	(c & d)	(e)	(f)	(g)
	Salaries	Benefits	Services and Supplies	Fixed Assets	Travel	Total
1. ONE-TIME ACTIVITY						
A. Revise Policies and Procedures						
2. ON-GOING ACTIVITIES						

Reimbursable Period: FY 2001-02 through FY 2009-10

A. Homicide Reports (PC 13014)

1. Extract Demographic Information						
2. Monthly Report to DOJ						
3. Verify/provide Additional Explanation						

B. Domestic Violence Related Calls for Assistance (PC 13730)

1. Write Incident Report	\$120,823					\$120,823
2. Review and Edit Report						

Reimbursable Period: FY 2004-05 beginning 01/01/05 through FY 2009-10

C. Hate Crime Reports (PC 13023)

1. Extract Information from PD Records						
2. Monthly/ Annual Report to DOJ						
3. Verify/provide Additional Explanation						

Reimbursable Period: FY 2001-02 through FY 2004-05 (ending 12/31/04)

D. Firearm Reports (PC 12031)

1. Extract Information from PD Records						
2. Report to Attorney General						

(05) Total Direct Costs	\$120,823					\$120,823
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Indirect Costs

(06) Indirect Cost Rate (applied to salaries)	(from ICRP) (Applied to Salaries)	10.0%
(07) Total Indirect Costs	Line (06) x line (05)(a) or line(06) x [line (05)(a) + line(05)(b)]	\$12,082
(08) Total Direct and Indirect Costs	Line (05)(d) + line (07)	\$132,905

Cost Reductions

(09) Less: Offsetting Savings, if applicable	
(10) Less: Other Reimbursements, if applicable	
(11) Total Claimed Amount	Line (08)- (line(09) + Line(10)) \$132,905

**MANDATED COSTS
CRIME STATISTICS REPORTS FOR THE DOJ
CLAIM SUMMARY**

**FORM
AA-2**

(01) Claimant: City of San Marcos **(02) Fiscal Year Costs Were Incurred:** 2005-06

(03) Reimbursable Components: Check only one box per form to identify the component being claimed

A. One-Time Costs

Policies and Procedures

B. On-Going Costs

Homicide Report Demographic Info
 Hate Crime Extract Info
 Fire Arm Report extract info
 Homicide Monthly Report to DOJ
 Hate Crime Report to DOJ
 Firearm Report to DOJ
 Homicide Additional Info & Explanation
 Hate Crime Additional Info

Domestic Violence - Write Incd. Report
 Domestic Violence Review & Edit Report

(04) Description of Expenses: Complete columns (a) through (f)

(a) Employee Names, Job Class., Functions Performed and Description of Expenses	(b) Hourly Rate or Unit Cost	Benefit Rate	(c) Hours Worked or Quantity	(d) Salaries	(e) Benefits	(f & g) Services and Supplies	(h) Fixed Assets	(i) Travel and Training	Total Salaries & Benefits
<u>Deputy</u> Write & type Domestic Violence Report as required by State Statutes.	\$155.08		779.10	\$120,823					\$120,823
(05) Total			779.10	\$120,823					\$120,823

Patrol Officer Rate

San Diego County Sheriff Office Contract for Law Enforcement Services FY 05-06

The City contracts with the County Sheriff's Department for police patrol services. These officers perform the mandated law enforcement activities described in this claim.

HOURLY RATE CALCULATION:


The hourly rate of a patrol unit (single officer) is calculated as follows:

The City pays an annual cost of \$355,249 for an 8.5 hr shift.

$$\text{Hourly Rate} = \frac{\$481,129}{(8.5 \text{ hrs/day} \times 365 \text{ days/yr})} = \frac{\$481,129}{3102.5 \text{ hrs/year}} = \frac{\$155.08}{\text{Hour}}$$

ATTACHMENT B
City of Encinitas
 Effective 7/1/05 through 6/30/06

SERVICE CATEGORY	Unit Cost	# of Units	Beat Factor	Unit Factor	Total Net Cost	Annual Hours	Notes
Patrol:							
Sedan.	07 days with relief	\$481,129	13	1.00000	\$8,254,677	40,332.50	
Sedan.	15 days with relief	\$343,664	2	1.00000	687,328	4,437.00	
			Sub-total		\$6,942,005		
Traffic:							
Sedan	07 days with relief	\$391,168	2	0.98987	\$774,407	6,205.00	
	15 days with relief	\$279,404	1	0.98987	\$278,574	2,218.50	
Motorcycle	15 days with relief	\$225,214	4	0.98987	891,730	8,874.00	
			Sub-total		\$1,942,711		
Custom:							
Special Purpose Officer		\$137,238	2	1.0000	\$274,476	4,437.00	2 COPPS - (Sedans)
Special Purpose Officer		\$138,669	1	1.0000	138,669	2,218.50	1 DARE - (Van)
Special Purpose Officer		\$137,238	0.80	1.0000	109,790	1,774.80	Street Gang/NarcoFes - Sedan
Special Purpose Officer		\$145,583	2	1.0000	291,166	4,437.00	SRO (COPPS) & WI
Community Service Officer		\$70,696	2	1.0000	141,392	4,176.00	
			Sub-total		\$955,493		
Liability:							
					\$ 97,029		
Other:							
800 MHZ Radio Equip.					\$0		
Senior Volunteer Patrol Prog.	\$8,545	1			8,545		
			Sub-total		\$8,545		
TOTAL AMOUNT					\$ 9,945,783		

Claim for Payment Pursuant to Government Code Section 17561 CRIME STATISTICS REPORTS FOR THE DOJ			For State Controller Use Only	
			(19) Program Number: 00310	Program 310
(01) Claimant Identification Number 9837815			(22) FORM (04)1.A(g)	
(02) Claimant Name City of San Marcos			(23) FORM (04)2.A.1(g)	
Mailing Address 1 Civic Center Drive			(24) FORM (04)2.A.2(g)	
Street Address or P.O. Box				
City San Marcos				
State CA Zip Code 92069				
Type of Claim	Estimated Claim		Reimbursement Claim	
	(03) Estimated <input type="checkbox"/>	(09) Reimbursement <input checked="" type="checkbox"/>	(25) FORM (04)2.A,3(g)	
	(04) Combined <input type="checkbox"/>	(10) Combined <input type="checkbox"/>	(26) FORM (04)2.B.1(g)	127,427
	(05) Amended <input type="checkbox"/>	(11) Amended <input type="checkbox"/>	(27) FORM (04)2.B.2(g)	
Fiscal Year of Cost	(06)	(12) 2006-07	(28) FORM (04)2.C.1(g)	
Total Claimed	(07)	(13) \$140,170 MM	(29) FORM (04)2.C.2(g)	
Less: 10% Late Penalty, but not to exceed \$1,000 (if applicable)			(30) FORM (04)2.C.3(g)	
Less: Estimated Claim Payment Received			(31) FORM (04)2.D.1(g)	
(14)			(32) FORM (04)2.D.2(g)	
Net Claimed Amount	(15)	(16) \$140,170	(33) FORM (06)	10
Due from State	(08)	(17) \$140,170	(34) FORM (07)	12,743
Due to State	(09)	(18)	(35) FORM (09)	
			(35) FORM (10)	
(38) CERTIFICATION OF CLAIM				
<p>In accordance with the provisions of Government Code 17561, I certify that I am the person authorized by the local agency to file claims with the State of California for costs mandated by Chapter 783, statutes of 1995, Chapter 156 and 749, Statutes of 1996; and certify under penalty of perjury that I have not violated any of the provisions of Government Code Sections 1090 to 1098, inclusive.</p> <p>I further certify that there was no application for nor any grant or payment received, other than from the claimant, for reimbursement of costs claimed herein; and such costs are for a new program or increased level of services of an existing program. All offsetting savings and reimbursements set forth in the Parameters and Guidelines are identified, and all costs claimed are supported by source documentation currently maintained by the claimant.</p> <p>The amounts for Estimated Claim and/or Reimbursement Claim are hereby claimed from the State for payment of estimated and/or actual costs set forth on the attached statements. I certify under penalty of perjury of perjury under the laws of the State of California that the foregoing is true and correct.</p>				
Signature of Authorized Representative			Date	
			Date Signed 3/28/11	
Liliane Serio			Telephone Number (760) 744-1050	
Finance Director			Email Address LSerio@ci.san-marcos.ca.us	
Name of Contact Person for Claim			Telephone Number	E-Mail Address
Annette S. Chinn (CRS)			(916) 939-7901	AChinnCRS@aol.com

**MANDATED COSTS
CRIME STATISTICS REPORTS FOR THE DOJ
CLAIM SUMMARY**

**FORM
1**

(01) Claimant City of San Marcos	(02) Type of Claim Reimbursement <input checked="" type="checkbox"/> Estimated <input type="checkbox"/>	Fiscal Year 2006-07 <small>(see FAM-27 for estimate)</small>
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Claim Statistics

(03) Department	Police
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Direct Costs	Object Accounts
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(04) Reimbursable Components	(a)	(b)	(c & d)	(e)	(f)	(g)
	Salaries	Benefits	Services and Supplies	Fixed Assets	Travel	Total
1. ONE-TIME ACTIVITY						
A. Revise Policies and Procedures						
2. ON-GOING ACTIVITIES						

Reimbursable Period: FY 2001-02 through FY 2009-10

A. Homicide Reports (PC 13014)						
1. Extract Demographic Information						
2. Monthly Report to DOJ						
3. Verify/provide Additional Explanation						
B. Domestic Violence Related Calls for Assistance (PC 13730)						
1. Write Incident Report	\$127,427					\$127,427
2. Review and Edit Report						

Reimbursable Period: FY 2004-05 beginning 01/01/05 through FY 2009-10

C. Hate Crime Reports (PC 13023)						
1. Extract Information from PD Records						
2. Monthly/ Annual Report to DOJ						
3. Verify/provide Additional Explanation						

Reimbursable Period: FY 2001-02 through FY 2004-05 (ending 12/31/04)

D. Firearm Reports (PC 12031)						
1. Extract Information from PD Records						
2. Report to Attorney General						

(05) Total Direct Costs	\$127,427					\$127,427
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Indirect Costs

(06) Indirect Cost Rate (applied to salaries)	(from ICRP) (Applied to Salaries)	10.0%
(07) Total Indirect Costs	Line (06) x line (05)(a) or line(06) x [(line (05)(a) + line(05)(b))]	\$12,743
(08) Total Direct and Indirect Costs	Line (05)(d) + line (07)	\$140,170

Cost Reductions

(09) Less: Offsetting Savings, if applicable	
(10) Less: Other Reimbursements, if applicable	
(11) Total Claimed Amount	Line (08)- (line(09) + Line(10)) \$140,170

**MANDATED COSTS
CRIME STATISTICS REPORTS FOR THE DOJ
CLAIM SUMMARY**

**FORM
AA-2**

(01) Claimant: City of San Marcos **(02) Fiscal Year Costs Were Incurred:** 2006-07

(03) Reimbursable Components: Check only one box per form to identify the component being claimed

A. One-Time Costs

Policies and Procedures

B. On-Going Costs

Homicide Report Demographic Info Hate Crime Extract Info Fire Arm Report extract info

Homicide Monthly Report to DOJ Hate Crime Report to DOJ Firearm Report to DOJ

Homicide Additional Info & Explanation Hate Crime Additional Info

Domestic Violence - Write Incid. Report Domestic Violence Review & Edit Report

(04) Description of Expenses: Complete columns (a) through (f)

(a) Employee Names, Job Class., Functions Performed and Description of Expenses	(b) Hourly Rate or Unit Cost	Benefit Rate	(c) Hours Worked or Quantity	(d) Salaries	(e) Benefits	(f & g) Services and Supplies	(h) Fixed Assets	(i) Travel and Training	Total Salaries & Benefits
<u>Deputy</u> Write & type Domestic Violence Report as required by State Statutes.	\$162.68		783.30	\$127,427					\$127,427
(05) Total			783.30	\$127,427					\$127,427

Patrol Officer Rate

San Diego County Sheriff Office Contract for Law Enforcement Services FY 06-07

The City contracts with the County Sheriff's Department for police patrol services. These officers perform the mandated law enforcement activities described in this claim.

HOURLY RATE CALCULATION:


The hourly rate of a patrol unit (single officer) is calculated as follows:

The City pays an annual cost of \$504,714 for an 8.5 hr shift.

$$\text{Hourly Rate} = \frac{\$504,714}{(8.5 \text{ hrs/day} \times 365 \text{ days/yr})} = \frac{\$504,714}{3102.5 \text{ hrs/year}} = \frac{\$162.68}{\text{Hour}}$$

ATTACHMENT B
City of Encinitas
 Effective 7/1/06 through 6/30/07

SERVICE CATEGORY	Unit Cost	# of Units	Beat Factor	Unit Factor	Total Net Cost	Annual Hours	Notes
Patrol:							
Sedan, 7 days with relief	\$504,714	13	1.00000		\$6,561,280	40,332.50	
Sedan, 15 days with relief	\$360,510	2	1.00000		721,020	4,437.00	
		Sub-total			<u>\$7,282,300</u>		
Traffic:							
Sedan 7 days with relief	\$407,175	2	0.99606		\$811,142	6,205.00	
Sedan 15 days with relief	\$290,839	1	0.99606		\$289,694	2,218.50	
Motorcycle 15 days NO relief	\$232,497	4	0.99606		926,323	8,874.00	
		Sub-total			<u>\$2,027,159</u>		
Custom:							
Special Purpose Officer	\$143,116	2	1.0000		\$286,232	4,437.00	2 COPPS - (Sedans)
Special Purpose Officer	\$144,720	1	1.0000		144,720	2,218.50	1 DARE - (Van)
Special Purpose Officer	\$143,116	0.80	1.0000		114,493	1,774.80	Street Gang/Narcotics - Sedan
Special Purpose Officer	\$149,608	2	1.0000		299,217	4,437.00	SRO (COPPS)(B&W)
Community Service Officer	\$66,226	2	1.0000		132,452	4,176.00	
Community Service Officer	\$67,105	1.5	1.0000		100,658	3,132.00	Red Light Project (4 Dr) 7/1/06
		Sub-total			<u>\$1,077,772</u>		
Liability:							
					\$ 96,101		
Other:							
800 MHZ Radio Equipt.					\$0		
Senior Volunteer Patrol Prog.	\$9,871	1			9,871		
		Sub-total			<u>\$9,871</u>		
TOTAL AMOUNT					<u>\$ 10,493,203</u>		

Claim for Payment Pursuant to Government Code Section 17561 CRIME STATISTICS REPORTS FOR THE DOJ			For State Controller Use Only	
			(19) Program Number: 00310	Program
			(20) Date Filed: <u>APR 6 / 2011</u>	310
			(21) LRS Input: <u>4 6 11</u>	
(01) Claimant Identification Number		9837815	(22) FORM (04)1.A(g)	
(02) Claimant Name		City of San Marcos	(23) FORM (04)2.A.1(g)	
Mailing Address		1 Civic Center Drive	60	
Street Address or P.O. Box			(24) FORM (04)2.A.2(g)	
City		San Marcos	60	
State		CA		
Zip Code		92069		
Type of Claim	Estimated Claim	Reimbursement Claim	(25) FORM (04)2.A.3(g)	
	(03) Estimated <input type="checkbox"/>	(09) Reimbursement <input checked="" type="checkbox"/>	(26) FORM (04)2.B.1(g)	
	(04) Combined <input type="checkbox"/>	(10) Combined <input type="checkbox"/>	46,676	
	(05) Amended <input type="checkbox"/>	(11) Amended <input type="checkbox"/>	(27) FORM (04)2.B.2(g)	
			8,436	
			(28) FORM (04)2.C.1(g)	
Fiscal Year of Cost	(06)	(12) 2007-08	(29) FORM (04)2.C.2(g)	
Total Claimed	(07)	(13) \$99,860 <i>MM</i>	(30) FORM (04)2.C.3(g)	
Less: 10% Late Penalty, but not to exceed \$1,000 (if applicable)		(14)	(31) FORM (04)2.D.1(g)	
Less: Estimated Claim Payment Received		(15)	(32) FORM (04)2.D.2(g)	
Net Claimed Amount		(16) \$99,860	(33) FORM (06)	
			81	
Due from State	(08)	(17) \$99,860	(34) FORM (07)	
			44,628	
Due to State	(09)	(18)	(35) FORM (09)	
			(35) FORM (10)	
(38) CERTIFICATION OF CLAIM				
<p>In accordance with the provisions of Government Code 17561, I certify that I am the person authorized by the local agency to file claims with the State of California for costs mandated by Chapter 783, statutes of 1995, Chapter 156 and 749, Statutes of 1996; and certify under penalty of perjury that I have not violated any of the provisions of Government Code Sections 1090 to 1098, inclusive.</p> <p>I further certify that there was no application for nor any grant or payment received, other than from the claimant, for reimbursement of costs claimed herein; and such costs are for a new program or increased level of services of an existing program. All offsetting savings and reimbursements set forth in the Parameters and Guidelines are identified, and all costs claimed are supported by source documentation currently maintained by the claimant.</p> <p>The amounts for Estimated Claim and/or Reimbursement Claim are hereby claimed from the State for payment of estimated and/or actual costs set forth on the attached statements. I certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct.</p>				
Signature of Authorized Representative			Date	
			Date Signed <u>3/28/11</u>	
Liliane Serio			Telephone Number: (760) 744-1050	
Finance Director			Email Address: <u>LSerio@ci.san-marcos.ca.us</u>	
Name of Contact Person for Claim		Telephone Number	E-Mail Address	
Annette S. Chinn (CRS)		(916) 939-7901	ACHinnCRS@aol.com	

**MANDATED COSTS
CRIME STATISTICS REPORTS FOR THE DOJ
CLAIM SUMMARY**

**FORM
1**

(01) Claimant City of San Marcos	(02) Type of Claim Reimbursement <input checked="" type="checkbox"/> Estimated <input type="checkbox"/>	Fiscal Year 2007-08 <small>(see FAM-27 for estimate)</small>
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Claim Statistics

(03) Department	Police
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Direct Costs	Object Accounts					
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(04) Reimbursable Components	(a)	(b)	(c & d)	(e)	(f)	(g)
	Salaries	Benefits	Services and Supplies	Fixed Assets	Travel	Total
1. ONE-TIME ACTIVITY						
A. Revise Policies and Procedures						

2. ON-GOING ACTIVITIES

Reimbursable Period: FY 2001-02 through FY 2009-10

A. Homicide Reports (PC 13014)

1. Extract Demographic Information	\$60 /					\$60
2. Monthly Report to DOJ	\$60 /					\$60
3. Verify/provide Additional Explanation						

B. Domestic Violence Related Calls for Assistance (PC 13730)

1. Write Incident Report	\$46,676 /					\$46,676
2. Review and Edit Report	\$8,436 /					\$8,436

Reimbursable Period: FY 2004-05 beginning 01/01/05 through FY 2009-10

C. Hate Crime Reports (PC 13023)

1. Extract Information from PD Records						
2. Monthly/ Annual Report to DOJ						
3. Verify/provide Additional Explanation						

Reimbursable Period: FY 2001-02 through FY 2004-05 (ending 12/31/04)

D. Firearm Reports (PC 12031)

1. Extract Information from PD Records						
2. Report to Attorney General						

(05) Total Direct Costs	\$55,232					\$55,232
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Indirect Costs

(06) Indirect Cost Rate (applied to salaries)	(from ICRP) (Applied to Salaries)	80.8%
(07) Total Indirect Costs	Line (06) x line (05)(a) or line(06) x [line (05)(a) + line(05)(b)]	\$44,628
(08) Total Direct and Indirect Costs	Line (05)(d) + line (07)	\$99,860

Cost Reductions

(09) Less: Offsetting Savings, if applicable	
(10) Less: Other Reimbursements, if applicable	

(11) Total Claimed Amount	Line (08)- (line(09) + Line(10))	\$99,860
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**MANDATED COSTS
CRIME STATISTICS REPORTS FOR THE DOJ
CLAIM SUMMARY**

**FORM
AA-2**

(01) Claimant: City of San Marcos **(02) Fiscal Year Costs Were Incurred:** 2007-08

(03) Reimbursable Components: Check only one box per form to identify the component being claimed

A. One-Time Costs

Policies and Procedures

B. On-Going Costs

Homicide Report Demographic Info Hate Crime Extract Info Fire Arm Report extract info

Homicide Monthly Report to DOJ Hate Crime Report to DOJ Firearm Report to DOJ

Homicide Additional Info & Explanation Hate Crime Additional Info

Domestic Violence - Write Incid. Report Domestic Violence Review & Edit Report

(04) Description of Expenses: Complete columns (a) through (f)

(a) Employee Names, Job Class., Functions Performed and Description of Expenses	(b) Hourly Rate or Unit Cost	Benefit Rate	(c) Hours Worked or Quantity	(d) Salaries	(e) Benefits	(f & g) Services and Supplies	(h) Fixed Assets	(i) Travel and Training	Total Salaries & Benefits
<p><u>Detective</u> Extract demographic information from existing local records as required by state statute to report information to DOJ.</p>	\$80.18		0.75	\$60					\$60
(05) Total			0.75	\$60					\$60

**MANDATED COSTS
CRIME STATISTICS REPORTS FOR THE DOJ
CLAIM SUMMARY**

**FORM
AA-2**

(01) Claimant: City of San Marcos **(02) Fiscal Year Costs Were Incurred:** 2007-08

(03) Reimbursable Components: Check only one box per form to identify the component being claimed

A. One-Time Costs

Policies and Procedures

B. On-Going Costs

Homicide Report Demographic Info Hate Crime Extract Info Fire Arm Report extract info

Homicide Monthly Report to DOJ Hate Crime Report to DOJ Firearm Report to DOJ

Homicide Additional Info & Explanation Hate Crime Additional Info

Domestic Violence - Write Incid. Report Domestic Violence Review & Edit Report

(04) Description of Expenses: Complete columns (a) through (f)

(a) Employee Names, Job Class., Functions Performed and Description of Expenses	(b) Hourly Rate or Unit Cost	Benefit Rate	(c) Hours Worked or Quantity	(d) Salaries	(e) Benefits	(f & g) Services and Supplies	(h) Fixed Assets	(i) Travel and Training	Total Salaries & Benefits
<p>Detective Report the demographic information about the homicide victim and the person or persons charged with the crime to the DOJ.</p>	\$80.18		0.75	\$60					\$60
(05) Total			0.75	\$60					\$60

**MANDATED COSTS
CRIME STATISTICS REPORTS FOR THE DOJ
CLAIM SUMMARY**

**FORM
AA-2**

(01) Claimant: City of San Marcos **(02) Fiscal Year Costs Were Incurred:** 2007-08

(03) Reimbursable Components: Check only one box per form to identify the component being claimed

A. One-Time Costs

Policies and Procedures

B. On-Going Costs

Homicide Report Demographic Info
 Hate Crime Extract Info
 Fire Arm Report extract info
 Homicide Monthly Report to DOJ
 Hate Crime Report to DOJ
 Firearm Report to DOJ
 Homicide Additional Info & Explanation
 Hate Crime Additional Info

Domestic Violence - Write Incid. Report
 Domestic Violence Review & Edit Report

(04) Description of Expenses: Complete columns (a) through (f)

(a) Employee Names, Job Class., Functions Performed and Description of Expenses	(b) Hourly Rate or Unit Cost	Benefit Rate	(c) Hours Worked or Quantity	(d) Salaries	(e) Benefits	(f & g) Services and Supplies	(h) Fixed Assets	(i) Travel and Training	Total Salaries & Benefits
<u>Deputy</u> Write & type Domestic Violence Report as required by State Statutes.	\$76.38		611.10	\$46,676					\$46,676
(05) Total			611.10	\$46,676					\$46,676

**MANDATED COSTS
CRIME STATISTICS REPORTS FOR THE DOJ
CLAIM SUMMARY**

**FORM
AA-2**

(01) Claimant: City of San Marcos **(02) Fiscal Year Costs Were Incurred:** 2007-08

(03) Reimbursable Components: Check only one box per form to identify the component being claimed

A. One-Time Costs

Policies and Procedures

B. On-Going Costs

Homicide Report Demographic Info Hate Crime Extract Info Fire Arm Report extract info

Homicide Monthly Report to DOJ Hate Crime Report to DOJ Firearm Report to DOJ

Homicide Additional Info & Explanation Hate Crime Additional Info

Domestic Violence - Write Incid. Report **Domestic Violence Review & Edit Report**

(04) Description of Expenses: Complete columns (a) through (f)

(a) Employee Names, Job Class., Functions Performed and Description of Expenses	(b) Hourly Rate or Unit Cost	Benefit Rate	(c) Hours Worked or Quantity	(d) Salaries	(e) Benefits	(f & g) Services and Supplies	(h) Fixed Assets	(i) Travel and Training	Total Salaries & Benefits
<u>Sergeant</u> Review and edit Domestic Violence Reports	\$91.55		92.15	\$8,436					\$8,436
(05) Total			92.15	\$8,436					\$8,436

INDIRECT COST RATE PROPOSAL

San Marcos

Sheriff

Fiscal Year
2007-08

Description of Costs	Total Costs	Excludable Unallowable Costs	Allowable Indirect Costs	Allowable Direct Costs
Salaries & Benefits				
Salaries & Wages	\$10,806,946		\$2,950,124	\$7,856,822
Overtime				
Benefits				
Total	\$10,806,946		\$2,950,124	\$7,856,822
Services & Supplies				
Ancillary Support	\$1,759,454		\$1,759,454	
Supplies	\$216,231		\$216,231	
Vehicles	\$769,056		\$769,056	
Space	\$320,531		\$320,531	
Management Support	\$540,458		\$540,458	
Liability	\$112,645		\$112,645	
Less: Beat Factor	-\$152,537		-\$152,537	
Adjustments	-\$169,282		-\$169,282	
Total	\$3,396,556		\$3,396,556	
Capital Expenditures				
Total				
Total Expenditures	\$14,203,502		\$6,346,680	\$7,856,822
Cost Plan Costs				
Total				
Total Alloc. Indirect Costs	\$14,203,502		\$6,346,680	\$7,856,822

ICRP RATE = 80.8% <i>(Rate is Based on Salaries)</i>
--

$$\begin{array}{l}
 \$6,346,680 = \text{Total Allowable Indirect Costs} \\
 \$7,856,822 \quad \text{Total Direct Salaries}
 \end{array}$$

ATTACHMENT B
City of San Marcos
 Effective 7/1/06 through 6/30/07


SERVICE CATEGORY	Unit Cost	# of Units	Beat Factor	Unit Factor	Total Net Cost	Annual Hours	Notes
Patrol:							
Sedan	(7 days with relief)	15	0.97014		\$7,344,646	46,537.50	
	(7 days with relief (Without OH))	3	0.97014		827,718	9,307.50	
		Sub-total			<u>\$8,172,364</u>		
Traffic:							
Sedan	(7 days with relief)	2	0.98576		\$802,754	6,205.00	
	(5 days with relief)	1	0.98576		286,698	2,218.50	
	(5 days without relief)	1	0.98576		225,493	2,218.50	
Motorcycle	(5 days NO relief)	2	0.98576		458,372	4,437.00	
		Sub-total			<u>\$1,773,317</u>		
Custom:							
Special Purpose Detail		2	1.0000		\$1,626,979	22,185.00	1 COPPS (4Dr. Sedan) 1 Street Gang Narcotics (4 Dr. Sedan)
	(1 Sgt, 4 Officers, 1 CLK)						
COPPS Sergeant		1	1.0000		\$155,895	2,218.50	
Special Purpose Officer		3	1.0000		448,825	6,655.50	School Resource Officers - Subs. Abuse (Black & White)
Special Purpose Officer		5	1.0000		748,042	11,092.50	COPPS (Black & White)
Special Purpose Officer		1	1.0000		143,116	2,218.50	COPPS Universal Grant - (4Dr. Sedan)
		Sub-total			<u>3,122,857</u>		
Liability:							
					\$ 119,370		
Other:							
800 MHZ Radio Equipt.					\$0		
Senior Volunteer Patrol Program	\$9,871	2			19,742		
		Sub-total			<u>\$19,742</u>		
		Less:	Crime Prevention Cr.		<u>(155,911)</u>		
TOTAL AMOUNT					<u>\$ 13,051,739</u>		

ATTACHMENT A

CONTRACT LAW ENFORCEMENT PROGRAM

**SERVICE COSTS
FY 2007/2008 (Estimate)**

SERVICE CATEGORY	SALARY & BENEFITS (Prorate if partial year)	START UP COSTS (Full)	RADIO USAGE (Prorate if partial year)
STAFF:			
Deputy Patrol	\$137,479.10	\$6,940.00	\$705.70
Deputy Traffic	\$137,479.10	\$13,860.00	\$705.70
Deputy Motor	\$147,735.66	\$13,860.00	\$705.70
Deputy SPO	\$137,479.10	\$6,940.00	\$705.70
CSO	\$57,342.16	\$2,080.00	\$705.70
 Sergeant	 \$164,852.60	 \$6,940.00	 \$705.70
 Lieutenants	 \$176,373.75	 \$6,940.00	 \$705.70
Captains	\$190,359.75	\$6,940.00	\$705.70
Admin Sec II	\$64,933.26	\$0.00	\$0.00
Admin Sec I	\$54,714.63	\$0.00	\$0.00
Intermediates Clerk	\$52,932.73	\$0.00	\$0.00
Payroll Clerk	\$61,333.00	\$0.00	\$0.00
Evidence Clerk	\$52,932.73	\$0.00	\$0.00
Senior Clerk	\$61,333.41	\$0.00	\$0.00
Dept. Aide	\$34,483.37	\$0.00	\$0.00
Dispatchers	\$63,380.02	\$0.00	\$0.00
 Detective	 \$144,316.81	 \$6,940.00	 \$705.70
Detective Sgt	\$173,058.98	\$6,940.00	\$705.70
 AUTO:			
	Cost per auto (Prorate if partial year)		
Patrol Sedan	\$18,942.00		
Patrol 4x4	\$18,823.00		
 Traffic Sedan	 \$19,051.00		
Motorcycle	\$4,783.00		
 Supervisory Sedan	 \$7,350.00		
 Detective Sedan & Det. Supervisor	 \$6,136.00		
 SPO - Sedan 4 Dr	 \$6,136.00		
SPO - Sedan 2 Dr	\$7,350.00		
SPO - B&W	\$12,628.00		
SPO - Van	\$7,740.00		
 CSO - Van	 \$5,257.00		
CSO - Sedan 4 Dr	\$6,136.00		

Claim for Payment Pursuant to Government Code Section 17561 CRIME STATISTICS REPORTS FOR THE DOJ			For State Controller Use Only	
			(19) Program Number: 00310	Program
			(20) Date Filed <u>APR 6 / 2011</u>	310
			(21) LRS Input <u>4 / 6 / 11</u>	
(01) Claimant Identification Number		9837815	(22) FORM (04)1.A(g)	
(02) Claimant Name		City of San Marcos	(23) FORM (04)2.A.1(g)	
Mailing Address		1 Civic Center Drive	(24) FORM (04)2.A.2(g)	60
Street Address or P.O. Box				
City		San Marcos		
State CA		Zip Code 92069		60
Type of Claim	Estimated Claim	Reimbursement Claim	(25) FORM (04)2.A.3(g)	
	(03) Estimated <input type="checkbox"/>	(09) Reimbursement <input checked="" type="checkbox"/>	(26) FORM (04)2.B.1(g)	36,992
	(04) Combined <input type="checkbox"/>	(10) Combined <input type="checkbox"/>	(27) FORM (04)2.B.2(g)	6,995
	(05) Amended <input type="checkbox"/>	(11) Amended <input type="checkbox"/>	(28) FORM (04)2.C.1(g)	
Fiscal Year of Cost	(06)	(12) 2008-09	(29) FORM (04)2.C.2(g)	
Total Claimed	(07)	(13) \$84,597 <i>MM</i>	(30) FORM (04)2.C.3(g)	
Less: 10% Late Penalty, but not to exceed \$1,000 (if applicable)		(14)	(31) FORM (04)2.D.1(g)	
Less: Estimated Claim Payment Received		(15)	(32) FORM (04)2.D.2(g)	
Net Claimed Amount		(16) \$84,597 ✓	(33) FORM (06)	92
Due from State	(08)	(17) \$84,597	(34) FORM (07)	40,490
Due to State	(09)	(18)	(35) FORM (09)	
			(35) FORM (10)	
(38) CERTIFICATION OF CLAIM				
<p>In accordance with the provisions of Government Code 17561, I certify that I am the person authorized by the local agency to file claims with the State of California for costs mandated by Chapter 783, statutes of 1995, Chapter 156 and 749, Statutes of 1996; and certify under penalty of perjury that I have not violated any of the provisions of Government Code Sections 1090 to 1098, inclusive.</p> <p>I further certify that there was no application for nor any grant or payment received, other than from the claimant, for reimbursement of costs claimed herein; and such costs are for a new program or increased level of services of an existing program. All offsetting savings and reimbursements set forth in the Parameters and Guidelines are identified, and all costs claimed are supported by source documentation currently maintained by the claimant.</p> <p>The amounts for Estimated Claim and/or Reimbursement Claim are hereby claimed from the State for payment of estimated and/or actual costs set forth on the attached statements. I certify under penalty of perjury of perjury under the laws of the State of California that the foregoing is true and correct.</p>				
Signature of Authorized Representative			Date	
			Date Signed <u>3/28/11</u>	
Liliane Serio			Telephone Number (760) 744-1050	
Finance Director			Email Address <u>LSerio@ci.san-marcos.ca.us</u>	
Name of Contact Person for Claim		Telephone Number	E-Mail Address	
Annette S. Chinn (CRS)		(916) 939-7901	AChinnCRS@aol.com	

**MANDATED COSTS
CRIME STATISTICS REPORTS FOR THE DOJ
CLAIM SUMMARY**

**FORM
1**

(01) Claimant City of San Marcos	(02) Type of Claim Reimbursement <input checked="" type="checkbox"/> Estimated <input type="checkbox"/>	Fiscal Year 2008-09 <small>(see FAM-27 for estimate)</small>
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Claim Statistics

(03) Department	Police
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Direct Costs	Object Accounts
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(04) Reimbursable Components	(a)	(b)	(c & d)	(e)	(f)	(g)
	Salaries	Benefits	Services and Supplies	Fixed Assets	Travel	Total
1. ONE-TIME ACTIVITY						
A. Revise Policies and Procedures						
2. ON-GOING ACTIVITIES						

Reimbursable Period: FY 2001-02 through FY 2009-10

A. Homicide Reports (PC 13014)						
1. Extract Demographic Information	\$60 /					\$60
2. Monthly Report to DOJ	\$60 /					\$60
3. Verify/provide Additional Explanation						
B. Domestic Violence Related Calls for Assistance (PC 13730)						
1. Write Incident Report	\$36,992 /					\$36,992
2. Review and Edit Report	\$6,995 /					\$6,995

Reimbursable Period: FY 2004-05 beginning 01/01/05 through FY 2009-10

C. Hate Crime Reports (PC 13023)						
1. Extract Information from PD Records						
2. Monthly/ Annual Report to DOJ						
3. Verify/provide Additional Explanation						

Reimbursable Period: FY 2001-02 through FY 2004-05 (ending 12/31/04)

D. Firearm Reports (PC 12031)						
1. Extract Information from PD Records						
2. Report to Attorney General						

(05) Total Direct Costs	\$44,107					\$44,107
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Indirect Costs

(06) Indirect Cost Rate (applied to salaries)	(from ICRP) (Applied to Salaries)	91.8%
(07) Total Indirect Costs	Line (06) x line (05)(a) or line(06) x [line (05)(a) + line(05)(b)]	\$40,490
(08) Total Direct and Indirect Costs	Line (05)(d) + line (07)	\$84,597

Cost Reductions

(09) Less: Offsetting Savings, if applicable	
(10) Less: Other Reimbursements, if applicable	
(11) Total Claimed Amount	Line (08)- (line(09) + Line(10)) \$84,597

**MANDATED COSTS
CRIME STATISTICS REPORTS FOR THE DOJ
CLAIM SUMMARY**

**FORM
AA-2**

(01) Claimant: City of San Marcos **(02) Fiscal Year Costs Were Incurred:** 2008-09

(03) Reimbursable Components: Check only one box per form to identify the component being claimed

A. One-Time Costs

Policies and Procedures

B. On-Going Costs

Homicide Report Demographic Info Hate Crime Extract Info Fire Arm Report extract info

Homicide Monthly Report to DOJ Hate Crime Report to DOJ Firearm Report to DOJ

Homicide Additional Info & Explanation Hate Crime Additional Info

Domestic Violence - Write Incid. Report Domestic Violence Review & Edit Report

(04) Description of Expenses: Complete columns (a) through (f)

(a) Employee Names, Job Class., Functions Performed and Description of Expenses	(b) Hourly Rate or Unit Cost	Benefit Rate	(c) Hours Worked or Quantity	(d) Salaries	(e) Benefits	(f & g) Services and Supplies	(h) Fixed Assets	(i) Travel and Training	Total Salaries & Benefits
Detective Extract demographic information from existing local records as required by state statute to report information to DOJ.	\$79.94		0.75	\$60					\$60
(05) Total			0.75	\$60					\$60

**MANDATED COSTS
CRIME STATISTICS REPORTS FOR THE DOJ
CLAIM SUMMARY**

**FORM
AA-2**

(01) Claimant: City of San Marcos **(02) Fiscal Year Costs Were Incurred:** 2008-09

(03) Reimbursable Components: Check only one box per form to identify the component being claimed

A. One-Time Costs

Policies and Procedures

B. On-Going Costs

Homicide Report Demographic Info Hate Crime Extract Info Fire Arm Report extract info

Homicide Monthly Report to DOJ Hate Crime Report to DOJ Firearm Report to DOJ

Homicide Additional Info & Explanation Hate Crime Additional Info

Domestic Violence - Write Incid. Report Domestic Violence Review & Edit Report

(04) Description of Expenses: Complete columns (a) through (f)

(a) Employee Names, Job Class., Functions Performed and Description of Expenses	(b) Hourly Rate or Unit Cost	Benefit Rate	(c) Hours Worked or Quantity	(d) Salaries	(e) Benefits	(f & g) Services and Supplies	(h) Fixed Assets	(i) Travel and Training	Total Salaries & Benefits
<p>Detective Report the demographic information about the homicide victim and the person or persons charged with the crime to the DOJ.</p>	\$79.94		0.75	\$60					\$60
(05) Total			0.75	\$60					\$60

**MANDATED COSTS
CRIME STATISTICS REPORTS FOR THE DOJ
CLAIM SUMMARY**

**FORM
AA-2**

(01) Claimant: City of San Marcos **(02) Fiscal Year Costs Were Incurred:** 2008-09

(03) Reimbursable Components: Check only one box per form to identify the component being claimed

A. One-Time Costs

Policies and Procedures

B. On-Going Costs

Homicide Report Demographic Info Hate Crime Extract Info Fire Arm Report extract info
 Homicide Monthly Report to DOJ Hate Crime Report to DOJ Firearm Report to DOJ
 Homicide Additional Info & Explanation Hate Crime Additional Info

Domestic Violence - Write Incid. Report Domestic Violence Review & Edit Report

(04) Description of Expenses: Complete columns (a) through (f)

(a) Employee Names, Job Class., Functions Performed and Description of Expenses	(b) Hourly Rate or Unit Cost	Benefit Rate	(c) Hours Worked or Quantity	(d) Salaries	(e) Benefits	(f & g) Services and Supplies	(h) Fixed Assets	(i) Travel and Training	Total Salaries & Benefits
<p>Deputy Write & type Domestic Violence Report as required by State Statutes.</p>	\$78.64		470.40	\$36,992					\$36,992
(05) Total			470.40	\$36,992					\$36,992

**MANDATED COSTS
CRIME STATISTICS REPORTS FOR THE DOJ
CLAIM SUMMARY**

**FORM
AA-2**

(01) Claimant: City of San Marcos **(02) Fiscal Year Costs Were Incurred:** 2008-09

(03) Reimbursable Components: Check only one box per form to identify the component being claimed

A. One-Time Costs

Policies and Procedures

B. On-Going Costs

Homicide Report Demographic Info Hate Crime Extract Info Fire Arm Report extract info

Homicide Monthly Report to DOJ Hate Crime Report to DOJ Firearm Report to DOJ

Homicide Additional Info & Explanation Hate Crime Additional Info

Domestic Violence - Write Incid. Report **Domestic Violence Review & Edit Report**

(04) Description of Expenses: Complete columns (a) through (f)

(a) Employee Names, Job Class., Functions Performed and Description of Expenses	(b) Hourly Rate or Unit Cost	Benefit Rate	(c) Hours Worked or Quantity	(d) Salaries	(e) Benefits	(f & g) Services and Supplies	(h) Fixed Assets	(i) Travel and Training	Total Salaries & Benefits
Sergeant Review and edit Domestic Violence Reports	\$98.61		70.93	\$6,995					\$6,995
(05) Total			70.93	\$6,995					\$6,995

INDIRECT COST RATE PROPOSAL

San Marcos

Sheriff

Fiscal Year

2008-09

Description of Costs	Total Costs	Excludable Unallowable Costs	Allowable Indirect Costs	Allowable Direct Costs
Salaries & Benefits				
Salaries & Wages	\$10,622,113		\$2,926,835	\$7,695,278
Overtime				
Benefits				
Total	\$10,622,113		\$2,926,835	\$7,695,278
Services & Supplies				
Ancillary Support	\$1,786,125		\$1,786,125	
Supplies	\$256,133		\$256,133	
Vehicles	\$761,221		\$761,221	
Space	\$295,702		\$295,702	
Management Support	\$488,453		\$488,453	
Liability	\$110,997		\$110,997	
Less: Beat Factor	-\$119,932		-\$119,932	
Adjustments	\$557,837		\$557,837	
Total	\$4,136,536		\$4,136,536	
Capital Expenditures				
Total				
Total Expenditures	\$14,758,649		\$7,063,371	\$7,695,278

Cost Plan Costs				
Total				

Total Alloc: Indirect Costs	\$14,758,649	\$7,063,371	\$7,695,278
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ICRP RATE = 91.8%
(Rate is Based on Salaries)

$$\frac{\$7,063,371}{\$7,695,278} = \frac{\text{Total Allowable Indirect Costs}}{\text{Total Direct Salaries}}$$

Claim for Payment Pursuant to Government Code Section 17561 CRIME STATISTICS REPORTS FOR THE DOJ			For State Controller Use Only	
			(19) Program Number: 00310	Program 310
(01) Claimant Identification Number 9837815			(22) FORM (04)1.A(g)	
(02) Claimant Name City of San Marcos			(23) FORM (04)2.A.1(g)	
Mailing Address 1 Civic Center Drive			(24) FORM (04)2.A.2(g)	58
Street Address or P.O. Box				
City San Marcos				
State CA Zip Code 92069				58
Type of Claim	Estimated Claim		Reimbursement Claim	
	(03) Estimated	<input type="checkbox"/>	(09) Reimbursement	<input checked="" type="checkbox"/>
	(04) Combined	<input type="checkbox"/>	(10) Combined	<input type="checkbox"/>
	(05) Amended	<input type="checkbox"/>	(11) Amended	<input type="checkbox"/>
Fiscal Year of Cost	(06)	(12) 2009-10	(25) FORM (04)2.A,3(g)	
Total Claimed	(07)	(13) \$103,323 <i>MM</i>	(26) FORM (04)2.B.1(g)	46,255
Less: 10% Late Penalty, but not to exceed \$1,000 (if applicable)			(27) FORM (04)2.B.2(g)	8,239
Less: Estimated Claim Payment Received			(28) FORM (04)2.C.1(g)	
Net Claimed Amount		(16) \$103,323	(29) FORM (04)2.C.2(g)	
Due from State	(08)	(17) \$103,323	(30) FORM (04)2.C.3(g)	
Due to State	(09)	(18)	(31) FORM (04)2.D.1(g)	
			(32) FORM (04)2.D.2(g)	
			(33) FORM (06)	89
			(34) FORM (07)	48,713
			(35) FORM (09)	
			(35) FORM (10)	

(38) CERTIFICATION OF CLAIM

In accordance with the provisions of Government Code 17561, I certify that I am the person authorized by the local agency to file claims with the State of California for costs mandated by Chapter 783, statutes of 1995, Chapter 156 and 749, Statutes of 1996; and certify under penalty of perjury that I have not violated any of the provisions of Government Code Sections 1090 to 1098, inclusive.

I further certify that there was no application for nor any grant or payment received, other than from the claimant, for reimbursement of costs claimed herein; and such costs are for a new program or increased level of services of an existing program. All offsetting savings and reimbursements set forth in the Parameters and Guidelines are identified, and all costs claimed are supported by source documentation currently maintained by the claimant.

The amounts for Estimated Claim and/or Reimbursement Claim are hereby claimed from the State for payment of estimated and/or actual costs set forth on the attached statements. I certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Signature of Authorized Representative

Date

Liliane Serio

Date Signed 3/28/11

Liliane Serio

Telephone Number (760) 744-1050

Finance Director

Email Address LSerio@ci.san-marcos.ca.us

Name of Contact Person for Claim

Telephone Number

E-Mail Address

Annette S. Chinn (CRS)

(916) 939-7901

ACHinnCRS@aol.com

**MANDATED COSTS
CRIME STATISTICS REPORTS FOR THE DOJ
CLAIM SUMMARY**

**FORM
1**

(01) Claimant City of San Marcos	(02) Type of Claim Reimbursement <input checked="" type="checkbox"/> Estimated <input type="checkbox"/>	Fiscal Year 2009-10 <small>(see FAM-27 for estimate)</small>
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Claim Statistics

(03) Department	Police
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Direct Costs	Object Accounts					
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(04) Reimbursable Components	(a)	(b)	(c & d)	(e)	(f)	(g)
	Salaries	Benefits	Services and Supplies	Fixed Assets	Travel	Total
1. ONE-TIME ACTIVITY						
A. Revise Policies and Procedures						
2. ON-GOING ACTIVITIES						

Reimbursable Period: FY 2001-02 through FY 2009-10

A. Homicide Reports (PC 13014)						
1. Extract Demographic Information	\$58					\$58
2. Monthly Report to DOJ	\$58					\$58
3. Verify/provide Additional Explanation						
B. Domestic Violence Related Calls for Assistance (PC 13730)						
1. Write Incident Report	\$46,255					\$46,255
2. Review and Edit Report	\$8,239					\$8,239

Reimbursable Period: FY 2004-05 beginning 01/01/05 through FY 2009-10

C. Hate Crime Reports (PC 13023)						
1. Extract Information from PD Records						
2. Monthly/ Annual Report to DOJ						
3. Verify/provide Additional Explanation						

Reimbursable Period: FY 2001-02 through FY 2004-05 (ending 12/31/04)

D. Firearm Reports (PC 12031)						
1. Extract Information from PD Records						
2. Report to Attorney General						

(05) Total Direct Costs	\$54,610					\$54,610
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Indirect Costs

(06) Indirect Cost Rate (applied to salaries)	(from ICRP) (Applied to Salaries)	89.2%
(07) Total Indirect Costs	Line (06) x line (05)(a) or line(06) x [line (05)(a) + line(05)(b)]	\$48,713
(08) Total Direct and Indirect Costs	Line (05)(d) + line (07)	\$103,323

Cost Reductions

(09) Less: Offsetting Savings, if applicable	
(10) Less: Other Reimbursements, if applicable	
(11) Total Claimed Amount	Line (08)- (line(09) + Line(10)) \$103,323

**MANDATED COSTS
CRIME STATISTICS REPORTS FOR THE DOJ
CLAIM SUMMARY**

**FORM
AA-2**

(01) Claimant: City of San Marcos **(02) Fiscal Year Costs Were Incurred:** 2009-10

(03) Reimbursable Components: Check only one box per form to identify the component being claimed

A. One-Time Costs

Policies and Procedures

B. On-Going Costs

Homicide Report Demographic Info Hate Crime Extract Info Fire Arm Report extract info

Homicide Monthly Report to DOJ Hate Crime Report to DOJ Firearm Report to DOJ

Homicide Additional Info & Explanation Hate Crime Additional Info

Domestic Violence - Write Incid. Report Domestic Violence Review & Edit Report

(04) Description of Expenses: Complete columns (a) through (f)

(a) Employee Names, Job Class., Functions Performed and Description of Expenses	(b) Hourly Rate or Unit Cost	Benefit Rate	(c) Hours Worked or Quantity	(d) Salaries	(e) Benefits	(f & g) Services and Supplies	(h) Fixed Assets	(i) Travel and Training	Total Salaries & Benefits
<p><u>Detective</u> Extract demographic information from existing local records as required by state statute to report information to DOJ.</p>	\$77.48		0.75	\$58					\$58
(05) Total			0.75	\$58					\$58

**MANDATED COSTS
CRIME STATISTICS REPORTS FOR THE DOJ
CLAIM SUMMARY**

**FORM
AA-2**

(01) Claimant: City of San Marcos **(02) Fiscal Year Costs Were Incurred:** 2009-10

(03) Reimbursable Components: Check only one box per form to identify the component being claimed

A. One-Time Costs

Policies and Procedures

B. On-Going Costs

Homicide Report Demographic Info Hate Crime Extract Info Fire Arm Report extract info

Homicide Monthly Report to DOJ Hate Crime Report to DOJ Firearm Report to DOJ

Homicide Additional Info & Explanation Hate Crime Additional Info

Domestic Violence - Write Incid. Report Domestic Violence Review & Edit Report

(04) Description of Expenses: Complete columns (a) through (f)

(a) Employee Names, Job Class., Functions Performed and Description of Expenses	(b) Hourly Rate or Unit Cost	Benefit Rate	(c) Hours Worked or Quantity	(d) Salaries	(e) Benefits	(f & g) Services and Supplies	(h) Fixed Assets	(i) Travel and Training	Total Salaries & Benefits
<u>Detective</u> Report the demographic information about the homicide victim and the person or persons charged with the crime to the DOJ.	\$77.48		0.75	\$58					\$58
(05) Total			0.75	\$58					\$58

**MANDATED COSTS
CRIME STATISTICS REPORTS FOR THE DOJ
CLAIM SUMMARY**

**FORM
AA-2**

(01) Claimant: City of San Marcos **(02) Fiscal Year Costs Were Incurred:** 2009-10

(03) Reimbursable Components: Check only one box per form to identify the component being claimed

A. One-Time Costs

Policies and Procedures

B. On-Going Costs

Homicide Report Demographic Info
 Hate Crime Extract Info
 Fire Arm Report extract info
 Homicide Monthly Report to DOJ
 Hate Crime Report to DOJ
 Firearm Report to DOJ
 Homicide Additional Info & Explanation
 Hate Crime Additional Info

Domestic Violence - Write Incid. Report
 Domestic Violence Review & Edit Report

(04) Description of Expenses: Complete columns (a) through (f)

(a) Employee Names, Job Class., Functions Performed and Description of Expenses	(b) Hourly Rate or Unit Cost	Benefit Rate	(c) Hours Worked or Quantity	(d) Salaries	(e) Benefits	(f & g) Services and Supplies	(h) Fixed Assets	(i) Travel and Training	Total Salaries & Benefits
<u>Deputy</u> Write & type Domestic Violence Report as required by State Statutes.	\$76.48		604.80	\$46,255					\$46,255
(05) Total			604.80	\$46,255					\$46,255

**MANDATED COSTS
CRIME STATISTICS REPORTS FOR THE DOJ
CLAIM SUMMARY**

**FORM
AA-2**

(01) Claimant: City of San Marcos **(02) Fiscal Year Costs Were Incurred:** 2009-10

(03) Reimbursable Components: Check only one box per form to identify the component being claimed

A. One-Time Costs

Policies and Procedures

B. On-Going Costs

Homicide Report Demographic Info Hate Crime Extract Info Fire Arm Report extract info

Homicide Monthly Report to DOJ Hate Crime Report to DOJ Firearm Report to DOJ

Homicide Additional Info & Explanation Hate Crime Additional Info

Domestic Violence - Write Incid. Report **Domestic Violence Review & Edit Report**

(04) Description of Expenses: Complete columns (a) through (f)

(a) Employee Names, Job Class., Functions Performed and Description of Expenses	(b) Hourly Rate or Unit Cost	Benefit Rate	(c) Hours Worked or Quantity	(d) Salaries	(e) Benefits	(f & g) Services and Supplies	(h) Fixed Assets	(i) Travel and Training	Total Salaries & Benefits
Sergeant Review and edit Domestic Violence Reports	\$90.34		91.20	\$8,239					\$8,239
(05) Total			91.20	\$8,239					\$8,239

INDIRECT COST RATE PROPOSAL

San Marcos

Sheriff

Fiscal Year

2009-10

Description of Costs	Total Costs	Excludable Unallowable Costs	Allowable Indirect Costs	Allowable Direct Costs
Salaries & Benefits				
Salaries & Wages	\$10,216,271		\$2,769,425	\$7,446,846
Overtime				
Benefits				
Total	\$10,216,271		\$2,769,425	\$7,446,846
Services & Supplies				
Ancillary Support	\$1,789,014		\$1,789,014	
Supplies	\$296,832		\$296,832	
Vehicles	\$757,427		\$757,427	
Space	\$319,446		\$319,446	
Management Support	\$520,069		\$520,069	
Liability	\$116,618		\$116,618	
Less: Beat Factor Adjustments	-\$10,578		-\$10,578	
	\$87,325		\$87,325	
Total	\$3,876,153		\$3,876,153	
Capital Expenditures				
Total				
Total Expenditures	\$14,092,424		\$6,645,578	\$7,446,846

Cost Plan Costs				
Total				

Total Alloc. Indirect Costs	\$14,092,424	\$6,645,578	\$7,446,846
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ICRP RATE = 89.2%
(Rate is Based on Salaries)

$$\frac{\$6,645,578}{\$7,446,846} = \frac{\text{Total Allowable Indirect Costs}}{\text{Total Direct Salaries}}$$

ATTACHMENT B
City of San Marcos
 Effective 7/1/09 through 6/30/10

SERVICE CATEGORY	Staff Cost	# of Staff	Unit Factor	Total Net Cost	Notes
Deputy Patrol	\$133,298.08	32.000		4,265,538.65	
Deputy Traffic	\$133,298.08	6.000		799,788.50	
Deputy Motor	\$142,547.37	2.000		285,094.74	
Deputy SPO	\$133,298.08	15.000		1,999,471.24	(1 SRO Cancelled)
Detective	\$139,464.27	5.000		697,321.36	
CSO	\$60,212.77	-		-	
Sergeant	\$174,513.35	7.455		1,300,917.68	
Detective Sgt	\$174,513.35	0.556		96,951.86	
Station Staff				771,187.12	
Subtotal				<u>10,216,271.15</u>	
Ancillary Support				1,789,013.60	
Supply				296,831.92	
Vehicles				757,426.57	
Space				319,446.39	
Management Support				520,068.63	
Liability				116,618.68	
Less: Beat Factor				<u>(10,578.20)</u>	
				3,788,827.57	
Adjustments:	CCCA: Contract City Cooperative Agreement			87,324.54	
				<u>\$ 14,092,423.26</u>	

Claim for Payment Pursuant to Government Code Section 17561 CRIME STATISTICS REPORTS FOR THE DOJ			For State Controller Use Only	
			(19) Program Number: 00310 (20) Date Filed ___/___/___ (21) LRS Input ___/___/___	Program 310
(01) Claimant Identification Number		9837815	(22) FORM (04)1.A(g)	
(02) Claimant Name		City of San Marcos	(23) FORM (04)2.A.1(g)	
Mailing Address		1 Civic Center Drive	(24) FORM (04)2.A.2(g)	
Street Address or P.O. Box				
City		San Marcos		
State		CA		
Zip Code		92069		
Type of Claim	Estimated Claim	Reimbursement Claim	(25) FORM (04)2.A.3(g)	
	(03) Estimated <input type="checkbox"/>	(09) Reimbursement <input checked="" type="checkbox"/>	(26) FORM (04)2.B.1(g)	49,213
	(04) Combined <input type="checkbox"/>	(10) Combined <input type="checkbox"/>	(27) FORM (04)2.B.2(g)	9,317
	(05) Amended <input type="checkbox"/>	(11) Amended <input type="checkbox"/>	(28) FORM (04)2.C.1(g)	
Fiscal Year of Cost	(06)	(12) 2010-11	(29) FORM (04)2.C.2(g)	
Total Claimed	(07)	(13) \$110,329	(30) FORM (04)2.C.3(g)	
Less: 10% Late Penalty, but not to exceed \$1,000 (if applicable)		(14)	(31) FORM (04)2.D.1(g)	
Less: Estimated Claim Payment Received		(15)	(32) FORM (04)2.D.2(g)	
Net Claimed Amount		(16) \$110,329	(33) FORM (06)	89
Due from State	(08)	(17) \$110,329	(34) FORM (07)	51,799
Due to State	(09)	(18)	(35) FORM (09)	
			(35) FORM (10)	

(38) CERTIFICATION OF CLAIM

In accordance with the provisions of Government Code 17561, I certify that I am the person authorized by the local agency to file claims with the State of California for costs mandated by Chapter 783, statutes of 1995, Chapter 156 and 749, Statutes of 1996; and certify under penalty of perjury that I have not violated any of the provisions of Government Code Sections 1090 to 1098, inclusive.

I further certify that there was no application for nor any grant or payment received, other than from the claimant, for reimbursement of costs claimed herein; and such costs are for a new program or increased level of services of an existing program. All offsetting savings and reimbursements set forth in the Parameters and Guidelines are identified, and all costs claimed are supported by source documentation currently maintained by the claimant.

The amounts for Estimated Claim and/or Reimbursement Claim are hereby claimed from the State for payment of estimated and/or actual costs set forth on the attached statements. I certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Signature of Authorized Representative

Laura Rocha

Date

11/20/12

Date Signed

Laura Rocha

Telephone Number (760) 744-1050

Finance Director

Email Address LRocha@ci.san-marcos.ca.us

Name of Contact Person for Claim

Telephone Number

E-Mail Address

Annette S. Chinn (CRS)

(916) 939-7901

AChinnCRS@aol.com

**MANDATED COSTS
CRIME STATISTICS REPORTS FOR THE DOJ
CLAIM SUMMARY**

**FORM
1**

(01) Claimant City of San Marcos	(02) Type of Claim Reimbursement <input checked="" type="checkbox"/> Estimated <input type="checkbox"/>	Fiscal Year 2010-11 <small>(see FAM-27 for estimate)</small>
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Claim Statistics

(03) Department	Police
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Direct Costs	Object Accounts					
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(04) Reimbursable Components	(a)	(b)	(c & d)	(e)	(f)	(g)
	Salaries	Benefits	Services and Supplies	Fixed Assets	Travel	Total
1. ONE-TIME ACTIVITY						
A. Revise Policies and Procedures						
2. ON-GOING ACTIVITIES						

Reimbursable Period: FY 2001-02 through FY 2009-10

A. Homicide Reports (PC 13014)

1. Extract Demographic Information						
2. Monthly Report to DOJ						
3. Verify/provide Additional Explanation						

B. Domestic Violence Related Calls for Assistance (PC 13730)

1. Write Incident Report	\$49,213					\$49,213
2. Review and Edit Report	\$9,317					\$9,317

Reimbursable Period: FY 2004-05 beginning 01/01/05 through FY 2009-10

C. Hate Crime Reports (PC 13023)

1. Extract Information from PD Records						
2. Monthly/ Annual Report to DOJ						
3. Verify/provide Additional Explanation						

Reimbursable Period: FY 2001-02 through FY 2004-05 (ending 12/31/04)

D. Firearm Reports (PC 12031)

1. Extract Information from PD Records						
2. Report to Attorney General						

(05) Total Direct Costs	\$58,530					\$58,530
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Indirect Costs

(06) Indirect Cost Rate (applied to salaries)	<small>(from ICRP) (Applied to Salaries)</small>	88.5%
(07) Total Indirect Costs	<small>Line (06) x line (05)(a) or line(06) x [line (05)(a) + line(05)(b)]</small>	\$51,799
(08) Total Direct and Indirect Costs	<small>Line (05)(d) + line (07)</small>	\$110,329

Cost Reductions

(09) Less: Offsetting Savings, if applicable	
(10) Less: Other Reimbursements, if applicable	
(11) Total Claimed Amount	<small>Line (08)- [(line(09) + Line(10))]</small> \$110,329

**MANDATED COSTS
CRIME STATISTICS REPORTS FOR THE DOJ
CLAIM SUMMARY**

**FORM
AA-2**

(01) Claimant: City of San Marcos **(02) Fiscal Year Costs Were Incurred:** 2010-11

(03) Reimbursable Components: Check only one box per form to identify the component being claimed

A. One-Time Costs

Policies and Procedures

B. On-Going Costs

Homicide Report Demographic Info Hate Crime Extract Info Fire Arm Report extract info
 Homicide Monthly Report to DOJ Hate Crime Report to DOJ Firearm Report to DOJ
 Homicide Additional Info & Explanation Hate Crime Additional Info

Domestic Violence - Write Incid. Report Domestic Violence Review & Edit Report

(04) Description of Expenses: Complete columns (a) through (f)

(a) Employee Names, Job Class., Functions Performed and Description of Expenses	(b) Hourly Rate or Unit Cost	Benefit Rate	(c) Hours Worked or Quantity	(d) Salaries	(e) Benefits	(f & g) Services and Supplies	(h) Fixed Assets	(i) Travel and Training	Total Salaries & Benefits
<u>Deputy</u> Write & type Domestic Violence Report as required by State Statutes. (309 cases)	\$75.84		648.90	\$49,213					\$49,213
(05) Total			648.90	\$49,213					\$49,213

**MANDATED COSTS
CRIME STATISTICS REPORTS FOR THE DOJ
CLAIM SUMMARY**

**FORM
AA-2**

(01) Claimant: City of San Marcos **(02) Fiscal Year Costs Were Incurred:** 2010-11

(03) Reimbursable Components: Check only one box per form to identify the component being claimed

A. One-Time Costs

Policies and Procedures

B. On-Going Costs

Homicide Report Demographic Info Hate Crime Extract Info Fire Arm Report extract info

Homicide Monthly Report to DOJ Hate Crime Report to DOJ Firearm Report to DOJ

Homicide Additional Info & Explanation Hate Crime Additional Info

Domestic Violence - Write Incid. Report **Domestic Violence Review & Edit Report**

(04) Description of Expenses: Complete columns (a) through (f)

(a) Employee Names, Job Class., Functions Performed and Description of Expenses	(b) Hourly Rate or Unit Cost	Benefit Rate	(c) Hours Worked or Quantity	(d) Salaries	(e) Benefits	(f & g) Services and Supplies	(h) Fixed Assets	(i) Travel and Training	Total Salaries & Benefits
Sergeant Review and edit Domestic Violence Reports	\$95.22		97.85	\$9,317					\$9,317
(05) Total			97.85	\$9,317					\$9,317

INDIRECT COST RATE PROPOSAL

San Marcos

Sheriff

Fiscal Year

2010-11

Description of Costs	Total Costs	Excludable Unallowable Costs	Allowable Indirect Costs	Allowable Direct Costs
Salaries & Benefits				
Salaries & Wages	\$10,123,156		\$2,748,910	\$7,374,246
Overtime				
Benefits				
Total	\$10,123,156		\$2,748,910	\$7,374,246
Services & Supplies				
Ancillary Support	\$1,722,064		\$1,722,064	
Supplies	\$278,002		\$278,002	
Vehicles	\$757,621		\$757,621	
Space	\$352,031		\$352,031	
Management Support	\$561,919		\$561,919	
Liability	\$116,968		\$116,968	
Less: Beat Factor Adjustments	-\$8,935		-\$8,935	
Total	\$3,779,670		\$3,779,670	
Capital Expenditures				
Total				
Total Expenditures	\$13,902,826		\$6,528,580	\$7,374,246

Cost Plan Costs				
Total				

Total Alloc. Indirect Costs	\$13,902,826		\$6,528,580	\$7,374,246
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ICRP RATE =	88.5%
<i>(Rate is Based on Salaries)</i>	

$$\frac{\$6,528,580}{\$7,374,246} = \frac{\text{Total Allowable Indirect Costs}}{\text{Total Direct Salaries}}$$

Posted - 4/7/10

ATTACHMENT B
City of San Marcos
 Effective 7/1/10 through 6/30/11
 Draft - Subject to Change

SERVICE CATEGORY	Staff Cost	# of Staff	Unit Factor	Total Net Cost	Notes
Deputy Patrol	\$132,185.50	32.000		4,229,936.09	
Deputy Traffic	\$132,185.50	6.000		793,113.02	
Deputy Motor	\$141,357.17	2.000		282,714.33	
Deputy SPO	\$132,185.50	15.000		1,982,782.54	
Detective	\$138,299.94	5.000		691,499.72	
CSO	\$62,011.99	-		-	
Sergeant	\$171,400.37	7.455		1,277,711.86	
Detective Sgt	\$171,400.37	0.500		85,700.19	
Station Staff				779,698.10	
Subtotal				<u>10,123,155.83</u>	
Ancillary Support				1,722,064.03	
Supply				278,001.66	
Vehicles				757,621.24	
Space				352,031.42	
Management Support				561,919.33	
Liability				116,967.55	
Less: Beat Factor				<u>(8,935.17)</u>	
				3,779,670.05	
Adjustments:	CCCA: Contract City Cooperative Agreement			-	
	TOTAL AMOUNT			<u>\$ 13,902,825.88</u>	
				<i>< 3,189,597 ></i>	
				<i>< 1.35 % ></i>	
				<i>+ 2% in cost of ... -</i>	<i>14,180,882 11/12</i>
					<i>14,464,500 12/13</i>

Claim Payment
Pursuant to Government Code Section 17561
CRIME STATISTICS REPORTS FOR THE DOJ

For State Controller Use Only

(19) Program Number **09340**
FEB 09 2013
 (20) Date Filed ___/___/___
 (21) LRS Input ___/___/___

Program
310

(01) Claimant Identification Number 9837815		(22) FORM (04)1.A(g)	
(02) Claimant Name City of San Marcos		(23) FORM (04)2.A.1(g)	
Mailing Address 1 Civic Center Drive		(24) FORM (04)2.A.2(g)	
Street Address or P.O. Box			
City San Marcos			
State CA	Zip Code 92069		
Type of Claim	Estimated Claim	Reimbursement Claim	
	(03) Estimated <input type="checkbox"/>	(09) Reimbursement <input checked="" type="checkbox"/>	(25) FORM (04)2.A.3(g)
	(04) Combined <input type="checkbox"/>	(10) Combined <input type="checkbox"/>	(26) FORM (04)2.B.1(g)
	(05) Amended <input type="checkbox"/>	(11) Amended <input type="checkbox"/>	(27) FORM (04)2.B.2(g)
			26,495
			4,700
Fiscal Year of Cost	(06)	(12) 2011-12	(28) FORM (04)2.C.1(g)
Total Claimed	(07)	(13) \$57,929	(29) FORM (04)2.C.2(g)
Less: 10% Late Penalty, but not to exceed \$1,000 (if applicable)	(14)		(30) FORM (04)2.C.3(g)
Less: Estimated Claim Payment Received	(15)		(31) FORM (04)2.D.1(g)
Net Claimed Amount		(16) \$57,929	(32) FORM (04)2.D.2(g)
Due from State	(08)	(17) \$57,929	(33) FORM (06)
Due to State	(09)	(18)	86
			26,734
			(34) FORM (07)
			(35) FORM (09)
			(35) FORM (10)

(38) CERTIFICATION OF CLAIM

In accordance with the provisions of Government Code 17561, I certify that I am the person authorized by the local agency to file claims with the State of California for costs mandated by Chapter 783, Statutes of 1995, Chapter 156 and 749, Statutes of 1996; and certify under penalty of perjury that I have not violated any of the provisions of Government Code Sections 1090 to 1098, inclusive.

I further certify that there was no application for nor any grant or payment received, other than from the claimant, for reimbursement of costs claimed herein; and such costs are for a new program or increased level of services of an existing program. All offsetting savings and reimbursements set forth in the Parameters and Guidelines are identified, and all costs claimed are supported by source documentation currently maintained by the claimant.

The amounts for Estimated Claim and/or Reimbursement Claim are hereby claimed from the State for payment of estimated and/or actual costs set forth on the attached statements. I certify under penalty of perjury of perjury under the laws of the State of California that the foregoing is true and correct.

Signature of Authorized Representative

Laura Rocha

Date

11/29/13

Date Signed

Laura Rocha

Telephone Number (760) 744-1050

Finance Director

Email Address LRocha@ci.san-marcos.ca.us

Name of Contact Person for Claim

Telephone Number

E-Mail Address

Annette S. Chinn (CRS)

(916) 939-7901

ACHinnCRS@aol.com

**MANDATED COSTS
CRIME STATISTICS REPORTS FOR THE DOJ
CLAIM SUMMARY**

**FORM
1**

(01) Claimant City of San Marcos	(02) Type of Claim Reimbursement <input checked="" type="checkbox"/> Estimated <input type="checkbox"/>	Fiscal Year 2011-12 <small>(see FAM-27 for estimate)</small>
--	--	---

Claim Statistics

(03) Department	Police
------------------------	---------------

Direct Costs	Object Accounts
---------------------	------------------------

(04) Reimbursable Components	(a)	(b)	(c & d)	(e)	(f)	(g)
	Salaries	Benefits	Services and Supplies	Fixed Assets	Travel	Total
1. ONE-TIME ACTIVITY						
A. Revise Policies and Procedures						
2. ON-GOING ACTIVITIES						

Reimbursable Period: FY 2001-02 through FY 2009-10

A. Homicide Reports (PC 13014)

1. Extract Demographic Information						
2. Monthly Report to DOJ						
3. Verify/provide Additional Explanation						

B. Domestic Violence Related Calls for Assistance (PC 13730)

1. Write Incident Report	\$26,495					\$26,495
2. Review and Edit Report	\$4,700					\$4,700

Reimbursable Period: FY 2004-05 beginning 01/01/05 through FY 2009-10

C. Hate Crime Reports (PC 13023)

1. Extract Information from PD Records						
2. Monthly/ Annual Report to DOJ						
3. Verify/provide Additional Explanation						

Reimbursable Period: FY 2001-02 through FY 2004-05 (ending 12/31/04)

D. Firearm Reports (PC 12031)

1. Extract Information from PD Records						
2. Report to Attorney General						

(05) Total Direct Costs	\$31,195					\$31,195
--------------------------------	----------	--	--	--	--	----------

Indirect Costs

(06) Indirect Cost Rate (applied to salaries)	<small>(from ICRP) (Applied to Salaries)</small>	85.7%
(07) Total Indirect Costs	<small>Line (06) x line (05)(a) or line(06) x [line (05)(a) + line(05)(b)]</small>	\$26,734
(08) Total Direct and Indirect Costs	<small>Line (05)(d) + line (07)</small>	\$57,929

Cost Reductions

(09) Less: Offsetting Savings, if applicable	
(10) Less: Other Reimbursements, if applicable	
(11) Total Claimed Amount	<small>Line (08)- (line(09) + Line(10))</small> \$57,929

**MANDATED COSTS
CRIME STATISTICS REPORTS FOR THE DOJ
CLAIM SUMMARY**

**FORM
AA-2**

(01) Claimant: City of San Marcos **(02) Fiscal Year Costs Were Incurred:** 2011-12

(03) Reimbursable Components: Check only one box per form to identify the component being claimed

A. One-Time Costs

Policies and Procedures

B. On-Going Costs

Homicide Report Demographic Info
 Hate Crime Extract Info
 Fire Arm Report extract info
 Homicide Monthly Report to DOJ
 Hate Crime Report to DOJ
 Firearm Report to DOJ
 Homicide Additional Info & Explanation
 Hate Crime Additional Info

Domestic Violence - Write Incid. Report
 Domestic Violence Review & Edit Report

(04) Description of Expenses: Complete columns (a) through (f)

(a) Employee Names, Job Class., Functions Performed and Description of Expenses	(b) Hourly Rate or Unit Cost	Benefit Rate	(c) Hours Worked or Quantity	(d) Salaries	(e) Benefits	(f & g) Services and Supplies	(h) Fixed Assets	(i) Travel and Training	Total Salaries & Benefits
<u>Deputy</u> Write & type Domestic Violence Report as required by State Statutes. (155 cases)	\$79.32		334.03	\$26,495					\$26,495
(05) Total			334.03	\$26,495					\$26,495

MAP
CRIME STATISTICS **REPORTED COSTS**
REPORTS FOR THE DOJ
SUMMARY

FORM
AA-2

(01) Claimant: City of San Mar

(02) Fiscal Year Costs Were Incurred: 2011-12

(03) Reimbursable Components: Check only form to identify the component being claimed

A. One-Time Costs

Policies and Procedures

B. On-Going Costs

Homicide Report Demographic Info Hate Crime Extract Info Fire Arm Report extract info

Homicide Monthly Report to DOJ Hate Crime Report to DOJ Firearm Report to DOJ

Homicide Additional Info & Explanation Hate Crime Additional Info

Domestic Violence - Write Incid. Report **Domestic Violence Review & Edit Report**

(04) Description of Expenses: Complete columns (a) through (f)

(a) Employee Names, Job Class., Functions Performed and Description of Expenses	(b) Hourly Rate or Unit Cost	Benefit Rate	(c) Hours Worked or Quantity	(d) Salaries	(e) Benefits	(f & g) Services and Supplies	(h) Fixed Assets	(i) Travel and Training	Total Salaries & Benefits
Sergeant Review and edit Domestic Violence Reports	\$98.34		47.79	\$4,700					\$4,700
(05) Total			47.79	\$4,700					\$4,700

INDIRECT COST RATE PROPOSAL

San Marcos

Sheriff

**Fiscal Year
2011-12**

Description of Costs	Total Costs	Excludable Unallowable Costs	Allowable Indirect Costs	Allowable Direct Costs
Salaries & Benefits				
Salaries & Wages	\$10,559,864		\$2,936,970	\$7,622,894
Overtime				
Benefits				
Total	\$10,559,864		\$2,936,970	\$7,622,894
Services & Supplies				
Ancillary Support	\$1,707,574		\$1,707,574	
Supplies	\$176,932		\$176,932	
Vehicles	\$774,762		\$774,762	
Space	\$298,148		\$298,148	
Management Support	\$532,476		\$532,476	
Liability	\$117,014		\$117,014	
Less: Beat Factor Adjustments	-\$9,742		-\$9,742	
Total	\$3,597,164		\$3,597,164	
Capital Expenditures				
Total				
Total Expenditures	\$14,157,028		\$6,534,134	\$7,622,894

Cost Plan Costs				
Total				

Total Alloc. Indirect Costs	\$14,157,028		\$6,534,134	\$7,622,894
------------------------------------	---------------------	--	--------------------	--------------------

ICRP RATE = 85.7%
(Rate is Based on Salaries)

$$\frac{\$6,534,134}{\$7,622,894} = \frac{\text{Total Allowable Indirect Costs}}{\text{Total Direct Salaries}}$$

ATTACHMENT B
City of San Marcos
 Effective 7/1/11 through 6/30/12
 Draft - Subject to Change

SERVICE CATEGORY	Staff Cost	# of Staff	Unit Factor	Total Net Cost	Notes
Deputy Patrol	\$138,249.15	32.000		4,423,972.75	
Deputy Traffic	\$138,249.15	6.000		829,494.89	
Deputy Motor	\$147,843.86	2.000		295,687.71	
Deputy SPO	\$138,249.15	15.000		2,073,737.23	
Detective	\$144,645.62	5.000		723,228.10	
CSO	\$64,694.00	-		-	
Sergeant Patrol	\$178,986.73	2.612		467,557.18	
Sergeant Traffic	\$178,986.73	1.000		178,986.73	
Sergeant Admin	\$178,986.73	0.732		130,965.90	
Sergeant Dedicated	\$178,986.73	3.000		536,960.20	
Detective Sgt	\$178,986.73	0.500		89,493.37	
Station Staff				809,779.79	
Subtotal				<u>10,559,863.86</u>	
Ancillary Support				1,707,574.36	
Supply				176,932.14	
Vehicles				774,762.25	
Space				298,147.95	
Management Support				532,475.71	
Liability				117,013.82	
Less: Beat Factor				<u>(9,742.14)</u>	
				<u>3,597,164.10</u>	
Adjustments:	CCCA: Contract City Cooperative Agreement			-	
	TOTAL AMOUNT			<u><u>\$ 14,157,027.95</u></u>	

Tab 5

COMMISSION ON STATE MANDATES

980 NINTH STREET, SUITE 300
SACRAMENTO, CA 95814
PHONE: (916) 323-3562
FAX: (916) 445-0278
E-mail: csminfo@csm.ca.gov



July 8, 2008

Mr. Allan Burdick
MAXIMUS
4320 Auburn Blvd.
Suite2000
Sacramento, CA 95841

Mr. Glen Everroad
City of Newport Beach
3300 Newport Blvd.
P. O. Box 1768
Newport Beach, CA 92659

Ms. Nancy Gust
County of Sacramento
711 G Street
Sacramento, CA 95814

And Interested Parties and Affected State Agencies (See Enclosed Mailing List)

RE: Adopted Statement of Decision and Timeline for Submission of Proposed Parameters and Guidelines or Reasonable Reimbursement Methodology

Crime Statistic Reports for the Department of Justice, 02-TC-04, 02-TC-11

Statutes 1980, Chapter 1340 (SB 1447); Statutes 1982, Resolution Chapter 147 (SCR 64); Statutes 1984, Chapter 1609 (SB 1472); Statutes 1989, Chapter 1172 (SB 202); Statutes 1992, Chapter 1338 (SB 1184); Statutes 1993, Chapter 1230 (AB 2250); Statutes 1995, Chapters 803 and 965 (AB 488 and SB 132); Statutes 1998, Chapter 933 (AB 1999); Statutes 1999, Chapter 571 (AB 491); Statutes 2000, Chapter 626 (AB 715); Statutes 2001, Chapters 468 and 483 (SB 314 and AB 469); and California Department of Justice, Criminal Justice Statistics Center, Criminal Statistics Reporting Requirements and Requirements Spreadsheet, March 2000
City of Newport Beach and County of Sacramento, Claimants

Dear Mr. Burdick, Mr. Everroad, and Ms. Gust:

The Commission on State Mandates adopted the attached Statement of Decision on June 26, 2008.

State law provides that reimbursement, if any, is subject to Commission approval of parameters and guidelines or a jointly developed reasonable reimbursement methodology for reimbursement of the mandated program; adoption of a statewide cost estimate or statewide estimate of costs that is reported to the Legislature; a specific legislative appropriation for such purpose; a timely-filed reimbursement claim; and review and payment of the reimbursement claim by the State Controller's Office.

The responsibilities of the test claimant and Commission, and the rights of the parties and other state agencies are specified in statute and the Commission's regulations. Upon adoption of the Statement of Decision, the successful test claimant must submit proposed parameters and guidelines or jointly develop a draft reasonable reimbursement methodology and statewide estimate of costs with the Department of Finance. A more detailed description of these responsibilities and rights follows:

Parameters and Guidelines and Statewide Cost Estimate

- **Claimant's Submission of Proposed Parameters and Guidelines.** Pursuant to Government Code section 17557 and California Code of Regulations, title 2, sections 1183.1 et seq., the claimant is responsible for submitting proposed parameters and guidelines to the Commission by **August 7, 2008**. For guidance in preparing and filing a timely submission see Government Code section 17557 and California Code of Regulations, title 2, sections 1183.1 et seq. Also, the claimant may include a "reasonable reimbursement methodology," a formula for reimbursing local agency costs mandated by the state in the Proposed Parameters and Guidelines. (See Gov. Code, § 17518.5 and Cal. Code Regs., tit.2, 1183.13.)
- **Review of Proposed Parameters and Guidelines.** Within ten days of receipt of completed proposed parameters and guidelines, Commission staff will send copies to the Department of Finance, Office of the State Controller, affected state agencies, and interested parties who are on the enclosed mailing list. Interested parties may propose a "reasonable reimbursement methodology" pursuant to Government Code section 17518.5. All recipients will be given an opportunity to provide written comments or recommendations to the Commission within 15 days of service. The claimant and other interested parties may submit written rebuttals. (See Cal. Code Regs., tit. 2, § 1183.11.)
- **Adoption of Parameters and Guidelines.** After review of the proposed parameters and guidelines and all comments, Commission staff will recommend the adoption of the claimant's proposed parameters and guidelines or adoption of an amended, modified, or supplemented version of the claimant's original submission. (See Cal. Code Regs., tit. 2, § 1183.12.)
- **Review of Statewide Cost Estimate.** Commission staff may develop the statewide cost estimate based on initial reimbursement claims filed with the Office of the State Controller, application of a reasonable reimbursement methodology, or use a different methodology based on recommendations from the test claimant, the Department of Finance, or other interested parties. Before presenting a statewide cost estimate to the Commission for adoption, Commission staff shall disclose to the parties and interested parties the methodology, basis for any assumptions made, and sources of any data used to develop the estimate. (See Cal. Code Regs., tit. 2, § 1183.3.)
- **Adoption of Statewide Cost Estimate.** At least ten days prior to the next hearing, Commission staff shall issue a final staff analysis and a staff recommendation for adoption of the statewide cost estimate.

Reasonable Reimbursement Methodology and Statewide Estimate of Costs

- **Test Claimant and Department of Finance Submission of Letter of Intent.** Within 30 days of the Commission's adoption of a Statement of Decision on a test claim, the test claimant(s) and the Department of Finance may notify the executive director of the Commission in writing of their intent to follow the process described in Government Code sections 17557.1—17557.2 and section 1183.30 of the Commission's regulations to develop a *reasonable reimbursement methodology* and *statewide estimate of costs* for the initial claiming period and budget year for reimbursement of costs mandated by the state. The

letter of intent shall include the date on which the test claimant and the Department of Finance will submit a plan to ensure that costs from a representative sample of eligible claimants are considered in the development of a reasonable reimbursement methodology.

- **Test Claimant and Department of Finance Submission of Plan.** Pursuant to the letter of intent, the test claimant and the Department of Finance shall submit an original and two copies of the *jointly developed plan* for development of a reasonable reimbursement methodology and statewide estimate of costs to the Commission.
- **Test Claimant and Department of Finance Submission of Draft Reasonable Reimbursement Methodology and Statewide Estimate of Costs.** Pursuant to the plan, the test claimant and the Department of Finance shall submit an original and two copies of the *Draft Reasonable Reimbursement Methodology and Statewide Estimate of Costs* to the Commission. See Government Code section 17557.1 for guidance in preparing and filing a timely submission. Any filings made pursuant to Government Code section 17557.1 shall be simultaneously served on the other parties and interested parties on the mailing list.
- **Review of Proposed Reasonable Reimbursement Methodology and Statewide Estimate of Costs.** Upon receipt of the jointly developed proposals, Commission staff shall notify all recipients that they shall have the opportunity to review and provide written comments or recommendations concerning the draft reasonable reimbursement methodology and proposed statewide estimate of costs within fifteen (15) days of service. Claimants, state agencies, and interested parties shall submit an original and two copies of any written responses to Commission staff and shall simultaneously serve a copy on the other parties and interested parties. The test claimant and Department of Finance may submit written rebuttals to Commission staff and simultaneously serve a copy on the other parties and interested parties.
- **Adoption of Reasonable Reimbursement Methodology and Statewide Estimate of Costs.** At least ten days prior to the next hearing, Commission staff shall issue review comments and a staff recommendation on whether the Commission should approve the draft reasonable reimbursement methodology and adopt the proposed statewide estimate of costs pursuant to Government Code section 17557.2.

Please contact Nancy Patton at (916) 323-8217 if you have any questions.

Sincerely,


PAULA HIGASHI
Executive Director

Enclosures: Statement of Decision and Government Code Sections 17557.1—17557.2

BEFORE THE
COMMISSION ON STATE MANDATES
STATE OF CALIFORNIA

IN RE TEST CLAIMS ON:

Penal Code Sections 12025, 12031, 13012, 13014, 13023 and 13730
Statutes 1980, Chapter 1340 (SB 1447);
Statutes 1982, Resolution Chapter 147 (SCR 64); Statutes 1984, Chapter 1609 (SB 1472); Statutes 1989, Chapter 1172 (SB 202); Statutes 1992, Chapter 1338 (SB 1184); Statutes 1993, Chapter 1230 (AB 2250); Statutes 1995, Chapters 803 and 965 (AB 488 and SB 132); Statutes 1998, Chapter 933 (AB 1999); Statutes 1999, Chapter 571 (AB 491); Statutes 2000, Chapter 626 (AB 715); Statutes 2001, Chapters 468 and 483 (SB 314 and AB 469); and California Department of Justice, Criminal Justice Statistics Center, Criminal Statistics Reporting Requirements and Requirements Spreadsheet, March 2000

Filed on September 6, 2002 by City of Newport Beach, Claimant and
Filed on November 22, 2002 by County of Sacramento, Claimant

Case Nos. 02-TC-04 & 02-TC-11

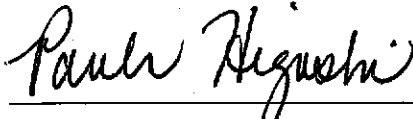
Crime Statistics Reports for the Department of Justice

STATEMENT OF DECISION PURSUANT TO GOVERNMENT CODE SECTION 17500 ET SEQ.; CALIFORNIA CODE OF REGULATIONS, TITLE 2, DIVISION 2, CHAPTER 2.5, ARTICLE 7

(Adopted on June 26, 2008)

STATEMENT OF DECISION

The attached Statement of Decision of the Commission on State Mandates is adopted in the above-entitled matter.



PAULA HIGASHI, Executive Director

Dated: July 8, 2008

BEFORE THE
COMMISSION ON STATE MANDATES
STATE OF CALIFORNIA

IN RE TEST CLAIM ON:

Penal Code Sections 12025, 12031, 13012,
13014, 13023 and 13730

Statutes 1980, Chapter 1340 (SB 1447);
Statutes 1982, Resolution Chapter 147
(SCR 64); Statutes 1984, Chapter 1609 (SB
1472); Statutes 1989, Chapter 1172 (SB 202);
Statutes 1992, Chapter 1338 (SB 1184);
Statutes 1993, Chapter 1230 (AB 2250);
Statutes 1995, Chapters 803 and 965 (AB 488
and SB 132); Statutes 1998, Chapter 933 (AB
1999); Statutes 1999, Chapter 571 (AB 491);
Statutes 2000, Chapter 626 (AB 715); Statutes
2001, Chapters 468 and 483 (SB 314 and AB
469); and California Department of Justice,
Criminal Justice Statistics Center, Criminal
Statistics Reporting Requirements and
Requirements Spreadsheet, March 2000

Filed on September 6, 2002 by City of
Newport Beach, Claimant and
Filed on November 22, 2002 by County of
Sacramento, Claimant

Case Nos.: 02-TC-04 & 02-TC-11

*Crime Statistics Reports for the
Department of Justice*

STATEMENT OF DECISION
PURSUANT TO GOVERNMENT CODE
SECTION 17500 ET SEQ.; TITLE 2,
CALIFORNIA CODE OF
REGULATIONS, DIVISION 2,
CHAPTER 2.5, ARTICLE 7.

Adopted on June 26, 2008

STATEMENT OF DECISION

The Commission on State Mandates (Commission) heard and decided this test claim during a regularly scheduled hearing on June 26, 2008. Juliana Gmur of MAXIMUS represented claimants City of Newport Beach and County of Sacramento, and Glenn Everroad, represented claimant City of Newport Beach. Carla Castañeda and Donna Ferebee represented the Department of Finance.

The law applicable to the Commission's determination of a reimbursable state-mandated program is article XIII B, section 6 of the California Constitution, Government Code section 17500 et seq., and related case law.

The Commission adopted the staff analysis to partially approve the test claim at the hearing by a vote of 7-0.

Summary of Findings

The Commission finds that, beginning July 1, 2001, the test claim statutes impose a reimbursable state-mandated program within the meaning of article XIII B, section 6 of the California Constitution and Government Code section 17514 for the following:

- A local government entity responsible for the investigation and prosecution of a homicide case to provide the California Department of Justice (DOJ) with demographic information about the victim and the person or persons charged with the crime, including the victim's and person's age, gender, race, and ethnic background (Pen. Code, §13014).
- Local law enforcement agencies to report, in a manner to be prescribed by the Attorney General, any information that may be required relative to any criminal acts or attempted criminal acts to cause physical injury, emotional suffering, or property damage where there is a reasonable cause to believe that the crime was motivated, in whole or in part, by the victim's race, ethnicity, religion, sexual orientation, or physical or mental disability, or gender or national origin (Pen. Code, §13023).
- For district attorneys to report annually on or before June 30, to the Attorney General, on profiles by race, age, gender, and ethnicity any person charged with a felony or misdemeanor under section 12025 (carrying a concealed firearm) or section 12031 of the Penal Code (carrying a loaded firearm in a public place), and any other offense charged in the same complaint, indictment, or information. The Commission finds that this is a reimbursable mandate from July 1, 2001 (the beginning of the reimbursement period for this test claim) until January 1, 2005 (Pen. Code, §§ 12025 subd. (h)(1) & (h)(3) & 12031 subd. (m)(1) & (m)(3)).
- For local law enforcement agencies to support all domestic-violence related calls for assistance with a written incident report (Pen. Code, § 13730, subd. (a), Stats. 1993, ch. 1230).

The Commission also finds that all other test claim statutes and alleged executive order do not constitute a reimbursable state-mandated program. Neither Penal Code section 13012, nor the "Criminal Statistics Reporting Requirements" and "Requirements Spreadsheet" (March 2000), impose state-mandated requirements on local agencies or school districts.

BACKGROUND

This test claim alleges crime statistics reporting activities that are required of, depending on the type of report, city and county law enforcement agencies, county probation departments, and district attorneys.

The Uniform Crime Reporting (UCR) Program is a city, county and state law enforcement program that provides a nationwide view of crime based on the submission of statistics by law enforcement agencies throughout the country. The crime data are submitted either to a state UCR Program or directly to the national UCR Program, administered by the Federal Bureau of Investigation (FBI). The International Association of Chiefs of Police (IACP) envisioned the need for statistics on crime in the 1920s. The IACP's Committee on Uniform Crime Records is a voluntary national data collection effort begun in 1930. Crime data are, for the most part,

collected monthly by the UCR Program. The FBI provides report forms, tally sheets, and self-addressed envelopes to agencies that complete the forms and return them directly to the FBI.

In 1955, California enacted laws requiring the state's participation in the UCR Program. At the same time, it authorized and directed the California DOJ to collect, maintain and analyze criminal statistics beyond the scope of the UCR Program.

Penal Code section 13010¹ requires DOJ to collect from state and local entities, on forms developed by DOJ, data necessary for the "work of the department." (Department is used in the statutes to mean DOJ.) Penal Code section 13010 also provides that DOJ shall: (1) recommend the form and content of records to be maintained by the state and local entities; (2) instruct them in the installation, maintenance and use of such records; (3) process, tabulate, analyze and interpret the data collected; (4) supply data to the FBI and others engaged in the collection of national criminal statistics; (5) present to the Governor an annual report containing the criminal statistics of the preceding calendar year; and (6) present at such other times as the Attorney General may approve reports on special aspects of criminal statistics (Pen. Code, § 13010, subs. (c) – (g)).

Since 1955 Penal Code section 13020 has imposed a duty on city marshals, chiefs of police, district attorneys, city attorneys, city prosecutors having criminal jurisdiction, probation officers and others, including:

[E]very other person or agency dealing with crimes or criminals or with delinquency or delinquents, when requested by the Attorney General:

- (a) To install and maintain records needed for the correct reporting of statistical data required by him or her.
- (b) To report statistical data to the department at those times and in the manner that the Attorney General prescribes.
- (c) To give to the Attorney General, or his or her accredited agent, access to statistical data for the purpose of carrying out this title. (Pen. Code, § 13020.)

Since 1955, cities and counties have had the obligation to provide DOJ with criminal statistics used in the UCR Program, as well as those needed for the annual report to the Governor and other reports on special aspects of criminal statistics.

Test Claim Statutes

Annual DOJ report to the Governor: Penal Code section 13012 requires DOJ's annual report to the Governor to contain specified data. It was amended in 1980 to require inclusion of "the number of citizens' complaints received by law enforcement agencies under Section 832.5..." (Stats. 1980, ch. 1340, eff. Sept. 30, 1980.)

Subdivision (c) of section 13012 was amended in 1995 to add the following underlined provision: "The administrative actions taken by law enforcement, judicial, penal, and correctional agencies or institutions, including those in the juvenile justice system, in dealing with criminals or delinquents." It was amended again by Statutes 2001, chapter 486 to add the following subdivision (e):

¹ All references are to the Penal Code unless otherwise indicated.

(e) The administrative actions taken by law enforcement, prosecutorial, judicial, penal, and correctional agencies, including those in the juvenile justice system, in dealing with minors who are the subject to a petition or hearing in the juvenile court to transfer their case to the jurisdiction of an adult criminal court or whose cases are directly filed or otherwise initiated in an adult criminal court.

Homicide reports: Penal Code section 13014 requires DOJ to collect information on all homicide victims and persons charged with homicides, to adopt and distribute homicide reporting forms and to compile the reported homicide information and annually publish a report about it. Subdivision (b) states: "Every state or local governmental entity responsible for the investigation and prosecution of a homicide case shall provide the department with demographic information about the victim and the person or persons charged with the crime." (Stats. 1992, ch. 1338.)

Hate crime reports: Penal Code section 13023, as originally enacted in 1989, provided:

Commencing July 1, 1990, subject to the availability of adequate funding, the Attorney General shall direct local law enforcement agencies to report to the Department of Justice, in a manner to be prescribed by the Attorney General, any information that may be required relative to any criminal acts or attempted criminal acts to cause physical injury, emotional suffering, or property damage where there is a reasonable cause to believe that the crime was motivated, in whole or in part, by the victim's race, ethnicity, religion, sexual orientation, or physical or mental disability. (Stats. 1989, ch. 1172.)

Section 13023 also requires DOJ to file annual reports on the hate crime data. Statutes 1998, chapter 933 added the requirement to include 'gender' to the victim characteristics, and Statutes 2000, chapter 626 added 'national origin' to the victim characteristics.

Concealed and loaded firearms reports: Penal Code section 12025 defines when a person is guilty of carrying a concealed firearm, defines punishments for doing so, states a minimum sentence with exceptions, and defines lawful possession of the firearm. It was amended by Statutes 1999, chapter 571 to add a reporting provision in subdivision (h) as follows:

- (1) The district attorney of each county shall submit annually a report on or before June 30, to the Attorney General consisting of profiles by race, age, gender, and ethnicity of any person charged with a felony or a misdemeanor under this section and any other offense charged in the same complaint, indictment, or information.
- (2) The Attorney General shall submit annually a report on or before December 31, to the Legislature compiling all of the reports submitted pursuant to paragraph (1).
- (3) This subdivision shall remain operative until January 1, 2005, and as of that date shall be repealed.

Similarly, section 12031 defines when a person is guilty of carrying a loaded firearm in a public place, and when a person is not guilty of doing so. It was amended by Statutes 1999, chapter 571 to add a reporting provision in subdivision (m) as follows:

- (1) The district attorney of each county shall submit annually a report on or before June 30, to the Attorney General consisting of profiles by race, age, gender, and

ethnicity of any person charged with a felony or a misdemeanor under this section and any other offense charged in the same complaint, indictment, or information.

(2) The Attorney General shall submit annually, a report on or before December 31, to the Legislature compiling all of the reports submitted pursuant to paragraph (1).

(3) This subdivision shall remain operative only until January 1, 2005.

Domestic violence reports: Penal Code section 13730 requires local law enforcement agencies to develop a system for recording all domestic violence-related calls for assistance. Enacted by Statutes 1984, chapter 1609, subdivision (a) requires each law enforcement agency to develop a system for recording all domestic violence-related calls for assistance, including whether weapons are involved. Subdivision (b) requires the Attorney General to report annually to the Governor and Legislature on the total number of domestic violence-related calls received by California law enforcement agencies. Subdivision (c) requires law enforcement agencies to develop a domestic violence incident report form for the domestic violence calls, with specified content. It also requires written reports for domestic-violence related calls for assistance.

The Legislature amended subdivision (a) (Stats. 1993, ch. 1230) to state that "all domestic violence-related calls for assistance shall be supported with a written incident report, as described in subdivision (c), identifying the domestic violence incident."

Reports for crime victims age 60 or older: Senate Resolution No. 64 (Stats. 1982, ch. 147) states in relevant part:

Resolved by the Senate of the State of California, the Assembly thereof concurring,

That local law enforcement officials are requested to make every attempt to modify their data gathering procedures and computer storage systems to provide information as to the number of victims of violent crimes who are 60 years of age or older; and be it further Resolved,

That the Department of Justice is requested to solicit and collect information from local law enforcement agencies concerning the ages and victims of crime and to incorporate that information in its crime statistic reporting system...

Criminal Justice Statistics Center Documents: Also included in the claim is the "Criminal Justice Reporting Requirements" (March 2000) and the "Criminal Statistics Reporting Requirements Spreadsheet" both promulgated by the Department of Justice, Criminal Justice Statistics Center. The introduction to the Reporting Requirements (former) document states:

This document provides general guidelines to law enforcement agencies, District Attorneys, Public Defenders, and Probation Departments regarding their reporting requirements to the Department of Justice's Criminal Justice Statistics Center (CJSC). For each reporting requirement there is a brief description of what data is collected (introduction), which agencies are required to report the data (who), the code sections(s) that require reporting (why), the due date of the report (when), and the form or alternative method required to be used to report the data (how).

The Table of Contents of this document has sections on arrests, crimes and clearances, arson offenses, homicides, hate crimes, law enforcement officers killed or assaulted, domestic violence related calls for assistance, violent crimes committed against senior citizens, death in custody, adult probation, juvenile court and probation statistical system,

concealable weapons statistical system, hate crime prosecution survey, law enforcement and criminal justice personnel survey, and citizens' complaints against peace officers survey.

The spreadsheet has rows for each of the categories in the Table of Contents above, and columns indicating the reporting agency, reporting frequency, statutory authority, reporting form, and whether electronic reporting is available for each crime or category.

Related Commission Decisions

The Commission has issued four decisions on various versions of Penal Code section 13730 regarding domestic violence reports, as follows.

Domestic Violence Information, CSM 4222: In 1987, the Commission approved this test claim on Penal Code section 13730, as added by Statutes 1984, chapter 1609. The parameters and guidelines for *Domestic Violence Information* authorize reimbursement for local law enforcement agencies for the "costs associated with the development of a Domestic Violence Incident Report form used to record and report domestic violence calls," and "for the writing of mandated reports which shall include domestic violence reports, incidents or crime reports directly related to the domestic violence incident."

Beginning in fiscal year 1992-93, the Legislature suspended Penal Code section 13730 (as added by Stats. 1984, ch. 1609) pursuant to Government Code section 17581. Suspending a statute means the Legislature assigns a zero-dollar appropriation to the program and makes it optional.

Domestic Violence Training and Incident Reporting, CSM 96-362-01: In February 1998, the Commission considered this test claim on the 1995 amendment to Penal Code section 13730, subdivision (c) (Stats. 1995, ch. 965). This amendment requires law enforcement agencies to include in the domestic violence incident report information relating to the use of alcohol or controlled substances by the alleged abuser, and any prior domestic violence responses to the same address.

The Commission determined that the additional information on the domestic violence incident report was not mandated by the state because the suspension of the statute under Government Code section 17581 made the completion of the incident report optional, so the additional information under the test claim statute came into play only after a local agency elected to complete the incident report.

Based on the language of the suspension statute (Gov. Code, § 17581), the Commission determined, however, that during periods when the state operates without a budget, the original suspension of the mandate would not be in effect. Thus, for the periods when the state operates without a budget until the Budget Act is chaptered and makes the domestic violence incident reporting program optional under Government Code section 17581, the Commission determined the activities required by the 1995 amendment to Penal Code section 13730 are reimbursable.

In 1998, Government Code section 17581 was amended² to close the gap and continue the suspension of programs during periods when the state operates without a budget. The *Domestic*

² Section 17581, subdivision (a), now states the following: "No local agency shall be required to implement or give effect to any statute or executive order, or portion thereof, during any fiscal

Violence Information and Incident Reporting program has been suspended in every Budget Act since 1992 except for 2003-2004.³

Crime Victims' Domestic Violence Incident Reports, 99-TC-08: This claim was decided by Commission on May 29, 2003 (corrected decision issued in September 2003). The Commission found it had no jurisdiction over Penal Code section 13730 (Stats. 1984, ch. 1609, Stats. 1995, ch. 965) because it had already adjudicated the statute in CSM 4222, *Domestic Violence Information*, and in CSM 96-362-01, *Domestic Violence Training and Incident Reporting*. The Commission also found that the mandate had been suspended by the Legislature every year since 1992-1993, making the activities discretionary on the part of local government.

Crime Victims' Domestic Violence Incident Reports II, 02-TC-18: This claim, originally submitted as an amendment to (and severed from) test claim 99-TC-08, was adopted September 27, 2007. The Commission found that effective January 1, 2002, Penal Code section 13730, subdivision (c)(3) (Stats. 2001, ch. 483) imposes a reimbursable state-mandated program for local agencies, on all domestic violence-related calls for assistance, to include on the domestic violence incident report form a notation of whether the officer or officers who responded to the domestic violence call found it necessary, for the protection of the peace officer or other persons present, to inquire of the victim, the alleged abuser, or both, whether a firearm or other deadly weapon was present at the location, and, if there is an inquiry, whether that inquiry disclosed the presence of a firearm or other deadly weapon (Pen. Code, § 13730, subd. (c)(3)).

The Commission noted in the analysis that no test claim had been filed on section 13730 as amended by Statutes 1993, chapter 1230, which added to subdivision (a) "All domestic violence-related calls for assistance shall be supported with a written incident report, as described in subdivision (c), identifying the domestic violence incident."

Claimants' Position

Claimants City of Newport Beach and County of Sacramento filed separate test claims to seek reimbursement based on article XIII B, section 6 of the California Constitution for criminal statistics reporting duties. The test claims do not contain specific activities beyond quoting the language of the test claim statutes. Both test claims estimate that the costs will substantially exceed \$1000.00 per year. On September 26, 2007, the Executive Director consolidated the two test claims.

year and the for the period immediately following that fiscal year for which the Budget Act has not been enacted for the subsequent fiscal year . . ."

³ 2007-2008 Budget Act (Stats. 2007, chs. 171 & 172) Item 8885-295-0001, Schedule (3)(aa); 2006-2007 Budget Act (Stats. 2006, chs. 46 & 47) Item 8885-295-0001, Schedule (3) (aa); 2005-2006 Budget Act (Stats. 2005, chs. 38 & 39) Item 8885-295-0001, Schedule (3) (hh); 2004-2005 Budget Act (Stats. 2004, ch. 208) Item 9210-295-0001, Provision 3, Schedule (5); 2002-2003 Budget Act (Stats. 2002, ch. 379), Item 9210-295-0001, Provision 3, Schedule (8); 2001-2002 Budget Act (Stats. 2001, ch. 106), Item 210-295-0001, Provision 3, Schedule (8); 2000-2001 Budget Act (Stats. 2000, ch. 52), Item 210-295-0001, Provision 3, Schedule (8); 1999-2000 Budget Act (Stats. 1999, ch. 50), Item 210-295-0001, Provision 2, Schedule (8).

Claimants submitted joint comments on March 3, 2003, rebutting those of the Department of Finance and DOJ. Regarding DOJ's comment about the city claimant claiming costs for county entities, claimants note that the claim has been joined by County of Sacramento. Claimants made other substantive comments that are discussed below.

Claimant County of Sacramento submitted comments on March 11, 2008 concurring with the draft staff analysis except for the discussion of Penal Code section 13012, which is addressed below.

State Agency Positions

Department of Justice: In comments submitted in January 28, 2003, the DOJ's Criminal Justice Statistics Center commented on each test claim statute individually. DOJ stated that the reports in the test claim statutes that are "required" are in Penal Code sections 13012 (citizen complaints and juvenile offender information), 13023 (hate crimes), 12025 (concealed firearms) and 12031 (loaded firearms in a public place).

As to domestic violence reports (§ 13730), DOJ commented that its report has not changed since 1986, and that the amendments to section 13730 relate to local law enforcement's internal documentation that have nothing to do with DOJ reporting requirements.

Regarding homicide reporting in section 13014, DOJ states that the statute did not add new requirements because the same demographic information has been required since at least 1975, and that no additional information was required as a result of Penal Code section 13014. As to reporting on victims of violent crimes who are 60 years of age or older, DOJ states that the Legislature did not mandate local law enforcement to report this information.

For some activities imposed on county district attorneys or county probation officers, DOJ states that "the City of Newport Beach has not explained how it is responsible for costs associated with this reporting requirement."

DOJ's comments are discussed in more detail below.

Department of Finance: In its October 24, 2002 comments, Finance states that except for one test claim statute, the statutes "may have resulted in a new higher level of service as a result of requiring local law enforcement agencies to keep statistical data on the frequency, types and nature of criminal offenses, in addition to requiring these agencies to submit this data to the Department of Justice."

As to Penal Code section 13730, Finance asserts that the Commission has previously determined it to be a state-mandated program and it was subsequently suspended by the Legislature (Gov. Code, § 17581). Regarding this statute, Finance states:

Chapter 483, Statutes of 2001 [amending Pen. Code, § 13730] would add an additional requirement to the existing mandate. However, since the mandate is suspended, implementation would be at the option of local government. This interpretation is consistent with a decision adopted by the Commission ... on January 29, 1998, [*Domestic Violence Training and Incident Reporting*, CSM 96-362-01] regarding earlier changes to the same code section. Therefore it does not seem appropriate to include references to these chapters as a part of this claim.

Finance submitted comments on March 7, 2008, concurring with the draft staff analysis.

COMMISSION FINDINGS

The courts have found that article XIII B, section 6 of the California Constitution⁴ recognizes the state constitutional restrictions on the powers of local government to tax and spend.⁵ “Its purpose is to preclude 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 articles XIII A and XIII B impose.”⁶ A test claim statute or executive order may impose a reimbursable state-mandated program if it orders or commands a local agency or school district to engage in an activity or task.⁷

In addition, the required activity or task must be new, constituting a “new program,” or it must create a “higher level of service” over the previously required level of service.⁸

The courts have defined a “program” subject to article XIII B, section 6, of the California Constitution, as one that carries out the governmental function of providing public services, or a law that imposes unique requirements on local agencies or school districts to implement a state policy, but does not apply generally to all residents and entities in the state.⁹ To determine if the program is new or imposes a higher level of service, the test claim legislation must be compared with the legal requirements in effect immediately before the enactment of the test claim

⁴ Article XIII B, section 6, subdivision (a), (as amended in Nov. 2004) provides:

(a) 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, except that the Legislature may, but need not, provide a subvention of funds for the following mandates: (1) Legislative mandates requested by the local agency affected. (2) Legislation defining a new crime or changing an existing definition of a crime. (3) Legislative mandates enacted prior to January 1, 1975, or executive orders or regulations initially implementing legislation enacted prior to January 1, 1975.

⁵ *Department of Finance v. Commission on State Mandates (Kern High School Dist.)* (2003) 30 Cal.4th 727, 735.

⁶ *County of San Diego v. State of California (County of San Diego)*(1997) 15 Cal.4th 68, 81.

⁷ *Long Beach Unified School Dist. v. State of California* (1990) 225 Cal.App.3d 155, 174.

⁸ *San Diego Unified School Dist. v. Commission on State Mandates* (2004) 33 Cal.4th 859, 878 (*San Diego Unified School Dist.*); *Lucia Mar Unified School District v. Honig* (1988) 44 Cal.3d 830, 835-836 (*Lucia Mar*).

⁹ *San Diego Unified School Dist., supra*, 33 Cal.4th 859, 874, (reaffirming the test set out in *County of Los Angeles v. State of California* (1987) 43 Cal.3d 46, 56; *Lucia Mar, supra*, 44 Cal.3d 830, 835.)

legislation.¹⁰ A “higher level of service” occurs when the new “requirements were intended to provide an enhanced service to the public.”¹¹

Finally, the newly required activity or increased level of service must impose costs mandated by the state.¹²

The Commission is vested with exclusive authority to adjudicate disputes over the existence of state-mandated programs within the meaning of article XIII B, section 6.¹³ In making its decisions, the Commission must strictly construe article XIII B, section 6 and not apply it as an “equitable remedy to cure the perceived unfairness resulting from political decisions on funding priorities.”¹⁴

Each statute is discussed separately to determine whether it is a reimbursable state-mandate.

Do the test claim statutes or alleged executive orders impose a reimbursable state-mandated program within the meaning of article XIII B, section 6?

Annual DOJ Report to the Governor - Penal Code section 13012

Penal Code section 13012 requires DOJ’s annual report to contain specified data. Section 13012 was amended by Statutes 1980, chapter 1340 (eff. Sept. 30, 1980) to require inclusion of “the number of citizens’ complaints received by law enforcement agencies under Section 832.5.”

Subdivision (c) of section 13012 was amended in 1995 (ch. 803) to add the following underlined provision: “The administrative actions taken by law enforcement, judicial, penal, and correctional agencies or institutions, including those in the juvenile justice system, in dealing with criminals or delinquents.” It was amended again by Statutes 2001, chapter 486 to add the following subdivision (e):

(e) The administrative actions taken by law enforcement, prosecutorial, judicial, penal, and correctional agencies, including those in the juvenile justice system, in dealing with minors who are the subject to a petition or hearing in the juvenile court to transfer their case to the jurisdiction of an adult criminal court or whose cases are directly filed or otherwise initiated in an adult criminal court.

Section 13012 by itself only specifies the content of a DOJ report, not a report by a local agency. It refers to the “annual report of the department provided for in Section 13010...” Section 13010 states: “It shall be the duty of the department [of Justice]: (a) To collect data necessary for the

¹⁰ *San Diego Unified School Dist.*, *supra*, 33 Cal.4th 859, 878; *Lucia Mar*, *supra*, 44 Cal.3d 830, 835.

¹¹ *San Diego Unified School Dist.*, *supra*, 33 Cal.4th 859, 878.

¹² *County of Fresno v. State of California* (1991) 53 Cal.3d 482, 487; *County of Sonoma v. Commission on State Mandates* (2000) 84 Cal.App.4th 1265, 1284 (*County of Sonoma*); Government Code sections 17514 and 17556.

¹³ *Kinlaw v. State of California* (1991) 54 Cal.3d 326, 331-334; Government Code sections 17551, 17552.

¹⁴ *County of Sonoma*, *supra*, 84 Cal.App.4th 1265, 1280, citing *City of San Jose v. State of California* (1996) 45 Cal.App.4th 1802, 1817.

department from all persons and agencies mentioned in Section 13020 and from any other appropriate source;" Section 13020, in turn, requires the local agency reports. Section 13020 was not pled by claimants, nor was section 13010. Nor are these sections incorporated by reference into section 13012, the test claim statute. For these reasons, the Commission has no jurisdiction to make determinations on sections 13010 and 13020.¹⁵

Claimant County of Sacramento, in March 2008 comments on the draft staff analysis, states that section 13020 was "included as part of the original test claim." Claimant cites the following sentence in the test claim: "Pursuant to Penal Code §§ 13020 and 13021, local law enforcement were required to comply with the DOJ and begin collecting statistical crime data." Claimant states:

[S]ection 13020 was part of a pre-existing program. It is the expansion of that program which is the subject of the instant test claim. The statute was cited as an overarching requirement. It was not part of the addition of the test claim statutes addressing the various new reports. The section was specifically pleaded, as set forth above, in the opening paragraph of the test claim to set the stage for the statutory changes that created new requirements under the existing program.

Although it is mentioned as preexisting law, the test claim does not expressly plead section 13020. On page 6 of both test claims, claimants cite the "specific statutory sections that contain the mandated activities" and do not mention section 13020. Nor are any of the statutes and chapters that enacted or amended section 13020 cited in the test claim.¹⁶ Thus, the Commission finds that section 13020 was not pled in the test claim.

Therefore, the Commission finds that section 13012 (Stats. 1980, ch. 1340, Stats. 1995, ch. 803 & Stats. 2001, ch. 486) by itself, does not impose a state-mandated activity on a local government, and therefore it is not a reimbursable state-mandated program within the meaning of article XIII B, section 6 of the California Constitution.

The next issue is whether there is a state mandate to report the citizen complaint and juvenile justice data based on the "Criminal Statistics Reporting Requirements" and "Requirements Spreadsheet" (March 2000) promulgated by the California Department of Justice, Criminal Justice Statistics Center (CJSC). These CJSC documents were pled by claimants in the test claims.

The Commission only has jurisdiction over statutes and executive orders (Gov. Code, §§ 17551 & 17514). Thus, the issue is whether the CJSC documents are executive orders within the meaning of Government Code section 17516. This section defines an executive order as: "any order, plan, requirement, rule, or regulation issued by any of the following: (a) The Governor.

¹⁵ Sections 13010, 13012 and 13020 were enacted before 1975 and therefore are not subject to article XIII B, section 6, subdivision (a)(3) of the California Constitution.

¹⁶ Section 13020 was enacted by Statutes 1955, chapter 1128, and amended by Statutes 1965, chapter 238, Statutes 1965, chapter 1916, Statutes 1972, chapter 1377, Statutes 1973, chapter 142, Statutes 1973, chapter 1212, Statutes 1979, chapter 255, Statutes 1979, chapter 860, Statutes 1996, chapter 872.

(b) Any officer or official serving at the pleasure of the Governor. (c) Any agency, department, board, or commission of state government.”

The “Criminal Statistics Reporting Requirements” document states, under the first “Introduction:”

This document provides general guidelines to law enforcement agencies, District Attorneys, Public Defenders, and Probation Departments regarding their reporting requirements to the Department of Justice’s Criminal Justice Statistics Center (CJSC). For each reporting requirement there is a brief description of what data is collected (introduction), which agencies are required to report the data (who), the code sections(s) that require reporting (why), the due date of the report (when), and the form or alternative method required to be used to report the data (how).

Under the heading “Citizen Complaints against Peace Officers Survey” there is another introduction that states: “Agencies are to report to DOJ statewide summary information on the number of non-criminal and criminal (misdemeanor and felony) complaints reported by citizens to law enforcement agencies, and the number of complaints that were sustained.” Under the heading “Why,” only Penal Code section 13012 is quoted.

The Spreadsheet also imposes no requirements, but contains descriptions of the statutory reporting requirements.

Therefore, even if the Commission were to find that the CJSC documents are executive orders within the meaning of Government Code section 17516, the documents still do not mandate the reporting of the citizen complaint information by local agencies. The language used in the document is not mandatory, as it refers to itself as “general guidelines.” Therefore, the CJSC documents are not executive orders within the meaning of Government Code section 17516. Also, the CJSC document only references section 13012 for citizen complaints, the statute that specifies the content of DOJ’s report. There is no reference to section 13020’s local agency reporting requirement in the CJSC document.

As for reporting juvenile justice data, the CJSC document states as follows, under the heading “Juvenile Court and Probation Statistical System:” “Juvenile justice data is to be reported to DOJ to provide information on the administration of juvenile justice in California. Information is collected on a juvenile’s progress through the juvenile justice system from probation intake to final case disposition.” Under the “Why” portion under juvenile justice, Penal Code section 13020 and Welfare and Institutions Code section 285 are quoted, neither of which are test claim statutes.

There is no other pleading or evidence in the record, such as a letter to law enforcement agencies from DOJ, requiring local agencies to provide statistics for citizen complaints or juvenile justice data.

Thus, the Commission finds that Penal Code section 13012 (Stats. 1980, ch. 1340, Stats. 1995, ch. 803 & Stats. 2001, ch. 486) and the “Criminal Statistics Reporting Requirements” and Requirements Spreadsheet (March 2000), do not impose state-mandated activities on local agencies to report citizen complaints against peace officers and juvenile justice data to the DOJ, and therefore reimbursement is not required pursuant to article XIII B, section 6 of the California Constitution.

Homicide Reports - Penal Code Section 13014

Section 13014 was added by Statutes 1992, chapter 1338. Subdivision (b) of this section states: "Every state or local governmental entity responsible for the investigation and prosecution of a homicide case shall provide the department with demographic information about the victim and the person or persons charged with the crime."

Subdivision (a) of section 13014 requires the DOJ to collect information on all homicide victims and persons charged with homicides. It also requires DOJ to adopt and distribute homicide reporting forms, and requires the department to compile the reported homicide information and annually publish a report about it.

Based on the plain meaning of the statute, the Commission finds that this section 13014, subdivision (b), imposes a state mandate on local law enforcement agencies that are "responsible for the investigation and prosecution of a homicide case" to report to the DOJ the specified data.

The Commission also finds that section 13014 constitutes a program within the meaning of article XIII B, section 6 because it carries out the governmental function of providing a service to the public¹⁷ by collecting homicide information for DOJ to report criminal statistics, and because reporting the data is an activity that is unique to local government.

The next issue is whether this reporting is a new program or higher level of service. DOJ states, in comments submitted in January 2003, that section 13014 did not enact anything new because the demographic information it describes was already included on the Supplementary Homicide Report provided to the local entities by the DOJ. DOJ attached a report form with a revision date of July 11, 1975, to "demonstrate that the same demographic information has been required since at least 1975, and that no additional information was required as a result of the addition of Penal Code section 13014."

Claimants, in joint rebuttal comments submitted in March 2003, assert that "there is no state-mandate until the Legislature creates one" and argue as follows:

[T]his reporting was optional at the direction of the DOJ, who could have changed its reporting requirements at any time. Nor does it change the fact that such reporting is no longer option [sic] in light of the current statutes. Now, neither the local entities nor the DOJ itself can opt not to report that which is required by law. The simple fact that the DOJ has been conscientious about devising its crime statistic reports and has ultimately foreseen the direction of the Legislature, does not defeat the existence of current state mandate [sic] and the constitutional guarantee for reimbursement of costs for local agencies.

The issue is whether the requirement to report homicides existed before the enactment of section 13014 (Stats. 1992, ch. 1338). The Commission finds there is insufficient evidence that it did.

The legislative history of section 13014 indicates that "Under current law [¶]... [¶] The Department of Justice is not required by statute to maintain data pertaining to victims of

¹⁷ *County of Los Angeles, supra*, 43 Cal.3d 46, 56.

homicide and persons charged with homicide.”¹⁸ This statement in the legislative history suggests that reporting the homicide data is a new program or higher level of service.

State mandates are created by either a statute or an executive order (Gov. Code, §§ 17551, subd. (a) & 17514). If DOJ did not require reporting homicide data under the authority of a statute before the test claim statute, then it may have done so under the authority of an executive order, defined as “any order, plan, requirement, rule, or regulation issued by [¶]...[¶] any agency, department, board, or commission of state government.” (Gov. Code, § 17516).

There is no evidence of an executive order requiring homicide reports. The form provided by DOJ in its comments only shows that DOJ collected homicide information, but not that local agencies were required to provide it. In fact, the form DOJ submitted with its comments states: “In view of the importance of the homicide classification in crime reporting, it is *requested* that the following supplementary report be filled in and transmitted ...”¹⁹ [Emphasis added.] Since the form uses the non-mandatory language “it is requested that ...” the Commission finds that reporting this homicide information prior to the test claim statute was not mandatory for local agencies.

Consequently, the Commission finds that the requirement to provide homicide information as specified in section 13014 is a new program or higher level of service.

The Commission also finds that this data collection imposes costs mandated by the state within the meaning of Government Code section 17514. Government Code section 17556 provides that the Commission shall not find costs mandated by the state if certain conditions apply. The Commission finds that no exceptions in Government Code 17556 apply to Penal Code section 13014.

Therefore, the Commission finds that Penal Code section 13014 is a reimbursable mandate for a local government entity responsible for the investigation and prosecution of a homicide case to provide DOJ with demographic information about the victim and the person or persons charged with the crime, including the victim’s and person’s age, gender, race, and ethnic background, beginning July 1, 2001 (the beginning of the reimbursement period for this test claim).

Hate Crime Reports - Penal Code Section 13023

As originally enacted (Stats. 1989, ch. 1172) this section stated:

Commencing July 1, 1990, subject to the availability of adequate funding, the Attorney General shall direct local law enforcement agencies to report to the Department of Justice, in a manner to be prescribed by the Attorney General, any information that may be required relative to any criminal acts or attempted criminal acts to cause physical injury, emotional suffering, or property damage where there is a reasonable cause to believe that the crime was motivated, in

¹⁸ Senate Third Reading analysis of Senate Bill No. 1182 (1991-1992 Reg. Sess.) as amended August 28, 1992, p. 1.

¹⁹ Comments from the Department of Justice on Test Claim 02-TC-04, January 28, 2003, Exhibit B.

whole or in part, by the victim's race, ethnicity, religion, sexual orientation, or physical or mental disability.

Section 13023 also requires DOJ to file annual reports to the Legislature on the hate crime data. Statutes 1998, chapter 933 added the requirement to include 'gender' to the victim characteristics, and Statutes 2000, chapter 626 added 'national origin' to the victim characteristics.

The plain language of this statute requires the Attorney General to "direct local law enforcement agencies to report to the Department of Justice, in a manner to be prescribed by the Attorney General, any information ..."

However, the requirement is contingent on funding, as it reads "subject to the availability of adequate funding, the Attorney General shall direct..." The funding in the statute, however, is allocated to the Attorney General, not local entities. In its comments on the test claim, the Attorney General's Office stated that "[a]lthough the hate crime legislation passed in 1989, because of a lack of funding, the DOJ did not begin collecting data until 1994." This indicates that the funding was allocated to the Attorney General's office to collect the data, not on the local agencies to report it.

Therefore, based on the mandatory language in the statute that gives neither DOJ nor local agencies discretion to refuse to comply, the Commission finds that it is a state mandate for local law enforcement agencies to report to DOJ any information that may be required relative to any criminal acts or attempted criminal acts to cause physical injury, emotional suffering, or property damage, where there is a reasonable cause to believe that the crime was motivated, in whole or in part, by the victim's race, ethnicity, religion, sexual orientation, gender, national origin, or physical or mental disability.

The Commission also finds that section 13023 constitutes a program within the meaning of article XIII B, section 6 because it carries out the governmental function of providing a service to the public²⁰ by collecting hate crime information for DOJ to report criminal statistics, and because reporting the data is an activity that is unique to local government.

Since this reporting was not required before the test claim statute, the Commission also finds that it is a new program or higher level of service.

And the Commission finds that section 13023 imposes costs mandated by the state within the meaning of Government Code section 17514, and no exceptions in Government Code section 17556 apply.

Therefore, the Commission finds that Penal Code section 13023 is a reimbursable state-mandated program for local law enforcement agencies to report, in a manner to be prescribed by the Attorney General, any information that may be required relative to any criminal acts or attempted criminal acts to cause physical injury, emotional suffering, or property damage where there is a reasonable cause to believe that the crime was motivated, in whole or in part, by the victim's race, ethnicity, religion, sexual orientation, or physical or mental disability, or gender or national origin, beginning July 1, 2001 (the beginning of the reimbursement period for this test claim).

²⁰ *County of Los Angeles, supra*, 43 Cal.3d 46, 56.

Concealed and Loaded Firearms Reports – Penal Code Sections 12025 & 12031

Section 12025 defines when a person is guilty of carrying a concealed firearm, defines punishments for doing so, states a minimum sentence with exceptions, and defines lawful possession of the firearm. It was amended by Statutes 1999, chapter 571 to add a reporting provision in subdivision (h) as follows:

(1) The district attorney of each county shall submit annually a report on or before June 30, to the Attorney General consisting of profiles by race, age, gender, and ethnicity of any person charged with a felony or a misdemeanor under this section and any other offense charged in the same complaint, indictment, or information.

[¶]...[¶]

(3) This subdivision shall remain operative until January 1, 2005, and as of that date shall be repealed.

Similarly, section 12031 defines when a person is guilty of carrying a loaded firearm in a public place, and when a person is not guilty of doing so. It was amended by Statutes 1999, chapter 571 to add a reporting provision in subdivision (m) as follows:

(1) The district attorney of each county shall submit annually a report on or before June 30, to the Attorney General consisting of profiles by race, age, gender, and ethnicity of any person charged with a felony or a misdemeanor under this section and any other offense charged in the same complaint, indictment, or information.

[¶]...[¶]

(3) This subdivision shall remain operative only until January 1, 2005.

Based on the mandatory language in sections 12025, subdivision (h)(1) and 12031, subdivision (m)(1), the Commission finds that these sections impose state mandates for the district attorney to submit the reports as specified.

The Commission also finds that sections 12025, subdivision (h)(1) and 12031, subdivision (m)(1) constitute a program within the meaning of article XIII B, section 6 because they carry out the governmental function of providing a service to the public²¹ by collecting concealed and loaded firearm information for DOJ to report criminal statistics, and because reporting the data is an activity that is unique to local government.

These reports were not required before enactment of the test claim legislation, so the Commission also finds that they are a new program or higher level of service.

And the Commission also finds that the reporting requirements in sections 12025 and 12031 impose costs on district attorneys that are mandated by the state within the meaning of Government Code section 17514, and that no exceptions in Government Code section 17556 apply.

Therefore, the Commission finds that it is a reimbursable state-mandated program for district attorneys to report annually on or before June 30, to the Attorney General, on profiles by race, age, gender, and ethnicity any person charged with a felony or misdemeanor under section 12025 (carrying a concealed firearm) or section 12031 of the Penal Code (carrying a loaded firearm in a

²¹ *County of Los Angeles, supra*, 43 Cal.3d 46, 56.

public place), and any other offense charged in the same complaint, indictment, or information. The Commission finds that this is a reimbursable mandate from July 1, 2001 (the beginning of the reimbursement period) until January 1, 2005, the statutory sunset date. (Pen. Code, §§ 12025 subd. (h)(1) & (h)(3) & 12031 subd. (m)(1) & (m)(3).)

Domestic Violence Reports – Penal Code Section 13730

Claimants pled section 13730 and its various amendments since enactment (Stats. 1984, ch. 1609, Stats. 1993, ch. 1230, Stats. 1995, ch. 965, and Stats. 2001, ch. 483). As indicated above in the background under the descriptions of prior Commission decisions, the Commission has made determinations on all these versions of section 13730 except for Statutes 1993, chapter 1230.

Based on these prior determinations, the Commission finds that it does not have jurisdiction over the other amended versions (i.e., the 1984, 1995 & 2001 amendments) of section 13730. An administrative agency does not have jurisdiction to rehear a decision that has become final.²²

Statutes 1993, chapter 1230 added the following to subdivision (a) of section 13730: “All domestic violence related calls for assistance shall be supported with a written incident report, as described in subdivision (c), identifying the domestic violence incident.”

In its comments on the test claim, Finance states:

Chapter 483, Statutes of 2001 [amending Pen. Code, § 13730] would add an additional requirement to the existing mandate. However, since the mandate is suspended, implementation would be at the option of local government. This interpretation is consistent with a decision adopted by the Commission ... on January 29, 1998, [*Domestic violence Training and Incident Reporting*, CSM 96-362-01] regarding earlier changes to the same code section. Therefore it does not seem appropriate to include references to these chapters as apart of this claim.

The Commission disagrees. In order to be suspended by the Legislature, a statute must have “been determined by the Legislature, the Commission, or any court to mandate a new program or higher level of service requiring reimbursement of local agencies...” (Gov. Code, § 17581.)

This 1993 amendment to section 13730 has never been determined by the Legislature, the Commission, or any court to mandate a new program or higher level of service requiring local agency reimbursement, as required by Government Code section 17581. Therefore, the 1993 amendment is not eligible for suspension by the Legislature.

Thus, based on the mandatory language in the statute, the Commission finds that section 13730, as amended by Statutes 1993, chapter 1230, imposes a state mandate on local law enforcement agencies to support domestic violence related calls for assistance with a written incident report. The Commission also finds that this section, as amended by Statutes 1993, chapter 1230, constitutes a program within the meaning of article XIII B, section 6 because it carries out the governmental function of providing a service to the public²³ by requiring written reports for

²² *Heap v. City of Los Angeles* (1936) 6 Cal.2d 405, 407. *Save Oxnard Shores v. California Coastal Commission* (1986) 179 Cal.App.3d 140, 143.

²³ *County of Los Angeles, supra*, 43 Cal.3d 46, 56.

domestic violence-related calls for assistance, and because making the reports is an activity that is unique to local government.

The next issue is whether the mandate is a new program or higher level of service. Preexisting law, before the 1993 amendment, had been suspended (pursuant to Gov. Code, § 17581) and made voluntary every year beginning fiscal year 1992-1993 as indicated above, making the amendment a newly required activity.

Moreover, preexisting law states:

Each law enforcement agency shall develop an incident report form that includes a domestic violence identification code by January 1, 1986. In all incidents of domestic violence, a report shall be written and shall be identified on the face of the report as a domestic violence incident (Pen. Code, § 13730, subd. (c)).

Preexisting law only requires incident reports for "incidents of domestic violence" whereas the 1993 amendment requires written incident reports for "calls for assistance." Therefore, the Commission finds that the 1993 amendment to section 13730 is a new program or higher level of service.

The Commission also finds that there are costs mandated by the state, as defined by Government Code section 17514, for this mandate, and that no exceptions to reimbursement in Government Code section 17556 apply.

Therefore, the Commission finds that it is a reimbursable state-mandated program for local law enforcement agencies to support all domestic-violence related calls for assistance with a written incident report, beginning July 1, 2001 (Pen. Code, § 13730, subd. (a), Stats. 1993, ch. 1230).

Crime reports for Persons 60 or Older - Senate Resolution No. 64 (Stats. 1982, ch. 147)

Senate Resolution No. 64 (Stats. 1982, ch. 147) states in relevant part:

Resolved by the Senate of the State of California, the Assembly thereof concurring,

That local law enforcement officials are requested to make every attempt to modify their data gathering procedures and computer storage systems to provide information as to the number of victims of violent crimes who are 60 years of age or older; and be it further Resolved,

That the Department of Justice is requested to solicit and collect information from local law enforcement agencies concerning the ages and victims of crime and to incorporate that information in its crime statistic reporting system...

The Commission finds that this resolution is not a state mandate within the meaning of article XIII B, section 6 of the California Constitution. First, it "requests" but does not mandate that the victim information be provided to DOJ, a fact pointed out by DOJ in its comments submitted on the test claim (and the form it promulgates to local agencies also "requests" the information). Second, the California Supreme Court has held that legislative resolutions do not have the force of law.²⁴

²⁴ *American Federation of Labor v. Eu* (1984) 36 Cal.3d 687, 709.

Therefore, the Commission finds that Senate Resolution No. 64 (Stats. 1982, ch. 147) is not a state mandate within the meaning of article XIII B, section 6 of the California Constitution.

CONCLUSION

For the reasons discussed above, the Commission finds that, beginning July 1, 2001, the test claim statutes cited below impose a reimbursable state-mandated program within the meaning of article XIII B, section 6 of the California Constitution and Government Code section 17514 for the following:

- A local government entity responsible for the investigation and prosecution of a homicide case to provide DOJ with demographic information about the victim and the person or persons charged with the crime, including the victim's and person's age, gender, race, and ethnic background (Pen. Code, §13014).
- Local law enforcement agencies to report, in a manner to be prescribed by the Attorney General, any information that may be required relative to any criminal acts or attempted criminal acts to cause physical injury, emotional suffering, or property damage where there is a reasonable cause to believe that the crime was motivated, in whole or in part, by the victim's race, ethnicity, religion, sexual orientation, or physical or mental disability, or gender or national origin (Pen. Code, §13023).
- For district attorneys to report annually on or before June 30, to the Attorney General, on profiles by race, age, gender, and ethnicity any person charged with a felony or misdemeanor under section 12025 (carrying a concealed firearm) or section 12031 of the Penal Code (carrying a loaded firearm in a public place), and any other offense charged in the same complaint, indictment, or information. The Commission finds that this is a reimbursable mandate from July 1, 2001 (the beginning of the reimbursement period for this test claim) until January 1, 2005 (Pen. Code, §§ 12025 subd. (h)(1) & (h)(3) & 12031 subd. (m)(1) & (m)(3)).
- For local law enforcement agencies to support all domestic-violence related calls for assistance with a written incident report (Pen. Code, § 13730, subd. (a), Stats. 1993, ch. 1230).

The Commission also finds that all other test claim statutes and alleged executive order do not constitute a reimbursable state-mandated program. Neither Penal Code section 13012, nor the "Criminal Statistics Reporting Requirements" and "Requirements Spreadsheet" (March 2000), impose state-mandated requirements on local agencies or school districts.

Government Code Sections 17557.1 and 17557.2

17557.1. (a) Notwithstanding any other provision of this part, within 30 days of the commission's adoption of a statement of decision on a test claim, the test claimant and the Department of Finance may notify the executive director of the commission in writing of their intent to follow the process described in this section to develop a reasonable reimbursement methodology and statewide estimate of costs for the initial claiming period and budget year for reimbursement of costs mandated by the state in accordance with the statement of decision. The letter of intent shall include the date on which the test claimant and the Department of Finance will submit a plan to ensure that costs from a representative sample of eligible local agency or school district claimants are considered in the development of a reasonable reimbursement methodology.

(b) This plan shall also include all of the following information:

(1) The date on which the test claimant and Department of Finance will provide to the executive director an informational update regarding their progress in developing the reasonable reimbursement methodology.

(2) The date on which the test claimant and Department of Finance will submit to the executive director the draft reasonable reimbursement methodology and proposed statewide estimate of costs for the initial claiming period and budget year. This date shall be no later than 180 days after the date the letter of intent is sent by the test claimant and Department of Finance to the executive director.

(c) At the request of the test claimant and Department of Finance, the executive director may provide for up to four extensions of this 180-day period.

(d) The test claimant or Department of Finance may notify the executive director at any time that the claimant or Department of Finance no longer intends to develop a reasonable reimbursement methodology pursuant to this section. In this case, paragraph (2) of subdivision (a) of Section 17553 and Section 17557 shall apply to the test claim. Upon receipt of this notification, the executive director shall notify the test claimant of the duty to submit proposed parameters and guidelines within 30 days under subdivision (a) of Section 17557.

17557.2. (a) A reasonable reimbursement methodology developed pursuant to Section 17557.1 or a joint request for early termination of a reasonable reimbursement methodology shall have broad support from a wide range of local agencies or school districts. The test claimant and Department of Finance may demonstrate broad support from a wide range of local agencies or school districts in different ways, including, but not limited to, obtaining endorsement by one or more statewide associations of local agencies or school districts and securing letters of approval from local agencies or school districts.

(b) No later than 60 days before a commission hearing, the test claimant and Department of Finance shall submit to the commission a joint proposal that shall include all of the following:

(1) The draft reasonable reimbursement methodology.

(2) The proposed statewide estimate of costs for the initial claiming period and budget year.

(3) A description of the steps the test claimant and the Department of Finance undertook to determine the level of support by local agencies or school districts for the draft reasonable reimbursement methodology.

(4) An agreement that the reasonable reimbursement methodology developed and approved under this section shall be in effect for a period of five years unless a different term is approved by the commission, or upon submission to the commission of a letter indicating the Department

of Finance and test claimant's joint interest in early termination of the reasonable reimbursement methodology.

(5) An agreement that, at the conclusion of the period established in paragraph (4), the Department of Finance and the test claimant will consider jointly whether amendments to the methodology are necessary.

(c) The commission shall approve the draft reasonable reimbursement methodology if review of the information submitted pursuant to Section 17557.1 and subdivision (b) of this section demonstrates that the draft reasonable reimbursement methodology and statewide estimate of costs for the initial claiming period and budget year have been developed in accordance with Section 17557.1 and meet the requirements of subdivision (a). The commission thereafter shall adopt the proposed statewide estimate of costs for the initial claiming period and budget year. Statewide cost estimates adopted under this section shall be included in the report to the Legislature required under Section 17600 and shall be reported by the commission to the appropriate Senate and Assembly policy and fiscal committees, the Legislative Analyst, and the Department of Finance not later than 30 days after adoption.

(d) Unless amendments are proposed pursuant to this subdivision, the reasonable reimbursement methodology approved by the commission pursuant to this section shall expire after either five years, any other term approved by the commission, or upon submission to the commission of a letter indicating the Department of Finance's and test claimant's joint interest in early termination of the reasonable reimbursement methodology.

(e) The commission shall approve a joint request for early termination of a reasonable reimbursement methodology if the request meets the requirements of subdivision (a). If the commission approves a joint request for early termination, the commission shall notify the test claimant of the duty to submit proposed parameters and guidelines to the commission pursuant to subdivision (a) of Section 17557.

(f) At least one year before the expiration of a reasonable reimbursement methodology, the commission shall notify the Department of Finance and the test claimant that they may do one of the following:

(1) Jointly propose amendments to the reasonable reimbursement methodology by submitting the information described in paragraphs (1), (3), and (4) of subdivision (b), and providing an estimate of the mandate's annual cost for the subsequent budget year.

(2) Jointly propose that the reasonable reimbursement methodology remain in effect.

(3) Allow the reasonable reimbursement methodology to expire and notify the commission that the test claimant will submit proposed parameters and guidelines to the commission pursuant to subdivision (a) of Section 17557 to replace the reasonable reimbursement methodology.

(g) The commission shall either approve the continuation of the reasonable reimbursement methodology or approve the jointly proposed amendments to the reasonable reimbursement methodology if the information submitted in accordance with paragraph (1) of subdivision (d) demonstrates that the proposed amendments were developed in accordance with Section 17557.1 and meet the requirements of subdivision (a) of this section.

Commission on State Mandates

Original List Date: 9/27/2001 Mailing Information: Other
Last Updated: 7/19/2006
List Print Date: 06/27/2008 Mailing List
Claim Number: 02-TC-04
Issue: Crime Statistic Reports for Department of Justice

TO ALL PARTIES AND INTERESTED PARTIES:

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, § 1181.2.)

Mr. Glen Everroad City of Newport Beach 3300 Newport Blvd. P. O. Box 1768 Newport Beach, CA 92659-1768	Claimant Tel: (949) 644-3127 Fax: (949) 644-3339
Mr. Jim Spano State Controller's Office (B-08) Division of Audits 300 Capitol Mall, Suite 518 Sacramento, CA 95814	Tel: (916) 323-5849 Fax: (916) 327-0832
Mr. Keith B. Petersen SixTen & Associates 3841 North Freeway Blvd., Suite 170 Sacramento, CA 95834	Tel: (916) 565-6104 Fax: (916) 564-6103
Ms. Julie Basco California Department of Justice Statistics Center P. O. Box 903427 Sacramento, CA 94203-4270	Tel: Fax:
Mr. Dale Mangram Riverside County Auditor Controller's Office 4080 Lemon Street, 3rd Floor Riverside, CA 92502	Tel: (951) 955-2700 Fax: (951) 955-2720
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<p>Mr. Steve Shields Shields Consulting Group, Inc. 1536 36th Street Sacramento, CA 95816</p>	<p>Tel: (916) 454-7310 Fax: (916) 454-7312</p>
<p>Ms. Annette Chinn Cost Recovery Systems, Inc. 705-2 East Bidwell Street, #294 Folsom, CA 95630</p>	<p>Tel: (916) 939-7901 Fax: (916) 939-7801</p>
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<p>Ms. Jean Kinney Hurst California State Association of Counties 1100 K Street, Suite 101 Sacramento, CA 95814-3941</p>	<p>Tel: (916) 327-7500 Fax: (916) 441-5507</p>
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<p>Mr. Leonard Kaye, Esq. County of Los Angeles Auditor-Controller's Office 500 W. Temple Street, Room 603 Los Angeles, CA 90012</p>	<p>Tel: (213) 974-8564 Fax: (213) 617-8106</p>

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Tab 6

COMMISSION ON STATE MANDATES

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SACRAMENTO, CA 95814
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FAX: (916) 445-0278
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August 4, 2009

Mr. Allan Burdick
MAXIMUS
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Suite 400
Rancho Cordova, CA 95670

Mr. Glen Everroad
City of Newport Beach
3300 Newport Blvd.
P. O. Box 1768
Newport Beach, CA 92659

Ms. Nancy Gust
County of Sacramento
711 G Street
Sacramento, CA 95814

And Affected State Agencies and Interested Parties (See Enclosed Mailing List)

RE: Adopted Statement of Decision and Timeline for Submission of Proposed Parameters and Guidelines or Reasonable Reimbursement Methodology

*Crime Statistics Reports for the Department of Justice
(Amendment to 02-TC-04 and 02-TC-11), 07-TC-10*

Penal Code Sections 12025, 12031, 13012, 13014, 13020, 13021, 13023, 13730
Statutes 1955, Chapter 1128; Statutes 1965, Chapters 238 and 1965; Statutes 1967,
Chapter 1157; Statutes 1971, Chapter 1203; Statutes 1972, Chapter 1377; Statutes 1979,
Chapter 255 and 860; Statutes 1996, Chapter 872 (AB 3472); Statutes 2004, Chapters
405 and 700 (SB 1796 and SB 1234)

Dear Mr. Burdick, Mr. Everroad, and Ms. Gust:

The Commission on State Mandates adopted the attached Statement of Decision on July 31, 2009. State law provides that reimbursement, if any, is subject to Commission approval of parameters and guidelines for reimbursement of the mandated program, approval of a statewide cost estimate, a specific legislative appropriation for such purpose, a timely-filed claim for reimbursement, and subsequent review of the claim by the State Controller's Office.

Following is a description of the responsibilities of all parties and of the Commission during the parameters and guidelines phase.

- **Claimant's Submission of Proposed Parameters and Guidelines.** Pursuant to Government Code section 17557 and California Code of Regulations, title 2, sections 1183.1 et seq., the claimant is responsible for submitting proposed parameters and guidelines to the Commission by **September 3, 2009**. For guidance in preparing and filing a timely submission see Government Code section 17557 and California Code of Regulations, title 2, sections 1183.1 et seq. Also, the claimant may include a "reasonable reimbursement methodology," a formula for reimbursing local agency costs mandated by the state in the Proposed Parameters and Guidelines. (See Gov. Code, § 17518.5 and Cal. Code Regs., tit.2, 1183.13.)
- **Review of Proposed Parameters and Guidelines.** Within ten days of receipt of completed proposed parameters and guidelines, Commission staff will send copies to the Department of Finance, Office of the State Controller, affected state agencies, and interested parties who are on the enclosed mailing list. Interested parties may propose a "reasonable reimbursement methodology" pursuant to Government Code section

- 17518.5. All recipients will be given an opportunity to provide written comments or recommendations to the Commission within 15 days of service. The claimant and other interested parties may submit written rebuttals. (See Cal. Code Regs., tit. 2, § 1183.11.)
- **State Agencies and Interested Parties Comments.** State agencies and interested parties may submit recommendations and comments on staff's draft proposal and the claimant's modifications and/or comments within 15 days of service. State agencies and interested parties are required to submit an original and two (2) copies of written responses or rebuttals to the Commission and to simultaneously serve copies on the test claimant, state agencies, and interested parties on the mailing list. The claimant and other interested parties may submit written rebuttals. (See Cal. Code Regs., tit. 2, § 1183.11.)
- **Adoption of Parameters and Guidelines.** After review of the draft parameters and guidelines and all comments, Commission staff will recommend the adoption of an amended, modified, or supplemented version of staff's draft parameters and guidelines. (See Cal. Code Regs., tit. 2, § 1183.14.)
- **Review of Statewide Cost Estimate.** Commission staff may develop the statewide cost estimate based on initial reimbursement claims filed with the Office of the State Controller, application of a reasonable reimbursement methodology, or use a different methodology based on recommendations from the test claimant, the Department of Finance, or other interested parties. Before presenting a statewide cost estimate to the Commission for adoption, Commission staff shall disclose to the parties and interested parties the methodology, basis for any assumptions made, and sources of any data used to develop the estimate. (See Cal. Code Regs., tit. 2, § 1183.3.)
- **Adoption of Statewide Cost Estimate.** At least ten days prior to the next hearing, Commission staff shall issue a final staff analysis and a staff recommendation for adoption of the statewide cost estimate.

Reasonable Reimbursement Methodology and Statewide Estimate of Costs

- **Test Claimant and Department of Finance Submission of Letter of Intent.** Within 30 days of the Commission's adoption of a Statement of Decision on a test claim, the test claimant(s) and the Department of Finance may notify the executive director of the Commission in writing of their intent to follow the process described in Government Code sections 17557.1—17557.2 and section 1183.30 of the Commission's regulations to develop a *reasonable reimbursement methodology* and *statewide estimate of costs* for the initial claiming period and budget year for reimbursement of costs mandated by the state. The letter of intent shall include the date on which the test claimant and the Department of Finance will submit a plan to ensure that costs from a representative sample of eligible claimants are considered in the development of a reasonable reimbursement methodology.

Mr. Burdick, Mr. Everroad, and Ms. Gust

August 4, 2009

Page Three

- **Test Claimant and Department of Finance Submission of Plan.** Pursuant to the letter of intent, the test claimant and the Department of Finance shall submit an original and two copies of the *jointly developed plan* for development of a reasonable reimbursement methodology and statewide estimate of costs to the Commission.
- **Test Claimant and Department of Finance Submission of Draft Reasonable Reimbursement Methodology and Statewide Estimate of Costs.** Pursuant to the plan, the test claimant and the Department of Finance shall submit an original and two copies of the *Draft Reasonable Reimbursement Methodology and Statewide Estimate of Costs* to the Commission. See Government Code section 17557.1 for guidance in preparing and filing a timely submission. Any filings made pursuant to Government Code section 17557.1 shall be simultaneously served on the other parties and interested parties on the mailing list.
- **Review of Proposed Reasonable Reimbursement Methodology and Statewide Estimate of Costs.** Upon receipt of the jointly developed proposals, Commission staff shall notify all recipients that they shall have the opportunity to review and provide written comments or recommendations concerning the draft reasonable reimbursement methodology and proposed statewide estimate of costs within fifteen (15) days of service. Claimants, state agencies, and interested parties shall submit an original and two copies of any written responses to Commission staff and shall simultaneously serve a copy on the other parties and interested parties. The test claimant and Department of Finance may submit written rebuttals to Commission staff and simultaneously serve a copy on the other parties and interested parties.
- **Adoption of Reasonable Reimbursement Methodology and Statewide Estimate of Costs.** At least ten days prior to the next hearing, Commission staff shall issue review comments and a staff recommendation on whether the Commission should approve the draft reasonable reimbursement methodology and adopt the proposed statewide estimate of costs pursuant to Government Code section 17557.2.

Please contact Heidi Palchik at (916) 323-8218 if you have any questions.

Sincerely,



PAULA HIGASHI
Executive Director

Enclosure

J:\mandates\2007\tc\07tc10\sodadoptrans

BEFORE THE
COMMISSION ON STATE MANDATES
STATE OF CALIFORNIA

IN RE TEST CLAIM ON:

Penal Code Sections 12025, 12031, 13012,
13014, 13020, 13021, 13023 and 13730

Statutes 1955, Chapter 1128; Statutes 1965,
Chapters 238 and 1965; Statutes 1967, Chapter
1157; Statutes 1971, Chapter 1203; Statutes
1972, Chapter 1377; Statutes 1979, Chapter 255
and 860; Statutes 1980, Chapter 1340 (SB 1447);
Statutes 1982, Resolution Chapter 147
(SCR 64); Statutes 1984, Chapter 1609 (SB
1472); Statutes 1989, Chapter 1172 (SB 202);
Statutes 1992, Chapter 1338 (SB 1184); Statutes
1993, Chapter 1230 (AB 2250); Statutes 1995,
Chapters 803 and 965 (AB 488 and SB 132);
Statutes 1996, Chapter 872 (AB 3472); Statutes
1998, Chapter 933 (AB 1999); Statutes 1999,
Chapter 571 (AB 491); Statutes 2000, Chapter
626 (AB 715); Statutes 2001, Chapters 468 and
483 (SB 314 and AB 469); Statutes 2004,
Chapters 405 and 700 (SB 1796 and SB 1234)
and California Department of Justice, Criminal
Justice Statistics Center, Criminal Statistics
Reporting Requirements and
Requirements Spreadsheet, March 2000

Filed on March 27, 2008
By the City of Newport Beach and County of
Sacramento, Co-claimants

No. 07-TC-10 (Amendment to 02-TC-04 and
02-TC-11)

*Crime Statistics Reports for the Department
of Justice*

STATEMENT OF DECISION PURSUANT
TO GOVERNMENT CODE SECTION
17500 ET SEQ.; CALIFORNIA CODE OF
REGULATIONS, TITLE 2, DIVISION 2,
CHAPTER 2.5, ARTICLE 7.

(Adopted on July 31, 2009)

STATEMENT OF DECISION

The attached Statement of Decision of the Commission on State Mandates is hereby adopted in
the above-entitled matter.



PAULA HIGASHI, Executive Director

Dated: August 4, 2009

BEFORE THE
COMMISSION ON STATE MANDATES
STATE OF CALIFORNIA

IN RE TEST CLAIM ON:

Penal Code Sections 12025, 12031, 13012, 13014, 13020, 13021, 13023 and 13730

Statutes 1955, Chapter 1128; Statutes 1965, Chapters 238 and 1965; Statutes 1967, Chapter 1157; Statutes 1971, Chapter 1203; Statutes 1972, Chapter 1377; Statutes 1979, Chapter 255 and 860; Statutes 1980, Chapter 1340 (SB 1447); Statutes 1982, Resolution Chapter 147 (SCR 64); Statutes 1984, Chapter 1609 (SB 1472); Statutes 1989, Chapter 1172 (SB 202); Statutes 1992, Chapter 1338 (SB 1184); Statutes 1993, Chapter 1230 (AB 2250); Statutes 1995, Chapters 803 and 965 (AB 488 and SB 132); Statutes 1996, Chapter 872 (AB 3472); Statutes 1998, Chapter 933 (AB 1999); Statutes 1999, Chapter 571 (AB 491); Statutes 2000, Chapter 626 (AB 715); Statutes 2001, Chapters 468 and 483 (SB 314 and AB 469); Statutes 2004, Chapters 405 and 700 (SB 1796 and SB 1234) and California Department of Justice, Criminal Justice Statistics Center, Criminal Statistics Reporting Requirements and Requirements Spreadsheet, March 2000

Amendment filed on March 27, 2008 by
City of Newport Beach and County of
Sacramento, Co-claimants

Case Nos.: 07-TC-10

*Crime Statistics Reports for the
Department of Justice*

STATEMENT OF DECISION
PURSUANT TO GOVERNMENT CODE
SECTION 17500 ET SEQ.; TITLE 2,
CALIFORNIA CODE OF
REGULATIONS, DIVISION 2,
CHAPTER 2.5, ARTICLE 7.

(Adopted on July 31, 2009)

STATEMENT OF DECISION

The Commission on State Mandates ("Commission") heard and decided this test claim during a regularly scheduled hearing on July 31, 2009. Juliana Gmur appeared on behalf of claimants City of Newport Beach and County of Sacramento. Hortensia Mato appeared on behalf of claimant City of Newport Beach. Carla Castaneda and Susan Geanacou appeared on behalf of the Department of Finance.

The law applicable to the Commission's determination of a reimbursable state-mandated program is article XIII B, section 6 of the California Constitution, Government Code section 17500 et seq., and related case law.

The Commission adopted the staff analysis to approve the test claim at the hearing by a vote of 6-0.

Summary of Findings

This test claim alleges crime statistics reporting activities of local law enforcement agencies. The claim was originally filed as an amendment to, and severed from, test claims 02-TC-04 and 02-TC-11, *Crime Statistics Reports for the Department of Justice*, by the same co-claimants, which the Commission determined impose a reimbursable program on June 26, 2008.

For the reasons discussed below, the Commission finds that Penal Code section 13023 (Stats. 2004, ch. 700) imposes a reimbursable state-mandated program, within the meaning of article XIII B, section 6 of the California Constitution, on local law enforcement agencies beginning January 1, 2004, to report the following in a manner to be prescribed by the Attorney General:

- Any information that may be required relative to hate crimes, as defined in Penal Code section 422.55 as criminal acts committed, in whole or in part, because of one or more of the following *perceived* characteristics of the victim: (1) disability, (2) gender, (3) nationality, (4) race or ethnicity, (5) religion, (6) sexual orientation.
- Any information that may be required relative to hate crimes, defined in Penal Code section 422.55 as criminal acts committed, in whole or in part, because of *association with a person or group with one or more of the following actual or perceived characteristics*: (1) disability, (2) gender, (3) nationality, (4) race or ethnicity, (5) religion, (6) sexual orientation.

The Commission further finds that Penal Code sections 13020 and 13021 (Statutes 1955, chapter 1128, Statutes 1965, chapter 238, Statutes 1965, chapter 1916, Statutes 1967, chapter 1157, Statutes 1972, chapter 1377, Statutes 1973, chapter 142, Statutes 1973, chapter 1212, Statutes 1979, chapter 255, Statutes 1979, chapter 860, Statutes 1996, chapter 872) are not reimbursable state mandates within the meaning of article XIII B, section 6 of the California constitution because they existed before 1975, and impose no new activities on local agencies.

As to Statutes 1971, chapter 1203, the Commission finds that, because it amended only Penal Code section 13010, which is not part of this test claim, the Commission does not have jurisdiction over it.

The Commission finds that Statutes 2004, chapters 405 (amending Pen. Code, § 13014, homicide reports) is not a state mandate because it does not require a local agency activity.

The Commission also finds that it does not have jurisdiction over the remaining statutes, chapters and executive orders in this claim because the Commission already made a determination on them in test claims 02-TC-04 and 02-TC-11, *Crime Statistics Reports for the Department of Justice*.

BACKGROUND

This test claim was originally filed as an amendment to, and severed from, test claims 02-TC-04 and 02-TC-11, *Crime Statistics Reports for the Department of Justice*, by the same co-claimants. Test claims 02-TC-04 and 02-TC-11 were decided by the Commission on June 26, 2008, determining that the following activities are reimbursable mandates:

- A local government entity responsible for the investigation and prosecution of a homicide case to provide the DOJ with demographic information about the victim and the person or persons charged with the crime, including the victim's and person's age, gender, race, and ethnic background (Pen. Code, §13014).
- Local law enforcement agencies to report, in a manner to be prescribed by the Attorney General, any information that may be required relative to any criminal acts or attempted criminal acts to cause physical injury, emotional suffering, or property damage where there is a reasonable cause to believe that the crime was motivated, in whole or in part, by the victim's race, ethnicity, religion, sexual orientation, or physical or mental disability, or gender or national origin (Pen. Code, §13023).
- For district attorneys to report annually on or before June 30, to the Attorney General, on profiles by race, age, gender, and ethnicity any person charged with a felony or misdemeanor under section 12025 (carrying a concealed firearm) or section 12031 of the Penal Code (carrying a loaded firearm in a public place), and any other offense charged in the same complaint, indictment, or information. This is a reimbursable mandate from July 1, 2001 (the beginning of the reimbursement period for this test claim) until January 1, 2005 (Pen. Code, §§ 12025 subd. (h)(1) & (h)(3) & 12031 subd. (m)(1) & (m)(3)).
- For local law enforcement agencies to support all domestic-violence related calls for assistance with a written incident report (Pen. Code, § 13730, subd. (a), Stats. 1993, ch. 1230).

The Commission also found that neither Penal Code section 13012, nor the "Criminal Statistics Reporting Requirements" and "Requirements Spreadsheet" (March 2000), impose state-mandated requirements on local agencies or school districts. Penal Code section 13012 concerns only the DOJ's annual report to the Governor and did not require a local government activity.

Although it includes other statutes and executive orders, this amendment was filed because Penal Code sections 13020 and 13021 were not included in the earlier test claims. Co-claimants asserted that section 13020 (the duty on local law enforcement to report crime) was expanded to create the program in test claims 02-TC-04 and 02-TC-11 (see Statement of Decision, p. 11).

Uniform Crime Reporting: The Uniform Crime Reporting (UCR) Program is a city, county and state law enforcement program that provides a nationwide view of crime based on the submission of statistics by law enforcement agencies throughout the country. The crime data are submitted either to a state UCR Program or directly to the national UCR Program, administered by the Federal Bureau of Investigation (FBI). The International Association of Chiefs of Police (IACP) envisioned the need for statistics on crime in the 1920s. The IACP's Committee on Uniform Crime Records is a voluntary national data collection effort begun in 1930. Crime data are, for the most part, collected monthly by the UCR Program. The FBI provides report forms, tally sheets, and self-addressed envelopes to agencies that complete the forms and return them directly to the FBI.

In 1955, California enacted laws requiring the state's participation in the UCR Program. At the same time, it authorized and directed the California DOJ to collect, maintain and analyze criminal statistics beyond the scope of the UCR Program.

Penal Code section 13010 requires DOJ to collect from state and local entities, on forms developed by DOJ, data necessary for the "work of the department." (Department is used in the statutes to mean DOJ.) Penal Code section 13010 also provides that DOJ shall: (1) recommend the form and content of records to be maintained by the state and local entities; (2) instruct them in the installation, maintenance and use of such records; (3) process, tabulate, analyze and interpret the data collected; (4) supply data to the FBI and others engaged in the collection of national criminal statistics; (5) present to the Governor an annual report containing the criminal statistics of the preceding calendar year; and (6) present at such other times as the Attorney General may approve reports on special aspects of criminal statistics (Pen. Code, § 13010, subs. (c) - (g)).

Since 1955, Penal Code section 13020 has imposed a duty on city marshals, chiefs of police, district attorneys, city attorneys, city prosecutors having criminal jurisdiction, probation officers and others, including "every other person or agency dealing with crimes or criminals or with delinquency or delinquents, when requested by the Attorney General" to collect and report statistical data.

Since 1955, cities and counties have had the obligation to provide DOJ with criminal statistics used in the UCR Program, as well as those needed for the annual report to the Governor and other reports on special aspects of criminal statistics.

Test Claim Statutes

Crime reporting: As enacted in 1955, Penal Code section 13020 imposes the following duty on local law enforcement "when requested by the Attorney General:"

- (a) To install and maintain records needed for the correct reporting of statistical data required by the bureau [FBI];
- (b) To report statistical data to the bureau at such times and in such manner as the Attorney General prescribes;
- (c) To give to the Attorney General, or his accredited agent, access to the statistical data...

In 1972, subdivisions (a) and (b) were amended to make the Attorney General rather than the "bureau" the entity to whom local law enforcement reports.¹

Reporting child pornography crimes: Section 13021 was added in 1967 (Stats. 1967, ch. 1157) as follows:

Local law enforcement agencies shall report to the bureau such information as the Attorney General may by regulation require relative to misdemeanor violations of Chapter 7.5 (commencing with Section 311) of Title 9 of Part 1 of this code.

¹ Statutes 1972, chapter 1377, amended subdivisions (a) and (b) as follows: "(a) To install and maintain records needed for the correct reporting of statistical data required by him [the Attorney General]. (b) To report statistical data to the department at such times and in such manner as the Attorney General prescribes." No change was made to subdivision (c).

Chapter 7.5 of Title 9 of Part 1 of the Penal Code is called "Obscene Matter" although the content of the statutes focus on child pornography.

Statutes 1972, chapter 1377, amended this statute to require the report to the Attorney General rather than the "bureau." This statute has not been amended since 1972.

Annual DOJ report to the Governor: Penal Code section 13012 requires DOJ's annual report to the Governor to contain specified data. It was amended in 1980 to require inclusion of "the number of citizens' complaints received by law enforcement agencies under Section 832.5..." (Stats. 1980, ch. 1340, eff. Sept. 30, 1980.)

Subdivision (c) of section 13012 was amended in 1995 to add the following underlined provision: "The administrative actions taken by law enforcement, judicial, penal, and correctional agencies or institutions, including those in the juvenile justice system, in dealing with criminals or delinquents." It was amended again by Statutes 2001, chapter 486 to add the following subdivision (e):

(e) The administrative actions taken by law enforcement, prosecutorial, judicial, penal, and correctional agencies, including those in the juvenile justice system, in dealing with minors who are the subject to a petition or hearing in the juvenile court to transfer their case to the jurisdiction of an adult criminal court or whose cases are directly filed or otherwise initiated in an adult criminal court.

In its June 26, 2008 determination of 02-TC-04 and 02-TC-11, the *Crime Statistics Reports for the Department of Justice* test claim, the Commission found that section 13012 (Stats. 1980, ch. 1340, Stats. 1995, ch. 803 & Stats. 2001, ch. 486), by itself, does not impose a state-mandated activity on a local government because it only specifies the contents of a DOJ report, and imposes no requirements on a local agency.

Homicide reports: Penal Code section 13014 requires DOJ to collect information on all homicide victims and persons charged with homicides, to adopt and distribute homicide reporting forms and to compile the reported homicide information and annually publish a report about it. Subdivision (b) states: "Every state or local governmental entity responsible for the investigation and prosecution of a homicide case shall provide the department with demographic information about the victim and the person or persons charged with the crime." (Stats. 1992, ch. 1338.)

In its June 26, 2008 determination of 02-TC-04 and 02-TC-11, the *Crime Statistics Reports for the Department of Justice* test claim, the Commission found that Penal Code section 13014 is a reimbursable mandate for a local government entity responsible for the investigation and prosecution of a homicide case to provide DOJ with demographic information about the victim and the person or persons charged with the crime, including the victim's and person's age, gender, race, and ethnic background.

The Legislature amended subdivision (a) of section 13014 in 2004 (Stats. 2004, ch. 405) to authorize DOJ to distribute reporting forms in writing or by electronic means.

Hate crime reports: Penal Code section 13023, as originally enacted in 1989, provided:

Commencing July 1, 1990, subject to the availability of adequate funding, the Attorney General shall direct local law enforcement agencies to report to the

Department of Justice, in a manner to be prescribed by the Attorney General, any information that may be required relative to any criminal acts or attempted criminal acts to cause physical injury, emotional suffering, or property damage where there is a reasonable cause to believe that the crime was motivated, in whole or in part, by the victim's race, ethnicity, religion, sexual orientation, or physical or mental disability. (Stats. 1989, ch. 1172.)

Section 13023 also requires DOJ to file annual reports on the hate crime data. Statutes 1998, chapter 933 added the requirement to include 'gender' to the victim characteristics, and Statutes 2000, chapter 626 added 'national origin' to the victim characteristics.

In its June 26, 2008 determination of 02-TC-04 and 02-TC-11, the *Crime Statistics Reports for the Department of Justice* test claim, the Commission found that Penal Code section 13023 is a reimbursable state-mandated program for local law enforcement agencies to report, in a manner to be prescribed by the Attorney General, any information that may be required relative to any criminal acts or attempted criminal acts to cause physical injury, emotional suffering, or property damage where there is a reasonable cause to believe that the crime was motivated, in whole or in part, by the victim's race, ethnicity, religion, sexual orientation, or physical or mental disability, or gender or national origin.

The Legislature amended section 13023 in 2004 (Stats. 2004, ch. 700). This 2004 amendment, which was not pled or determined in test claims 02-TC-04 or 02-TC-11, slightly changed the definition of a hate crime and incorporated the definition by reference into section 13023, which affected the reporting requirement.

Concealed and loaded firearms reports: Penal Code section 12025 defines when a person is guilty of carrying a concealed firearm, defines the punishments for doing so, states a minimum sentence with exceptions, and defines lawful possession of the firearm. It was amended by Statutes 1999, chapter 571 to add a reporting provision in subdivision (h) as follows:

- (1) The district attorney of each county shall submit annually a report on or before June 30, to the Attorney General consisting of profiles by race, age, gender, and ethnicity of any person charged with a felony or a misdemeanor under this section and any other offense charged in the same complaint, indictment, or information.
- (2) The Attorney General shall submit annually a report on or before December 31, to the Legislature compiling all of the reports submitted pursuant to paragraph (1).
- (3) This subdivision shall remain operative until January 1, 2005, and as of that date shall be repealed.

Similarly, section 12031 defines when a person is guilty of carrying a loaded firearm in a public place, and when a person is not guilty of doing so. It was amended by Statutes 1999, chapter 571 to add a reporting provision in subdivision (m) as follows:

- (1) The district attorney of each county shall submit annually a report on or before June 30, to the Attorney General consisting of profiles by race, age, gender, and ethnicity of any person charged with a felony or a misdemeanor under this section and any other offense charged in the same complaint, indictment, or information.
- (2) The Attorney General shall submit annually, a report on or before December 31, to the Legislature compiling all of the reports submitted pursuant to paragraph (1).
- (3) This subdivision shall remain operative only until January 1, 2005.

In its June 26, 2008 determination of 02-TC-04 and 02-TC-11, the *Crime Statistics Reports for the Department of Justice* test claim, the Commission found that it is a reimbursable mandate for district attorneys to report annually on or before June 30, to the Attorney General, on profiles by race, age, gender, and ethnicity any person charged with a felony or misdemeanor under section 12025 (carrying a concealed firearm) or section 12031 of the Penal Code (carrying a loaded firearm in a public place), and any other offense charged in the same complaint, indictment, or information. This is a reimbursable mandate from July 1, 2001 until January 1, 2005, the statutory sunset date. (Pen. Code, §§ 12025 subd. (h)(1) & (h)(3) & 12031 subd. (m)(1) & (m)(3).)

Domestic violence reports: Penal Code section 13730 requires local law enforcement agencies to develop a system for recording all domestic violence-related calls for assistance. Enacted by Statutes 1984, chapter 1609, subdivision (a) requires each law enforcement agency to develop a system for recording all domestic violence-related calls for assistance, including whether weapons are involved. Subdivision (b) requires the Attorney General to report annually to the Governor and Legislature on the total number of domestic violence-related calls received by California law enforcement agencies. Subdivision (c) requires law enforcement agencies to develop a domestic violence incident report form for the domestic violence calls, with specified content. It also requires written reports for domestic-violence related calls for assistance.

The Legislature amended subdivision (a) (Stats. 1993, ch. 1230) to state that “all domestic violence-related calls for assistance shall be supported with a written incident report, as described in subdivision (c), identifying the domestic violence incident.”

In its June 26, 2008 determination of 02-TC-04 and 02-TC-11, the *Crime Statistics Reports for the Department of Justice* test claim, the Commission found that it is a reimbursable state-mandated program for local law enforcement agencies to support all domestic-violence related calls for assistance with a written incident report, beginning July 1, 2001 (Pen. Code, § 13730, subd. (a), Stats. 1993, ch. 1230).

Reports for crime victims age 60 or older: Senate Resolution No. 64 (Stats. 1982, ch. 147) states in relevant part:

Resolved by the Senate of the State of California, the Assembly thereof concurring,

That local law enforcement officials are requested to make every attempt to modify their data gathering procedures and computer storage systems to provide information as to the number of victims of violent crimes who are 60 years of age or older; and be it further Resolved,

That the Department of Justice is requested to solicit and collect information from local law enforcement agencies concerning the ages and victims of crime and to incorporate that information in its crime statistic reporting system...

In its June 26, 2008 determination of 02-TC-04 and 02-TC-11, the *Crime Statistics Reports for the Department of Justice* test claim, the Commission found that Senate Resolution No. 64 (Stats. 1982, ch. 147) is not a state mandate within the meaning of article XIII B, section 6, of the California Constitution because it “requests” but does not mandate that the victim information be provided to DOJ, and because legislative resolutions do not have the force of law.

Criminal Justice Statistics Center documents: Also included in the claim is the "Criminal Justice Reporting Requirements" (March 2000) and the "Criminal Statistics Reporting Requirements Spreadsheet" both promulgated by the Department of Justice, Criminal Justice Statistics Center. The introduction to the Reporting Requirements (former) document states:

This document provides general guidelines to law enforcement agencies, District Attorneys, Public Defenders, and Probation Departments regarding their reporting requirements to the Department of Justice's Criminal Justice Statistics Center (CJSC). For each reporting requirement there is a brief description of what data is collected (introduction), which agencies are required to report the data (who), the code sections(s) that require reporting (why), the due date of the report (when), and the form or alternative method required to be used to report the data (how).

The Table of Contents of this document has sections on arrests, crimes and clearances, arson offenses, homicides, hate crimes, law enforcement officers killed or assaulted, domestic violence related calls for assistance, violent crimes committed against senior citizens, death in custody, adult probation, juvenile court and probation statistical system, concealable weapons statistical system, hate crime prosecution survey, law enforcement and criminal justice personnel survey, and citizens' complaints against peace officers survey.

The spreadsheet has rows for each of the categories in the Table of Contents above, and columns indicating the reporting agency, reporting frequency, statutory authority, reporting form, and whether electronic reporting is available for each crime or category.

In its June 26, 2008 determination of 02-TC-04 and 02-TC-11, the *Crime Statistics Reports for the Department of Justice* test claim, the Commission found that these CJSC documents are not executive orders within the meaning of Government Code section 17516, and that they do not impose state-mandated activities on local agencies to report citizen complaints against peace officers and juvenile justice data to the DOJ.

Co-Claimants' Position

Co-claimants City of Newport Beach and County of Sacramento filed this test claim to seek reimbursement based on article XIII B, section 6 of the California Constitution for criminal statistics reporting duties. The test claims do not contain specific activities beyond quoting the language of the test claim statutes. The co-claimants estimate that the costs of complying with the test claim statutes will substantially exceed \$1000.00 per year.

On May 29, 2009, co-claimants submitted comments supporting the draft staff analysis.

State Agency Positions

The Department of Finance, in comments submitted August 15, 2008, asserts that the test claim should not be reimbursable. According to Finance:

Sections 13020 and 13021 of the Penal Code were enacted in 1955 and 1967 respectively. Further, the amendments to Sections 13020 and 13021 (Chapters 233 and 860, Statutes of 1979 and Chapter 872, Statutes of 1996) made only technical and clarifying changes which do not mandate a new program or higher level of service within the meaning of Section 6 of Article XIII B

Finance also states that the additional statutes pled (beyond those in the original test claims 02-TC-04 and 02-TC-11) “make only technical and clarifying changes to the items already approved by the Commission” and concludes that the Commission should deny the test claim amendment.

Finance submitted a letter concurring with the draft staff analysis on June 3, 2009.

The Department of Justice, in comments submitted September 5, 2008, declines to comment on whether the specified costs incurred represent state mandated reimbursable costs. DOJ did, however, point out the higher costs claimed by City of Newport Beach than by the County of Sacramento, even though the county has a higher population and more crimes.

COMMISSION FINDINGS

The courts have found that article XIII B, section 6 of the California Constitution² recognizes the state constitutional restrictions on the powers of local government to tax and spend.³ “Its purpose is to preclude 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 articles XIII A and XIII B impose.”⁴ A test claim statute or executive order may impose a reimbursable state-mandated program if it orders or commands a local agency or school district to engage in an activity or task.⁵

In addition, the required activity or task must be new, constituting a “new program,” or it must create a “higher level of service” over the previously required level of service.⁶

The courts have defined a “program” subject to article XIII B, section 6, of the California Constitution, as one that carries out the governmental function of providing public services, or a

² Article XIII B, section 6, subdivision (a), (as amended in Nov. 2004) provides:

(a) 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, except that the Legislature may, but need not, provide a subvention of funds for the following mandates: (1) Legislative mandates requested by the local agency affected. (2) Legislation defining a new crime or changing an existing definition of a crime. (3) Legislative mandates enacted prior to January 1, 1975, or executive orders or regulations initially implementing legislation enacted prior to January 1, 1975.

³ *Department of Finance v. Commission on State Mandates (Kern High School Dist.)* (2003) 30 Cal.4th 727, 735.

⁴ *County of San Diego v. State of California (County of San Diego)*(1997) 15 Cal.4th 68, 81.

⁵ *Long Beach Unified School Dist. v. State of California* (1990) 225 Cal.App.3d 155, 174.

⁶ *San Diego Unified School Dist. v. Commission on State Mandates* (2004) 33 Cal.4th 859, 878 (*San Diego Unified School Dist.*); *Lucia Mar Unified School District v. Honig* (1988) 44 Cal.3d 830, 835-836 (*Lucia Mar*).

law that imposes unique requirements on local agencies or school districts to implement a state policy, but does not apply generally to all residents and entities in the state.⁷ To determine if the program is new or imposes a higher level of service, the test claim legislation must be compared with the legal requirements in effect immediately before the enactment of the test claim legislation.⁸ A "higher level of service" occurs when the new "requirements were intended to provide an enhanced service to the public."⁹

Finally, the newly required activity or increased level of service must impose costs mandated by the state.¹⁰

The Commission is vested with exclusive authority to adjudicate disputes over the existence of state-mandated programs within the meaning of article XIII B, section 6.¹¹ In making its decisions, the Commission must strictly construe article XIII B, section 6 and not apply it as an "equitable remedy to cure the perceived unfairness resulting from political decisions on funding priorities."¹²

Because of the overlap in statutes, chapters and executive orders in this test claim and test claims 02-TC-04 and 02-TC-11, *Crime Statistics Reports for the Department of Justice*, the first issue is the Commission's jurisdiction.

I. Over which statutes or executive orders does the Commission have jurisdiction?

In this test claim, co-claimants pled the following statutes and chapters:

Penal Code Sections 12025, 12031, 13012, 13014, 13020, 13021, 13023 and 13730; Statutes 1955, chapter 1128, Statutes 1965, chapter 238, Statutes 1965, chapter 1916, Statutes 1967, chapter 1157, Statutes 1971, chapter 1203, Statutes 1972, chapter 1377, Statutes 1973, chapter 142, Statutes 1973, chapter 1212, Statutes 1979, chapter 255, Statutes 1979, chapter 860, Statutes 1980, chapter 1340, Statutes 1982, Resolution Chapter 147 (SCR 64); Statutes 1984, chapter 1609, Statutes 1989, chapter 1172, Statutes 1992, chapter 1338, Statutes 1993, chapter 1230, Statutes 1995, chapters 803 and 965, Statutes 1996, chapter 872,

⁷ *San Diego Unified School Dist., supra*, 33 Cal.4th 859, 874, (reaffirming the test set out in *County of Los Angeles v. State of California* (1987) 43 Cal.3d 46, 56; *Lucia Mar, supra*, 44 Cal.3d 830, 835.)

⁸ *San Diego Unified School Dist., supra*, 33 Cal.4th 859, 878; *Lucia Mar, supra*, 44 Cal.3d 830, 835.

⁹ *San Diego Unified School Dist., supra*, 33 Cal.4th 859, 878.

¹⁰ *County of Fresno v. State of California* (1991) 53 Cal.3d 482, 487; *County of Sonoma v. Commission on State Mandates* (2000) 84 Cal.App.4th 1265, 1284 (*County of Sonoma*); Government Code sections 17514 and 17556.

¹¹ *Kinlaw v. State of California* (1991) 54 Cal.3d 326, 331-334; Government Code sections 17551, 17552.

¹² *County of Sonoma, supra*, 84 Cal.App.4th 1265, 1280, citing *City of San Jose v. State of California* (1996) 45 Cal.App.4th 1802, 1817.

Statutes 1998, chapter 933, Statutes 1999, chapter 571, Statutes 2000, chapter 626, Statutes 2001, chapters 468 and 483, Statutes 2004, chapters 405, 700, Statutes 1982, Resolution Chapter 147 (SCR 64), and California Department of Justice, Criminal Justice Statistics Center, Criminal Statistics Reporting Requirements and Requirements Spreadsheet, March 2000.

Statutes 1971, chapter 1203 amended only section 13010, which recites the duties of the Bureau of Criminal Statistics at DOJ. Penal Code section 13010, however, was not pled in this claim. Therefore, the Commission finds that it does not have jurisdiction over Statutes 1971, chapter 1203.

As to the remaining statutes, an administrative agency does not have jurisdiction to rehear a decision that has become final.¹³ On June 26, 2008, the Commission made a determination on the following statutes and chapters in test claims 02-TC-04 and 02-TC-11, *Crime Statistics Reports for the Department of Justice*, which became final upon mailing to the parties.¹⁴

Penal Code Sections 12025, 12031, 13012, 13014, 13023 and 13730; Statutes 1980, chapter 1340, Statutes 1982, Resolution Chapter 147 (SCR 64); Statutes 1984, chapter 1609, Statutes 1989, chapter 1172, Statutes 1992, chapter 1338, Statutes 1993, chapter 1230, Statutes 1995, chapters 803 and 965, Statutes 1998, chapter 933, Statutes 1999, chapter 571, Statutes 2000, chapter 626, Statutes 2001, chapters 468 and 483, and California Department of Justice, Criminal Justice Statistics Center, Criminal Statistics Reporting Requirements and Requirements Spreadsheet, March 2000.

There is substantial overlap between what was claimed and what the Commission decided at the June 26, 2008 hearing. Because the Commission's prior decision on test claims 02-TC-04 and 02-TC-11 has become final, the Commission has jurisdiction over only those statutes on which no determination was made in the Statement of Decision for those test claims, as follows:

Penal Code sections 13020 and 13021; Statutes 1955, chapter 1128, Statutes 1965, chapter 238, Statutes 1965, chapter 1916, Statutes 1967, chapter 1157, Statutes 1972, chapter 1377, Statutes 1973, chapter 142, Statutes 1973, chapter 1212, Statutes 1979, chapter 255, Statutes 1979, chapter 860, Statutes 1996, chapter 872, Statutes 2004, chapter 405 (amending § 13014), Statutes 2004, chapter 700 (amending § 13023).

These statutes are discussed below.

¹³ *Heap v. City of Los Angeles* (1936) 6 Cal.2d 405, 407. *Save Oxnard Shores v. California Coastal Commission* (1986) 179 Cal.App.3d 140, 143.

¹⁴ California Code of Regulations, title 2, section 1188.2. The only exception would be for a reconsideration within 30 days of the decision (see Gov. Code, § 17559 & Cal. Code Regs., tit. 2, § 1188.4), but no reconsideration request was filed.

II. Is reimbursement required for Penal Code sections 13020 and 13021 if the required activities were enacted before 1975?

Article XIII B, section 6 of the California Constitution does not require reimbursement for statutes or executive orders that were enacted before 1975. Therefore, if the law imposed a requirement on local government before 1975, the Legislature may, but need not, reimburse local agencies for those activities.

Penal Code section 13020 imposes the following duty on local law enforcement "when requested by the Attorney General:"

- (a) To install and maintain records needed for the correct reporting of statistical data required by him or her;
- (b) To report statistical data to the department [of Justice] at such times and in such manner as the Attorney General prescribes;
- (c) To give to the Attorney General, or his accredited agent, access to the statistical data for the purpose of carrying out this title.

The Commission finds that this same activity was required before 1975. Statutes 1973, chapter 1212 enacted this same requirement "when requested by the Attorney General":

- (a) To install and maintain records needed for the correct reporting of statistical data required by the him;
- (b) To report statistical data to the Department of Justice at such times and in such manner as the Attorney General prescribes;
- (c) To give to the Attorney General, or his accredited agent, access to the statistical data for the purpose of carrying out the purposes of this title.

Because local law enforcement was subject to the same reporting requirement before 1975, and based on the absence of any right to reimbursement in article XIII B, section 6, for statutes enacted before 1975, the Commission finds that there is no state reimbursement required for this reporting in Penal Code section 13020 (Stats. 1955, ch. 1128, Stats. 1965, ch. 238, Statutes 1965, chapter 1916, Statutes 1972, chapter 1377, Statutes 1973, chapter 142, Statutes 1973, chapter 1212, Statutes 1979, chapter 255, Statutes 1979, chapter 860, Statutes 1996, chapter 872).

Section 13021 of the Penal Code also requires local law enforcement reporting:

Local law enforcement agencies shall report to the Department of Justice such information as the Attorney General may by regulation require relative to misdemeanor violations of Chapter 7.5 (commencing with Section 311) of Title 9 of Part 1 of this code [child pornography].

Section 13021 has not been amended since 1972 (Stats. 1972, ch. 1377). Therefore, for the same reason as section 13020 above, the Commission finds that state reimbursement is not required for the activities in Penal Code section 13021 (Stats. 1967, ch. 1157, Stats. 1972, ch. 1377).

Sections 13023 (Stats. 2004, ch. 700, hate crime reports) and 13014 (Stats. 2004, ch. 405, homicide reports) are discussed below.

III. Do Penal Code sections 13014 (Stats. 2004, ch. 405) and 13023 (Stats. 2004, ch. 700) mandate a new program or higher level of service?

As stated above, the Commission determined that section 13014, as added in Statutes 1992, chapter 1338, is a reimbursable mandate. This section was amended in 2004 as follows:

(a) The Department of Justice shall perform the following duties concerning the investigation and prosecution of homicide cases: (1) Collection information, as specified, in subdivision (b), on all persons who are the victims of, and all persons who are charged with, homicide. (2) Adopt and distribute as a written form or by electronic means to all state and governmental entities that are responsible for the investigation and prosecution of homicide cases forms that will include information to be provided to the department pursuant to subdivision (b).

No other changes were made by Statutes 2004, chapter 405. The local government reporting requirement is in subdivision (b). This amendment is not a mandated activity on a local agency. It authorizes the DOJ to distribute forms in writing or electronically, but does not require an activity of a local agency. Therefore, the Commission finds that section 13014, as amended by Statutes 2004, chapter 700, is not a state-mandated new program or higher level of service.

Although the Commission determined that section 13023, as amended by Statutes 2000, chapter 626, is a reimbursable mandate, the section was amended in 2004 as follows:

(a) Subject to the availability of adequate funding, the Attorney General shall direct local law enforcement agencies to report to the Department of Justice, in a manner to be prescribed by the Attorney General, any information that may be required relative to ~~any criminal acts or attempted criminal acts to cause physical injury, emotional suffering, or property damage where there is a reasonable cause to believe that the crime was motivated, in whole or in part, by the victim's race, ethnicity, religion, sexual orientation, or physical or mental disability, or gender or national origin~~ hate crimes. This information may include any general orders or formal policies on hate crimes and the hate crime pamphlet required pursuant to Section 422.92.

(b) ~~On or before July 1, 1992, and every July 1, thereafter, of each year,~~ the Department of Justice shall submit a report to the Legislature analyzing the results of the information obtained from local law enforcement agencies pursuant to this section.

(c) For purposes of this section, "hate crime" has the same meaning as in Section 422.55.

Section 422.55 of the Penal Code, now incorporated into section 13023, was also added by Statutes 2004, chapter 700, as follows:

For purposes of this title, and for purposes of all other state law unless an explicit provision of law or the context clearly requires a different meaning, the following shall apply:

(a) "Hate crime" means a criminal act committed, in whole or in part, because of one or more of the following actual or perceived characteristics of the victim:

- (1) Disability.
- (2) Gender.
- (3) Nationality.
- (4) Race or ethnicity.
- (5) Religion.
- (6) Sexual orientation.

(7) Association with a person or group with one or more of these actual or perceived characteristics.

(b) "Hate crime" includes, but is not limited to, a violation of Section 422.6.

This amendment, incorporating the new definition of hate crime in section 422.55, expands the definition somewhat. For example, instead of the crime being motivated by the victim's characteristics, the new definition allows for actual or "perceived characteristics" of the victim. The amendment also adds a victim characteristic: "Association with a person or group with one or more of these actual or perceived characteristics."

As determined in the Statement of Decision for *Crime Statistics Reports for the Department of Justice* (02-TC-04 and 02-TC-11) the plain language of this statute requires the Attorney General to "direct local law enforcement agencies to report to the Department of Justice, in a manner to be prescribed by the Attorney General, any information ..." Therefore, the Commission finds that section 13023 (Stats. 2004, ch. 700) imposes a state-mandated new program or higher level of service on local law enforcement agencies beginning January 1, 2004, to report the following in a manner to be prescribed by the Attorney General:

- Any information that may be required relative to hate crimes, as defined in Penal Code section 422.55 as criminal acts committed, in whole or in part, because of one or more of the following *perceived* characteristics of the victim: (1) disability, (2) gender, (3) nationality, (4) race or ethnicity, (5) religion, (6) sexual orientation.
- Any information that may be required relative to hate crimes, defined in Penal Code section 422.55 as criminal acts committed, in whole or in part, because of *association with a person or group with one or more of the following actual or perceived characteristics*: (1) disability, (2) gender, (3) nationality, (4) race or ethnicity, (5) religion, (6) sexual orientation.

The Commission also finds that section 13023 constitutes a program within the meaning of article XIII B, section 6 because it carries out the governmental function of providing a service to the public¹⁵ by collecting hate crime information for DOJ to report criminal statistics, and because reporting the data is an activity that is unique to local government.

Subdivision (a) of section 13023, as amended by Statutes 2004, chapter 700, also states that the reported "information may include any general orders or formal policies on hate crimes and the hate crime pamphlet required pursuant to Section 422.92."¹⁶ There is no evidence or pleading in the record, however, indicating that DOJ has required this information from local law enforcement, such as a letter to law enforcement agencies from DOJ requiring this information to

¹⁵ *County of Los Angeles, supra*, 43 Cal.3d 46, 56.

¹⁶ Penal Code section 422.92 states: (a) Every state and local law enforcement agency in this state shall make available a brochure on hate crimes to victims of these crimes and the public. (b) The Department of Fair Employment and Housing shall provide existing brochures, making revisions as needed, to local law enforcement agencies upon request for reproduction and distribution to victims of hate crimes and other interested parties. In carrying out these responsibilities, the department shall consult the Fair Employment and Housing Commission, the Department of Justice, and the Victim Compensation and Government Claims Board.

be reported. Since the statute merely authorizes DOJ to request the information but does not require an activity of a local agency, the Commission finds that this amendment to subdivision (a) is not a state-mandated new program or higher level of service.

IV. Does Penal Code section 13023 (Stats. 2004, ch. 700) impose costs mandated by the state within the meaning of Government Code sections 17514 and 17556?

The final issue is whether Penal Code section 13023 (Stats. 2004, ch. 700) imposes costs mandated by the state,¹⁷ and whether any statutory exceptions listed in Government Code section 17556 apply to the test claim. Government Code section 17514 defines “cost mandated by the state” as follows:

[A]ny 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 requires reimbursement claims to exceed \$1000 to be eligible for reimbursement.

The co-claimants submitted declarations in support of their test claim. The City of Newport Beach (p. 11) estimated the cost of filing to comply with Penal Code section 13023 at \$10,570 per month. The County of Sacramento (p. 10) estimated the cost of filing to comply with this statute at \$244 per year. Therefore, co-claimants have met the \$1000 threshold in Government Code section 17564.

The plain language of Penal Code section 13023 requires the Attorney General to “direct local law enforcement agencies to report to the Department of Justice, in a manner to be prescribed by the Attorney General, any information ...”

However, the requirement is contingent on funding, as it reads “subject to the availability of adequate funding, the Attorney General shall direct...” The funding in the statute is allocated to the Attorney General, not local entities. In its comments on test claims 02-TC-04 and 02-TC-11, the Attorney General’s Office stated that “[a]lthough the hate crime legislation passed in 1989, because of a lack of funding, the DOJ did not begin collecting data until 1994.” (Statement of Decision, 02-TC-04 & 02-TC-11, *Crime Statistics Reports for the Department of Justice*, p. 15.) This indicates that the funding was allocated to the Attorney General’s office to collect the data, not on the local agencies to report it.

And the Commission finds no exceptions to reimbursement in Government Code section 17556 apply to this test claim.

Therefore, the Commission finds that Penal Code section 13023 (Stats. 2004, ch. 700) imposes costs mandated by the state on local law enforcement agencies within the meaning of Government Code section 17514.

¹⁷ *Lucia Mar, supra*, 44 Cal.3d 830, 835; Government Code section 17514.

CONCLUSION

Based on the foregoing analysis, the Commission finds that Penal Code section 13023 (Stats. 2004, ch. 700) imposes a reimbursable state-mandated program, within the meaning of article XIII B, section 6 of the California Constitution for the following activities, on local law enforcement agencies beginning January 1, 2004, to report the following in a manner to be prescribed by the Attorney General:

- Any information that may be required relative to hate crimes, as defined in Penal Code section 422.55 as criminal acts committed, in whole or in part, because of one or more of the following *perceived* characteristics of the victim: (1) disability, (2) gender, (3) nationality, (4) race or ethnicity, (5) religion, (6) sexual orientation.
- Any information that may be required relative to hate crimes, defined in Penal Code section 422.55 as criminal acts committed, in whole or in part, because of *association with a person or group with one or more of the following actual or perceived characteristics*: (1) disability, (2) gender, (3) nationality, (4) race or ethnicity, (5) religion, (6) sexual orientation.

The Commission further finds that Penal Code sections 13020 and 13021 (Statutes 1955, chapter 1128, Statutes 1965, chapter 238, Statutes 1965, chapter 1916, Statutes 1967, chapter 1157, Statutes 1972, chapter 1377, Statutes 1973, chapter 142, Statutes 1973, chapter 1212, Statutes 1979, chapter 255, Statutes 1979, chapter 860, Statutes 1996, chapter 872) are not reimbursable state mandates within the meaning of article XIII B, section 6 of the California constitution because they existed before 1975, and impose no new activities on local agencies.

As to Statutes 1971, chapter 1203, the Commission finds that, because it amended only Penal Code section 13010, which is not part of this test claim, the Commission does not have jurisdiction over it.

The Commission finds that Statutes 2004, chapters 405 (amending Pen. Code, § 13014, homicide reports) is not a state mandate because it does not require a local agency activity.

The Commission also finds that it does not have jurisdiction over the remaining statutes, chapters and executive orders in this claim because the Commission already made a determination on them in test claims 02-TC-04 and 02-TC-11, *Crime Statistics Reports for the Department of Justice*.

Commission on State Mandates

Original List Date: 9/27/2001
Last Updated: 8/4/2009
List Print Date: 08/04/2009
Claim Number: 02-TC-04 (02-TC-11)
Issue: Crime Statistic Reports for the Department of Justice

Agenda Mailing List

TO ALL PARTIES AND INTERESTED PARTIES:

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, § 1181.2.)

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Mr. Keith B. Petersen SixTen & Associates 3270 Arena Blvd., Suite 400-363 Sacramento, CA 95834	Tel: (916) 419-7093 Fax: (916) 263-9701
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Tab 7

COMMISSION ON STATE MANDATES

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April 12, 2010

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City of Newport Beach
3300 Newport Blvd.
P. O. Box 1768
Newport Beach, CA 92659

Ms. Nancy Gust
County of Sacramento
711 G Street
Sacramento, CA 95814

And Affected State Agencies and Interested Parties (See Enclosed Mailing List)

RE: Corrected Statement of Decision

*Crime Statistics Reports for the Department of Justice
(Amendment to 02-TC-04 and 02-TC-11), 07-TC-10*

Penal Code Sections 12025, 12031, 13012, 13014, 13020, 13021, 13023, 13730
Statutes 1955, Chapter 1128; Statutes 1965, Chapters 238 and 1965; Statutes 1967,
Chapter 1157; Statutes 1971, Chapter 1203; Statutes 1972, Chapter 1377; Statutes 1979,
Chapter 255 and 860; Statutes 1996, Chapter 872 (AB 3472); Statutes 2004, Chapters
405 and 700 (SB 1796 and SB 1234)

Dear Mr. Burdick, Mr. Everroad, and Ms. Gust:

Pursuant to California Code of Regulations, title 2, section 1188.2, subdivision (b), a Corrected Statement of Decision is hereby issued and enclosed to correct the operative and effective date of Statutes 2004, chapter 700 from January 1, 2004, to January 1, 2005.

Please contact Camille Shelton at (916) 323-8215 if you have any questions.

Sincerely,

A handwritten signature in cursive script that reads "Paula Higashi".

PAULA HIGASHI
Executive Director

Enclosure

J:\mandates\2007\tc\07tc10\correctedsodadoptrans

BEFORE THE
COMMISSION ON STATE MANDATES
STATE OF CALIFORNIA

IN RE TEST CLAIM ON:

Penal Code Sections 12025, 12031, 13012, 13014, 13020, 13021, 13023 and 13730

Statutes 1955, Chapter 1128; Statutes 1965, Chapters 238 and 1965; Statutes 1967, Chapter 1157; Statutes 1971, Chapter 1203; Statutes 1972, Chapter 1377; Statutes 1979, Chapter 255 and 860; Statutes 1980, Chapter 1340 (SB 1447); Statutes 1982, Resolution Chapter 147 (SCR 64); Statutes 1984, Chapter 1609 (SB 1472); Statutes 1989, Chapter 1172 (SB 202); Statutes 1992, Chapter 1338 (SB 1184); Statutes 1993, Chapter 1230 (AB 2250); Statutes 1995, Chapters 803 and 965 (AB 488 and SB 132); Statutes 1996, Chapter 872 (AB 3472); Statutes 1998, Chapter 933 (AB 1999); Statutes 1999, Chapter 571 (AB 491); Statutes 2000, Chapter 626 (AB 715); Statutes 2001, Chapters 468 and 483 (SB 314 and AB 469); Statutes 2004, Chapters 405 and 700 (SB 1796 and SB 1234) and California Department of Justice, Criminal Justice Statistics Center, Criminal Statistics Reporting Requirements and Requirements Spreadsheet, March 2000

Filed on March 27, 2008

By the City of Newport Beach and County of Sacramento, Co-claimants

No. 07-TC-10 (Amendment to 02-TC-04 and 02-TC-11)

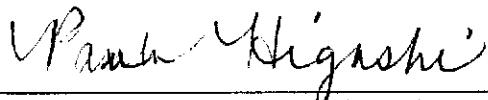
Crime Statistics Reports for the Department of Justice

STATEMENT OF DECISION PURSUANT TO GOVERNMENT CODE SECTION 17500 ET SEQ.; CALIFORNIA CODE OF REGULATIONS, TITLE 2, DIVISION 2, CHAPTER 2.5, ARTICLE 7.

(Adopted on July 31, 2009; Corrected on April 12, 2010)

CORRECTED STATEMENT OF DECISION

Pursuant to California Code of Regulations, title 2, section 1188.2, subdivision (b), the attached Corrected Statement of Decision of the Commission on State Mandates is hereby issued to correct the operative and effective date of Statutes 2004, chapter 700 on pages 2, 14, and 15 from January 1, 2004, to January 1, 2005. The corrections are made in strikeout and underline.



PAULA HIGASHI, Executive Director

Dated: April 12, 2010

BEFORE THE
COMMISSION ON STATE MANDATES
STATE OF CALIFORNIA

IN RE TEST CLAIM ON:

Penal Code Sections 12025, 12031, 13012, 13014, 13020, 13021, 13023 and 13730

Statutes 1955, Chapter 1128; Statutes 1965, Chapters 238 and 1965; Statutes 1967, Chapter 1157; Statutes 1971, Chapter 1203; Statutes 1972, Chapter 1377; Statutes 1979, Chapter 255 and 860; Statutes 1980, Chapter 1340 (SB 1447); Statutes 1982, Resolution Chapter 147 (SCR 64); Statutes 1984, Chapter 1609 (SB 1472); Statutes 1989, Chapter 1172 (SB 202); Statutes 1992, Chapter 1338 (SB 1184); Statutes 1993, Chapter 1230 (AB 2250); Statutes 1995, Chapters 803 and 965 (AB 488 and SB 132); Statutes 1996, Chapter 872 (AB 3472); Statutes 1998, Chapter 933 (AB 1999); Statutes 1999, Chapter 571 (AB 491); Statutes 2000, Chapter 626 (AB 715); Statutes 2001, Chapters 468 and 483 (SB 314 and AB 469); Statutes 2004, Chapters 405 and 700 (SB 1796 and SB 1234) and California Department of Justice, Criminal Justice Statistics Center, Criminal Statistics Reporting Requirements and Requirements Spreadsheet, March 2000 Amendment filed on March 27, 2008 by City of Newport Beach and County of Sacramento, Co-claimants

Case Nos.: 07-TC-10

Crime Statistics Reports for the Department of Justice

STATEMENT OF DECISION
PURSUANT TO GOVERNMENT CODE
SECTION 17500 ET SEQ.; TITLE 2,
CALIFORNIA CODE OF
REGULATIONS, DIVISION 2,
CHAPTER 2.5, ARTICLE 7.

(Adopted on July 31, 2009; Corrected on April 12, 2010)

CORRECTED STATEMENT OF DECISION

The Commission on State Mandates ("Commission") heard and decided this test claim during a regularly scheduled hearing on July 31, 2009. Juliana Gmur appeared on behalf of claimants City of Newport Beach and County of Sacramento. Hortensia Mato appeared on behalf of claimant City of Newport Beach. Carla Castaneda and Susan Geanacou appeared on behalf of the Department of Finance.

The law applicable to the Commission's determination of a reimbursable state-mandated program is article XIII B, section 6 of the California Constitution, Government Code section 17500 et seq., and related case law.

The Commission adopted the staff analysis to partially approve the test claim at the hearing by a vote of 6-0.

Summary of Findings

This test claim alleges crime statistics reporting activities of local law enforcement agencies. The claim was originally filed as an amendment to, and severed from, test claims 02-TC-04 and 02-TC-11, *Crime Statistics Reports for the Department of Justice*, by the same co-claimants, which the Commission determined impose a reimbursable program on June 26, 2008.

For the reasons discussed below, the Commission finds that Penal Code section 13023 (Stats. 2004, ch. 700) imposes a reimbursable state-mandated program, within the meaning of article XIII B, section 6 of the California Constitution, on local law enforcement agencies beginning ~~January 1, 2004~~ January 1, 2005, to report the following in a manner to be prescribed by the Attorney General:

- Any information that may be required relative to hate crimes, as defined in Penal Code section 422.55 as criminal acts committed, in whole or in part, because of one or more of the following *perceived* characteristics of the victim: (1) disability, (2) gender, (3) nationality, (4) race or ethnicity, (5) religion, (6) sexual orientation.
- Any information that may be required relative to hate crimes, defined in Penal Code section 422.55 as criminal acts committed, in whole or in part, because of *association with a person or group with one or more of the following actual or perceived characteristics*: (1) disability, (2) gender, (3) nationality, (4) race or ethnicity, (5) religion, (6) sexual orientation.

The Commission further finds that Penal Code sections 13020 and 13021 (Statutes 1955, chapter 1128, Statutes 1965, chapter 238, Statutes 1965, chapter 1916, Statutes 1967, chapter 1157, Statutes 1972, chapter 1377, Statutes 1973, chapter 142, Statutes 1973, chapter 1212, Statutes 1979, chapter 255, Statutes 1979, chapter 860, Statutes 1996, chapter 872) are not reimbursable state mandates within the meaning of article XIII B, section 6 of the California constitution because they existed before 1975, and impose no new activities on local agencies.

As to Statutes 1971, chapter 1203, the Commission finds that, because it amended only Penal Code section 13010, which is not part of this test claim, the Commission does not have jurisdiction over it.

The Commission finds that Statutes 2004, chapters 405 (amending Pen. Code, § 13014, homicide reports) is not a state mandate because it does not require a local agency activity.

The Commission also finds that it does not have jurisdiction over the remaining statutes, chapters and executive orders in this claim because the Commission already made a determination on them in test claims 02-TC-04 and 02-TC-11, *Crime Statistics Reports for the Department of Justice*.

BACKGROUND

This test claim was originally filed as an amendment to, and severed from, test claims 02-TC-04 and 02-TC-11, *Crime Statistics Reports for the Department of Justice*, by the same co-claimants. Test claims 02-TC-04 and 02-TC-11 were decided by the Commission on June 26, 2008, determining that the following activities are reimbursable mandates:

- A local government entity responsible for the investigation and prosecution of a homicide case to provide the DOJ with demographic information about the victim and the person or persons charged with the crime, including the victim's and person's age, gender, race, and ethnic background (Pen. Code, §13014).
- Local law enforcement agencies to report, in a manner to be prescribed by the Attorney General, any information that may be required relative to any criminal acts or attempted criminal acts to cause physical injury, emotional suffering, or property damage where there is a reasonable cause to believe that the crime was motivated, in whole or in part, by the victim's race, ethnicity, religion, sexual orientation, or physical or mental disability, or gender or national origin (Pen. Code, §13023).
- For district attorneys to report annually on or before June 30, to the Attorney General, on profiles by race, age, gender, and ethnicity any person charged with a felony or misdemeanor under section 12025 (carrying a concealed firearm) or section 12031 of the Penal Code (carrying a loaded firearm in a public place), and any other offense charged in the same complaint, indictment, or information. This is a reimbursable mandate from July 1, 2001 (the beginning of the reimbursement period for this test claim) until January 1, 2005 (Pen. Code, §§ 12025 subd. (h)(1) & (h)(3) & 12031 subd. (m)(1) & (m)(3)).
- For local law enforcement agencies to support all domestic-violence related calls for assistance with a written incident report (Pen. Code, § 13730, subd. (a), Stats. 1993, ch. 1230).

The Commission also found that neither Penal Code section 13012, nor the "Criminal Statistics Reporting Requirements" and "Requirements Spreadsheet" (March 2000), impose state-mandated requirements on local agencies or school districts. Penal Code section 13012 concerns only the DOJ's annual report to the Governor and did not require a local government activity.

Although it includes other statutes and executive orders, this amendment was filed because Penal Code sections 13020 and 13021 were not included in the earlier test claims. Co-claimants asserted that section 13020 (the duty on local law enforcement to report crime) was expanded to create the program in test claims 02-TC-04 and 02-TC-11 (see Statement of Decision, p. 11).

Uniform Crime Reporting: The Uniform Crime Reporting (UCR) Program is a city, county and state law enforcement program that provides a nationwide view of crime based on the submission of statistics by law enforcement agencies throughout the country. The crime data are submitted either to a state UCR Program or directly to the national UCR Program, administered by the Federal Bureau of Investigation (FBI). The International Association of Chiefs of Police (IACP) envisioned the need for statistics on crime in the 1920s. The IACP's Committee on Uniform Crime Records is a voluntary national data collection effort begun in 1930. Crime data are, for the most part, collected monthly by the UCR Program. The FBI provides report forms, tally sheets, and self-addressed envelopes to agencies that complete the forms and return them directly to the FBI.

In 1955, California enacted laws requiring the state's participation in the UCR Program. At the same time, it authorized and directed the California DOJ to collect, maintain and analyze criminal statistics beyond the scope of the UCR Program.

Penal Code section 13010 requires DOJ to collect from state and local entities, on forms developed by DOJ, data necessary for the "work of the department." (Department is used in the statutes to mean DOJ.) Penal Code section 13010 also provides that DOJ shall: (1) recommend the form and content of records to be maintained by the state and local entities; (2) instruct them in the installation, maintenance and use of such records; (3) process, tabulate, analyze and interpret the data collected; (4) supply data to the FBI and others engaged in the collection of national criminal statistics; (5) present to the Governor an annual report containing the criminal statistics of the preceding calendar year; and (6) present at such other times as the Attorney General may approve reports on special aspects of criminal statistics (Pen. Code, § 13010, subs. (c) – (g)).

Since 1955, Penal Code section 13020 has imposed a duty on city marshals, chiefs of police, district attorneys, city attorneys, city prosecutors having criminal jurisdiction, probation officers and others, including "every other person or agency dealing with crimes or criminals or with delinquency or delinquents, when requested by the Attorney General" to collect and report statistical data.

Since 1955, cities and counties have had the obligation to provide DOJ with criminal statistics used in the UCR Program, as well as those needed for the annual report to the Governor and other reports on special aspects of criminal statistics.

Test Claim Statutes

Crime reporting: As enacted in 1955, Penal Code section 13020 imposes the following duty on local law enforcement "when requested by the Attorney General:"

- (a) To install and maintain records needed for the correct reporting of statistical data required by the bureau [FBI];
- (b) To report statistical data to the bureau at such times and in such manner as the Attorney General prescribes;
- (c) To give to the Attorney General, or his accredited agent, access to the statistical data...

In 1972, subdivisions (a) and (b) were amended to make the Attorney General rather than the "bureau" the entity to whom local law enforcement reports.¹

Reporting child pornography crimes: Section 13021 was added in 1967 (Stats. 1967, ch. 1157) as follows:

Local law enforcement agencies shall report to the bureau such information as the Attorney General may by regulation require relative to misdemeanor violations of Chapter 7.5 (commencing with Section 311) of Title 9 of Part 1 of this code.

Chapter 7.5 of Title 9 of Part 1 of the Penal Code is called "Obscene Matter" although the content of the statutes focus on child pornography.

Statutes 1972, chapter 1377, amended this statute to require the report to the Attorney General rather than the "bureau." This statute has not been amended since 1972.

¹ Statutes 1972, chapter 1377, amended subdivisions (a) and (b) as follows: "(a) To install and maintain records needed for the correct reporting of statistical data required by him [the Attorney General]. (b) To report statistical data to the department at such times and in such manner as the Attorney General prescribes." No change was made to subdivision (c).

Annual DOJ report to the Governor: Penal Code section 13012 requires DOJ's annual report to the Governor to contain specified data. It was amended in 1980 to require inclusion of "the number of citizens' complaints received by law enforcement agencies under Section 832.5..." (Stats. 1980, ch. 1340, eff. Sept. 30, 1980.)

Subdivision (c) of section 13012 was amended in 1995 to add the following underlined provision: "The administrative actions taken by law enforcement, judicial, penal, and correctional agencies or institutions, including those in the juvenile justice system, in dealing with criminals or delinquents." It was amended again by Statutes 2001, chapter 486 to add the following subdivision (e):

(e) The administrative actions taken by law enforcement, prosecutorial, judicial, penal, and correctional agencies, including those in the juvenile justice system, in dealing with minors who are the subject to a petition or hearing in the juvenile court to transfer their case to the jurisdiction of an adult criminal court or whose cases are directly filed or otherwise initiated in an adult criminal court.

In its June 26, 2008 determination of 02-TC-04 and 02-TC-11, the *Crime Statistics Reports for the Department of Justice* test claim, the Commission found that section 13012 (Stats. 1980, ch. 1340, Stats. 1995, ch. 803 & Stats. 2001, ch. 486), by itself, does not impose a state-mandated activity on a local government because it only specifies the contents of a DOJ report, and imposes no requirements on a local agency.

Homicide reports: Penal Code section 13014 requires DOJ to collect information on all homicide victims and persons charged with homicides, to adopt and distribute homicide reporting forms and to compile the reported homicide information and annually publish a report about it. Subdivision (b) states: "Every state or local governmental entity responsible for the investigation and prosecution of a homicide case shall provide the department with demographic information about the victim and the person or persons charged with the crime." (Stats. 1992, ch. 1338.)

In its June 26, 2008 determination of 02-TC-04 and 02-TC-11, the *Crime Statistics Reports for the Department of Justice* test claim, the Commission found that Penal Code section 13014 is a reimbursable mandate for a local government entity responsible for the investigation and prosecution of a homicide case to provide DOJ with demographic information about the victim and the person or persons charged with the crime, including the victim's and person's age, gender, race, and ethnic background.

The Legislature amended subdivision (a) of section 13014 in 2004 (Stats. 2004, ch. 405) to authorize DOJ to distribute reporting forms in writing or by electronic means.

Hate crime reports: Penal Code section 13023, as originally enacted in 1989, provided:

Commencing July 1, 1990, subject to the availability of adequate funding, the Attorney General shall direct local law enforcement agencies to report to the Department of Justice, in a manner to be prescribed by the Attorney General, any information that may be required relative to any criminal acts or attempted criminal acts to cause physical injury, emotional suffering, or property damage where there is a reasonable cause to believe that the crime was motivated, in whole or in part, by the victim's race, ethnicity, religion, sexual orientation, or physical or mental disability. (Stats. 1989, ch. 1172.)

Section 13023 also requires DOJ to file annual reports on the hate crime data. Statutes 1998, chapter 933 added the requirement to include 'gender' to the victim characteristics, and Statutes 2000, chapter 626 added 'national origin' to the victim characteristics.

In its June 26, 2008 determination of 02-TC-04 and 02-TC-11, the *Crime Statistics Reports for the Department of Justice* test claim, the Commission found that Penal Code section 13023 is a reimbursable state-mandated program for local law enforcement agencies to report, in a manner to be prescribed by the Attorney General, any information that may be required relative to any criminal acts or attempted criminal acts to cause physical injury, emotional suffering, or property damage where there is a reasonable cause to believe that the crime was motivated, in whole or in part, by the victim's race, ethnicity, religion, sexual orientation, or physical or mental disability, or gender or national origin.

The Legislature amended section 13023 in 2004 (Stats. 2004, ch. 700). This 2004 amendment, which was not pled or determined in test claims 02-TC-04 or 02-TC-11, slightly changed the definition of a hate crime and incorporated the definition by reference into section 13023, which affected the reporting requirement.

Concealed and loaded firearms reports: Penal Code section 12025 defines when a person is guilty of carrying a concealed firearm, defines the punishments for doing so, states a minimum sentence with exceptions, and defines lawful possession of the firearm. It was amended by Statutes 1999, chapter 571 to add a reporting provision in subdivision (h) as follows:

- (1) The district attorney of each county shall submit annually a report on or before June 30, to the Attorney General consisting of profiles by race, age, gender, and ethnicity of any person charged with a felony or a misdemeanor under this section and any other offense charged in the same complaint, indictment, or information.
- (2) The Attorney General shall submit annually a report on or before December 31, to the Legislature compiling all of the reports submitted pursuant to paragraph (1).
- (3) This subdivision shall remain operative until January 1, 2005, and as of that date shall be repealed.

Similarly, section 12031 defines when a person is guilty of carrying a loaded firearm in a public place, and when a person is not guilty of doing so. It was amended by Statutes 1999, chapter 571 to add a reporting provision in subdivision (m) as follows:

- (1) The district attorney of each county shall submit annually a report on or before June 30, to the Attorney General consisting of profiles by race, age, gender, and ethnicity of any person charged with a felony or a misdemeanor under this section and any other offense charged in the same complaint, indictment, or information.
- (2) The Attorney General shall submit annually, a report on or before December 31, to the Legislature compiling all of the reports submitted pursuant to paragraph (1).
- (3) This subdivision shall remain operative only until January 1, 2005.

In its June 26, 2008 determination of 02-TC-04 and 02-TC-11, the *Crime Statistics Reports for the Department of Justice* test claim, the Commission found that it is a reimbursable mandate for district attorneys to report annually on or before June 30, to the Attorney General, on profiles by race, age, gender, and ethnicity any person charged with a felony or misdemeanor under section 12025 (carrying a concealed firearm) or section 12031 of the Penal Code (carrying a loaded firearm in a public place), and any other offense charged in the same complaint, indictment, or information. This is a reimbursable mandate from July 1, 2001 until January 1, 2005, the

statutory sunset date. (Pen. Code, §§ 12025 subd. (h)(1) & (h)(3) & 12031 subd. (m)(1) & (m)(3).)

Domestic violence reports: Penal Code section 13730 requires local law enforcement agencies to develop a system for recording all domestic violence-related calls for assistance. Enacted by Statutes 1984, chapter 1609, subdivision (a) requires each law enforcement agency to develop a system for recording all domestic violence-related calls for assistance, including whether weapons are involved. Subdivision (b) requires the Attorney General to report annually to the Governor and Legislature on the total number of domestic violence-related calls received by California law enforcement agencies. Subdivision (c) requires law enforcement agencies to develop a domestic violence incident report form for the domestic violence calls, with specified content. It also requires written reports for domestic-violence related calls for assistance.

The Legislature amended subdivision (a) (Stats. 1993, ch. 1230) to state that “all domestic violence-related calls for assistance shall be supported with a written incident report, as described in subdivision (c), identifying the domestic violence incident.”

In its June 26, 2008 determination of 02-TC-04 and 02-TC-11, the *Crime Statistics Reports for the Department of Justice* test claim, the Commission found that it is a reimbursable state-mandated program for local law enforcement agencies to support all domestic-violence related calls for assistance with a written incident report, beginning July 1, 2001 (Pen. Code, § 13730, subd. (a), Stats. 1993, ch. 1230).

Reports for crime victims age 60 or older: Senate Resolution No. 64 (Stats. 1982, ch. 147) states in relevant part:

Resolved by the Senate of the State of California, the Assembly thereof concurring,

That local law enforcement officials are requested to make every attempt to modify their data gathering procedures and computer storage systems to provide information as to the number of victims of violent crimes who are 60 years of age or older; and be it further Resolved,

That the Department of Justice is requested to solicit and collect information from local law enforcement agencies concerning the ages and victims of crime and to incorporate that information in its crime statistic reporting system...

In its June 26, 2008 determination of 02-TC-04 and 02-TC-11, the *Crime Statistics Reports for the Department of Justice* test claim, the Commission found that Senate Resolution No. 64 (Stats. 1982, ch. 147) is not a state mandate within the meaning of article XIII B, section 6, of the California Constitution because it “requests” but does not mandate that the victim information be provided to DOJ, and because legislative resolutions do not have the force of law.

Criminal Justice Statistics Center documents: Also included in the claim is the “Criminal Justice Reporting Requirements” (March 2000) and the “Criminal Statistics Reporting Requirements Spreadsheet” both promulgated by the Department of Justice, Criminal Justice Statistics Center. The introduction to the Reporting Requirements (former) document states:

This document provides general guidelines to law enforcement agencies, District Attorneys, Public Defenders, and Probation Departments regarding their reporting requirements to the Department of Justice’s Criminal Justice Statistics Center (CJSC). For each reporting requirement there is a brief description of what data is

collected (introduction), which agencies are required to report the data (who), the code sections(s) that require reporting (why), the due date of the report (when), and the form or alternative method required to be used to report the data (how).

The Table of Contents of this document has sections on arrests, crimes and clearances, arson offenses, homicides, hate crimes, law enforcement officers killed or assaulted, domestic violence related calls for assistance, violent crimes committed against senior citizens, death in custody, adult probation, juvenile court and probation statistical system, concealable weapons statistical system, hate crime prosecution survey, law enforcement and criminal justice personnel survey, and citizens' complaints against peace officers survey.

The spreadsheet has rows for each of the categories in the Table of Contents above, and columns indicating the reporting agency, reporting frequency, statutory authority, reporting form, and whether electronic reporting is available for each crime or category.

In its June 26, 2008 determination of 02-TC-04 and 02-TC-11, the *Crime Statistics Reports for the Department of Justice* test claim, the Commission found that these CJSC documents are not executive orders within the meaning of Government Code section 17516, and that they do not impose state-mandated activities on local agencies to report citizen complaints against peace officers and juvenile justice data to the DOJ.

Co-Claimants' Position

Co-claimants City of Newport Beach and County of Sacramento filed this test claim to seek reimbursement based on article XIII B, section 6 of the California Constitution for criminal statistics reporting duties. The test claims do not contain specific activities beyond quoting the language of the test claim statutes. The co-claimants estimate that the costs of complying with the test claim statutes will substantially exceed \$1000.00 per year.

On May 29, 2009, co-claimants submitted comments supporting the draft staff analysis.

State Agency Positions

The Department of Finance, in comments submitted August 15, 2008, asserts that the test claim should not be reimbursable. According to Finance:

Sections 13020 and 13021 of the Penal Code were enacted in 1955 and 1967 respectively. Further, the amendments to Sections 13020 and 13021 (Chapters 233 and 860, Statutes of 1979 and Chapter 872, Statutes of 1996) made only technical and clarifying changes which do not mandate a new program or higher level of service within the meaning of Section 6 of Article XIII B

Finance also states that the additional statutes pled (beyond those in the original test claims 02-TC-04 and 02-TC-11) "make only technical and clarifying changes to the items already approved by the Commission" and concludes that the Commission should deny the test claim amendment.

Finance submitted a letter concurring with the draft staff analysis on June 3, 2009.

The Department of Justice, in comments submitted September 5, 2008, declines to comment on whether the specified costs incurred represent state mandated reimbursable costs. DOJ did,

however, point out the higher costs claimed by City of Newport Beach than by the County of Sacramento, even though the county has a higher population and more crimes.

COMMISSION FINDINGS

The courts have found that article XIII B, section 6 of the California Constitution² recognizes the state constitutional restrictions on the powers of local government to tax and spend.³ “Its purpose is to preclude 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 articles XIII A and XIII B impose.”⁴ A test claim statute or executive order may impose a reimbursable state-mandated program if it orders or commands a local agency or school district to engage in an activity or task.⁵

In addition, the required activity or task must be new, constituting a “new program,” or it must create a “higher level of service” over the previously required level of service.⁶

The courts have defined a “program” subject to article XIII B, section 6, of the California Constitution, as one that carries out the governmental function of providing public services, or a law that imposes unique requirements on local agencies or school districts to implement a state policy, but does not apply generally to all residents and entities in the state.⁷ To determine if the program is new or imposes a higher level of service, the test claim legislation must be compared with the legal requirements in effect immediately before the enactment of the test claim

² Article XIII B, section 6, subdivision (a), (as amended in Nov. 2004) provides:

(a) 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, except that the Legislature may, but need not, provide a subvention of funds for the following mandates: (1) Legislative mandates requested by the local agency affected. (2) Legislation defining a new crime or changing an existing definition of a crime. (3) Legislative mandates enacted prior to January 1, 1975, or executive orders or regulations initially implementing legislation enacted prior to January 1, 1975.

³ *Department of Finance v. Commission on State Mandates (Kern High School Dist.)* (2003) 30 Cal.4th 727, 735.

⁴ *County of San Diego v. State of California (County of San Diego)*(1997) 15 Cal.4th 68, 81.

⁵ *Long Beach Unified School Dist. v. State of California* (1990) 225 Cal.App.3d 155, 174.

⁶ *San Diego Unified School Dist. v. Commission on State Mandates* (2004) 33 Cal.4th 859, 878 (*San Diego Unified School Dist.*); *Lucia Mar Unified School District v. Honig* (1988) 44 Cal.3d 830, 835-836 (*Lucia Mar*).

⁷ *San Diego Unified School Dist., supra*, 33 Cal.4th 859, 874, (reaffirming the test set out in *County of Los Angeles v. State of California* (1987) 43 Cal.3d 46, 56; *Lucia Mar, supra*, 44 Cal.3d 830, 835.)

legislation.⁸ A “higher level of service” occurs when the new “requirements were intended to provide an enhanced service to the public.”⁹

Finally, the newly required activity or increased level of service must impose costs mandated by the state.¹⁰

The Commission is vested with exclusive authority to adjudicate disputes over the existence of state-mandated programs within the meaning of article XIII B, section 6.¹¹ In making its decisions, the Commission must strictly construe article XIII B, section 6 and not apply it as an “equitable remedy to cure the perceived unfairness resulting from political decisions on funding priorities.”¹²

Because of the overlap in statutes, chapters and executive orders in this test claim and test claims 02-TC-04 and 02-TC-11, *Crime Statistics Reports for the Department of Justice*, the first issue is the Commission’s jurisdiction.

I. Over which statutes or executive orders does the Commission have jurisdiction?

In this test claim, co-claimants pled the following statutes and chapters:

Penal Code Sections 12025, 12031, 13012, 13014, 13020, 13021, 13023 and 13730; Statutes 1955, chapter 1128, Statutes 1965, chapter 238, Statutes 1965, chapter 1916, Statutes 1967, chapter 1157, Statutes 1971, chapter 1203, Statutes 1972, chapter 1377, Statutes 1973, chapter 142, Statutes 1973, chapter 1212, Statutes 1979, chapter 255, Statutes 1979, chapter 860, Statutes 1980, chapter 1340, Statutes 1982, Resolution Chapter 147 (SCR 64); Statutes 1984, chapter 1609, Statutes 1989, chapter 1172, Statutes 1992, chapter 1338, Statutes 1993, chapter 1230, Statutes 1995, chapters 803 and 965, Statutes 1996, chapter 872, Statutes 1998, chapter 933, Statutes 1999, chapter 571, Statutes 2000, chapter 626, Statutes 2001, chapters 468 and 483, Statutes 2004, chapters 405, 700, Statutes 1982, Resolution Chapter 147 (SCR 64), and California Department of Justice, Criminal Justice Statistics Center, Criminal Statistics Reporting Requirements and Requirements Spreadsheet, March 2000.

Statutes 1971, chapter 1203 amended only section 13010, which recites the duties of the Bureau of Criminal Statistics at DOJ. Penal Code section 13010, however, was not pled in this claim.

⁸ *San Diego Unified School Dist.*, *supra*, 33 Cal.4th 859, 878; *Lucia Mar*, *supra*, 44 Cal.3d 830, 835.

⁹ *San Diego Unified School Dist.*, *supra*, 33 Cal.4th 859, 878.

¹⁰ *County of Fresno v. State of California* (1991) 53 Cal.3d 482, 487; *County of Sonoma v. Commission on State Mandates* (2000) 84 Cal.App.4th 1265, 1284 (*County of Sonoma*); Government Code sections 17514 and 17556.

¹¹ *Kinlaw v. State of California* (1991) 54 Cal.3d 326, 331-334; Government Code sections 17551, 17552.

¹² *County of Sonoma*, *supra*, 84 Cal.App.4th 1265, 1280, citing *City of San Jose v. State of California* (1996) 45 Cal.App.4th 1802, 1817.

Therefore, the Commission finds that it does not have jurisdiction over Statutes 1971, chapter 1203.

As to the remaining statutes, an administrative agency does not have jurisdiction to rehear a decision that has become final.¹³ On June 26, 2008, the Commission made a determination on the following statutes and chapters in test claims 02-TC-04 and 02-TC-11, *Crime Statistics Reports for the Department of Justice*, which became final upon mailing to the parties:¹⁴

Penal Code Sections 12025, 12031, 13012, 13014, 13023 and 13730; Statutes 1980, chapter 1340, Statutes 1982, Resolution Chapter 147 (SCR 64); Statutes 1984, chapter 1609, Statutes 1989, chapter 1172, Statutes 1992, chapter 1338, Statutes 1993, chapter 1230, Statutes 1995, chapters 803 and 965, Statutes 1998, chapter 933, Statutes 1999, chapter 571, Statutes 2000, chapter 626, Statutes 2001, chapters 468 and 483, and California Department of Justice, Criminal Justice Statistics Center, Criminal Statistics Reporting Requirements and Requirements Spreadsheet, March 2000.

There is substantial overlap between what was claimed and what the Commission decided at the June 26, 2008 hearing. Because the Commission's prior decision on test claims 02-TC-04 and 02-TC-11 has become final, the Commission has jurisdiction over only those statutes on which no determination was made in the Statement of Decision for those test claims, as follows:

Penal Code sections 13020 and 13021; Statutes 1955, chapter 1128, Statutes 1965, chapter 238, Statutes 1965, chapter 1916, Statutes 1967, chapter 1157, Statutes 1972, chapter 1377, Statutes 1973, chapter 142, Statutes 1973, chapter 1212, Statutes 1979, chapter 255, Statutes 1979, chapter 860, Statutes 1996, chapter 872, Statutes 2004, chapter 405 (amending § 13014), Statutes 2004, chapter 700 (amending § 13023).

These statutes are discussed below.

II. Is reimbursement required for Penal Code sections 13020 and 13021 if the required activities were enacted before 1975?

Article XIII B, section 6 of the California Constitution does not require reimbursement for statutes or executive orders that were enacted before 1975. Therefore, if the law imposed a requirement on local government before 1975, the Legislature may, but need not, reimburse local agencies for those activities.

Penal Code section 13020 imposes the following duty on local law enforcement "when requested by the Attorney General:"

(a) To install and maintain records needed for the correct reporting of statistical data required by him or her; (b) To report statistical data to the department [of Justice] at such times and in such manner as the Attorney General prescribes;

¹³ *Heap v. City of Los Angeles* (1936) 6 Cal.2d 405, 407. *Save Oxnard Shores v. California Coastal Commission* (1986) 179 Cal.App.3d 140, 143.

¹⁴ California Code of Regulations, title 2, section 1188.2. The only exception would be for a reconsideration within 30 days of the decision (see Gov. Code, § 17559 & Cal. Code Regs., tit. 2, § 1188.4), but no reconsideration request was filed.

(c) To give to the Attorney General, or his accredited agent, access to the statistical data for the purpose of carrying out this title.

The Commission finds that this same activity was required before 1975. Statutes 1973, chapter 1212 enacted this same requirement "when requested by the Attorney General":

(a) To install and maintain records needed for the correct reporting of statistical data required by the him; (b) To report statistical data to the Department of Justice at such times and in such manner as the Attorney General prescribes; (c) To give to the Attorney General, or his accredited agent, access to the statistical data for the purpose of carrying out the purposes of this title.

Because local law enforcement was subject to the same reporting requirement before 1975, and based on the absence of any right to reimbursement in article XIII B, section 6, for statutes enacted before 1975, the Commission finds that there is no state reimbursement required for this reporting in Penal Code section 13020 (Stats. 1955, ch. 1128, Stats. 1965, ch. 238, Statutes 1965, chapter 1916, Statutes 1972, chapter 1377, Statutes 1973, chapter 142, Statutes 1973, chapter 1212, Statutes 1979, chapter 255, Statutes 1979, chapter 860, Statutes 1996, chapter 872).

Section 13021 of the Penal Code also requires local law enforcement reporting:

Local law enforcement agencies shall report to the Department of Justice such information as the Attorney General may by regulation require relative to misdemeanor violations of Chapter 7.5 (commencing with Section 311) of Title 9 of Part 1 of this code [child pornography].

Section 13021 has not been amended since 1972 (Stats. 1972, ch. 1377). Therefore, for the same reason as section 13020 above, the Commission finds that state reimbursement is not required for the activities in Penal Code section 13021 (Stats. 1967, ch. 1157, Stats. 1972, ch. 1377).

Sections 13023 (Stats. 2004, ch. 700, hate crime reports) and 13014 (Stats. 2004, ch. 405, homicide reports) are discussed below.

III. Do Penal Code sections 13014 (Stats. 2004, ch. 405) and 13023 (Stats. 2004, ch. 700) mandate a new program or higher level of service?

As stated above, the Commission determined that section 13014, as added in Statutes 1992, chapter 1338, is a reimbursable mandate. This section was amended in 2004 as follows:

(a) The Department of Justice shall perform the following duties concerning the investigation and prosecution of homicide cases: (1) Collection information, as specified, in subdivision (b), on all persons who are the victims of, and all persons who are charged with, homicide. (2) Adopt and distribute as a written form or by electronic means to all state and governmental entities that are responsible for the investigation and prosecution of homicide cases forms that will include information to be provided to the department pursuant to subdivision (b).

No other changes were made by Statues 2004, chapter 405. The local government reporting requirement is in subdivision (b). This amendment is not a mandated activity on a local agency. It authorizes the DOJ to distribute forms in writing or electronically, but does not require an activity of a local agency. Therefore, the Commission finds that section 13014, as amended by Statutes 2004, chapter 700, is not a state-mandated new program or higher level of service.

Although the Commission determined that section 13023, as amended by Statutes 2000, chapter 626, is a reimbursable mandate, the section was amended in 2004 as follows:

(a) Subject to the availability of adequate funding, the Attorney General shall direct local law enforcement agencies to report to the Department of Justice, in a manner to be prescribed by the Attorney General, any information that may be required relative to ~~any criminal acts or attempted criminal acts to cause physical injury, emotional suffering, or property damage where there is a reasonable cause to believe that the crime was motivated, in whole or in part, by the victim's race, ethnicity, religion, sexual orientation, or physical or mental disability, or gender or national origin hate crimes.~~ This information may include any general orders or formal policies on hate crimes and the hate crime pamphlet required pursuant to Section 422.92.

(b) On or before July 1, ~~1992, and every July 1, thereafter,~~ of each year, the Department of Justice shall submit a report to the Legislature analyzing the results of the information obtained from local law enforcement agencies pursuant to this section.

(c) For purposes of this section, "hate crime" has the same meaning as in Section 422.55.

Section 422.55 of the Penal Code, now incorporated into section 13023, was also added by Statutes 2004, chapter 700, as follows:

For purposes of this title, and for purposes of all other state law unless an explicit provision of law or the context clearly requires a different meaning, the following shall apply:

(a) "Hate crime" means a criminal act committed, in whole or in part, because of one or more of the following actual or perceived characteristics of the victim:

- (1) Disability.
- (2) Gender.
- (3) Nationality.
- (4) Race or ethnicity.
- (5) Religion.
- (6) Sexual orientation.
- (7) Association with a person or group with one or more of these actual or perceived characteristics.

(b) "Hate crime" includes, but is not limited to, a violation of Section 422.6.

This amendment, incorporating the new definition of hate crime in section 422.55, expands the definition somewhat. For example, instead of the crime being motivated by the victim's characteristics, the new definition allows for actual or "perceived characteristics" of the victim. The amendment also adds a victim characteristic: "Association with a person or group with one or more of these actual or perceived characteristics."

As determined in the Statement of Decision for *Crime Statistics Reports for the Department of Justice* (02-TC-04 and 02-TC-11) the plain language of this statute requires the Attorney General to "direct local law enforcement agencies to report to the Department of Justice, in a manner to be prescribed by the Attorney General, any information ..." Therefore, the Commission finds that section 13023 (Stats. 2004, ch. 700) imposes a state-mandated new program or higher level

of service on local law enforcement agencies beginning ~~January 1, 2004~~ January 1, 2005, to report the following in a manner to be prescribed by the Attorney General:

- Any information that may be required relative to hate crimes, as defined in Penal Code section 422.55 as criminal acts committed, in whole or in part, because of one or more of the following *perceived* characteristics of the victim: (1) disability, (2) gender, (3) nationality, (4) race or ethnicity, (5) religion, (6) sexual orientation.
- Any information that may be required relative to hate crimes, defined in Penal Code section 422.55 as criminal acts committed, in whole or in part, because of *association with a person or group with one or more of the following actual or perceived characteristics*: (1) disability, (2) gender, (3) nationality, (4) race or ethnicity, (5) religion, (6) sexual orientation.

The Commission also finds that section 13023 constitutes a program within the meaning of article XIII B, section 6 because it carries out the governmental function of providing a service to the public¹⁵ by collecting hate crime information for DOJ to report criminal statistics, and because reporting the data is an activity that is unique to local government.

Subdivision (a) of section 13023, as amended by Statutes 2004, chapter 700, also states that the reported "information may include any general orders or formal policies on hate crimes and the hate crime pamphlet required pursuant to Section 422.92."¹⁶ There is no evidence or pleading in the record, however, indicating that DOJ has required this information from local law enforcement, such as a letter to law enforcement agencies from DOJ requiring this information to be reported. Since the statute merely authorizes DOJ to request the information but does not require an activity of a local agency, the Commission finds that this amendment to subdivision (a) is not a state-mandated new program or higher level of service.

IV. Does Penal Code section 13023 (Stats. 2004, ch. 700) impose costs mandated by the state within the meaning of Government Code sections 17514 and 17556?

The final issue is whether Penal Code section 13023 (Stats. 2004, ch. 700) imposes costs mandated by the state,¹⁷ and whether any statutory exceptions listed in Government Code section 17556 apply to the test claim. Government Code section 17514 defines "cost mandated by the state" as follows:

[A]ny 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,

¹⁵ *County of Los Angeles, supra*, 43 Cal.3d 46, 56.

¹⁶ Penal Code section 422.92 states: (a) Every state and local law enforcement agency in this state shall make available a brochure on hate crimes to victims of these crimes and the public. (b) The Department of Fair Employment and Housing shall provide existing brochures, making revisions as needed, to local law enforcement agencies upon request for reproduction and distribution to victims of hate crimes and other interested parties. In carrying out these responsibilities, the department shall consult the Fair Employment and Housing Commission, the Department of Justice, and the Victim Compensation and Government Claims Board.

¹⁷ *Lucia Mar, supra*, 44 Cal.3d 830, 835; Government Code section 17514.

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 requires reimbursement claims to exceed \$1000 to be eligible for reimbursement.

The co-claimants submitted declarations in support of their test claim. The City of Newport Beach (p. 11) estimated the cost of filing to comply with Penal Code section 13023 at \$10,570 per month. The County of Sacramento (p. 10) estimated the cost of filing to comply with this statute at \$244 per year. Therefore, co-claimants have met the \$1000 threshold in Government Code section 17564.

The plain language of Penal Code section 13023 requires the Attorney General to “direct local law enforcement agencies to report to the Department of Justice, in a manner to be prescribed by the Attorney General, any information ...”

However, the requirement is contingent on funding, as it reads “subject to the availability of adequate funding, the Attorney General shall direct...” The funding in the statute is allocated to the Attorney General, not local entities. In its comments on test claims 02-TC-04 and 02-TC-11, the Attorney General’s Office stated that “[a]lthough the hate crime legislation passed in 1989, because of a lack of funding, the DOJ did not begin collecting data until 1994.” (Statement of Decision, 02-TC-04 & 02-TC-11, *Crime Statistics Reports for the Department of Justice*, p. 15.) This indicates that the funding was allocated to the Attorney General’s office to collect the data, not on the local agencies to report it.

And the Commission finds no exceptions to reimbursement in Government Code section 17556 apply to this test claim.

Therefore, the Commission finds that Penal Code section 13023 (Stats. 2004, ch. 700) imposes costs mandated by the state on local law enforcement agencies within the meaning of Government Code section 17514.

CONCLUSION

Based on the foregoing analysis, the Commission finds that Penal Code section 13023 (Stats. 2004, ch. 700) imposes a reimbursable state-mandated program, within the meaning of article XIII B, section 6 of the California Constitution for the following activities, on local law enforcement agencies beginning ~~January 1, 2004~~ January 1, 2005, to report the following in a manner to be prescribed by the Attorney General:

- Any information that may be required relative to hate crimes, as defined in Penal Code section 422.55 as criminal acts committed, in whole or in part, because of one or more of the following *perceived* characteristics of the victim: (1) disability, (2) gender, (3) nationality, (4) race or ethnicity, (5) religion, (6) sexual orientation.
- Any information that may be required relative to hate crimes, defined in Penal Code section 422.55 as criminal acts committed, in whole or in part, because of *association with a person or group with one or more of the following actual or perceived characteristics*: (1) disability, (2) gender, (3) nationality, (4) race or ethnicity, (5) religion, (6) sexual orientation.

The Commission further finds that Penal Code sections 13020 and 13021 (Statutes 1955, chapter 1128, Statutes 1965, chapter 238, Statutes 1965, chapter 1916, Statutes 1967, chapter 1157, Statutes 1972, chapter 1377, Statutes 1973, chapter 142, Statutes 1973, chapter 1212, Statutes 1979, chapter 255, Statutes 1979, chapter 860, Statutes 1996, chapter 872) are not reimbursable state mandates within the meaning of article XIII B, section 6 of the California constitution because they existed before 1975, and impose no new activities on local agencies.

As to Statutes 1971, chapter 1203, the Commission finds that, because it amended only Penal Code section 13010, which is not part of this test claim, the Commission does not have jurisdiction over it.

The Commission finds that Statutes 2004, chapters 405 (amending Pen. Code, § 13014, homicide reports) is not a state mandate because it does not require a local agency activity.

The Commission also finds that it does not have jurisdiction over the remaining statutes, chapters and executive orders in this claim because the Commission already made a determination on them in test claims 02-TC-04 and 02-TC-11, *Crime Statistics Reports for the Department of Justice*.

Commission on State Mandates

Original List Date:

Last Updated: 3/22/2010

List Print Date: 04/12/2010

Claim Number: 07-TC-10 (02-TC-04 & 11)

Issue: Crime Statistics Reports for the Department of Justice - Amended

Agenda Mailing List

TO ALL PARTIES AND INTERESTED PARTIES:

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, § 1181.2.)

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Tab 8

BEFORE THE
COMMISSION ON STATE MANDATES
STATE OF CALIFORNIA

IN RE PARAMETERS AND GUIDELINES
AMENDMENT FOR:

Penal Code Sections 12025(h)(1) and (h)(3),
12031(m)(1) and (m)(3), 13014, 13023, and
13730(a)

Statutes 1989, Chapter 1172 (SB 202); Statutes
1992, Chapter 1338 (SB 1184); Statutes 1993,
Chapter 1230 (AB 2250); Statutes 1998, Chapter
933 (AB 1999); Statutes 1999, Chapter 571 (AB
491); Statutes 2000, Chapter 626 (AB 715);
Statutes 2004, Chapter 700 (SB 1234)

Requested by the State Controller's Office
October 1, 2012.

Case No.: 12-PGA-01 (02-TC-04 and
02-TC-11 and 07-TC-10)

*Crime Statistics Reports for the Department
of Justice; Crime Statistics Reports for the
Department of Justice Amended*

STATEMENT OF DECISION
PURSUANT TO GOVERNMENT
CODE SECTION 17500 ET SEQ.;
CALIFORNIA CODE OF
REGULATIONS, TITLE 2, DIVISION
2, CHAPTER 2.5, ARTICLE 7.

(Adopted January 24, 2014)

(Served January 28, 2014)

STATEMENT OF DECISION

The Commission on State Mandates (Commission) adopted this statement of decision and amendment to parameters and guidelines on consent by a vote of 7 to 0, during a regularly scheduled hearing on January 24, 2014.

The law applicable to the Commission's determination of a reimbursable state-mandated program is article XIII B, section 6 of the California Constitution, Government Code section 17500 et seq., and related case law.

I. Background

On October 1, 2012, the State Controller's Office (SCO) filed a request to amend the parameters and guidelines for *Crime Statistics Reports for the Department of Justice* to clarify the scope of the activity mandated by Penal Code section 13730(a), as amended by Statutes 1993, chapter 1230.¹ The 1993 amendment to the statute added the underlined language in subdivision (a) as follows:

¹ Government Code section 17557(d)(2)(D) allows a local agency, school district, or the state to file a request to amend the parameters and guidelines to clarify what constitutes reimbursable activities.

- (a) Each law enforcement agency shall develop a system, by January 1, 1986, for recording all domestic violence-related calls for assistance made to the department including whether weapons are involved. All domestic violence-related calls for assistance shall be supported with a written incident report, as described in subdivision (c), identifying the domestic violence incident. Monthly, the total number of domestic violence calls received and the numbers of those cases involving weapons shall be compiled by each law enforcement agency and submitted to the Attorney General.
- (b) The Attorney General shall report annually to the Governor, the Legislature, and the public the total number of domestic violence-related calls received by California law enforcement agencies, the number of cases involving weapons, and a breakdown of calls received by agency, city, and county.
- (c) Each law enforcement agency shall develop an incident report form that includes a domestic violence identification code by January 1, 1986. In all incidents of domestic violence, a report shall be written and shall be thus identified on the face of the report as a domestic violence incident.

On June 26, 2008, the Commission approved the test claim with respect to the 1993 amendments to Penal Code section 13730(a), authorizing reimbursement for the following activity: “For local law enforcement agencies to support all domestic-violence related calls for assistance with a written incident report.” The Commission explained its finding on this statute as follows:

Statutes 1993, chapter 1230 added the following to subdivision (a) of section 13730: “All domestic violence related calls for assistance shall be supported with a written incident report, as described in subdivision (c), identifying the domestic violence incident.”

In its comments on the test claim, Finance states:

Chapter 483, Statutes of 2001 [amending Pen. Code, § 13730] would add an additional requirement to the existing mandate. However, since the mandate is suspended, implementation would be at the option of local government. This interpretation is consistent with a decision adopted by the Commission ... on January 29, 1998, [*Domestic violence Training and Incident Reporting*, CSM 96-362-01] regarding earlier changes to the same code section. Therefore it does not seem appropriate to include references to these chapters as a part of this claim.

The Commission disagrees. In order to be suspended by the Legislature, a statute must have “been determined by the Legislature, the Commission, or any court to mandate a new program or higher level of service requiring reimbursement of local agencies...” (Gov. Code, § 17581.)

This 1993 amendment to section 13730 has never been determined by the Legislature, the Commission, or any court to mandate a new program or higher level of service requiring local agency reimbursement, as required by Government Code section 17581. Therefore, the 1993 amendment is not eligible for suspension by the Legislature.

Thus, based on the mandatory language in the statute, the Commission finds that section 13730, as amended by Statutes 1993, chapter 1230, imposes a state mandate on local law enforcement agencies to support domestic violence related calls for assistance with a written incident report. The Commission also finds that this section, as amended by Statutes 1993, chapter 1230, constitutes a program within the meaning of article XIII B, section 6 because it carries out the governmental function of providing a service to the public² by requiring written reports for domestic violence-related calls for assistance, and because making the reports is an activity that is unique to local government.

The next issue is whether the mandate is a new program or higher level of service. Preexisting law, before the 1993 amendment, had been suspended (pursuant to Gov. Code, § 17581) and made voluntary every year beginning fiscal year 1992-1993 as indicated above, making the amendment a newly required activity.

Moreover, preexisting law states:

Each law enforcement agency shall develop an incident report form that includes a domestic violence identification code by January 1, 1986. In all incidents of domestic violence, a report shall be written and shall be identified on the face of the report as a domestic violence incident (Pen. Code, § 13730, subd. (c)).

Preexisting law only requires incident reports for “incidents of domestic violence” whereas the 1993 amendment requires written incident reports for “calls for assistance.” Therefore, the Commission finds that the 1993 amendment to section 13730 is a new program or higher level of service.

The Commission also finds that there are costs mandated by the state, as defined by Government Code section 17514, for this mandate, and that no exceptions to reimbursement in Government Code section 17556 apply.³

On September 30, 2010, the Commission adopted parameters and guidelines, authorizing reimbursement for the activity, beginning July 1, 2001, as follows:

Domestic Violence Related Calls for Assistance: (Pen. Code, § 13730, subd. (a); Stats. 1993, ch. 1230)

The following activity, performed by city, county, and city and county law enforcement agencies, is eligible for reimbursement:

1. Support all domestic-violence related calls for assistance with a written incident report.
2. Review and edit the report.⁴

² *County of Los Angeles, supra*, 43 Cal.3d 46, 56.

³ Statement of Decision adopted June 26, 2008 on *Crime Statistics Reports for the Department of Justice* (02-TC-04, 02-TC-11), pages 17-18.

II. Request to Amend Parameters and Guidelines

In its request to amend the parameters and guidelines, the SCO contends that for the period of July 1, 2001, through June 30, 2011, claimants have filed 2,605 claims totaling \$143 million in costs for the activities listed above, and have inappropriately claimed costs for writing *all* domestic violence incident reports in their claims for reimbursement. The SCO argues that some of the costs are not reimbursable under Penal Code section 13730(a), but should instead be included in other state-mandated programs that reimburse local government for costs incurred under Penal Code section 13730(c). The Commission authorized reimbursement for Penal Code section 13730(c), as amended by different statutes, in *Domestic Violence Information* (CSM 4222), *Domestic Violence Training and Incident Reporting* (CSM 96-362-01), and *Crime Victims' Domestic Violence Incident Reports II* (CSM 02-TC-18), all of which have been suspended by the Legislature. The SCO believes that subdivision (c) of the statute should be interpreted as requiring the written incident report in all cases when it is determined that a domestic violence *crime* is committed, and that subdivision (a) should be interpreted as requiring the incident report in “all other cases” when it is determined that no crime was committed or that the crime committed was not a domestic violence incident. The SCO also contends that some claimants have inappropriately claimed costs under subdivision (a) for interviewing parties, completing the booking sheet or restraining order, transporting the victim to the hospital, booking the alleged perpetrator, and other ancillary activities. The SCO proposes that the parameters and guidelines be amended by adding the following underlined language:

Domestic Violence Related Calls for Assistance: (Pen. Code, § 13730, subd. (a); Stats. 1993, ch. 1230)

The following activity, performed by city, county, and city and county law enforcement agencies, is eligible for reimbursement:

1. Support all domestic-violence related calls for assistance with a written incident report, except for those that result in a written report of domestic violence. Such a circumstance could occur where officers are dispatched to the scene of a domestic violence-related call for assistance, but after investigation, determine that either no crime was committed, or that the crime committed was not a domestic violence incident. In such cases, the reimbursable costs to write the report include the costs to conduct the underlying investigation to the extent necessary to write the report.
However, this reimbursability does not extend to such ancillary tasks as interviewing parties, completing the booking sheet or restraining order.

⁴ The parameters and guidelines for *Crime Statistics Reports for the Department of Justice* (02-TC-04, 02-TC-11) were consolidated with *Crime Statistics Reports for the Department of Justice Amended* (07-TC-10), a separate claim addressing Penal Code section 13023 as amended in 2004.

transporting the victim(s) to the hospital, booking the alleged perpetrator, and other related activities.⁵

2. Review and edit the report.

III. Positions of the Parties

State Controller's Office

The SCO requests that the Commission amend the parameters and guidelines as explained in the Background. In addition, the SCO submitted comments on the draft staff analysis generally agreeing with the draft staff analysis, but noting that the draft analysis and proposed amendments did not include the activity of "interviewing parties" in the language clarifying the activities that are not eligible for reimbursement.

Interested Persons

On January 2, 2013, Allan Burdick commented on the SCO request to amend the parameters and guidelines, asserting that the amendment is unnecessary. He states:

I have reviewed a random sample of both city and county reimbursement claims filed with the State Controller from over 70 agencies and it appears and other than the one city, I do not think that costs for the items cited by the State Controller have been claimed by 99% of the local agencies.

Mr. Burdick also suggests changing the activity from "review and edit the report" to "review, edit, approve and file the report."

IV. Commission Findings

The SCO raises two issues in its request. The first issue deals with the interpretation of Penal Code section 13730(a) and (c), and the Commission's decisions on those subdivisions. The second issue seeks clarification whether claimants are eligible for reimbursement for "interviewing parties, completing the booking sheet or restraining order, transporting the victim to the hospital, booking the alleged perpetrator, and other related activities." These issues are analyzed separately below.

A. The SCO's interpretation, that Penal Code section 13730(a) should be limited to situations where no crime is committed, or that the crime committed is not a domestic violence incident, is not supported by the law or the Commission's decisions and, thus, the request to amend the parameters and guidelines in this respect is denied.

1. The SCO's interpretation ignores the Commission's decision and the effect of the suspension of the activity required by existing law.

As indicated above, Penal Code section 13730(a) was amended in 1993 as follows:

⁵ In the request to amend the parameters and guidelines, the SCO's proposed amendment did not expressly identify in the language "interviewing parties" as an activity that was not reimbursable. However, the narrative of the request identified the activity and the SCO's comments on the draft staff analysis clarified that the SCO intended to include the activity in the proposed language as an activity that was not eligible for reimbursement.

- (a) Each law enforcement agency shall develop a system, by January 1, 1986, for recording all domestic violence-related calls for assistance made to the department including whether weapons are involved. All domestic violence-related calls for assistance shall be supported with a written incident report, as described in subdivision (c), identifying the domestic violence incident. Monthly, the total number of domestic violence calls received and the numbers of those cases involving weapons shall be compiled by each law enforcement agency and submitted to the Attorney General.
- (b) The Attorney General shall report annually to the Governor, the Legislature, and the public the total number of domestic violence-related calls received by California law enforcement agencies, the number of cases involving weapons, and a breakdown of calls received by agency, city, and county.
- (c) Each law enforcement agency shall develop an incident report form that includes a domestic violence identification code by January 1, 1986. In all incidents of domestic violence, a report shall be written and shall be thus identified on the face of the report as a domestic violence incident.

The Commission approved reimbursement “for local law enforcement agencies to support all domestic-violence related calls for assistance with a written incident report (Pen. Code, § 13730, subd. (a), Stats. 1993, ch. 1230),” and this language was placed in the parameters and guidelines for the program with little discussion, except to add reasonably necessary activities to review and edit the report.

The SCO contends that the reimbursement claims filed under this mandate have inappropriately requested reimbursement for all domestic violence incident reports. The SCO argues that reimbursement to support all domestic-violence related calls for assistance with a written incident report pursuant to Penal Code section 13730(a) should be limited to situations where a crime has not been committed, or the crime committed is not one of domestic violence. On the other hand, costs incurred to prepare a domestic violence incident report in cases where a domestic violence crime has been committed are covered by other state-mandated programs approving reimbursement for Penal Code section 13730(c), which have been suspended by the Legislature.

The limitations suggested by the SCO are not expressly provided in Penal Code section 13730, the statement of decision on the test claim, or the parameters and guidelines for this program. The plain language of Penal Code section 13730(a) and of the Commission’s decision is to support “*all* domestic-violence related calls for assistance” with a written incident report as described in subdivision (c), identifying the domestic violence incident.

Nevertheless, the SCO bases its argument on the following sentence on page 18 of the test claim statement of decision for this item:

Preexisting law only requires incident reports for “incidents of domestic violence” whereas the 1993 amendment requires written incident reports for “calls for assistance.” Therefore, the Commission finds that the 1993 amendment to section 13730 is a new program or higher level of service.

This sentence was not explained in the decision and there was no discussion that it required a report only when a domestic violence crime was not committed. However, using this sentence,

the SCO asserts that the language in subdivision (a) requiring a written incident reports for “all calls for assistance,” when compared to the existing language in subdivision (c) requiring a report for all “incidents” of domestic violence, imposes a limited, higher level of service on local agencies for writing only those reports on calls where no domestic violence crime is found. It is correct that the Legislature enacted the 1993 statute with the intent of clarifying the law. The 1993 amendment was based on a proposal by the Attorney General’s Office, Division of Law Enforcement, for legislation to clarify whether calls for assistance in section 13730 should include all calls which are dispatched as domestic violence calls, or only those calls which result in documented and verified cases of domestic violence. The Legislature agreed to amend subdivision (a) to require a written incident report, “as described in subdivision (c),” for “all domestic violence-related calls for assistance.”⁶

However, the problem with the SCO’s interpretation and reliance on this one sentence is that it does not consider the legal effect of the Legislature’s suspension of the existing requirement in subdivision (c), or the Commission’s findings on that issue. On page 17 of the statement of decision on the test claim, the Commission found that:

Preexisting law, before the 1993 amendment, had been suspended (pursuant to Gov. Code, § 17581) and made voluntary every year beginning fiscal year 1992-1993 as indicated above, making the amendment a newly required activity.

The “preexisting law” referred to in this sentence was the language in Penal Code section 13730(c), which provides that “in all incidents of domestic violence, a report shall be written and shall be thus identified on the face of the report as a domestic violence incident.” This requirement was suspended by the Legislature, following the Commission’s decision in *Domestic Violence Information* (CSM 4222), approving subdivision (c) as a reimbursable state-mandated activity, and remained suspended at the time the 1993 test claim statute became operative and effective. Pursuant to Government Code section 17581(a), “[n]o local agency shall be required to implement or give effect to any statute or executive order, or portion thereof, during any fiscal year and for the period immediately following that fiscal year for which the Budget Act has not been enacted for the subsequent fiscal year if [the mandated program is suspended.]” Section 17581(c) then states,

Notwithstanding any other provision of law, if a local agency elects to implement or give effect to a statute or executive order described in subdivision (a), the local agency may assess fees to persons or entities which benefit from the statute or executive order. Any fee assessed pursuant to this subdivision shall not exceed the costs reasonably borne by the local agency.

According to the California Supreme Court, once a statute or regulation previously determined to require reimbursement has been properly suspended by the Legislature, there is no duty to comply with the requirement in statute or regulation during the fiscal years of the suspension.

It seems clear that by operation of Government Code section 17581 and the budget items we have noted, the districts are not subject to a duty to comply with

⁶ 1993 Legislative Bill Proposal, Attorney General’s Office, dated April 16, 1993; Senate Floor Analysis, Third Reading of Assembly Bill 2250, dated April 17, 1993 (1993-1994 Leg. Sess.).

the regulations at issue in the present case, so that no violation of those regulations could be posited as the basis for civil or criminal liability.⁷

Thus, at the time the 1993 test claim statute was enacted, by operation of Government Code section 17581, there was no duty in law to write a domestic violence incident report for incidents of domestic violence. The 1993 statute, which added the language in subdivision (a), therefore, imposed a new program or higher level of service, mandating the activity of supporting *all* domestic violence related calls for assistance with a written incident report.⁸

This interpretation of the activity requiring reimbursement to support all domestic violence related calls for assistance with an incident report is consistent with the Commission's findings and summary of the mandate when it adopted the parameters and guidelines on the program. The analysis adopted by the Commission does not refer to the incident report in subdivision (a) as a higher level of service, requiring reimbursement only for limited situations where it is determined that a domestic violence crime is not committed, but instead acknowledges the suspension of the prior requirement in subdivision (c), and states the following:

As indicated in the Statement of Decision in the present case for 02-TC-04 and 02-TC-11, the Commission had issued prior decisions on the 1984, 1995, and 2001 amendments to Penal Code section 13730, subdivision (c), and adopted parameters and guidelines, which authorized reimbursement for the costs associated with the development of a domestic violence incident report form, writing the domestic violence reports, and compiling and submitting monthly summary reports to the Attorney General.⁹ The 1995 and 2001 amendments required additional information to be included in the incident reports; i.e., notations of whether the officer observed signs that the alleged abuser was under the influence of alcohol or controlled substances, whether law enforcement had previously responded to a domestic violence call at the same address involving the same alleged abuser or victim, and whether a firearm or other deadly weapon was present at the scene.¹⁰ *The 1984, 1995, and 2001 mandates have been continuously suspended by the Legislature and made voluntary in each fiscal year of the suspension pursuant to Government Code section 17581.*

The 1993 amendment to Penal Code section 13730, subdivision (a), that requires local law enforcement agencies to "support all domestic-violence related calls for assistance with a written incident report" was not pled in these earlier test claims

⁷ *Carmel Valley Fire Protection Dist. v. State of California* (2001) 25 Cal.4th 287, 309.

⁸ This finding is consistent with the court's findings in *Lucia Mar Unified School Dist. v. Honig* (1988) 44 Cal.3d 830, 835, which looked at the law in existence at the time the test claim statute is enacted to determine if there is a new program or higher level of service.

⁹ *Domestic Violence Information* (CSM 4222), *Domestic Violence Training and Incident Reporting* (CSM 96-362-01), and *Crime Victims' Domestic Violence Incident Reports II* (CSM 02-TC-18).

¹⁰ See current Penal Code section 13730(c)(1)-(3).

*and, thus, had never been suspended by the Legislature. Thus, the Commission determined that the activity constituted a mandated new program or higher level of service.*¹¹ (Emphasis added.)

The parameters and guidelines adopted by the Commission authorize reimbursement “for local law enforcement agencies to support *all* domestic-violence related calls for assistance with a written incident report.”

Thus, the SCO’s interpretation of the mandate as only a limited, higher level of service conflicts with the Commission’s decision in this case. The Commission’s decisions on the test claim and parameters and guidelines were not challenged, and remain final binding decisions.¹²

2. Prior Commission decisions involving Penal Code section 13730 do not support the SCO’s interpretation of the statute.

The test claim in *Domestic Violence Information* (CSM 4222), was filed on Statutes 1984, chapter 1609, which originally added section 13730 to the Penal Code. Subdivision (c) required law enforcement agencies to develop an incident report form and required that a report shall be written for “all incidents of domestic violence.” The parameters and guidelines adopted by the Commission in 1987 on *Domestic Violence Information* (CSM 4222) authorized reimbursement for subdivision (c), and did not limit the report to situations where a crime occurred, as suggested by the SCO’s interpretation. The reimbursable activity was defined in the parameters and guidelines as follows: “For the writing of mandated reports which shall include domestic violence incident reports, incidents or crime reports directly related to the domestic violence incident.”¹³

¹¹ Item 9, September 30, 2010, Commission hearing, Final Staff Analysis on Proposed Parameters and Guidelines for *Crime Statistics Reports for the Department of Justice* (02-TC-04, 02-TC-11, 07-TC-10), page 16.

¹² *California School Boards Assoc. v. State of California* (2009) 171 Cal.App.4th 1183, 1200.

¹³ See also 1988 Domestic Violence Guidelines developed by the Commission on Peace Officer Standards and Training (POST), which interpreted section 13730(c), as added in 1984, as requiring a report even when the officer cannot determine if a crime has been committed. On page 7 of the guidelines, under the heading “Arrest Criteria and Enforcement Procedures” the guidelines state that:

In the event the suspect has left the scene of the incident, an investigation should be made to determine if a crime has been committed. Penal Code 13730(c) and 13701(i) require that a retrievable report shall be made and complainant shall be advised of the follow-up criminal procedure and case number of the report.

This guideline does not require a report only when a crime has been committed. The guideline states that an investigation “should be made” to determine if a crime has been committed, and that section 13730(c) requires a retrievable report to be made.

Pages 8 and 9 of the guidelines also state that where the alleged victim claims to have a restraining order or stay away order, but does not have possession of the order, the officer may not be able to confirm the validity of the order and cannot make an arrest. In those cases, the

The test claim in *Crime Victims Domestic Violence Incident Reports* (99-TC-08), adopted in September 2003, addressed Family Code section 6228, as amended in 1999, which required local agencies to “provide, without charging a fee, one copy of all domestic violence incident report face sheets, one copy of all domestic violence incident reports, or both, to a victim of domestic violence, upon request.” The claimant argued that Family Code section 6228 required local agencies to also “prepare” the domestic violence incident report. The Commission disagreed with this request. The Commission found that the Family Code did not require the preparation of the report; Penal Code section 13730(a), as amended in 1993, required the preparation of the report. The Commission noted that a test claim had not been filed on Penal Code section 13730(a) and that subdivision (a) was not suspended by the Legislature. The Commission determined that Penal Code section 13730(a) was an existing requirement when Family Code section 6228 was amended, and thus, preparation of the report was not new. The relevant findings are as follows:

Moreover, preparing a domestic violence incident report does not constitute a new program or higher level of service because preparation of the report is required under prior law. Penal Code section 13730, *as amended in 1993* (Stats. 1993, ch. 1230), added the requirement that “[a]ll domestic violence-related calls for assistance *shall be supported with a written incident report*, as described in subdivision (c), identifying the domestic violence incident.” (Emphasis added.) The claimant did not include the 1993 amendment to Penal Code section 13730 in this test claim. In addition, the 1993 amendment to Penal Code section 13730 has not been included in the Legislature’s suspension of Penal Code section 13730, as originally added in 1984, since neither the Legislature, the Commission, nor the courts, have made the determination that the 1993 statute constitutes a reimbursable state-mandated program under article XIII B, section 6 of the California Constitution.¹⁴ Thus, the activity of preparing the domestic violence incident report is an activity currently required by prior law through the 1993 amendment to Penal Code section 13730.¹⁵

And, finally, *Domestic Violence Incident Reports II* (02-TC-18), adopted in September 2007, addressed 2001 amendments to Penal Code section 13730(c), adding paragraph (3) to the subdivision to require that the incident report include “a notation of whether the officer or officers who responded to the domestic violence call found it necessary, for the protection of the peace officer or other persons present, to inquire of the victim, the alleged abuser, or both,

guidelines clearly state that “Penal Code section 13730(c) requires that an officer shall write a report, give the victim the police report number and direct the victim to contact the appropriate department unit for follow-up information.”

¹⁴ Government Code section 17581, subdivision (a)(1), requires that the statute or executive order proposed for suspension must first be “determined by the Legislature, the commission, or any court to mandate a new program or higher level of service requiring reimbursement of local agencies pursuant to Section 6 of Article XIII B of the California Constitution.”

¹⁵ Corrected Statement of Decision, *Crime Victims Domestic Violence Incident Reports* (99-TC-08), page 11.

whether a firearm or other deadly weapon was present at the location, and, if there is an inquiry, whether that inquiry disclosed the presence of a firearm or other deadly weapon.” Subdivision (c)(3) states the following:

- (c) Each law enforcement agency shall develop an incident report form that includes a domestic violence identification code by January 1, 1986. In all incidents of domestic violence, a report shall be written and shall be identified on the face of the report as a domestic violence incident. The report shall include at least all of the following:

[¶¶]

- (3) A notation of whether the officer or officers who responded to the domestic violence call found it necessary, for the protection of the peace officer or other persons present, to inquire of the victim, the alleged abuser, or both, whether a firearm or other deadly weapon was present at the location, and, if there is an inquiry, whether that inquiry disclosed the presence of a firearm or other deadly weapon. Any firearm or other deadly weapon discovered by an officer at the scene of a domestic violence incident shall be subject to confiscation pursuant to Division 4 (commencing with Section 18250) of Title 2 of Part 6.

Although the Commission acknowledged that the requirement in subdivision (c) to prepare a written domestic violence incident report had been suspended by the Legislature, the requirement in subdivision (a), to support all domestic violence related calls for assistance with a written incident report as described in subdivision (c), had not been suspended, and was required by the state. Thus, including the new firearm and weapon information on the report was not included in the suspension, but was mandated by the state as a new program or higher level of service and eligible for reimbursement. The relevant findings are on pages 14-16 of that decision as follows:

The requirement in subdivision (c) of section 13730 to prepare a written domestic violence incident report has been suspended each year,¹⁶ except for fiscal year 2003-2004,¹⁷ since fiscal year 1992-1993. The Legislature specifically identified Statutes 1984, chapter 1609 in the Budget Act and assigned a zero dollar appropriation to it. By suspending Statutes 1984, chapter 1609, the Legislature made preparing the written domestic violence incident report form an optional activity for local government.

¹⁶ 2006-2007 Budget Act (Stats. 2006, chs. 46 & 47) Item 8885-295-0001, Schedule (3) (aa); 2005-2006 Budget Act (Stats. 2005, chs. 38 & 39) Item 8885-295-0001, Schedule (3) (hh); 2004-2005 Budget Act (Stats. 2004, ch. 208) Item 9210-295-0001, Provision 3, Schedule (5); 2002-2003 Budget Act (Stats. 2002, ch. 379), Item 9210-295-0001, Provision 3, Schedule (8); 2001-2002 Budget Act (Stats. 2001, ch. 106), Item 210-295-0001, Provision 3, Schedule (8); 2000-2001 Budget Act (Stats. 2000, ch. 52), Item 210-295-0001, Provision 3, Schedule (8); 1999-2000 Budget Act (Stats. 1999, ch. 50), Item 210-295-0001, Provision 2, Schedule (8).

¹⁷ 2003-2004 Budget Act (Stats. 2003, ch. 157) Final Change Book, p.655, Item 9210-295-0001, Provision 3.

Statutes 1993, chapter 1230 added the following to subdivision (a) of section 13730: “All domestic violence related calls for assistance shall be supported with a written incident report, as described in subdivision (c), identifying the domestic violence incident.” This 1993 amendment has never been determined by the Legislature, the Commission, or any court to mandate a new program or higher level of service requiring local agency reimbursement, as required by Government Code section 17581. In sum, the 1993 amendment is not eligible for suspension.

This means, in essence, that the provisions of subdivision (c) in section 13730, when suspended by the Budget Act, are permissive, but the plain language of the 1993 amendment requires a written incident report for all domestic violence calls for assistance in subdivision (a). When statutory provisions conflict in this way, the Commission, like a court, relies on the following rule of statutory construction: “[W]hen two laws, upon the same subject, passed at different times, are inconsistent with each other, the one last passed must prevail.”¹⁸ Accordingly, the 1993 amendment to subdivision (a) prevails over the suspension of subdivision (c).¹⁹ Thus, preexisting law requires that every domestic violence related call for assistance be supported with a written domestic violence incident report. Consequently, the Commission finds that including the firearm and weapon information in the domestic violence incident report form, as required by the 2001 amendment to Penal Code section 13730, subdivision (c), is state-mandated.

Finance disagrees. In comments filed August 30, 2007, Finance argues that this conclusion is inconsistent with the Commission’s February 1998 decision in the *Domestic Violence Training and Incident Reporting* test claim (CSM-96-362-01) in which the Commission found that additional information on the domestic violence incident report was not mandated because the suspension of the statute made completion of the incident report optional, so the additional information under the test claim statute came into play only after a local agency elected to complete the incident report. Finance indicates in its comments that the Commission’s 1998 decision “found that the 1993 amendment to Penal Code section 13730 (a), (Stats. 1993, ch. 1230) ‘merely clarifies’ the reporting requirement of subdivision (c) rather than mandating a new or additional requirement.”

The Commission acknowledges that the analysis herein departs from the 1998 Commission decision. However, the plain language of the 1993 amendment to Penal Code section 13730, subdivision (a), requires a written incident report for all domestic violence calls. This amendment has never been the subject of a test claim, has never been determined by the Legislature or any court to mandate a

¹⁸ *People v. Kuhn* (1963) 216 Cal.App.2d 695, 700.

¹⁹ This does not mean that the suspensions in the Budget Acts are idle acts of the Legislature, since there were other findings in the Commission’s decision (CSM 4222) that are suspended.

new program or higher level of service, and is not pled here. Thus, it has not met the requirements of Government Code section 17581 to suspend a statute.

[¶]

The Commission finds, therefore, that existing law in Penal Code section 13730, subdivision (a), requires a written incident report for each domestic violence call. Therefore, including the firearm and weapon information in the domestic violence incident report form, as required by the 2001 amendment to Penal Code section 13730, subdivision (c)(3), is state-mandated.

These decisions were also not challenged, remain final, binding decisions, and are consistent with the Commission's findings in this case.

3. Reimbursement is required to support all domestic-violence related calls for assistance with a written incident report.

Based on the above, the Commission finds that the SCO's assertion that the mandate in Penal Code section 13730(a) is limited to situations where the officer is dispatched to a domestic violence related call for assistance, but after investigation determines that no crime was committed, or that the crime committed was not a domestic violence incident, is not consistent with the law or the Commission's decisions. Therefore, SCO's request to amend the parameters and guidelines in this respect is denied. As the Commission determined, reimbursement is required to support all domestic violence related calls for assistance with a written incident report, including those that result in a crime.

For purposes of clarification, however, other decisions of the Commission impact the reimbursement for writing these domestic violence incident reports, and may cause confusion in the filing of reimbursement claims. Although the Commission determined in *Domestic Violence Incident Reports II* (02-TC-18), that this domestic violence incident report required in subdivision (a) had to include the information in subdivision (c)(3) ("a notation of whether the officer or officers who responded to the domestic violence call found it necessary, for the protection of the peace officer or other persons present, to inquire of the victim, the alleged abuser, or both, whether a firearm or other deadly weapon was present at the location, and, if there is an inquiry, whether that inquiry disclosed the presence of a firearm or other deadly weapon"), reimbursement for including the information required by subdivision (c)(3) in the report is provided in 02-TC-18, and not eligible for reimbursement under the program at issue here, *Crime Statistics Reports for the Department of Justice* (02-TC-04, 02-TC-11). In addition, as noted in the decision in *Domestic Violence Incident Reports II* (02-TC-18), the Commission came to the opposite conclusion on a similar issue and denied the *Domestic Violence Training and Incident Reporting* test claim (CSM-96-362-01) in 1998. In that claim, reimbursement was requested for including information required by Penal Code section 13730(c)(1)(2) into the domestic violence incident report regarding the use of alcohol and controlled substances by the alleged abuser and any prior domestic violence response to the same address. The Commission found in *Domestic Violence Training and Incident Reporting* (CSM-96-362-01) that the activity of including the new information into the report was not mandated by the state since the report required by subdivision (c) was suspended. Although the decision in 96-362-01 did not analyze the language in subdivision (a), the decision to deny reimbursement for including the information

required by Penal Code section 13730(c)(1)(2) remains a final, binding decision.²⁰ Thus, reimbursement for writing the domestic incident report does not include reimbursement for including information on the use of alcohol and controlled substances by the alleged abuser and any prior domestic violence response to the same address. Clarifying language is added to the parameters and guidelines, consistent with these decisions, as follows:

In addition, reimbursement is *not* required to include the information in the incident report required by Penal Code section 13730(c)(1)(2), based on the Commission decision denying reimbursement for that activity in *Domestic Violence Training and Incident Reporting (CSM-96-362-01)*. Reimbursement for including the information in the incident report required by Penal Code section 13730(c)(3) is not provided in these parameters and guidelines and may not be claimed under this program, but is addressed in *Domestic Violence Incident Reports II (02-TC-18)*.

B. SCO’s request to amend the parameters and guidelines to clarify that reimbursement is *not* required for “interviewing parties, completing the booking sheet or restraining order, transporting the victim to the hospital, booking the alleged perpetrator” is approved.

The SCO states that local agencies are inappropriately claiming reimbursement for interviewing parties, completing the booking sheet or restraining order, transporting the victim to the hospital, booking the alleged perpetrator, and other related activities to enforce a crime and assist the victim. The SCO submitted comments generally agreeing with the draft staff analysis, but noting that the draft analysis and proposed amendments did not include the activity of “interviewing parties” in the language clarifying the activities that are not eligible for reimbursement. “Interviewing parties” was included in the narrative of the SCO’s request to amend the parameters and guidelines and analyzed in the draft analysis as an activity that was not eligible for reimbursement, but inadvertently omitted from the language proposed for amendment.

The Commission finds that the activities of interviewing parties, completing the booking sheet or restraining order, transporting the victim to the hospital, booking the alleged perpetrator, and other related activities to enforce a crime and assist the victim are not eligible for reimbursement because they go beyond the scope of the mandate to write the incident report. Investigation, arrests, and treatment of victim are not required by the plain language of the test claim statute and were not found to be reimbursable in the Commission’s decisions on the test claim and parameters and guidelines. In addition, local law enforcement agencies have a preexisting duty to investigate crime.²¹

Moreover, how officers perform duties relating to investigations and arrests are governed by local policy. Penal Code section 13701 specifically requires each agency to develop and adopt written policies and standards for officers’ responses to domestic violence calls. The policies have to cover arrests, assistance to victims, cite and release policies, et cetera.

²⁰ *California School Boards Assoc.*, *supra*, 171 Cal.App.4th 1183, 1200.

²¹ Government Code section 26602; *People v. Bloom* (1969) 270 Cal.App.2d 731, 734.

Thus, the Commission approves the SCO's request to amend the parameters and guidelines to clarify that reimbursement is not required to complete a booking sheet or restraining order, transport the victim to the hospital, book the perpetrator, or other related activities to enforce a crime and assist the victim.

C. The added language clarifying the reimbursable activities is effective during the entire period of reimbursement.

Because these amendments simply clarify the mandated activities and do not make substantive changes to the program, the clarification is effective during the entire period of reimbursement and may be applied by the SCO in its review of reimbursement claims filed before the SCO filed its request to amend these parameters and guidelines. Under the rules of statutory construction, a clarification of existing law may be applied to transactions predating its enactment without being considered a retroactive application of the law. The clarification is merely a statement of what the law has always been.²²

V. Conclusion

The Commission partially approves the SCO request to amend the parameters and guidelines for *Crime Statistics Reports for the Department of Justice* with the following underlined language:

Domestic Violence Related Calls for Assistance: (Pen. Code, § 13730, subd. (a)): the following activity performed by a city, county, and city and county law enforcement agencies, is eligible for reimbursement:

1. Support all domestic-violence related calls for assistance with a written incident report.
2. Review and edit the report

Reimbursement is **not** required to interview parties, complete a booking sheet or restraining order, transport the victim to the hospital, book the perpetrator, or other related activities to enforce a crime and assist the victim.

In addition, reimbursement is **not** required to include the information in the incident report required by Penal Code section 13730(c)(1)(2), based on the Commission decision denying reimbursement for that activity in *Domestic Violence Training and Incident Reporting (CSM-96-362-01)*. Reimbursement for including the information in the incident report required by Penal Code section 13730(c)(3) is not provided in these parameters and guidelines and may not be claimed under this program, but is addressed in *Domestic Violence Incident Reports II (02-TC-18)*.

²² *McClung v. Employment Development Dept.* (2004) 34 Cal.4th 467, 471, quoting *Western Security Bank v. Superior Court* (1997) 15 Cal.4th 232, 243; *Riley v. Hilton Hotels Corp.* (2002) 100 Cal.App.4th 599, 603.

Tab 9

COMMISSION ON STATE MANDATES

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October 1, 2010

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MAXIMUS
2380 Houston Avenue
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Ms. Evelyn Tseng
City of Newport Beach
3300 Newport Blvd.
P.O. Box 1768
Newport Beach, CA 92659

Ms. Nancy Gust
County of Sacramento
711 G Street
Sacramento, CA 95814

Ms. Jill Kanemasu
State Controller's Office
3301 C Street, Suite 700
Sacramento, CA 95816

And Interested Parties and Affected State Agencies (See Enclosed Mailing List)

RE: Adopted Parameters and Guidelines

Crime Statistics Reports for the Department of Justice, 02-TC-04 and 02-TC-11
Penal Code Sections 12025, Subdivision (h)(1) and (h)(3), 12031, Subdivision (m)(1) and (m)(3), 13014, 13023, and 13730, Subdivision (a)
Statutes 1989, Chapter 1172 (SB 202); Statutes 1992, Chapter 1338 (SB 1184);
Statutes 1993, Chapter 1230 (AB 2250); Statutes 1998, Chapter 933 (AB 1999);
Statutes 1999, Chapter 571 (AB 491); and Statutes 2000, Chapter 626 (AB 715)
and
Crime Statistics Reports for the Department of Justice Amended, 07-TC-10
Penal Code Section 13023
Statutes 2004, Chapter 700 (SB 1234)
City of Newport Beach and County of Sacramento, Claimants

Dear Ms. Gmur, Ms. Tseng, Ms. Gust and Ms. Kanemasu:

On September 30, 2010, the Commission on State Mandates adopted parameters and guidelines for the above-named program. The parameters and guidelines are enclosed.

Sincerely,

Handwritten signature of Paula Higashi in cursive script.
PAULA HIGASHI
Executive Director

Enclosure

BEFORE THE
COMMISSION ON STATE MANDATES
STATE OF CALIFORNIA

IN RE TEST CLAIMS ON:

Penal Code Sections 12025, Subdivision (h)(1) and (h)(3), 12031, Subdivision (m)(1) and (m)(3), 13014, 13023, and 13730, Subdivision (a)

Statutes 1989, Chapter 1172 (SB 202);
Statutes 1992, Chapter 1338 (SB 1184);
Statutes 1993, Chapter 1230 (AB 2250);
Statutes 1998, Chapter 933 (AB 1999);
Statutes 1999, Chapter 571 (AB 491); and
Statutes 2000, Chapter 626 (AB 715)

Filed on September 6, 2002 by City of
Newport Beach, and
Filed on November 22, 2002 by County of
Sacramento, Claimants

And

Penal Code Section 13023
Statutes 2004, chapter 700 (SB 1234)

Filed on June 25, 2008, by City of
Newport Beach and County of Sacramento,
Claimants

No. 02-TC-04, 02-TC-11, 07-TC-10

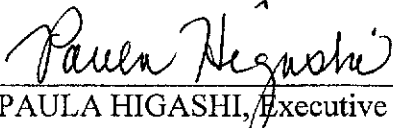
Crime Statistics Reports for Department of Justice

ADOPTION OF PARAMETERS AND
GUIDELINES PURSUANT TO GOVERNMENT
CODE SECTION 17557 AND TITLE 2,
CALIFORNIA CODE OF REGULATIONS,
SECTION 1183.12

(Adopted on September 30, 2010)

PARAMETERS AND GUIDELINES

On September 30, 2010, the Commission on State Mandates adopted the attached parameters and guidelines.



PAULA HIGASHI, Executive Director

Dated: October 1, 2010

PARAMETERS AND GUIDELINES

Penal Code Sections 12025, Subdivision (h)(1) and (h)(3), 12031, Subdivision (m)(1) and (m)(3), 13014, 13023, and 13730, Subdivision (a)

Statutes 1989, Chapter 1172 (SB 202); Statutes 1992, Chapter 1338 (SB 1184); Statutes 1993, Chapter 1230 (AB 2250); Statutes 1998, Chapter 933 (AB 1999); Statutes 1999, Chapter 571 (AB 491); and Statutes 2000, Chapter 626 (AB 715)

Crime Statistics Reports for the Department of Justice

02-TC-04 and 02-TC-11

and

Penal Code Section 13023

Statutes 2004, Chapter 700 (SB 1234)

Crime Statistics Reports for the Department of Justice Amended

07-TC-10

I. SUMMARY OF THE MANDATE

On June 26, 2008, the Commission on State Mandates (Commission) considered the *Crime Statistics Reports for the Department of Justice* test claims (02-TC-04 and 02-TC-11) and determined that, beginning July 1, 2001, the test claim statutes impose a reimbursable state-mandated program within the meaning of article XIII B, section 6 of the California Constitution and Government Code section 17514 for the following activities:

- A local government entity responsible for the investigation and prosecution of a homicide case to provide the California Department of Justice (DOJ) with demographic information about the victim and the person or persons charged with the crime, including the victim's and person's age, gender, race, and ethnic background (Pen. Code, § 13014).
- Local law enforcement agencies to report, in a manner to be prescribed by the Attorney General, any information that may be required relative to any criminal acts or attempted criminal acts to cause physical injury, emotional suffering, or property damage where there is a reasonable cause to believe that the crime was motivated, in whole or in part, by the victim's race, ethnicity, religion, sexual orientation, or physical or mental disability, or gender or national origin (Pen. Code, § 13023).
- For district attorneys to report annually on or before June 30, to the Attorney General, on profiles by race, age, gender, and ethnicity any person charged with a felony or misdemeanor under section 12025 (carrying a concealed firearm) or section 12031 of the Penal Code (carrying a loaded firearm in a public place), and any other offense charged in the same complaint, indictment, or information. The Commission finds that this is a reimbursable mandate from July 1, 2001 (the

beginning of the reimbursement period for this test claim) until January 1, 2005 (Pen. Code, §§ 12025 subd. (h)(1) & (h)(3) & 12031 subd. (m)(1) & (m)(3)).

- For local law enforcement agencies to support all domestic-violence related calls for assistance with a written incident report (Pen. Code, § 13730, subd. (a), Stats. 1993, ch. 1230).

On July 31, 2009, the Commission considered the *Crime Statistics Reports for the Department of Justice Amended* test claim (07-TC-10). The claim was originally filed as an amendment to, and severed from, test claims 02-TC-04 and 02-TC-11, *Crime Statistics Reports for the Department of Justice*. The Commission determined that Penal Code section 13023 (Stats. 2004, ch. 700) imposes a reimbursable state-mandated program within the meaning of article XIII B, section 6 of the California Constitution on local law enforcement agencies to report the following in a manner to be prescribed by the Attorney General:

- Any information that may be required relative to hate crimes, as defined in Penal Code section 422.55 as criminal acts committed, in whole or in part, because of one or more of the following *perceived* characteristics of the victim: (1) disability, (2) gender, (3) nationality, (4) race or ethnicity, (5) religion, (6) sexual orientation.
- Any information that may be required relative to hate crimes, defined in Penal Code section 422.55 as criminal acts committed, in whole or in part, because of *association with a person or group with one or more of the following actual or perceived characteristics*: (1) disability, (2) gender, (3) nationality, (4) race or ethnicity, (5) religion, (6) sexual orientation.

On April 12, 2010, the Commission issued a Corrected Statement of Decision in *Crime Statistics Reports for the Department of Justice Amended* (07-TC-10) to correctly identify the operative and effective date of Penal Code section 13023, as amended by Statutes 2004, chapter 700, as January 1, 2005.

These test claims were filed by a city and a county. Although the test claim statutes refer to "local law enforcement agencies" or "local government entity," the Commission's findings and decisions are limited to city and county claimants.

II. ELIGIBLE CLAIMANTS

Any county, city, or city and county.

III. PERIOD OF REIMBURSEMENT

Government Code section 17557 states that a test claim shall be submitted on or before June 30 following a given fiscal year to establish eligibility for reimbursement for that fiscal year. The City of Newport Beach and the County of Sacramento filed the *Crime Statistics Reports for the Department of Justice* test claims (02-TC-04 and 02-TC-11) on September 6, 2002, and November 22, 2002, respectively, establishing eligibility for reimbursement beginning July 1, 2001. The *Crime Statistics Reports for the Department of Justice Amended* test claim (07-TC-10) was filed as an amendment to 02-TC-04 and 02-TC-11 and, pursuant to Government Code section 17557, subdivision (e), does not affect the filing date or period of reimbursement of the original test claims. However, Penal Code section 13023, as amended by Statutes 2004, chapter 700, became operative and effective on January 1, 2005. Therefore, the costs incurred

for compliance with the mandated activities found in Penal Code section 13023, as amended by Statutes 2004, chapter 700, are reimbursable on or after January 1, 2005.

Reimbursement for state-mandated costs may be claimed as follows:

1. Actual costs for one fiscal year shall be included in each claim.
2. Pursuant to Government Code section 17561, subdivision (d)(1)(A), all claims for reimbursement of initial fiscal year costs shall be submitted to the State Controller within 120 days of the issuance date for the claiming instructions.
3. Pursuant to Government Code section 17560, a local agency may, by February 15 following the fiscal year in which costs were incurred, file an annual reimbursement claim that details the costs actually incurred for that fiscal year.
4. In the event that revised claiming instructions are issued by the Controller pursuant to Government Code section 17558, subdivision (c), between November 15 and February 15, a local agency filing an annual reimbursement claim shall have 120 days following the issuance date of the revised claiming instructions to file a claim.
5. If the total costs for a given fiscal year do not exceed \$1,000, no reimbursement shall be allowed except as otherwise allowed by Government Code section 17564.
6. There shall be no reimbursement for any period in which the Legislature has suspended the operation of a mandate pursuant to state law.

IV. REIMBURSABLE ACTIVITIES

To be eligible for mandated cost reimbursement for any given fiscal year, only actual costs may be claimed. Actual costs are those costs actually incurred to implement the mandated activities. Actual costs must be traceable and supported by source documents that show the validity of such costs, when they were incurred, and their relationship to the reimbursable activities. A source document is a document created at or near the same time the actual cost was incurred for the event or activity in question. Source documents may include, but are not limited to, employee time records or time logs, sign-in sheets, invoices and receipts.

Evidence corroborating the source documents may include, but is not limited to, time sheets, worksheets, cost allocation reports (system generated), purchase orders, contracts, agendas, calendars, and declarations. Declarations must include a certification or declaration stating, "I certify (or declare) under penalty of perjury under the laws of the State of California that the foregoing is true and correct," and must further comply with the requirements of Code of Civil Procedure section 2015.5. Evidence corroborating the source documents may include data relevant to the reimbursable activities otherwise reported in compliance with local, state, and federal government requirements. However, corroborating documents cannot be substituted for source documents.

The claimant is only allowed to claim and be reimbursed for increased costs for reimbursable activities identified below. Increased cost is limited to the cost of an activity that the claimant is required to incur as a result of the mandate.

Claimants may use time studies to support salary and benefit costs when an activity is task-repetitive. Activities that require varying levels of efforts are not appropriate for time studies. Claimants wishing to use time studies to support salary and benefit costs are required to comply

with the State Controller's Time-Study Guidelines before a time study is conducted. Time study usage is subject to the review and audit conducted by the State Controller's Office.

For each eligible claimant, the following activities are eligible for reimbursement:

One-Time Activities

- A. Revise existing policies and procedures to reflect the ongoing activities listed in these parameters and guidelines regarding the reporting of the hate crime and demographic information required by Penal Code sections 12025, subdivisions (h)(1) and (h)(3), 12031, subdivisions (m)(1) and (m)(3), 13014, and 13023 to the California Department of Justice and the Attorney General.
- B. Revise existing policies and procedures to reflect the ongoing activities listed in these parameters and guidelines regarding the requirement in Penal Code section 13730, subdivision (a) (as amended by Stats. 1993, ch. 1230) to support all domestic violence related calls for assistance with a written incident report.

Ongoing Activities

- A. Homicide Reports: (Pen. Code, § 13014; Stats. 1992, ch. 1338)

For a city, county, or city and county responsible for the investigation and prosecution of a homicide case, to provide the California Department of Justice, on a form distributed by the California Department of Justice, with demographic information about the homicide victim and the person or persons charged with the crime of homicide, including the victim's and person's age, gender, race, and ethnic background.

The following activities are eligible for reimbursement:

- 1. Extract demographic information from existing local records about the homicide victim and the person or persons charged with the crime of homicide, including the victim's and person's age, gender, race, and ethnic background, from local records in order to report the information to DOJ.
- 2. Report to the Department of Justice, on a monthly basis, demographic information about the homicide victim and the person or persons charged with the crime of homicide, including the victim's and person's age, gender, race, and ethnic background. Reporting may be accomplished electronically via the Electronic-Crime and Arrest Reporting Systems (E-CARS) Plus, or manually by submitting DOJ Form BCIA 15 (Supplemental Homicide Report), or other form distributed in accordance with Penal Code section 13014 by the Department of Justice.
- 3. Verify information contained in the report or provide an additional explanation about the report when specifically requested by the Department of Justice.

Reimbursement is not required to review and edit every report.

B. Hate Crime Reports: (Pen. Code, § 13023; Stats. 1989, ch. 1172; Stats. 1998, ch. 933; Stats. 2000, ch. 626; Stats. 2004, ch. 700)

For city, county, and city and county law enforcement agencies to report to the Department of Justice, in a manner to be prescribed by the Attorney General, any information that may be required relative to hate crimes:

The following activities are eligible for reimbursement:

1. Extract the information required by the Attorney General relative to hate crimes from existing law enforcement records in order to report the information to the Department of Justice.¹
2. Report to the Department of Justice on an annual and monthly basis, in a manner prescribed by the Attorney General, the information required relative to hate crimes. Reporting may be accomplished electronically via the Hate Crime Analysis, Tracking & Evaluation (HATE) System, manually by submitting the agency crime report, or any other manner prescribed by the Attorney General.
3. Verify information contained in the report or provide an additional explanation about the report when specifically requested by the Department of Justice.

Reimbursement is not required to review and edit every report.

Firearm Reports: (Pen. Code, §§ 12025, subd. (h)(1) & (h)(3) & 12031, subd. (m)(1) & (m)(3); Stats. 1999, ch. 571)

For district attorneys to submit annually a report on or before June 30, to the Attorney General consisting of profiles by race, age, gender, and ethnicity for any person charged with a felony or misdemeanor under section 12025 (carrying a concealed firearm) or section 12031 of the Penal Code (carrying a loaded firearm in a public place), and any other offense charged in the same complaint, indictment, or information.

The following activities are eligible for reimbursement *from July 1, 2001, through December 31, 2004 only*:

1. Extract the following information from law enforcement records in order to report the information to the Attorney General: race, age, gender, and ethnicity for any person charged with a felony or misdemeanor under Penal Code section 12025 (carrying a concealed firearm) or Penal Code section 12031 (carrying a loaded firearm in a public place), and any other offense charged in the same complaint, indictment, or information.
2. Report to the Attorney General on Form CJSC 4, or in another manner prescribed by the Attorney General, profiles by race, age, gender, and ethnicity for any person charged with a felony or misdemeanor under Penal Code section 12025 (carrying a concealed firearm) or Penal Code

¹ Penal Code section 13023 was amended in 2004 to clarify the definition of hate crime as provided in Penal Code section 422.55. (Stats. 2004, ch. 700.)

section 12031 (carrying a loaded firearm in a public place), and any other offense charged in the same complaint, indictment, or information.

Reimbursement is not required to review and edit the report.

- C. Domestic Violence Related Calls for Assistance: (Pen. Code, § 13730, subd. (a); Stats. 1993, ch. 1230)

The following activity, performed by city, county, and city and county law enforcement agencies, is eligible for reimbursement:

1. Support all domestic-violence related calls for assistance with a written incident report.
2. Review and edit the report.

V. CLAIM PREPARATION AND SUBMISSION

Each of the following cost elements must be identified for the reimbursable activities identified in section IV of this document. Each reimbursable cost must be supported by source documentation as described in section IV. Additionally, each reimbursement claim must be filed in a timely manner.

A. Direct Cost Reporting

Direct costs are those costs incurred specifically for reimbursable activities. The following direct costs are eligible for reimbursement.

1. Salaries and Benefits

Report each employee implementing the reimbursable activities by name, job classification, and productive hourly rate (total wages and related benefits divided by productive hours). Describe the specific reimbursable activities performed and the hours devoted to each reimbursable activity performed.

2. Materials and Supplies

Report the cost of materials and supplies that have been consumed or expended for the purpose of the reimbursable activities. Purchases shall be claimed at the actual price after deducting discounts, rebates, and allowances received by the claimant. Supplies that are withdrawn from inventory shall be charged on an appropriate and recognized method of costing, consistently applied.

3. Contracted Services

Report the name of the contractor and services performed to implement the reimbursable activities. If the contractor bills for time and materials, report the number of hours spent on the activities and all costs charged. If the contract is a fixed price, report the services that were performed during the period covered by the reimbursement claim. If the contract services were also used for purposes other than the reimbursable activities, only the pro-rata portion of the services used to implement the reimbursable activities can be claimed. Submit contract consultant and invoices with the claim and a description of the contract scope of services.

4. Fixed Assets and Equipment

Report the purchase price paid for fixed assets and equipment (including computers) necessary to implement the reimbursable activities. The purchase price includes taxes, delivery costs, and installation costs. If the fixed asset or equipment is also used for purposes other than the reimbursable activities, only the pro-rata portion of the purchase price used to implement the reimbursable activities can be claimed.

5. Travel

Report the name of the employee traveling for the purpose of the reimbursable activities. Include the date of travel, destination point, the specific reimbursable activity requiring travel, and related travel expenses reimbursed to the employee in compliance with the rules of the local jurisdiction. Report employee travel time according to the rules of cost element A.1, Salaries and Benefits, for each applicable reimbursable activity.

B. Indirect Cost Rates

Indirect costs are costs that are incurred for a common or joint purpose, benefiting more than one program, and are not directly assignable to a particular department or program without efforts disproportionate to the result achieved. Indirect costs may include (1) the overhead costs of the unit performing the mandate; and (2) the costs of the central government services distributed to the other departments based on a systematic and rational basis through a cost allocation plan.

Compensation for indirect costs is eligible for reimbursement utilizing the procedure provided in the 2 CFR Part 225 (Office of Management and Budget (OMB) Circular A-87). Claimants have the option of using 10% of labor, excluding fringe benefits, or preparing an Indirect Cost Rate Proposal (ICRP) if the indirect cost rate claimed exceeds 10%.

If the claimant chooses to prepare an ICRP, both the direct costs (as defined and described in 2 CFR Part 225, Appendix A and B (OMB Circular A-87 Attachments A and B)) and the indirect shall exclude capital expenditures and unallowable costs (as defined and described in 2 CFR Part 225, Appendix A and B (OMB Circular A-87 Attachments A and B).) However, unallowable costs must be included in the direct costs if they represent activities to which indirect costs are properly allocable.

The distributions base may be (1) total direct costs (excluding capital expenditures and other distorting items, such as pass-through funds, major subcontracts, etc.), (2) direct salaries and wages, or (3) another base which results in an equitable distribution.

In calculating an ICRP, the claimant shall have the choice of one of the following methodologies:

1. The allocation of allowable indirect costs (as defined and described in 2 CFR Part 225, Appendix A and B (OMB Circular A-87 Attachments A and B)) shall be accomplished by (1) classifying a department's total costs for the base period as either direct or indirect, and (2) dividing the total allowable indirect costs (net of applicable credits) by an equitable distribution base. The result of this process is an indirect cost rate which is used to distribute indirect costs to mandates. The rate should be expressed as a percentage which the total amount allowable indirect costs bears to the base selected; or

2. The allocation of allowable indirect costs (as defined and described in 2 CFR Part 225, Appendix A and B (OMB Circular A-87 Attachments A and B)) shall be accomplished by (1) separate a department into groups, such as divisions or sections, and then classifying the division's or section's total costs for the base period as either direct or indirect, and (2) dividing the total allowable indirect costs (net of applicable credits) by an equitable distribution base. The result of this process is an indirect cost rate that is used to distribute indirect costs to mandates. The rate should be expressed as a percentage which the total amount allowable indirect costs bears to the base selected..

VI. RECORDS RETENTION

Pursuant to Government Code section 17558.5, subdivision (a), a reimbursement claim for actual costs filed by a local agency or school district pursuant to this chapter² is subject to the initiation of an audit by the State Controller no later than three years after the date that the actual reimbursement claim is filed or last amended, whichever is later. However, if no funds are appropriated or no payment is made to a claimant for the program for the fiscal year for which the claim is filed, the time for the Controller to initiate an audit shall commence to run from the date of initial payment of the claim. All documents used to support the reimbursable activities, as described in Section IV, must be retained during the period subject to audit. If an audit has been initiated by the Controller during the period subject to audit, the retention period is extended until the ultimate resolution of any audit findings.

VII. OFFSETTING REVENUES AND REIMBURSEMENTS

Any offsets the claimant experiences in the same program as a result of the same statutes or executive orders found to contain the mandate shall be deducted from the costs claimed. In addition, reimbursement for this mandate received from any federal, state or non-local source shall be identified and deducted from this claim.

VIII. STATE CONTROLLER'S CLAIMING INSTRUCTIONS

Pursuant to Government Code section 17558, subdivision (b), the Controller shall issue claiming instructions for each mandate that requires state reimbursement not later than 60 days after receiving the adopted parameters and guidelines from the Commission, to assist local agencies and school districts in claiming costs to be reimbursed. The claiming instructions shall be derived from the test claim decision and the parameters and guidelines adopted by the Commission.

Pursuant to Government Code section 17561, subdivision (d)(1)(A), issuance of the claiming instructions shall constitute a notice of the right of the local agencies and school districts to file reimbursement claims, based upon parameters and guidelines adopted by the Commission.

IX. REMEDIES BEFORE THE COMMISSION

Upon the request of a local agency or school district, the Commission shall review the claiming instructions issued by the State Controller or any other authorized state agency for reimbursement of mandated costs pursuant to Government Code section 17571. If the Commission determines that the claiming instructions do not conform to the parameters and

² This refers to Title 2, division 4, part 7, chapter 4 of the Government Code.

guidelines, the Commission shall direct the Controller to modify the claiming instructions to conform to the parameters and guidelines as directed by the Commission.

In addition, requests may be made to amend parameters and guidelines pursuant to Government Code section 17557, subdivision (d), and California Code of Regulations, title 2, section 1183.2.

X. LEGAL AND FACTUAL BASIS FOR THE PARAMETERS AND GUIDELINES

The Statement of Decision is legally binding on all parties and provides the legal and factual basis for the parameters and guidelines. The support for the legal and factual findings is found in the administrative record for the test claim. The administrative record, including the Statement of Decision, is on file with the Commission.

Commission on State Mandates

Original List Date: 9/27/2001 Mailing Information: Draft Staff Analysis
Last Updated: 9/15/2010
List Print Date: 10/01/2010 **Mailing List**
Claim Number: 02-TC-04 (02-TC-11)
Issue: Crime Statistic Reports for the Department of Justice

Related Matter(s)

02-TC-11 Crime Statistic Reports for the Department of Justice
07-TC-10 Crime Statistics Reports for the Department of Justice - Amended

TO ALL PARTIES AND INTERESTED PARTIES:

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, § 1181.2.)

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Tab 10

BEFORE THE
COMMISSION ON STATE MANDATES
STATE OF CALIFORNIA

IN RE PARAMETERS AND GUIDELINES
AMENDMENT FOR:

Penal Code Sections 12025(h)(1) and (h)(3),
12031(m)(1) and (m)(3), 13014, 13023, and
13730(a)

Statutes 1989, Chapter 1172 (SB 202); Statutes
1992, Chapter 1338 (SB 1184); Statutes 1993,
Chapter 1230 (AB 2250); Statutes 1998, Chapter
933 (AB 1999); Statutes 1999, Chapter 571 (AB
491); Statutes 2000, Chapter 626 (AB 715);
Statutes 2004, Chapter 700 (SB 1234)

Requested by the State Controller's Office
October 1, 2012.

Case No.: 12-PGA-01 (02-TC-04 and
02-TC-11 and 07-TC-10)

*Crime Statistics Reports for the Department
of Justice; Crime Statistics Reports for the
Department of Justice Amended*


STATEMENT OF DECISION
PURSUANT TO GOVERNMENT
CODE SECTION 17500 ET SEQ.;
CALIFORNIA CODE OF
REGULATIONS, TITLE 2, DIVISION
2, CHAPTER 2.5, ARTICLE 7.

(Adopted January 24, 2014)

(Served January 28, 2014)

PARAMETERS AND GUIDELINES AMENDMENT

The Commission on State Mandates adopted the attached parameters and guidelines amendment
on January 24, 2014.



Heather Halsey, Executive Director

Adopted: September 30, 2010
Amended: January 24, 2014

AMENDMENT TO PARAMETERS AND GUIDELINES

Penal Code Sections 12025(h)(1) and (h)(3), 12031(m)(1) and (m)(3), 13014, 13023, and 13730(a)

Statutes 1989, Chapter 1172 (SB 202); Statutes 1992, Chapter 1338 (SB 1184); Statutes 1993, Chapter 1230 (AB 2250); Statutes 1998, Chapter 933 (AB 1999); Statutes 1999, Chapter 571 (AB 491); and Statutes 2000, Chapter 626 (AB 715)

Crime Statistics Reports for the Department of Justice
02-TC-04 and 02-TC-11

and

Penal Code Section 13023

Statutes 2004, Chapter 700 (SB 1234)

Crime Statistics Reports for the Department of Justice Amended
07-TC-10

12-PGA-01 (02-TC-04 and 02-TC-11 and 07-TC-10)

I. SUMMARY OF THE MANDATE

On June 26, 2008, the Commission on State Mandates (Commission) considered the *Crime Statistics Reports for the Department of Justice* test claims (02-TC-04 and 02-TC-11) and determined that, beginning July 1, 2001, the test claim statutes impose a reimbursable state-mandated program within the meaning of article XIII B, section 6 of the California Constitution and Government Code section 17514 for the following activities:

- A local government entity responsible for the investigation and prosecution of a homicide case to provide the California Department of Justice (DOJ) with demographic information about the victim and the person or persons charged with the crime, including the victim's and person's age, gender, race, and ethnic background (Pen. Code, § 13014).
- Local law enforcement agencies to report, in a manner to be prescribed by the Attorney General, any information that may be required relative to any criminal acts or attempted criminal acts to cause physical injury, emotional suffering, or property damage where there is a reasonable cause to believe that the crime was motivated, in whole or in part, by the victim's race, ethnicity, religion, sexual orientation, or physical or mental disability, or gender or national origin (Pen. Code, § 13023).
- For district attorneys to report annually on or before June 30, to the Attorney General, on profiles by race, age, gender, and ethnicity any person charged with a felony or misdemeanor under section 12025 (carrying a concealed firearm) or section 12031 of the Penal Code (carrying a loaded firearm in a public place), and any other offense charged in the same complaint, indictment, or information. The

Commission finds that this is a reimbursable mandate from July 1, 2001 (the beginning of the reimbursement period for this test claim) until January 1, 2005 (Pen. Code, §§ 12025(h)(1) & (h)(3) & 12031(m)(1) & (m)(3)).

- For local law enforcement agencies to support all domestic-violence related calls for assistance with a written incident report (Pen. Code, § 13730(a), Stats. 1993, ch. 1230).

On July 31, 2009, the Commission considered the *Crime Statistics Reports for the Department of Justice Amended* test claim (07-TC-10). The claim was originally filed as an amendment to, and severed from, test claims 02-TC-04 and 02-TC-11, *Crime Statistics Reports for the Department of Justice*. The Commission determined that Penal Code section 13023 (Stats. 2004, ch. 700) imposes a reimbursable state-mandated program within the meaning of article XIII B, section 6 of the California Constitution on local law enforcement agencies to report the following in a manner to be prescribed by the Attorney General:

- Any information that may be required relative to hate crimes, as defined in Penal Code section 422.55 as criminal acts committed, in whole or in part, because of one or more of the following *perceived* characteristics of the victim: (1) disability, (2) gender, (3) nationality, (4) race or ethnicity, (5) religion, (6) sexual orientation.
- Any information that may be required relative to hate crimes, defined in Penal Code section 422.55 as criminal acts committed, in whole or in part, because of *association with a person or group with one or more of the following actual or perceived characteristics*: (1) disability, (2) gender, (3) nationality, (4) race or ethnicity, (5) religion, (6) sexual orientation.

On April 12, 2010, the Commission issued a Corrected Statement of Decision in *Crime Statistics Reports for the Department of Justice Amended* (07-TC-10) to correctly identify the operative and effective date of Penal Code section 13023, as amended by Statutes 2004, chapter 700, as January 1, 2005.

These test claims were filed by a city and a county. Although the test claim statutes refer to “local law enforcement agencies” or “local government entity,” the Commission’s findings and decisions are limited to city and county claimants.

On January 24, 2014, the Commission amended the parameters and guidelines to clarify the reimbursable activity related to Penal Code section 13730(a). This amendment is effective for the entire period of reimbursement for that statute, beginning July 1, 2001.

II. ELIGIBLE CLAIMANTS

Any county, city, or city and county.

III. PERIOD OF REIMBURSEMENT

Government Code section 17557 states that a test claim shall be submitted on or before June 30 following a given fiscal year to establish eligibility for reimbursement for that fiscal year. The City of Newport Beach and the County of Sacramento filed the *Crime Statistics Reports for the Department of Justice* test claims (02-TC-04 and 02-TC-11) on September 6, 2002, and November 22, 2002, respectively, establishing eligibility for reimbursement beginning July 1, 2001. The *Crime Statistics Reports for the Department of Justice Amended* test claim

(07-TC-10) was filed as an amendment to 02-TC-04 and 02-TC-11 and, pursuant to Government Code section 17557 (e), does not affect the filing date or period of reimbursement of the original test claims. However, Penal Code section 13023, as amended by Statutes 2004, chapter 700, became operative and effective on January 1, 2005. Therefore, the costs incurred for compliance with the mandated activities found in Penal Code section 13023, as amended by Statutes 2004, chapter 700, are reimbursable on or after January 1, 2005.

Reimbursement for state-mandated costs may be claimed as follows:

1. Actual costs for one fiscal year shall be included in each claim.
2. Pursuant to Government Code section 17561(d)(1)(A), all claims for reimbursement of initial fiscal year costs shall be submitted to the State Controller within 120 days of the issuance date for the claiming instructions.
3. Pursuant to Government Code section 17560, a local agency may, by February 15 following the fiscal year in which costs were incurred, file an annual reimbursement claim that details the costs actually incurred for that fiscal year.
4. In the event that revised claiming instructions are issued by the Controller pursuant to Government Code section 17558(c), between November 15 and February 15, a local agency filing an annual reimbursement claim shall have 120 days following the issuance date of the revised claiming instructions to file a claim.
5. If the total costs for a given fiscal year do not exceed \$1,000, no reimbursement shall be allowed except as otherwise allowed by Government Code section 17564.
6. There shall be no reimbursement for any period in which the Legislature has suspended the operation of a mandate pursuant to state law.

IV. REIMBURSABLE ACTIVITIES

To be eligible for mandated cost reimbursement for any given fiscal year, only actual costs may be claimed. Actual costs are those costs actually incurred to implement the mandated activities. Actual costs must be traceable and supported by source documents that show the validity of such costs, when they were incurred, and their relationship to the reimbursable activities. A source document is a document created at or near the same time the actual cost was incurred for the event or activity in question. Source documents may include, but are not limited to, employee time records or time logs, sign-in sheets, invoices and receipts.

Evidence corroborating the source documents may include, but is not limited to, time sheets, worksheets, cost allocation reports (system generated), purchase orders, contracts, agendas, calendars, and declarations. Declarations must include a certification or declaration stating, "I certify (or declare) under penalty of perjury under the laws of the State of California that the foregoing is true and correct," and must further comply with the requirements of Code of Civil Procedure section 2015.5. Evidence corroborating the source documents may include data relevant to the reimbursable activities otherwise reported in compliance with local, state, and federal government requirements. However, corroborating documents cannot be substituted for source documents.

The claimant is only allowed to claim and be reimbursed for increased costs for reimbursable activities identified below. Increased cost is limited to the cost of an activity that the claimant is required to incur as a result of the mandate.

Claimants may use time studies to support salary and benefit costs when an activity is task-repetitive. Activities that require varying levels of efforts are not appropriate for time studies. Claimants wishing to use time studies to support salary and benefit costs are required to comply with the State Controller's Time-Study Guidelines before a time study is conducted. Time study usage is subject to the review and audit conducted by the State Controller's Office.

For each eligible claimant, the following activities are eligible for reimbursement:

One-Time Activities

- A. Revise existing policies and procedures to reflect the ongoing activities listed in these parameters and guidelines regarding the reporting of the hate crime and demographic information required by Penal Code sections 12025(h)(1) and (h)(3), 12031(m)(1) and (m)(3), 13014, and 13023 to the California Department of Justice and the Attorney General.
- B. Revise existing policies and procedures to reflect the ongoing activities listed in these parameters and guidelines regarding the requirement in Penal Code section 13730 (a) (as amended by Stats. 1993, ch. 1230) to support all domestic violence related calls for assistance with a written incident report.

Ongoing Activities

- A. Homicide Reports: (Pen. Code, § 13014; Stats. 1992, ch. 1338)

For a city, county, or city and county responsible for the investigation and prosecution of a homicide case, to provide the California Department of Justice, on a form distributed by the California Department of Justice, with demographic information about the homicide victim and the person or persons charged with the crime of homicide, including the victim's and person's age, gender, race, and ethnic background.

The following activities are eligible for reimbursement:

- 1. Extract demographic information from existing local records about the homicide victim and the person or persons charged with the crime of homicide, including the victim's and person's age, gender, race, and ethnic background, from local records in order to report the information to DOJ.
- 2. Report to the Department of Justice, on a monthly basis, demographic information about the homicide victim and the person or persons charged with the crime of homicide, including the victim's and person's age, gender, race, and ethnic background . Reporting may be accomplished electronically via the Electronic-Crime and Arrest Reporting Systems (E-CARS) Plus, or manually by submitting DOJ Form BCIA 15 (Supplemental Homicide Report), or other form distributed in accordance with Penal Code section 13014 by the Department of Justice.

3. Verify information contained in the report or provide an additional explanation about the report when specifically requested by the Department of Justice.

Reimbursement is not required to review and edit every report.

- B. Hate Crime Reports: (Pen. Code, § 13023; Stats. 1989, ch. 1172; Stats. 1998, ch. 933; Stats. 2000, ch. 626; Stats. 2004, ch. 700)

For city, county, and city and county law enforcement agencies to report to the Department of Justice, in a manner to be prescribed by the Attorney General, any information that may be required relative to hate crimes:

The following activities are eligible for reimbursement:

1. Extract the information required by the Attorney General relative to hate crimes from existing law enforcement records in order to report the information to the Department of Justice.¹
2. Report to the Department of Justice on an annual and monthly basis, in a manner prescribed by the Attorney General, the information required relative to hate crimes. Reporting may be accomplished electronically via the Hate Crime Analysis, Tracking & Evaluation (HATE) System, manually by submitting the agency crime report, or any other manner prescribed by the Attorney General.
3. Verify information contained in the report or provide an additional explanation about the report when specifically requested by the Department of Justice.

Reimbursement is not required to review and edit every report.

- C. Firearm Reports: (Pen. Code, §§ 12025(h)(1) & (h)(3) & 12031, (m)(1) & (m)(3); Stats. 1999, ch. 571)

For district attorneys to submit annually a report on or before June 30, to the Attorney General consisting of profiles by race, age, gender, and ethnicity for any person charged with a felony or misdemeanor under section 12025 (carrying a concealed firearm) or section 12031 of the Penal Code (carrying a loaded firearm in a public place), and any other offense charged in the same complaint, indictment, or information.

The following activities are eligible for reimbursement *from July 1, 2001, through December 31, 2004 only*:

1. Extract the following information from law enforcement records in order to report the information to the Attorney General: race, age, gender, and ethnicity for any person charged with a felony or misdemeanor under Penal Code section 12025 (carrying a concealed firearm) or Penal Code

¹ Penal Code section 13023 was amended in 2004 to clarify the definition of hate crime as provided in Penal Code section 422.55. (Stats. 2004, ch. 700.)

section 12031 (carrying a loaded firearm in a public place), and any other offense charged in the same complaint, indictment, or information.

2. Report to the Attorney General on Form CJSC 4, or in another manner prescribed by the Attorney General, profiles by race, age, gender, and ethnicity for any person charged with a felony or misdemeanor under Penal Code section 12025 (carrying a concealed firearm) or Penal Code section 12031 (carrying a loaded firearm in a public place), and any other offense charged in the same complaint, indictment, or information.

Reimbursement is not required to review and edit the report.

D. Domestic Violence Related Calls for Assistance: (Pen. Code, § 13730(a); Stats. 1993, ch. 1230)

The following activity, performed by city, county, and city and county law enforcement agencies, is eligible for reimbursement:

1. Support all domestic-violence related calls for assistance with a written incident report.
2. Review and edit the report.

Reimbursement is *not* required to interview parties, complete a booking sheet or restraining order, transport the victim to the hospital, book the perpetrator, or other related activities to enforce a crime and assist the victim.

In addition, reimbursement is *not* required to include the information in the incident report required by Penal Code section 13730(c)(1)(2), based on the Commission decision denying reimbursement for that activity in *Domestic Violence Training and Incident Reporting* (CSM-96-362-01). Reimbursement for including the information in the incident report required by Penal Code section 13730(c)(3) is not provided in these parameters and guidelines and may not be claimed under this program, but is addressed in *Domestic Violence Incident Reports II* (02-TC-18).

V. CLAIM PREPARATION AND SUBMISSION

Each of the following cost elements must be identified for the reimbursable activities identified in section IV of this document. Each reimbursable cost must be supported by source documentation as described in section IV. Additionally, each reimbursement claim must be filed in a timely manner.

A. Direct Cost Reporting

Direct costs are those costs incurred specifically for reimbursable activities. The following direct costs are eligible for reimbursement.

1. Salaries and Benefits

Report each employee implementing the reimbursable activities by name, job classification, and productive hourly rate (total wages and related benefits divided by productive hours). Describe the specific reimbursable activities performed and the hours devoted to each reimbursable activity performed.

2. Materials and Supplies

Report the cost of materials and supplies that have been consumed or expended for the purpose of the reimbursable activities. Purchases shall be claimed at the actual price after deducting discounts, rebates, and allowances received by the claimant. Supplies that are withdrawn from inventory shall be charged on an appropriate and recognized method of costing, consistently applied.

3. Contracted Services

Report the name of the contractor and services performed to implement the reimbursable activities. If the contractor bills for time and materials, report the number of hours spent on the activities and all costs charged. If the contract is a fixed price, report the services that were performed during the period covered by the reimbursement claim. If the contract services were also used for purposes other than the reimbursable activities, only the pro-rata portion of the services used to implement the reimbursable activities can be claimed. Submit contract consultant and invoices with the claim and a description of the contract scope of services.

4. Fixed Assets and Equipment

Report the purchase price paid for fixed assets and equipment (including computers) necessary to implement the reimbursable activities. The purchase price includes taxes, delivery costs, and installation costs. If the fixed asset or equipment is also used for purposes other than the reimbursable activities, only the pro-rata portion of the purchase price used to implement the reimbursable activities can be claimed.

5. Travel

Report the name of the employee traveling for the purpose of the reimbursable activities. Include the date of travel, destination point, the specific reimbursable activity requiring travel, and related travel expenses reimbursed to the employee in compliance with the rules of the local jurisdiction. Report employee travel time according to the rules of cost element A.1, Salaries and Benefits, for each applicable reimbursable activity.

B. Indirect Cost Rates

Indirect costs are costs that are incurred for a common or joint purpose, benefiting more than one program, and are not directly assignable to a particular department or program without efforts disproportionate to the result achieved. Indirect costs may include (1) the overhead costs of the unit performing the mandate; and (2) the costs of the central government services distributed to the other departments based on a systematic and rational basis through a cost allocation plan.

Compensation for indirect costs is eligible for reimbursement utilizing the procedure provided in the 2 CFR Part 225 (Office of Management and Budget (OMB) Circular A-87). Claimants have the option of using 10% of labor, excluding fringe benefits, or preparing an Indirect Cost Rate Proposal (ICRP) if the indirect cost rate claimed exceeds 10%.

If the claimant chooses to prepare an ICRP, both the direct costs (as defined and described in 2 CFR Part 225, Appendix A and B (OMB Circular A-87 Attachments A and B)) and the indirect shall exclude capital expenditures and unallowable costs (as defined and described in 2 CFR Part 225, Appendix A and B (OMB Circular A-87 Attachments A and B).) However,

unallowable costs must be included in the direct costs if they represent activities to which indirect costs are properly allocable.

The distributions base may be (1) total direct costs (excluding capital expenditures and other distorting items, such as pass-through funds, major subcontracts, etc.), (2) direct salaries and wages, or (3) another base which results in an equitable distribution.

In calculating an ICRP, the claimant shall have the choice of one of the following methodologies:

1. The allocation of allowable indirect costs (as defined and described in 2 CFR Part 225, Appendix A and B (OMB Circular A-87 Attachments A and B)) shall be accomplished by (1) classifying a department's total costs for the base period as either direct or indirect, and (2) dividing the total allowable indirect costs (net of applicable credits) by an equitable distribution base. The result of this process is an indirect cost rate which is used to distribute indirect costs to mandates. The rate should be expressed as a percentage which the total amount allowable indirect costs bears to the base selected; or
2. The allocation of allowable indirect costs (as defined and described in 2 CFR Part 225, Appendix A and B (OMB Circular A-87 Attachments A and B)) shall be accomplished by (1) separate a department into groups, such as divisions or sections, and then classifying the division's or section's total costs for the base period as either direct or indirect, and (2) dividing the total allowable indirect costs (net of applicable credits) by an equitable distribution base. The result of this process is an indirect cost rate that is used to distribute indirect costs to mandates. The rate should be expressed as a percentage which the total amount allowable indirect costs bears to the base selected.

VI. RECORDS RETENTION

Pursuant to Government Code section 17558.5(a), a reimbursement claim for actual costs filed by a local agency or school district pursuant to this chapter² is subject to the initiation of an audit by the State Controller no later than three years after the date that the actual reimbursement claim is filed or last amended, whichever is later. However, if no funds are appropriated or no payment is made to a claimant for the program for the fiscal year for which the claim is filed, the time for the Controller to initiate an audit shall commence to run from the date of initial payment of the claim. All documents used to support the reimbursable activities, as described in Section IV, must be retained during the period subject to audit. If an audit has been initiated by the Controller during the period subject to audit, the retention period is extended until the ultimate resolution of any audit findings.

VII. OFFSETTING REVENUES AND REIMBURSEMENTS

Any offsets the claimant experiences in the same program as a result of the same statutes or executive orders found to contain the mandate shall be deducted from the costs claimed. In addition, reimbursement for this mandate received from any federal, state or non-local source shall be identified and deducted from this claim.

² This refers to Title 2, division 4, part 7, chapter 4 of the Government Code.

VIII. STATE CONTROLLER'S CLAIMING INSTRUCTIONS

Pursuant to Government Code section 17558(b), the Controller shall issue claiming instructions for each mandate that requires state reimbursement not later than ~~60~~90 days after receiving the adopted parameters and guidelines from the Commission, to assist local agencies and school districts in claiming costs to be reimbursed. The claiming instructions shall be derived from the test claim decision and the parameters and guidelines adopted by the Commission.

Pursuant to Government Code section 17561(d)(1)(A), issuance of the claiming instructions shall constitute a notice of the right of the local agencies and school districts to file reimbursement claims, based upon parameters and guidelines adopted by the Commission.

IX. REMEDIES BEFORE THE COMMISSION

Upon the request of a local agency or school district, the Commission shall review the claiming instructions issued by the State Controller or any other authorized state agency for reimbursement of mandated costs pursuant to Government Code section 17571. If the Commission determines that the claiming instructions do not conform to the parameters and guidelines, the Commission shall direct the Controller to modify the claiming instructions to conform to the parameters and guidelines as directed by the Commission.

In addition, requests may be made to amend parameters and guidelines pursuant to Government Code section 17557(d), and California Code of Regulations, title 2, section 1183.2.

X. LEGAL AND FACTUAL BASIS FOR THE AMENDED PARAMETERS AND GUIDELINES

The statements of decision adopted for the test claim and parameters and guidelines and amendments thereto are legally binding on all parties and provide the legal and factual basis for the amended parameters and guidelines. The support for the legal and factual findings is found in the administrative record. The administrative record is on file with the Commission.

Tab 11



JOHN CHIANG
California State Controller
Division of Accounting and Reporting

April 8, 2014

TO: CITY FISCAL OFFICERS
COUNTY AUDITORS

RE: Crime Statistics Reports for the Department of Justice
Claiming Instructions Number 2014-06
Program 310

On January 24, 2014, the Commission on State Mandates amended the Parameters and Guidelines (P's & G's) to clarify the reimbursable activity related to Penal Code section 13730(a). Accordingly, the amendments simply clarify the mandated activities and do not make substantive changes to the program. Under the rules of statutory construction, a clarification of existing law may apply to transactions predating its enactment without retroactive application of the law. Claimants are not required to resubmit claims in this case. However, the State Controller's Office may apply the amendments in its review of claims already submitted for reimbursement of costs incurred from July 1, 2001 onwards.

The following was added to Section IV. Reimbursable Activities, Ongoing Activities, Activity D. Domestic Violence Related Calls for Assistance:

Reimbursement is *not* required to interview parties, complete a booking sheet or restraining order, transport the victim to the hospital, book the perpetrator, or other related activities to enforce a crime and assist the victim.

In addition, reimbursement is *not* required to include the information in the incident report required by Penal Code section 13730(c)(1)(2), based on the Commission decision denying the reimbursement for that activity in Domestic Violence Training and Incident Reporting (CSM-96-362-01). Reimbursement for including the information in the incident report required by Penal Code section 13730(c)(3) is not provided in these parameters and guidelines and may not be claimed under this program, but is addressed in Domestic Violence Incident Reports II (02-TC-18).

Crime Statistics Reports for the Department of Justice program for local agencies has been identified by the Legislature for suspension for fiscal year 2012-13 pursuant to line item 8885-295-0001 of the Budget Act of 2012. Consequently, local agencies cannot file claims with the SCO for the subject program for that fiscal year.

City Fiscal Officers
County Auditors
April 8, 2014
Page 2

Please forward this notice to your consultant, or to the person in your Business Office responsible for filing SB-90 mandated cost claims. Questions regarding this program may be e-mailed to LRSDAR@sco.ca.gov or you may call the Local Reimbursements Section at (916) 324-5729.

Sincerely,

(Original Signed By)

JAY LAL, Manager
Local Reimbursements Section

Adopted: September 30, 2010
Amended: January 24, 2014

AMENDMENT TO PARAMETERS AND GUIDELINES

Penal Code Sections 12025(h)(1) and (h)(3), 12031(m)(1) and (m)(3), 13014, 13023, and 13730(a)

Statutes 1989, Chapter 1172 (SB 202); Statutes 1992, Chapter 1338 (SB 1184); Statutes 1993, Chapter 1230 (AB 2250); Statutes 1998, Chapter 933 (AB 1999); Statutes 1999, Chapter 571 (AB 491); and Statutes 2000, Chapter 626 (AB 715)

Crime Statistics Reports for the Department of Justice
02-TC-04 and 02-TC-11

and

Penal Code Section 13023
Statutes 2004, Chapter 700 (SB 1234)

Crime Statistics Reports for the Department of Justice Amended
07-TC-10

12-PGA-01 (02-TC-04 and 02-TC-11 and 07-TC-10)

I. SUMMARY OF THE MANDATE

On June 26, 2008, the Commission on State Mandates (Commission) considered the *Crime Statistics Reports for the Department of Justice* test claims (02-TC-04 and 02-TC-11) and determined that, beginning July 1, 2001, the test claim statutes impose a reimbursable state-mandated program within the meaning of article XIII B, section 6 of the California Constitution and Government Code section 17514 for the following activities:

- A local government entity responsible for the investigation and prosecution of a homicide case to provide the California Department of Justice (DOJ) with demographic information about the victim and the person or persons charged with the crime, including the victim's and person's age, gender, race, and ethnic background (Pen. Code, § 13014).
- Local law enforcement agencies to report, in a manner to be prescribed by the Attorney General, any information that may be required relative to any criminal acts or attempted criminal acts to cause physical injury, emotional suffering, or property damage where there is a reasonable cause to believe that the crime was motivated, in whole or in part, by the victim's race, ethnicity, religion, sexual orientation, or physical or mental disability, or gender or national origin (Pen. Code, § 13023).
- For district attorneys to report annually on or before June 30, to the Attorney General, on profiles by race, age, gender, and ethnicity any person charged with a felony or misdemeanor under section 12025 (carrying a concealed firearm) or section 12031 of the Penal Code (carrying a loaded firearm in a public place), and any other offense charged in the same complaint, indictment, or information. The

Commission finds that this is a reimbursable mandate from July 1, 2001 (the beginning of the reimbursement period for this test claim) until January 1, 2005 (Pen. Code, §§ 12025(h)(1) & (h)(3) & 12031(m)(1) & (m)(3)).

- For local law enforcement agencies to support all domestic-violence related calls for assistance with a written incident report (Pen. Code, § 13730(a), Stats. 1993, ch. 1230).

On July 31, 2009, the Commission considered the *Crime Statistics Reports for the Department of Justice Amended* test claim (07-TC-10). The claim was originally filed as an amendment to, and severed from, test claims 02-TC-04 and 02-TC-11, *Crime Statistics Reports for the Department of Justice*. The Commission determined that Penal Code section 13023 (Stats. 2004, ch. 700) imposes a reimbursable state-mandated program within the meaning of article XIII B, section 6 of the California Constitution on local law enforcement agencies to report the following in a manner to be prescribed by the Attorney General:

- Any information that may be required relative to hate crimes, as defined in Penal Code section 422.55 as criminal acts committed, in whole or in part, because of one or more of the following *perceived* characteristics of the victim: (1) disability, (2) gender, (3) nationality, (4) race or ethnicity, (5) religion, (6) sexual orientation.
- Any information that may be required relative to hate crimes, defined in Penal Code section 422.55 as criminal acts committed, in whole or in part, because of *association with a person or group with one or more of the following actual or perceived characteristics*: (1) disability, (2) gender, (3) nationality, (4) race or ethnicity, (5) religion, (6) sexual orientation.

On April 12, 2010, the Commission issued a Corrected Statement of Decision in *Crime Statistics Reports for the Department of Justice Amended* (07-TC-10) to correctly identify the operative and effective date of Penal Code section 13023, as amended by Statutes 2004, chapter 700, as January 1, 2005.

These test claims were filed by a city and a county. Although the test claim statutes refer to “local law enforcement agencies” or “local government entity,” the Commission’s findings and decisions are limited to city and county claimants.

On January 24, 2014, the Commission amended the parameters and guidelines to clarify the reimbursable activity related to Penal Code section 13730(a). This amendment is effective for the entire period of reimbursement for that statute, beginning July 1, 2001.

II. ELIGIBLE CLAIMANTS

Any county, city, or city and county.

III. PERIOD OF REIMBURSEMENT

Government Code section 17557 states that a test claim shall be submitted on or before June 30 following a given fiscal year to establish eligibility for reimbursement for that fiscal year. The City of Newport Beach and the County of Sacramento filed the *Crime Statistics Reports for the Department of Justice* test claims (02-TC-04 and 02-TC-11) on September 6, 2002, and November 22, 2002, respectively, establishing eligibility for reimbursement beginning July 1, 2001. The *Crime Statistics Reports for the Department of Justice Amended* test claim

(07-TC-10) was filed as an amendment to 02-TC-04 and 02-TC-11 and, pursuant to Government Code section 17557 (e), does not affect the filing date or period of reimbursement of the original test claims. However, Penal Code section 13023, as amended by Statutes 2004, chapter 700, became operative and effective on January 1, 2005. Therefore, the costs incurred for compliance with the mandated activities found in Penal Code section 13023, as amended by Statutes 2004, chapter 700, are reimbursable on or after January 1, 2005.

Reimbursement for state-mandated costs may be claimed as follows:

1. Actual costs for one fiscal year shall be included in each claim.
2. Pursuant to Government Code section 17561(d)(1)(A), all claims for reimbursement of initial fiscal year costs shall be submitted to the State Controller within 120 days of the issuance date for the claiming instructions.
3. Pursuant to Government Code section 17560, a local agency may, by February 15 following the fiscal year in which costs were incurred, file an annual reimbursement claim that details the costs actually incurred for that fiscal year.
4. In the event that revised claiming instructions are issued by the Controller pursuant to Government Code section 17558(c), between November 15 and February 15, a local agency filing an annual reimbursement claim shall have 120 days following the issuance date of the revised claiming instructions to file a claim.
5. If the total costs for a given fiscal year do not exceed \$1,000, no reimbursement shall be allowed except as otherwise allowed by Government Code section 17564.
6. There shall be no reimbursement for any period in which the Legislature has suspended the operation of a mandate pursuant to state law.

IV. REIMBURSABLE ACTIVITIES

To be eligible for mandated cost reimbursement for any given fiscal year, only actual costs may be claimed. Actual costs are those costs actually incurred to implement the mandated activities. Actual costs must be traceable and supported by source documents that show the validity of such costs, when they were incurred, and their relationship to the reimbursable activities. A source document is a document created at or near the same time the actual cost was incurred for the event or activity in question. Source documents may include, but are not limited to, employee time records or time logs, sign-in sheets, invoices and receipts.

Evidence corroborating the source documents may include, but is not limited to, time sheets, worksheets, cost allocation reports (system generated), purchase orders, contracts, agendas, calendars, and declarations. Declarations must include a certification or declaration stating, "I certify (or declare) under penalty of perjury under the laws of the State of California that the foregoing is true and correct," and must further comply with the requirements of Code of Civil Procedure section 2015.5. Evidence corroborating the source documents may include data relevant to the reimbursable activities otherwise reported in compliance with local, state, and federal government requirements. However, corroborating documents cannot be substituted for source documents.

The claimant is only allowed to claim and be reimbursed for increased costs for reimbursable activities identified below. Increased cost is limited to the cost of an activity that the claimant is required to incur as a result of the mandate.

Claimants may use time studies to support salary and benefit costs when an activity is task-repetitive. Activities that require varying levels of efforts are not appropriate for time studies. Claimants wishing to use time studies to support salary and benefit costs are required to comply with the State Controller's Time-Study Guidelines before a time study is conducted. Time study usage is subject to the review and audit conducted by the State Controller's Office.

For each eligible claimant, the following activities are eligible for reimbursement:

One-Time Activities

- A. Revise existing policies and procedures to reflect the ongoing activities listed in these parameters and guidelines regarding the reporting of the hate crime and demographic information required by Penal Code sections 12025(h)(1) and (h)(3), 12031(m)(1) and (m)(3), 13014, and 13023 to the California Department of Justice and the Attorney General.
- B. Revise existing policies and procedures to reflect the ongoing activities listed in these parameters and guidelines regarding the requirement in Penal Code section 13730 (a) (as amended by Stats. 1993, ch. 1230) to support all domestic violence related calls for assistance with a written incident report.

Ongoing Activities

- A. Homicide Reports: (Pen. Code, § 13014; Stats. 1992, ch. 1338)

For a city, county, or city and county responsible for the investigation and prosecution of a homicide case, to provide the California Department of Justice, on a form distributed by the California Department of Justice, with demographic information about the homicide victim and the person or persons charged with the crime of homicide, including the victim's and person's age, gender, race, and ethnic background.

The following activities are eligible for reimbursement:

- 1. Extract demographic information from existing local records about the homicide victim and the person or persons charged with the crime of homicide, including the victim's and person's age, gender, race, and ethnic background, from local records in order to report the information to DOJ.
- 2. Report to the Department of Justice, on a monthly basis, demographic information about the homicide victim and the person or persons charged with the crime of homicide, including the victim's and person's age, gender, race, and ethnic background . Reporting may be accomplished electronically via the Electronic-Crime and Arrest Reporting Systems (E-CARS) Plus, or manually by submitting DOJ Form BCIA 15 (Supplemental Homicide Report), or other form distributed in accordance with Penal Code section 13014 by the Department of Justice.

3. Verify information contained in the report or provide an additional explanation about the report when specifically requested by the Department of Justice.

Reimbursement is not required to review and edit every report.

B. Hate Crime Reports: (Pen. Code, § 13023; Stats. 1989, ch. 1172; Stats. 1998, ch. 933; Stats. 2000, ch. 626; Stats. 2004, ch. 700)

For city, county, and city and county law enforcement agencies to report to the Department of Justice, in a manner to be prescribed by the Attorney General, any information that may be required relative to hate crimes:

The following activities are eligible for reimbursement:

1. Extract the information required by the Attorney General relative to hate crimes from existing law enforcement records in order to report the information to the Department of Justice.¹
2. Report to the Department of Justice on an annual and monthly basis, in a manner prescribed by the Attorney General, the information required relative to hate crimes. Reporting may be accomplished electronically via the Hate Crime Analysis, Tracking & Evaluation (HATE) System, manually by submitting the agency crime report, or any other manner prescribed by the Attorney General.
3. Verify information contained in the report or provide an additional explanation about the report when specifically requested by the Department of Justice.

Reimbursement is not required to review and edit every report.

C. Firearm Reports: (Pen. Code, §§ 12025(h)(1) & (h)(3) & 12031, (m)(1) & (m)(3); Stats. 1999, ch. 571)

For district attorneys to submit annually a report on or before June 30, to the Attorney General consisting of profiles by race, age, gender, and ethnicity for any person charged with a felony or misdemeanor under section 12025 (carrying a concealed firearm) or section 12031 of the Penal Code (carrying a loaded firearm in a public place), and any other offense charged in the same complaint, indictment, or information.

The following activities are eligible for reimbursement *from July 1, 2001, through December 31, 2004 only*:

1. Extract the following information from law enforcement records in order to report the information to the Attorney General: race, age, gender, and ethnicity for any person charged with a felony or misdemeanor under Penal Code section 12025 (carrying a concealed firearm) or Penal Code

¹ Penal Code section 13023 was amended in 2004 to clarify the definition of hate crime as provided in Penal Code section 422.55. (Stats. 2004, ch. 700.)

section 12031 (carrying a loaded firearm in a public place), and any other offense charged in the same complaint, indictment, or information.

2. Report to the Attorney General on Form CJSC 4, or in another manner prescribed by the Attorney General, profiles by race, age, gender, and ethnicity for any person charged with a felony or misdemeanor under Penal Code section 12025 (carrying a concealed firearm) or Penal Code section 12031 (carrying a loaded firearm in a public place), and any other offense charged in the same complaint, indictment, or information.

Reimbursement is not required to review and edit the report.

D. Domestic Violence Related Calls for Assistance: (Pen. Code, § 13730(a); Stats. 1993, ch. 1230)

The following activity, performed by city, county, and city and county law enforcement agencies, is eligible for reimbursement:

1. Support all domestic-violence related calls for assistance with a written incident report.
2. Review and edit the report.

Reimbursement is *not* required to interview parties, complete a booking sheet or restraining order, transport the victim to the hospital, book the perpetrator, or other related activities to enforce a crime and assist the victim.

In addition, reimbursement is *not* required to include the information in the incident report required by Penal Code section 13730(c)(1)(2), based on the Commission decision denying reimbursement for that activity in *Domestic Violence Training and Incident Reporting* (CSM-96-362-01). Reimbursement for including the information in the incident report required by Penal Code section 13730(c)(3) is not provided in these parameters and guidelines and may not be claimed under this program, but is addressed in *Domestic Violence Incident Reports II* (02-TC-18).

V. CLAIM PREPARATION AND SUBMISSION

Each of the following cost elements must be identified for the reimbursable activities identified in section IV of this document. Each reimbursable cost must be supported by source documentation as described in section IV. Additionally, each reimbursement claim must be filed in a timely manner.

A. Direct Cost Reporting

Direct costs are those costs incurred specifically for reimbursable activities. The following direct costs are eligible for reimbursement.

1. Salaries and Benefits

Report each employee implementing the reimbursable activities by name, job classification, and productive hourly rate (total wages and related benefits divided by productive hours). Describe the specific reimbursable activities performed and the hours devoted to each reimbursable activity performed.

2. Materials and Supplies

Report the cost of materials and supplies that have been consumed or expended for the purpose of the reimbursable activities. Purchases shall be claimed at the actual price after deducting discounts, rebates, and allowances received by the claimant. Supplies that are withdrawn from inventory shall be charged on an appropriate and recognized method of costing, consistently applied.

3. Contracted Services

Report the name of the contractor and services performed to implement the reimbursable activities. If the contractor bills for time and materials, report the number of hours spent on the activities and all costs charged. If the contract is a fixed price, report the services that were performed during the period covered by the reimbursement claim. If the contract services were also used for purposes other than the reimbursable activities, only the pro-rata portion of the services used to implement the reimbursable activities can be claimed. Submit contract consultant and invoices with the claim and a description of the contract scope of services.

4. Fixed Assets and Equipment

Report the purchase price paid for fixed assets and equipment (including computers) necessary to implement the reimbursable activities. The purchase price includes taxes, delivery costs, and installation costs. If the fixed asset or equipment is also used for purposes other than the reimbursable activities, only the pro-rata portion of the purchase price used to implement the reimbursable activities can be claimed.

5. Travel

Report the name of the employee traveling for the purpose of the reimbursable activities. Include the date of travel, destination point, the specific reimbursable activity requiring travel, and related travel expenses reimbursed to the employee in compliance with the rules of the local jurisdiction. Report employee travel time according to the rules of cost element A.1, Salaries and Benefits, for each applicable reimbursable activity.

B. Indirect Cost Rates

Indirect costs are costs that are incurred for a common or joint purpose, benefiting more than one program, and are not directly assignable to a particular department or program without efforts disproportionate to the result achieved. Indirect costs may include (1) the overhead costs of the unit performing the mandate; and (2) the costs of the central government services distributed to the other departments based on a systematic and rational basis through a cost allocation plan.

Compensation for indirect costs is eligible for reimbursement utilizing the procedure provided in the 2 CFR Part 225 (Office of Management and Budget (OMB) Circular A-87). Claimants have the option of using 10% of labor, excluding fringe benefits, or preparing an Indirect Cost Rate Proposal (ICRP) if the indirect cost rate claimed exceeds 10%.

If the claimant chooses to prepare an ICRP, both the direct costs (as defined and described in 2 CFR Part 225, Appendix A and B (OMB Circular A-87 Attachments A and B)) and the indirect shall exclude capital expenditures and unallowable costs (as defined and described in 2 CFR Part 225, Appendix A and B (OMB Circular A-87 Attachments A and B).) However,

unallowable costs must be included in the direct costs if they represent activities to which indirect costs are properly allocable.

The distributions base may be (1) total direct costs (excluding capital expenditures and other distorting items, such as pass-through funds, major subcontracts, etc.), (2) direct salaries and wages, or (3) another base which results in an equitable distribution.

In calculating an ICRP, the claimant shall have the choice of one of the following methodologies:

1. The allocation of allowable indirect costs (as defined and described in 2 CFR Part 225, Appendix A and B (OMB Circular A-87 Attachments A and B)) shall be accomplished by (1) classifying a department's total costs for the base period as either direct or indirect, and (2) dividing the total allowable indirect costs (net of applicable credits) by an equitable distribution base. The result of this process is an indirect cost rate which is used to distribute indirect costs to mandates. The rate should be expressed as a percentage which the total amount allowable indirect costs bears to the base selected; or
2. The allocation of allowable indirect costs (as defined and described in 2 CFR Part 225, Appendix A and B (OMB Circular A-87 Attachments A and B)) shall be accomplished by (1) separate a department into groups, such as divisions or sections, and then classifying the division's or section's total costs for the base period as either direct or indirect, and (2) dividing the total allowable indirect costs (net of applicable credits) by an equitable distribution base. The result of this process is an indirect cost rate that is used to distribute indirect costs to mandates. The rate should be expressed as a percentage which the total amount allowable indirect costs bears to the base selected.

VI. RECORDS RETENTION

Pursuant to Government Code section 17558.5(a), a reimbursement claim for actual costs filed by a local agency or school district pursuant to this chapter² is subject to the initiation of an audit by the State Controller no later than three years after the date that the actual reimbursement claim is filed or last amended, whichever is later. However, if no funds are appropriated or no payment is made to a claimant for the program for the fiscal year for which the claim is filed, the time for the Controller to initiate an audit shall commence to run from the date of initial payment of the claim. All documents used to support the reimbursable activities, as described in Section IV, must be retained during the period subject to audit. If an audit has been initiated by the Controller during the period subject to audit, the retention period is extended until the ultimate resolution of any audit findings.

VII. OFFSETTING REVENUES AND REIMBURSEMENTS

Any offsets the claimant experiences in the same program as a result of the same statutes or executive orders found to contain the mandate shall be deducted from the costs claimed. In addition, reimbursement for this mandate received from any federal, state or non-local source shall be identified and deducted from this claim.

² This refers to Title 2, division 4, part 7, chapter 4 of the Government Code.

VIII. STATE CONTROLLER'S CLAIMING INSTRUCTIONS

Pursuant to Government Code section 17558(b), the Controller shall issue claiming instructions for each mandate that requires state reimbursement not later than ~~60~~90 days after receiving the adopted parameters and guidelines from the Commission, to assist local agencies and school districts in claiming costs to be reimbursed. The claiming instructions shall be derived from the test claim decision and the parameters and guidelines adopted by the Commission.

Pursuant to Government Code section 17561(d)(1)(A), issuance of the claiming instructions shall constitute a notice of the right of the local agencies and school districts to file reimbursement claims, based upon parameters and guidelines adopted by the Commission.

IX. REMEDIES BEFORE THE COMMISSION

Upon the request of a local agency or school district, the Commission shall review the claiming instructions issued by the State Controller or any other authorized state agency for reimbursement of mandated costs pursuant to Government Code section 17571. If the Commission determines that the claiming instructions do not conform to the parameters and guidelines, the Commission shall direct the Controller to modify the claiming instructions to conform to the parameters and guidelines as directed by the Commission.

In addition, requests may be made to amend parameters and guidelines pursuant to Government Code section 17557(d), and California Code of Regulations, title 2, section 1183.2.

X. LEGAL AND FACTUAL BASIS FOR THE AMENDED PARAMETERS AND GUIDELINES

The statements of decision adopted for the test claim and parameters and guidelines and amendments thereto are legally binding on all parties and provide the legal and factual basis for the amended parameters and guidelines. The support for the legal and factual findings is found in the administrative record. The administrative record is on file with the Commission.

Tab 12

City of San Marcos
 Crime Statistics Reports for the Department of Justice
 Fiscal Years 2001-02 through 2011-12
 Audit ID #: S16-MCC-0029

Summary of Domestic Violence Related Calls for Assistance cost component

<u>Fiscal Year</u>	<u>Salaries Claimed</u>	<u>Benefits Claimed</u>	<u>Total S&B Claimed</u>	<u>Total Contract Services Allowable</u>	<u>Audit Adjustment</u>
2001-02	46,375	-	46,375	30,931	(15,444)
2002-03	85,600	-	85,600	32,884	(52,716)
2003-04	91,184	-	91,184	40,044	(51,140)
2004-05	108,999	-	108,999	43,425	(65,574)
2005-06	120,823	-	120,823	46,556	(74,267)
2006-07	127,427	-	127,427	48,953	(78,474)
2007-08	55,112	-	55,112	44,336	(10,776)
2008-09	43,987	-	43,987	50,419	6,432
2009-10	54,494	-	54,494	62,062	7,568
2010-11	58,530	-	58,530	49,367	(9,163)
2011-12	31,195	-	31,195	50,471	19,276
Total			<u>\$ 823,726</u>	<u>\$ 499,448</u>	<u>\$ (324,278)</u>

Analysis of Domestic Violence Related Calls for Assistance cost component

Fiscal Year	Classification	AS CLAIMED Salaries & Benefits						AS AUDITED Contracted Services						AUDIT ADJUSTMENTS				
		Hourly Rate Claimed	Benefit Rate Claimed	Hours Claimed	Salaries Claimed	Benefits Claimed	Salaries & Benefits Total Claimed	Contracted Hourly Rate Allowable	Benefit Rate Allowable	Hours Allowable	Costs Allowable	Benefits Allowable	Contracted Services Total Allowable	Unallowable Hours	Misstated Hourly Rate	Misstated Benefit Rate	Total Adjustment	
FY 2001-02																		
Write Report	Deputy - Patrol	\$ 106.17	0.00%	436.80	\$ 46,375	\$ -	\$ 46,375	\$ 47.34	0.00%	526.08	\$ 24,905	\$ -	\$ 24,905	\$ 9,479	\$ (30,949)	\$ -	\$ (21,470)	
Review Report	Sergeant - Patrol	\$ -	0.00%	-	\$ -	\$ -	\$ -	\$ 57.72	0.00%	73.98	\$ 4,270	\$ -	\$ 4,270	\$ 4,270	\$ -	\$ -	\$ 4,270	
Review Report	Sergeant - Detective	\$ -	0.00%	-	\$ -	\$ -	\$ -	\$ 57.72	0.00%	19.18	\$ 1,107	\$ -	\$ 1,107	\$ 1,107	\$ -	\$ -	\$ 1,107	
Edit Report	Deputy - Patrol	\$ -	0.00%	-	\$ -	\$ -	\$ -	\$ 47.34	0.00%	13.70	\$ 649	\$ -	\$ 649	\$ 649	\$ -	\$ -	\$ 649	
Subtotal				436.80	\$ 46,375	\$ -	\$ 46,375			632.94	\$ 30,931	\$ -	\$ 30,931	\$ 15,505	\$ (30,949)	\$ -	\$ (15,444)	
FY 2002-03																		
Write Report	Deputy - Patrol	\$ 114.50	0.00%	747.60	\$ 85,600	\$ -	\$ 85,600	\$ 50.31	0.00%	526.08	\$ 26,467	\$ -	\$ 26,467	\$ (25,364)	\$ (33,769)	\$ -	\$ (59,133)	
Review Report	Sergeant - Patrol	\$ -	0.00%	-	\$ -	\$ -	\$ -	\$ 61.49	0.00%	73.98	\$ 4,549	\$ -	\$ 4,549	\$ 4,549	\$ -	\$ -	\$ 4,549	
Review Report	Sergeant - Detective	\$ -	0.00%	-	\$ -	\$ -	\$ -	\$ 61.49	0.00%	19.18	\$ 1,179	\$ -	\$ 1,179	\$ 1,179	\$ -	\$ -	\$ 1,179	
Edit Report	Deputy - Patrol	\$ -	0.00%	-	\$ -	\$ -	\$ -	\$ 50.31	0.00%	13.70	\$ 689	\$ -	\$ 689	\$ 689	\$ -	\$ -	\$ 689	
Subtotal				747.60	\$ 85,600	\$ -	\$ 85,600			632.94	\$ 32,884	\$ -	\$ 32,884	\$ (18,947)	\$ (33,769)	\$ -	\$ (52,716)	
FY 2003-04																		
Write Report	Deputy - Patrol	\$ 134.43	0.00%	678.30	\$ 91,184	\$ -	\$ 91,184	\$ 61.22	0.00%	526.08	\$ 32,207	\$ -	\$ 32,207	\$ (20,463)	\$ (38,514)	\$ -	\$ (58,977)	
Review Report	Sergeant - Patrol	\$ -	0.00%	-	\$ -	\$ -	\$ -	\$ 75.11	0.00%	73.98	\$ 5,557	\$ -	\$ 5,557	\$ 5,557	\$ -	\$ -	\$ 5,557	
Review Report	Sergeant - Detective	\$ -	0.00%	-	\$ -	\$ -	\$ -	\$ 75.11	0.00%	19.18	\$ 1,441	\$ -	\$ 1,441	\$ 1,441	\$ -	\$ -	\$ 1,441	
Edit Report	Deputy - Patrol	\$ -	0.00%	-	\$ -	\$ -	\$ -	\$ 61.22	0.00%	13.70	\$ 839	\$ -	\$ 839	\$ 839	\$ -	\$ -	\$ 839	
Subtotal				678.30	\$ 91,184	\$ -	\$ 91,184			632.94	\$ 40,044	\$ -	\$ 40,044	\$ (12,626)	\$ (38,514)	\$ -	\$ (51,140)	
FY 2004-05																		
Write Report	Deputy - Patrol	\$ 144.58	0.00%	753.90	\$ 108,999	\$ -	\$ 108,999	\$ 66.48	0.00%	526.08	\$ 34,974	\$ -	\$ 34,974	\$ (32,938)	\$ (41,087)	\$ -	\$ (74,025)	
Review Report	Sergeant - Patrol	\$ -	0.00%	-	\$ -	\$ -	\$ -	\$ 80.94	0.00%	73.98	\$ 5,988	\$ -	\$ 5,988	\$ 5,988	\$ -	\$ -	\$ 5,988	
Review Report	Sergeant - Detective	\$ -	0.00%	-	\$ -	\$ -	\$ -	\$ 80.94	0.00%	19.18	\$ 1,552	\$ -	\$ 1,552	\$ 1,552	\$ -	\$ -	\$ 1,552	
Edit Report	Deputy - Patrol	\$ -	0.00%	-	\$ -	\$ -	\$ -	\$ 66.48	0.00%	13.70	\$ 911	\$ -	\$ 911	\$ 911	\$ -	\$ -	\$ 911	
Subtotal				753.90	\$ 108,999	\$ -	\$ 108,999			632.94	\$ 43,425	\$ -	\$ 43,425	\$ (24,487)	\$ (41,087)	\$ -	\$ (65,574)	
FY 2005-06																		
Write Report	Deputy - Patrol	\$ 155.08	0.00%	779.10	\$ 120,823	\$ -	\$ 120,823	\$ 71.46	0.00%	526.08	\$ 37,594	\$ -	\$ 37,594	\$ (39,238)	\$ (43,991)	\$ -	\$ (83,229)	
Review Report	Sergeant - Patrol	\$ -	0.00%	-	\$ -	\$ -	\$ -	\$ 85.69	0.00%	73.98	\$ 6,339	\$ -	\$ 6,339	\$ 6,339	\$ -	\$ -	\$ 6,339	
Review Report	Sergeant - Detective	\$ -	0.00%	-	\$ -	\$ -	\$ -	\$ 85.69	0.00%	19.18	\$ 1,644	\$ -	\$ 1,644	\$ 1,644	\$ -	\$ -	\$ 1,644	
Edit Report	Deputy - Patrol	\$ -	0.00%	-	\$ -	\$ -	\$ -	\$ 71.46	0.00%	13.70	\$ 979	\$ -	\$ 979	\$ 979	\$ -	\$ -	\$ 979	
Subtotal				779.10	\$ 120,823	\$ -	\$ 120,823			632.94	\$ 46,556	\$ -	\$ 46,556	\$ (30,276)	\$ (43,991)	\$ -	\$ (74,267)	
FY 2006-07																		
Write Report	Deputy - Patrol	\$ 162.68	0.00%	783.30	\$ 127,427	\$ -	\$ 127,427	\$ 75.14	0.00%	526.08	\$ 39,530	\$ -	\$ 39,530	\$ (41,844)	\$ (46,053)	\$ -	\$ (87,897)	
Review Report	Sergeant - Patrol	\$ -	0.00%	-	\$ -	\$ -	\$ -	\$ 90.10	0.00%	73.98	\$ 6,666	\$ -	\$ 6,666	\$ 6,666	\$ -	\$ -	\$ 6,666	
Review Report	Sergeant - Detective	\$ -	0.00%	-	\$ -	\$ -	\$ -	\$ 90.10	0.00%	19.18	\$ 1,728	\$ -	\$ 1,728	\$ 1,728	\$ -	\$ -	\$ 1,728	
Edit Report	Deputy - Patrol	\$ -	0.00%	-	\$ -	\$ -	\$ -	\$ 75.14	0.00%	13.70	\$ 1,029	\$ -	\$ 1,029	\$ 1,029	\$ -	\$ -	\$ 1,029	
Subtotal				783.30	\$ 127,427	\$ -	\$ 127,427			632.94	\$ 48,953	\$ -	\$ 48,953	\$ (32,421)	\$ (46,053)	\$ -	\$ (78,474)	

Fiscal Year	Classification	AS CLAIMED Salaries & Benefits						AS AUDITED Contracted Services						AUDIT ADJUSTMENTS				
		Hourly Rate Claimed	Benefit Rate Claimed	Hours Claimed	Salaries Claimed	Benefits Claimed	Salaries & Benefits Total Claimed	Contracted Hourly Rate Allowable	Benefit Rate Allowable	Hours Allowable	Costs Allowable	Benefits Allowable	Contracted Services Total Allowable	Unallowable Hours	Misstated Hourly Rate	Misstated Benefit Rate	Total Adjustment	
FY 2007-08																		
Write Report	Deputy - Patrol	\$ 76.38	0.00%	611.10	\$ 46,676	\$ -	\$ 46,676	\$ 78.87	0.00%	453.12	\$ 35,738	\$ -	\$ 35,738	\$ (12,067)	\$ 1,129	\$ -	\$ (10,938)	
Review Report	Sergeant - Patrol	\$ 91.55	0.00%	92.15	\$ 8,436	\$ -	\$ 8,436	\$ 94.58	0.00%	63.72	\$ 6,027	\$ -	\$ 6,027	\$ (2,603)	\$ 194	\$ -	\$ (2,409)	
Review Report	Sergeant - Detective	\$ -	0.00%	-	\$ -	\$ -	\$ -	\$ 99.29	0.00%	16.52	\$ 1,640	\$ -	\$ 1,640	\$ 1,640	\$ -	\$ -	\$ 1,640	
Edit Report	Deputy - Patrol	\$ -	0.00%	-	\$ -	\$ -	\$ -	\$ 78.87	0.00%	11.80	\$ 931	\$ -	\$ 931	\$ 931	\$ -	\$ -	\$ 931	
Subtotal				703.25	\$ 55,112	\$ -	\$ 55,112			545.16	\$ 44,336	\$ -	\$ 44,336	\$ (12,099)	\$ 1,323	\$ -	\$ (10,776)	
FY 2008-09																		
Write Report	Deputy - Patrol	\$ 78.64	0.00%	470.40	\$ 36,992	\$ -	\$ 36,992	\$ 78.64	0.00%	510.72	\$ 40,163	\$ -	\$ 40,163	\$ 3,171	\$ -	\$ -	\$ 3,171	
Review Report	Sergeant - Patrol	\$ 98.61	0.00%	70.93	\$ 6,995	\$ -	\$ 6,995	\$ 101.84	0.00%	71.82	\$ 7,314	\$ -	\$ 7,314	\$ 87	\$ 232	\$ -	\$ 319	
Review Report	Sergeant - Detective	\$ -	0.00%	-	\$ -	\$ -	\$ -	\$ 101.84	0.00%	18.62	\$ 1,896	\$ -	\$ 1,896	\$ 1,896	\$ -	\$ -	\$ 1,896	
Edit Report	Deputy - Patrol	\$ -	0.00%	-	\$ -	\$ -	\$ -	\$ 78.64	0.00%	13.30	\$ 1,046	\$ -	\$ 1,046	\$ 1,046	\$ -	\$ -	\$ 1,046	
Subtotal				541.33	\$ 43,987	\$ -	\$ 43,987			614.46	\$ 50,419	\$ -	\$ 50,419	\$ 6,200	\$ 232	\$ -	\$ 6,432	
FY 2009-10																		
Write Report	Deputy - Patrol	\$ 76.48	0.00%	604.80	\$ 46,255	\$ -	\$ 46,255	\$ 76.48	0.00%	645.12	\$ 49,339	\$ -	\$ 49,339	\$ 3,084	\$ -	\$ -	\$ 3,084	
Review Report	Sergeant - Patrol	\$ 90.34	0.00%	91.20	\$ 8,239	\$ -	\$ 8,239	\$ 100.12	0.00%	90.72	\$ 9,083	\$ -	\$ 9,083	\$ (43)	\$ 887	\$ -	\$ 844	
Review Report	Sergeant - Detective	\$ -	0.00%	-	\$ -	\$ -	\$ -	\$ 100.12	0.00%	23.52	\$ 2,355	\$ -	\$ 2,355	\$ 2,355	\$ -	\$ -	\$ 2,355	
Edit Report	Deputy - Patrol	\$ -	0.00%	-	\$ -	\$ -	\$ -	\$ 76.48	0.00%	16.80	\$ 1,285	\$ -	\$ 1,285	\$ 1,285	\$ -	\$ -	\$ 1,285	
Subtotal				696.00	\$ 54,494	\$ -	\$ 54,494			776.16	\$ 62,062	\$ -	\$ 62,062	\$ 6,681	\$ 887	\$ -	\$ 7,568	
FY 2010-11																		
Write Report	Deputy - Patrol	\$ 75.84	0.00%	648.90	\$ 49,213	\$ -	\$ 49,213	\$ 75.84	0.00%	518.40	\$ 39,315	\$ -	\$ 39,315	\$ (9,897)	\$ -	\$ -	\$ (9,897)	
Review Report	Sergeant - Patrol	\$ 95.22	0.00%	97.85	\$ 9,317	\$ -	\$ 9,317	\$ 98.34	0.00%	72.90	\$ 7,169	\$ -	\$ 7,169	\$ (2,376)	\$ 227	\$ -	\$ (2,149)	
Review Report	Sergeant - Detective	\$ -	0.00%	-	\$ -	\$ -	\$ -	\$ 98.34	0.00%	18.90	\$ 1,859	\$ -	\$ 1,859	\$ 1,859	\$ -	\$ -	\$ 1,859	
Edit Report	Deputy - Patrol	\$ -	0.00%	-	\$ -	\$ -	\$ -	\$ 75.84	0.00%	13.50	\$ 1,024	\$ -	\$ 1,024	\$ 1,024	\$ -	\$ -	\$ 1,024	
Subtotal				746.75	\$ 58,530	\$ -	\$ 58,530			623.70	\$ 49,367	\$ -	\$ 49,367	\$ (9,390)	\$ 227	\$ -	\$ (9,163)	
FY 2011-12																		
Write Report	Deputy - Patrol	\$ 79.32	0.00%	334.03	\$ 26,495	\$ -	\$ 26,495	\$ 79.32	0.00%	506.88	\$ 40,206	\$ -	\$ 40,206	\$ 13,711	\$ -	\$ -	\$ 13,711	
Review Report	Sergeant - Patrol	\$ 98.34	0.00%	47.79	\$ 4,700	\$ -	\$ 4,700	\$ 102.69	0.00%	71.28	\$ 7,320	\$ -	\$ 7,320	\$ 2,310	\$ 310	\$ -	\$ 2,620	
Review Report	Sergeant - Detective	\$ -	0.00%	-	\$ -	\$ -	\$ -	\$ 102.69	0.00%	18.48	\$ 1,898	\$ -	\$ 1,898	\$ 1,898	\$ -	\$ -	\$ 1,898	
Edit Report	Deputy - Patrol	\$ -	0.00%	-	\$ -	\$ -	\$ -	\$ 79.32	0.00%	13.20	\$ 1,047	\$ -	\$ 1,047	\$ 1,047	\$ -	\$ -	\$ 1,047	
Subtotal				381.82	\$ 31,195	\$ -	\$ 31,195			609.84	\$ 50,471	\$ -	\$ 50,471	\$ 18,966	\$ 310	\$ -	\$ 19,276	
ALL YEARS																		
Write Report	Deputy - Patrol				\$ 786,039	\$ -	\$ 786,039				\$ 400,438	\$ -	\$ 400,438					
Review Report	Sergeant - Patrol				\$ 37,687	\$ -	\$ 37,687				\$ 70,282	\$ -	\$ 70,282					
Review Report	Sergeant - Detective				\$ -	\$ -	\$ -				\$ 18,299	\$ -	\$ 18,299					
Edit Report	Deputy - Patrol				\$ -	\$ -	\$ -				\$ 10,429	\$ -	\$ 10,429					
TOTAL					\$ 823,726	\$ -	\$ 823,726				\$ 499,448	\$ -	\$ 499,448	\$ (92,894)	\$ (231,384)	\$ -	\$ (324,278)	

Tab 13

City of San Marcos
 Crime Statistics Reports for the Department of Justice
 Fiscal Years 2001-02 through 2011-12
 Audit ID #: S16-MCC-0029

Analysis of the Number of Domestic Violence Related Calls for Assistance

	Claimed Incident Reports		Allowable Incident Reports		Audit Adjustment
FY 2001-02	208 *		274 **		66
FY 2002-03	356 *		274 **		(82)
FY 2003-04	323 *		274 **		(49)
FY 2004-05	359 *		274 **		(85)
FY 2005-06	371 *		274 **		(97)
FY 2006-07	373 *		274 **		(99)
FY 2007-08	291 *		236		(55)
FY 2008-09	224 *		266		42
FY 2009-10	288 *		336		48
FY 2010-11	309		270		(39)
FY 2011-12	155		264		109
Total	3,257		3,018		(239)
	Average		274		

* The counts were not detailed on claim. Therefore, the claimed counts presented above were obtained from the summary schedule received 3/17/16.

** The city's consultant used a combination of DOJ counts and ARJIS counts to prepare the claims for the various fiscal years of the audit period. The Sheriff's Department provided ARJIS queries detailing the incident report counts for FY 2007-08 through 2011-12 (as far back as the system goes). For the unsupported fiscal years of the audit period (FY 2001-02 through 2006-07), the auditor calculated an average incident report counts based on the supported years.

Tab 14

Automated Regional Justice Information System (ARJIS) county system
 Number of Domestic Violence-related Calls for Assistance
 FY 2007-08

Claimant Generated

BCS Area	Incident Number	Date & Time	Fiscal Year	Domestic Violence Flag	<u>COUNT</u>
CITY OF SAN MARCOS	7048277	7/1/2007 5:40	07-08	1	1
CITY OF SAN MARCOS	7048278	7/1/2007 7:00	07-08	1	2
CITY OF SAN MARCOS	7055604	7/1/2007 12:00	07-08	1	3
CITY OF SAN MARCOS	7048339	7/1/2007 14:26	07-08	1	4
CITY OF SAN MARCOS	7048344	7/1/2007 15:00	07-08	1	5
CITY OF SAN MARCOS	7048713	7/3/2007 14:00	07-08	1	6
CITY OF SAN MARCOS	7048933	7/4/2007 20:30	07-08	1	7
CITY OF SAN MARCOS	7049095	7/5/2007 16:50	07-08	1	8
CITY OF SAN MARCOS	7050203	7/5/2007 21:15	07-08	1	9
CITY OF SAN MARCOS	7049447	7/7/2007 9:34	07-08	1	10
CITY OF SAN MARCOS	7050438	7/12/2007 15:30	07-08	1	11
CITY OF SAN MARCOS	7050847	7/13/2007 20:20	07-08	1	12
CITY OF SAN MARCOS	7051819	7/15/2007 22:00	07-08	1	13
CITY OF SAN MARCOS	7052168	7/19/2007 1:03	07-08	1	14
CITY OF SAN MARCOS	7052814	7/24/2007 18:29	07-08	1	15
CITY OF SAN MARCOS	7052958	7/24/2007 19:36	07-08	1	16
CITY OF SAN MARCOS	7053381	7/27/2007 8:30	07-08	1	17
CITY OF SAN MARCOS	7053581	7/28/2007 4:37	07-08	1	18
CITY OF SAN MARCOS	7053585	7/28/2007 6:20	07-08	1	19
CITY OF SAN MARCOS	7054214	7/30/2007 23:30	07-08	1	20
CITY OF SAN MARCOS	7054376	8/1/2007 2:00	07-08	1	21
CITY OF SAN MARCOS	7054713	8/2/2007 11:00	07-08	1	22
CITY OF SAN MARCOS	7054714	8/2/2007 13:00	07-08	1	23
CITY OF SAN MARCOS	7054922	8/3/2007 0:00	07-08	1	24
CITY OF SAN MARCOS	7055051	8/4/2007 8:20	07-08	1	25
CITY OF SAN MARCOS	7055817	8/5/2007 17:00	07-08	1	26
CITY OF SAN MARCOS	7055421	8/5/2007 23:00	07-08	1	27
CITY OF SAN MARCOS	7055952	8/7/2007 20:00	07-08	1	28
CITY OF SAN MARCOS	7056378	8/10/2007 9:30	07-08	1	29
CITY OF SAN MARCOS	7056633	8/10/2007 18:00	07-08	1	30
CITY OF SAN MARCOS	7056540	8/11/2007 2:00	07-08	1	31
CITY OF SAN MARCOS	7056603	8/11/2007 12:50	07-08	1	32
CITY OF SAN MARCOS	7056599	8/11/2007 12:58	07-08	1	33
CITY OF SAN MARCOS	7056683	8/12/2007 0:40	07-08	1	34
CITY OF SAN MARCOS	7056742	8/12/2007 11:13	07-08	1	35
CITY OF SAN MARCOS	7057134	8/14/2007 12:27	07-08	1	36
CITY OF SAN MARCOS	7057160	8/14/2007 14:30	07-08	1	37
CITY OF SAN MARCOS	7057427	8/15/2007 22:00	07-08	1	38
CITY OF SAN MARCOS	7057429	8/15/2007 22:30	07-08	1	39
CITY OF SAN MARCOS	7057466	8/16/2007 5:26	07-08	1	40
CITY OF SAN MARCOS	7057609	8/16/2007 17:30	07-08	1	41
CITY OF SAN MARCOS	7057987	8/18/2007 16:55	07-08	1	42
CITY OF SAN MARCOS	7058902	8/21/2007 0:00	07-08	1	43

CITY OF SAN MARCOS	7058410	8/21/2007 2:00	07-08	1	44
CITY OF SAN MARCOS	7058814	8/22/2007 19:30	07-08	1	45
CITY OF SAN MARCOS	7058909	8/23/2007 10:44	07-08	1	46
CITY OF SAN MARCOS	7059031	8/23/2007 22:00	07-08	1	47
CITY OF SAN MARCOS	7059261	8/24/2007 21:00	07-08	1	48
CITY OF SAN MARCOS	7059419	8/25/2007 15:28	07-08	1	49
CITY OF SAN MARCOS	7059518	8/26/2007 2:36	07-08	1	50
CITY OF SAN MARCOS	7059669	8/27/2007 0:50	07-08	1	51
CITY OF SAN MARCOS	7060018	8/28/2007 14:28	07-08	1	52
CITY OF SAN MARCOS	7060344	8/29/2007 17:26	07-08	1	53
CITY OF SAN MARCOS	7060918	9/1/2007 19:15	07-08	1	54
CITY OF SAN MARCOS	7061000	9/2/2007 9:00	07-08	1	55
CITY OF SAN MARCOS	7061088	9/2/2007 20:55	07-08	1	56
CITY OF SAN MARCOS	7061124	9/3/2007 1:08	07-08	1	57
CITY OF SAN MARCOS	7061295	9/3/2007 20:00	07-08	1	58
CITY OF SAN MARCOS	7061437	9/4/2007 16:05	07-08	1	59
CITY OF SAN MARCOS	7061640	9/5/2007 17:45	07-08	1	60
CITY OF SAN MARCOS	7061891	9/7/2007 1:30	07-08	1	61
CITY OF SAN MARCOS	7062336	9/9/2007 4:17	07-08	1	62
CITY OF SAN MARCOS	7062384	9/9/2007 13:30	07-08	1	63
CITY OF SAN MARCOS	7062635	9/10/2007 19:00	07-08	1	64
CITY OF SAN MARCOS	7063432	9/14/2007 19:01	07-08	1	65
CITY OF SAN MARCOS	7066556	9/16/2007 0:30	07-08	1	66
CITY OF SAN MARCOS	7063930	9/17/2007 16:15	07-08	1	67
CITY OF SAN MARCOS	7064181	9/18/2007 19:50	07-08	1	68
CITY OF SAN MARCOS	7064556	9/20/2007 20:15	07-08	1	69
CITY OF SAN MARCOS	7065081	9/23/2007 19:20	07-08	1	70
CITY OF SAN MARCOS	7066091	9/28/2007 15:16	07-08	1	71
CITY OF SAN MARCOS	8042723	9/28/2007 17:54	07-08	1	72
CITY OF SAN MARCOS	7066166	9/28/2007 23:18	07-08	1	73
CITY OF SAN MARCOS	7067701	10/6/2007 18:36	07-08	1	74
CITY OF SAN MARCOS	7067772	10/7/2007 8:00	07-08	1	75
CITY OF SAN MARCOS	7067807	10/7/2007 13:15	07-08	1	76
CITY OF SAN MARCOS	7068078	10/8/2007 22:43	07-08	1	77
CITY OF SAN MARCOS	7068665	10/11/2007 20:20	07-08	1	78
CITY OF SAN MARCOS	7069313	10/15/2007 12:20	07-08	1	79
CITY OF SAN MARCOS	7069299	10/15/2007 13:11	07-08	1	80
CITY OF SAN MARCOS	7069597	10/16/2007 19:16	07-08	1	81
CITY OF SAN MARCOS	7069644	10/16/2007 23:45	07-08	1	82
CITY OF SAN MARCOS	7070358	10/20/2007 13:42	07-08	1	83
CITY OF SAN MARCOS	7070427	10/20/2007 22:35	07-08	1	84
CITY OF SAN MARCOS	7070483	10/21/2007 9:50	07-08	1	85
CITY OF SAN MARCOS	7070693	10/23/2007 7:00	07-08	1	86
CITY OF SAN MARCOS	7070787	10/24/2007 7:00	07-08	1	87
CITY OF SAN MARCOS	7070777	10/24/2007 19:00	07-08	1	88
CITY OF SAN MARCOS	7070806	10/24/2007 21:00	07-08	1	89
CITY OF SAN MARCOS	7070978	10/26/2007 7:30	07-08	1	90
CITY OF SAN MARCOS	7071105	10/26/2007 21:00	07-08	1	91

CITY OF SAN MARCOS	7072093	10/31/2007 0:31	07-08	1	92
CITY OF SAN MARCOS	7072163	11/1/2007 13:15	07-08	1	93
CITY OF SAN MARCOS	7072235	11/1/2007 19:40	07-08	1	94
CITY OF SAN MARCOS	7072493	11/3/2007 0:15	07-08	1	95
CITY OF SAN MARCOS	7072539	11/3/2007 4:30	07-08	1	96
CITY OF SAN MARCOS	7072898	11/4/2007 13:05	07-08	1	97
CITY OF SAN MARCOS	7072864	11/5/2007 1:00	07-08	1	98
CITY OF SAN MARCOS	7073122	11/6/2007 10:15	07-08	1	99
CITY OF SAN MARCOS	7073412	11/7/2007 10:30	07-08	1	100
CITY OF SAN MARCOS	7073828	11/9/2007 14:08	07-08	1	101
CITY OF SAN MARCOS	7074017	11/10/2007 14:50	07-08	1	102
CITY OF SAN MARCOS	7074233	11/11/2007 21:00	07-08	1	103
CITY OF SAN MARCOS	7074319	11/12/2007 12:00	07-08	1	104
CITY OF SAN MARCOS	7074870	11/14/2007 4:46	07-08	1	105
CITY OF SAN MARCOS	7075003	11/15/2007 15:55	07-08	1	106
CITY OF SAN MARCOS	7075542	11/18/2007 15:00	07-08	1	107
CITY OF SAN MARCOS	7075720	11/19/2007 17:10	07-08	1	108
CITY OF SAN MARCOS	7075742	11/19/2007 19:33	07-08	1	109
CITY OF SAN MARCOS	7075945	11/21/2007 1:45	07-08	1	110
CITY OF SAN MARCOS	7077313	11/28/2007 16:50	07-08	1	111
CITY OF SAN MARCOS	7077399	11/29/2007 4:00	07-08	1	112
CITY OF SAN MARCOS	7077593	11/30/2007 0:25	07-08	1	113
CITY OF SAN MARCOS	7077890	12/1/2007 19:00	07-08	1	114
CITY OF SAN MARCOS	7078069	12/2/2007 21:00	07-08	1	115
CITY OF SAN MARCOS	7078508	12/4/2007 23:15	07-08	1	116
CITY OF SAN MARCOS	7078658	12/5/2007 9:30	07-08	1	117
CITY OF SAN MARCOS	7078909	12/6/2007 20:30	07-08	1	118
CITY OF SAN MARCOS	7079264	12/8/2007 20:30	07-08	1	119
CITY OF SAN MARCOS	7079430	12/10/2007 1:15	07-08	1	120
CITY OF SAN MARCOS	7080538	12/14/2007 20:00	07-08	1	121
CITY OF SAN MARCOS	7080479	12/15/2007 0:39	07-08	1	122
CITY OF SAN MARCOS	7081079	12/18/2007 7:55	07-08	1	123
CITY OF SAN MARCOS	7081317	12/19/2007 8:30	07-08	1	124
CITY OF SAN MARCOS	7081365	12/19/2007 13:40	07-08	1	125
CITY OF SAN MARCOS	7081405	12/19/2007 15:57	07-08	1	126
CITY OF SAN MARCOS	7081401	12/19/2007 15:57	07-08	1	127
CITY OF SAN MARCOS	7081839	12/22/2007 2:15	07-08	1	128
CITY OF SAN MARCOS	7081962	12/22/2007 15:30	07-08	1	129
CITY OF SAN MARCOS	7082520	12/26/2007 11:30	07-08	1	130
CITY OF SAN MARCOS	7082647	12/27/2007 11:11	07-08	1	131
CITY OF SAN MARCOS	7082760	12/27/2007 23:00	07-08	1	132
CITY OF SAN MARCOS	7082898	12/28/2007 19:00	07-08	1	133
CITY OF SAN MARCOS	7082940	12/29/2007 0:02	07-08	1	134
CITY OF SAN MARCOS	7083187	12/30/2007 11:00	07-08	1	135
CITY OF SAN MARCOS	7083347	12/31/2007 14:20	07-08	1	136
CITY OF SAN MARCOS	8010559	1/4/2008 1:00	07-08	1	137
CITY OF SAN MARCOS	8010945	1/6/2008 11:45	07-08	1	138
CITY OF SAN MARCOS	8011218	1/8/2008 8:00	07-08	1	139

CITY OF SAN MARCOS	8011670	1/8/2008 20:30	07-08	1	140
CITY OF SAN MARCOS	8012325	1/13/2008 23:00	07-08	1	141
CITY OF SAN MARCOS	8012536	1/15/2008 2:00	07-08	1	142
CITY OF SAN MARCOS	8013934	1/23/2008 0:40	07-08	1	143
CITY OF SAN MARCOS	8014158	1/24/2008 0:42	07-08	1	144
CITY OF SAN MARCOS	8014751	1/27/2008 16:00	07-08	1	145
CITY OF SAN MARCOS	8015659	1/31/2008 22:20	07-08	1	146
CITY OF SAN MARCOS	8015995	2/2/2008 15:50	07-08	1	147
CITY OF SAN MARCOS	8016010	2/2/2008 19:31	07-08	1	148
CITY OF SAN MARCOS	8016031	2/2/2008 21:34	07-08	1	149
CITY OF SAN MARCOS	8016827	2/7/2008 6:45	07-08	1	150
CITY OF SAN MARCOS	8018362	2/11/2008 13:00	07-08	1	151
CITY OF SAN MARCOS	8018748	2/16/2008 13:00	07-08	1	152
CITY OF SAN MARCOS	8019917	2/22/2008 10:50	07-08	1	153
CITY OF SAN MARCOS	8019861	2/22/2008 17:25	07-08	1	154
CITY OF SAN MARCOS	8023218	2/23/2008 12:00	07-08	1	155
CITY OF SAN MARCOS	8021088	2/28/2008 22:56	07-08	1	156
CITY OF SAN MARCOS	8021147	2/29/2008 8:30	07-08	1	157
CITY OF SAN MARCOS	8021166	2/29/2008 11:00	07-08	1	158
CITY OF SAN MARCOS	8021328	3/1/2008 3:46	07-08	1	159
CITY OF SAN MARCOS	8021769	3/3/2008 16:00	07-08	1	160
CITY OF SAN MARCOS	8022266	3/6/2008 1:15	07-08	1	161
CITY OF SAN MARCOS	8022293	3/6/2008 7:00	07-08	1	162
CITY OF SAN MARCOS	8023474	3/7/2008 20:30	07-08	1	163
CITY OF SAN MARCOS	8022856	3/9/2008 10:06	07-08	1	164
CITY OF SAN MARCOS	8023243	3/11/2008 11:05	07-08	1	165
CITY OF SAN MARCOS	8025023	3/19/2008 19:50	07-08	1	166
CITY OF SAN MARCOS	8025778	3/23/2008 22:15	07-08	1	167
CITY OF SAN MARCOS	8025795	3/24/2008 0:50	07-08	1	168
CITY OF SAN MARCOS	8026192	3/25/2008 23:00	07-08	1	169
CITY OF SAN MARCOS	8026399	3/26/2008 23:40	07-08	1	170
CITY OF SAN MARCOS	8026795	3/27/2008 22:00	07-08	1	171
CITY OF SAN MARCOS	8026690	3/28/2008 13:15	07-08	1	172
CITY OF SAN MARCOS	8027294	3/31/2008 20:15	07-08	1	173
CITY OF SAN MARCOS	8027321	4/1/2008 0:38	07-08	1	174
CITY OF SAN MARCOS	8028316	4/5/2008 15:25	07-08	1	175
CITY OF SAN MARCOS	8028525	4/6/2008 18:20	07-08	1	176
CITY OF SAN MARCOS	8028942	4/8/2008 9:30	07-08	1	177
CITY OF SAN MARCOS	8028882	4/8/2008 15:00	07-08	1	178
CITY OF SAN MARCOS	8029340	4/10/2008 17:30	07-08	1	179
CITY OF SAN MARCOS	8029516	4/11/2008 16:53	07-08	1	180
CITY OF SAN MARCOS	8029541	4/11/2008 19:20	07-08	1	181
CITY OF SAN MARCOS	8029877	4/13/2008 2:57	07-08	1	182
CITY OF SAN MARCOS	8029908	4/13/2008 9:00	07-08	1	183
CITY OF SAN MARCOS	8030025	4/13/2008 22:00	07-08	1	184
CITY OF SAN MARCOS	8030728	4/15/2008 10:00	07-08	1	185
CITY OF SAN MARCOS	8032509	4/18/2008 7:00	07-08	1	186
CITY OF SAN MARCOS	8031038	4/18/2008 18:20	07-08	1	187

CITY OF SAN MARCOS	8031173	4/19/2008 9:04	07-08	1	188
CITY OF SAN MARCOS	8031313	4/20/2008 3:00	07-08	1	189
CITY OF SAN MARCOS	8031339	4/20/2008 11:15	07-08	1	190
CITY OF SAN MARCOS	8031358	4/20/2008 13:37	07-08	1	191
CITY OF SAN MARCOS	8031459	4/21/2008 2:36	07-08	1	192
CITY OF SAN MARCOS	8031637	4/21/2008 20:06	07-08	1	193
CITY OF SAN MARCOS	8031732	4/22/2008 11:32	07-08	1	194
CITY OF SAN MARCOS	8033229	4/29/2008 18:00	07-08	1	195
CITY OF SAN MARCOS	8033247	4/29/2008 20:10	07-08	1	196
CITY OF SAN MARCOS	8033966	5/3/2008 1:10	07-08	1	197
CITY OF SAN MARCOS	8034247	5/4/2008 0:01	07-08	1	198
CITY OF SAN MARCOS	8034271	5/4/2008 20:45	07-08	1	199
CITY OF SAN MARCOS	8034304	5/5/2008 1:35	07-08	1	200
CITY OF SAN MARCOS	8034482	5/5/2008 21:00	07-08	1	201
CITY OF SAN MARCOS	8034768	5/7/2008 11:50	07-08	1	202
CITY OF SAN MARCOS	8035016	5/8/2008 17:10	07-08	1	203
CITY OF SAN MARCOS	8035106	5/9/2008 8:10	07-08	1	204
CITY OF SAN MARCOS	8035658	5/11/2008 20:40	07-08	1	205
CITY OF SAN MARCOS	8036090	5/13/2008 22:15	07-08	1	206
CITY OF SAN MARCOS	8036845	5/17/2008 12:30	07-08	1	207
CITY OF SAN MARCOS	8036914	5/17/2008 19:00	07-08	1	208
CITY OF SAN MARCOS	8037916	5/19/2008 19:00	07-08	1	209
CITY OF SAN MARCOS	8037574	5/20/2008 22:00	07-08	1	210
CITY OF SAN MARCOS	8037699	5/21/2008 18:30	07-08	1	211
CITY OF SAN MARCOS	8038487	5/26/2008 1:33	07-08	1	212
CITY OF SAN MARCOS	8038887	5/28/2008 10:00	07-08	1	213
CITY OF SAN MARCOS	8039335	5/30/2008 13:50	07-08	1	214
CITY OF SAN MARCOS	8039425	5/30/2008 22:00	07-08	1	215
CITY OF SAN MARCOS	8039756	6/1/2008 15:00	07-08	1	216
CITY OF SAN MARCOS	8039773	6/1/2008 17:40	07-08	1	217
CITY OF SAN MARCOS	8040042	6/3/2008 1:20	07-08	1	218
CITY OF SAN MARCOS	8040054	6/3/2008 8:00	07-08	1	219
CITY OF SAN MARCOS	8040308	6/4/2008 12:00	07-08	1	220
CITY OF SAN MARCOS	8040860	6/7/2008 8:02	07-08	1	221
CITY OF SAN MARCOS	8041642	6/7/2008 22:00	07-08	1	222
CITY OF SAN MARCOS	8041404	6/10/2008 12:26	07-08	1	223
CITY OF SAN MARCOS	8041458	6/10/2008 19:00	07-08	1	224
CITY OF SAN MARCOS	8042207	6/14/2008 18:30	07-08	1	225
CITY OF SAN MARCOS	8042231	6/14/2008 20:39	07-08	1	226
CITY OF SAN MARCOS	8042760	6/17/2008 16:30	07-08	1	227
CITY OF SAN MARCOS	8042826	6/17/2008 22:03	07-08	1	228
CITY OF SAN MARCOS	8043105	6/19/2008 10:00	07-08	1	229
CITY OF SAN MARCOS	8043320	6/19/2008 23:30	07-08	1	230
CITY OF SAN MARCOS	8043634	6/22/2008 1:00	07-08	1	231
CITY OF SAN MARCOS	8043646	6/22/2008 4:00	07-08	1	232
CITY OF SAN MARCOS	8043898	6/23/2008 16:30	07-08	1	233
CITY OF SAN MARCOS	8043951	6/23/2008 23:30	07-08	1	234
CITY OF SAN MARCOS	8044593	6/26/2008 0:30	07-08	1	235

CITY OF SAN MARCOS	8044890	6/28/2008 23:30	07-08	1
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Automated Regional Justice Information System (ARJIS) county system
 Number of Domestic Violence-related Calls for Assistance
 FY 2008-09

Claimant Generated

BCS Area	Incident Number	Date & Time	Fiscal Year	Domestic Violence Flag	<u>COUNT</u>
CITY OF SAN MARCOS	8045379	7/1/2008 18:37	08-09	1	1
CITY OF SAN MARCOS	8047289	7/3/2008 22:30	08-09	1	2
CITY OF SAN MARCOS	8045868	7/4/2008 7:18	08-09	1	3
CITY OF SAN MARCOS	8046493	7/7/2008 23:13	08-09	1	4
CITY OF SAN MARCOS	8046940	7/9/2008 8:00	08-09	1	5
CITY OF SAN MARCOS	8047111	7/10/2008 20:00	08-09	1	6
CITY OF SAN MARCOS	8047332	7/11/2008 22:00	08-09	1	7
CITY OF SAN MARCOS	8047419	7/12/2008 10:45	08-09	1	8
CITY OF SAN MARCOS	8047425	7/12/2008 10:55	08-09	1	9
CITY OF SAN MARCOS	8047493	7/12/2008 14:00	08-09	1	10
CITY OF SAN MARCOS	8047502	7/12/2008 19:21	08-09	1	11
CITY OF SAN MARCOS	8047873	7/14/2008 17:24	08-09	1	12
CITY OF SAN MARCOS	8048283	7/16/2008 20:00	08-09	1	13
CITY OF SAN MARCOS	8048427	7/17/2008 15:38	08-09	1	14
CITY OF SAN MARCOS	8048490	7/17/2008 20:45	08-09	1	15
CITY OF SAN MARCOS	8048944	7/18/2008 14:30	08-09	1	16
CITY OF SAN MARCOS	8048633	7/18/2008 16:30	08-09	1	17
CITY OF SAN MARCOS	8048799	7/19/2008 9:50	08-09	1	18
CITY OF SAN MARCOS	8048873	7/19/2008 17:15	08-09	1	19
CITY OF SAN MARCOS	8049056	7/20/2008 22:30	08-09	1	20
CITY OF SAN MARCOS	8049146	7/21/2008 13:00	08-09	1	21
CITY OF SAN MARCOS	8049255	7/22/2008 0:06	08-09	1	22
CITY OF SAN MARCOS	8049474	7/23/2008 0:05	08-09	1	23
CITY OF SAN MARCOS	8049897	7/24/2008 21:40	08-09	1	24
CITY OF SAN MARCOS	8050717	7/26/2008 10:30	08-09	1	25
CITY OF SAN MARCOS	8050352	7/26/2008 13:01	08-09	1	26
CITY OF SAN MARCOS	8050366	7/27/2008 16:15	08-09	1	27
CITY OF SAN MARCOS	8050396	7/27/2008 20:00	08-09	1	28
CITY OF SAN MARCOS	8051716	8/3/2008 17:51	08-09	1	29
CITY OF SAN MARCOS	8051844	8/4/2008 10:00	08-09	1	30
CITY OF SAN MARCOS	8051934	8/4/2008 20:00	08-09	1	31
CITY OF SAN MARCOS	8052240	8/4/2008 23:00	08-09	1	32
CITY OF SAN MARCOS	8052020	8/5/2008 10:19	08-09	1	33
CITY OF SAN MARCOS	8052159	8/5/2008 23:38	08-09	1	34
CITY OF SAN MARCOS	8052274	8/6/2008 13:13	08-09	1	35
CITY OF SAN MARCOS	8052582	8/7/2008 21:00	08-09	1	36
CITY OF SAN MARCOS	8052741	8/8/2008 13:00	08-09	1	37
CITY OF SAN MARCOS	8052840	8/8/2008 22:30	08-09	1	38
CITY OF SAN MARCOS	8054025	8/9/2008 2:00	08-09	1	39
CITY OF SAN MARCOS	8052863	8/9/2008 2:00	08-09	1	40
CITY OF SAN MARCOS	8053022	8/9/2008 22:30	08-09	1	41
CITY OF SAN MARCOS	8053169	8/10/2008 20:55	08-09	1	42
CITY OF SAN MARCOS	8054068	8/15/2008 3:00	08-09	1	43

CITY OF SAN MARCOS	8054589	8/17/2008 21:15	08-09	1	44
CITY OF SAN MARCOS	8054559	8/18/2008 9:00	08-09	1	45
CITY OF SAN MARCOS	8054733	8/18/2008 16:10	08-09	1	46
CITY OF SAN MARCOS	8054810	8/19/2008 3:42	08-09	1	47
CITY OF SAN MARCOS	8054980	8/19/2008 17:09	08-09	1	48
CITY OF SAN MARCOS	8055356	8/20/2008 21:00	08-09	1	49
CITY OF SAN MARCOS	8058261	8/22/2008 1:00	08-09	1	50
CITY OF SAN MARCOS	8055889	8/24/2008 1:00	08-09	1	51
CITY OF SAN MARCOS	8055901	8/24/2008 3:09	08-09	1	52
CITY OF SAN MARCOS	8055916	8/24/2008 9:15	08-09	1	53
CITY OF SAN MARCOS	8056034	8/24/2008 23:45	08-09	1	54
CITY OF SAN MARCOS	8056918	8/29/2008 8:00	08-09	1	55
CITY OF SAN MARCOS	8056990	8/29/2008 18:00	08-09	1	56
CITY OF SAN MARCOS	8057084	8/29/2008 23:00	08-09	1	57
CITY OF SAN MARCOS	8057114	8/30/2008 2:30	08-09	1	58
CITY OF SAN MARCOS	8057244	8/30/2008 4:30	08-09	1	59
CITY OF SAN MARCOS	8057654	9/1/2008 19:45	08-09	1	60
CITY OF SAN MARCOS	8057666	9/1/2008 21:30	08-09	1	61
CITY OF SAN MARCOS	12151147	9/1/2008 22:00	08-09	1	62
CITY OF SAN MARCOS	8058536	9/5/2008 22:00	08-09	1	63
CITY OF SAN MARCOS	8059099	9/8/2008 22:50	08-09	1	64
CITY OF SAN MARCOS	8059507	9/10/2008 23:24	08-09	1	65
CITY OF SAN MARCOS	8059498	9/11/2008 1:00	08-09	1	66
CITY OF SAN MARCOS	11144078	9/11/2008 8:00	08-09	1	67
CITY OF SAN MARCOS	8059682	9/11/2008 21:20	08-09	1	68
CITY OF SAN MARCOS	8059940	9/13/2008 1:50	08-09	1	69
CITY OF SAN MARCOS	8060115	9/13/2008 21:40	08-09	1	70
CITY OF SAN MARCOS	8061070	9/18/2008 21:30	08-09	1	71
CITY OF SAN MARCOS	8061320	9/19/2008 22:45	08-09	1	72
CITY OF SAN MARCOS	8061599	9/21/2008 19:00	08-09	1	73
CITY OF SAN MARCOS	8061793	9/22/2008 18:55	08-09	1	74
CITY OF SAN MARCOS	8061936	9/23/2008 14:53	08-09	1	75
CITY OF SAN MARCOS	8062231	9/25/2008 2:15	08-09	1	76
CITY OF SAN MARCOS	8062426	9/25/2008 21:00	08-09	1	77
CITY OF SAN MARCOS	8062975	9/28/2008 19:15	08-09	1	78
CITY OF SAN MARCOS	8063001	9/28/2008 22:55	08-09	1	79
CITY OF SAN MARCOS	8063524	10/1/2008 9:00	08-09	1	80
CITY OF SAN MARCOS	8063641	10/1/2008 21:50	08-09	1	81
CITY OF SAN MARCOS	8064236	10/5/2008 3:00	08-09	1	82
CITY OF SAN MARCOS	8064337	10/5/2008 18:30	08-09	1	83
CITY OF SAN MARCOS	8064356	10/5/2008 19:45	08-09	1	84
CITY OF SAN MARCOS	8064782	10/7/2008 22:00	08-09	1	85
CITY OF SAN MARCOS	8065210	10/9/2008 7:20	08-09	1	86
CITY OF SAN MARCOS	8065501	10/11/2008 3:00	08-09	1	87
CITY OF SAN MARCOS	8066835	10/11/2008 20:00	08-09	1	88
CITY OF SAN MARCOS	8065857	10/13/2008 6:45	08-09	1	89
CITY OF SAN MARCOS	8065985	10/14/2008 4:00	08-09	1	90
CITY OF SAN MARCOS	8066336	10/15/2008 17:08	08-09	1	91

CITY OF SAN MARCOS	8066374	10/16/2008 1:45	08-09	1	92
CITY OF SAN MARCOS	9011617	10/17/2008 0:01	08-09	1	93
CITY OF SAN MARCOS	8066813	10/17/2008 17:00	08-09	1	94
CITY OF SAN MARCOS	8066794	10/17/2008 17:45	08-09	1	95
CITY OF SAN MARCOS	8067081	10/17/2008 23:30	08-09	1	96
CITY OF SAN MARCOS	8067051	10/18/2008 21:30	08-09	1	97
CITY OF SAN MARCOS	8067100	10/19/2008 1:50	08-09	1	98
CITY OF SAN MARCOS	8067421	10/20/2008 22:50	08-09	1	99
CITY OF SAN MARCOS	8067642	10/22/2008 0:01	08-09	1	100
CITY OF SAN MARCOS	8067973	10/23/2008 11:00	08-09	1	101
CITY OF SAN MARCOS	8068039	10/23/2008 15:00	08-09	1	102
CITY OF SAN MARCOS	8068517	10/25/2008 23:30	08-09	1	103
CITY OF SAN MARCOS	8068668	10/27/2008 5:02	08-09	1	104
CITY OF SAN MARCOS	8069253	10/29/2008 18:36	08-09	1	105
CITY OF SAN MARCOS	8069477	10/30/2008 18:58	08-09	1	106
CITY OF SAN MARCOS	8069706	10/31/2008 21:25	08-09	1	107
CITY OF SAN MARCOS	8069716	10/31/2008 22:00	08-09	1	108
CITY OF SAN MARCOS	8069739	10/31/2008 22:45	08-09	1	109
CITY OF SAN MARCOS	8070091	11/2/2008 21:15	08-09	1	110
CITY OF SAN MARCOS	8070291	11/3/2008 21:20	08-09	1	111
CITY OF SAN MARCOS	8071369	11/8/2008 22:44	08-09	1	112
CITY OF SAN MARCOS	8071481	11/9/2008 18:45	08-09	1	113
CITY OF SAN MARCOS	8072099	11/13/2008 0:55	08-09	1	114
CITY OF SAN MARCOS	8072252	11/13/2008 9:33	08-09	1	115
CITY OF SAN MARCOS	8072951	11/17/2008 15:00	08-09	1	116
CITY OF SAN MARCOS	8072950	11/17/2008 15:00	08-09	1	117
CITY OF SAN MARCOS	8073235	11/19/2008 0:30	08-09	1	118
CITY OF SAN MARCOS	8073315	11/19/2008 12:00	08-09	1	119
CITY OF SAN MARCOS	8074653	11/19/2008 20:00	08-09	1	120
CITY OF SAN MARCOS	8073479	11/20/2008 2:00	08-09	1	121
CITY OF SAN MARCOS	8073917	11/21/2008 22:50	08-09	1	122
CITY OF SAN MARCOS	8074575	11/22/2008 19:00	08-09	1	123
CITY OF SAN MARCOS	8074918	11/27/2008 12:10	08-09	1	124
CITY OF SAN MARCOS	8075393	11/30/2008 10:45	08-09	1	125
CITY OF SAN MARCOS	8075452	11/30/2008 19:45	08-09	1	126
CITY OF SAN MARCOS	8076148	12/4/2008 3:00	08-09	1	127
CITY OF SAN MARCOS	8076610	12/6/2008 5:00	08-09	1	128
CITY OF SAN MARCOS	8076632	12/6/2008 9:28	08-09	1	129
CITY OF SAN MARCOS	8076666	12/6/2008 11:00	08-09	1	130
CITY OF SAN MARCOS	8076829	12/7/2008 10:30	08-09	1	131
CITY OF SAN MARCOS	8076857	12/7/2008 13:30	08-09	1	132
CITY OF SAN MARCOS	8076933	12/7/2008 23:42	08-09	1	133
CITY OF SAN MARCOS	8076995	12/8/2008 0:30	08-09	1	134
CITY OF SAN MARCOS	8078399	12/9/2008 16:30	08-09	1	135
CITY OF SAN MARCOS	8077350	12/10/2008 1:00	08-09	1	136
CITY OF SAN MARCOS	8078008	12/12/2008 23:00	08-09	1	137
CITY OF SAN MARCOS	8078226	12/14/2008 2:00	08-09	1	138
CITY OF SAN MARCOS	8079109	12/15/2008 7:00	08-09	1	139

CITY OF SAN MARCOS	8079213	12/16/2008 21:00	08-09	1	140
CITY OF SAN MARCOS	8079132	12/18/2008 20:45	08-09	1	141
CITY OF SAN MARCOS	8079287	12/20/2008 2:45	08-09	1	142
CITY OF SAN MARCOS	8079402	12/20/2008 18:18	08-09	1	143
CITY OF SAN MARCOS	8079435	12/20/2008 22:20	08-09	1	144
CITY OF SAN MARCOS	8079937	12/23/2008 20:00	08-09	1	145
CITY OF SAN MARCOS	8080132	12/25/2008 3:00	08-09	1	146
CITY OF SAN MARCOS	8080142	12/25/2008 5:24	08-09	1	147
CITY OF SAN MARCOS	8080216	12/25/2008 22:10	08-09	1	148
CITY OF SAN MARCOS	8080689	12/28/2008 19:20	08-09	1	149
CITY OF SAN MARCOS	9010075	1/1/2009 9:34	08-09	1	150
CITY OF SAN MARCOS	9010119	1/1/2009 15:00	08-09	1	151
CITY OF SAN MARCOS	9010150	1/1/2009 19:00	08-09	1	152
CITY OF SAN MARCOS	9010395	1/2/2009 23:45	08-09	1	153
CITY OF SAN MARCOS	10010315	1/3/2009 0:20	08-09	1	154
CITY OF SAN MARCOS	9010705	1/5/2009 3:35	08-09	1	155
CITY OF SAN MARCOS	9011684	1/5/2009 23:00	08-09	1	156
CITY OF SAN MARCOS	9011454	1/8/2009 19:30	08-09	1	157
CITY OF SAN MARCOS	9014849	1/9/2009 18:01	08-09	1	158
CITY OF SAN MARCOS	10011733	1/11/2009 0:30	08-09	1	159
CITY OF SAN MARCOS	9011980	1/11/2009 19:30	08-09	1	160
CITY OF SAN MARCOS	10035197	1/12/2009 12:00	08-09	1	161
CITY OF SAN MARCOS	9012568	1/14/2009 10:30	08-09	1	162
CITY OF SAN MARCOS	9013091	1/17/2009 2:40	08-09	1	163
CITY OF SAN MARCOS	9013264	1/18/2009 0:45	08-09	1	164
CITY OF SAN MARCOS	9014531	1/24/2009 0:01	08-09	1	165
CITY OF SAN MARCOS	9015463	1/28/2009 15:00	08-09	1	166
CITY OF SAN MARCOS	9015473	1/28/2009 19:40	08-09	1	167
CITY OF SAN MARCOS	9016264	2/1/2009 20:30	08-09	1	168
CITY OF SAN MARCOS	9016435	2/2/2009 16:00	08-09	1	169
CITY OF SAN MARCOS	9016481	2/2/2009 18:38	08-09	1	170
CITY OF SAN MARCOS	9016526	2/3/2009 0:15	08-09	1	171
CITY OF SAN MARCOS	9018209	2/5/2009 14:00	08-09	1	172
CITY OF SAN MARCOS	9017945	2/9/2009 15:00	08-09	1	173
CITY OF SAN MARCOS	9018975	2/14/2009 14:00	08-09	1	174
CITY OF SAN MARCOS	9019383	2/17/2009 1:30	08-09	1	175
CITY OF SAN MARCOS	9022868	2/20/2009 0:01	08-09	1	176
CITY OF SAN MARCOS	9020580	2/22/2009 13:05	08-09	1	177
CITY OF SAN MARCOS	9020801	2/23/2009 18:50	08-09	1	178
CITY OF SAN MARCOS	9021283	2/26/2009 4:53	08-09	1	179
CITY OF SAN MARCOS	9021482	2/26/2009 10:00	08-09	1	180
CITY OF SAN MARCOS	9021472	2/26/2009 18:00	08-09	1	181
CITY OF SAN MARCOS	9021775	2/28/2009 9:15	08-09	1	182
CITY OF SAN MARCOS	9044707	3/1/2009 0:01	08-09	1	183
CITY OF SAN MARCOS	9022665	3/4/2009 20:00	08-09	1	184
CITY OF SAN MARCOS	9023039	3/6/2009 15:50	08-09	1	185
CITY OF SAN MARCOS	9023399	3/8/2009 12:30	08-09	1	186
CITY OF SAN MARCOS	9023477	3/8/2009 23:11	08-09	1	187

CITY OF SAN MARCOS	9023721	3/9/2009 20:00	08-09	1	188
CITY OF SAN MARCOS	9023770	3/10/2009 13:45	08-09	1	189
CITY OF SAN MARCOS	9025538	3/11/2009 19:00	08-09	1	190
CITY OF SAN MARCOS	9024722	3/15/2009 1:30	08-09	1	191
CITY OF SAN MARCOS	9025341	3/18/2009 13:35	08-09	1	192
CITY OF SAN MARCOS	9025743	3/20/2009 12:45	08-09	1	193
CITY OF SAN MARCOS	9025789	3/20/2009 16:30	08-09	1	194
CITY OF SAN MARCOS	9025946	3/21/2009 8:53	08-09	1	195
CITY OF SAN MARCOS	9026002	3/21/2009 12:00	08-09	1	196
CITY OF SAN MARCOS	9027014	3/21/2009 23:00	08-09	1	197
CITY OF SAN MARCOS	9026127	3/22/2009 9:22	08-09	1	198
CITY OF SAN MARCOS	9026321	3/22/2009 19:00	08-09	1	199
CITY OF SAN MARCOS	9026802	3/23/2009 8:00	08-09	1	200
CITY OF SAN MARCOS	9026606	3/25/2009 1:01	08-09	1	201
CITY OF SAN MARCOS	9026845	3/26/2009 10:30	08-09	1	202
CITY OF SAN MARCOS	9028300	4/2/2009 18:00	08-09	1	203
CITY OF SAN MARCOS	9028486	4/3/2009 12:00	08-09	1	204
CITY OF SAN MARCOS	9028772	4/5/2009 1:00	08-09	1	205
CITY OF SAN MARCOS	9028860	4/5/2009 15:00	08-09	1	206
CITY OF SAN MARCOS	9029142	4/7/2009 1:00	08-09	1	207
CITY OF SAN MARCOS	9029582	4/9/2009 10:30	08-09	1	208
CITY OF SAN MARCOS	9030031	4/11/2009 20:40	08-09	1	209
CITY OF SAN MARCOS	9030907	4/16/2009 0:30	08-09	1	210
CITY OF SAN MARCOS	9031273	4/17/2009 20:46	08-09	1	211
CITY OF SAN MARCOS	9031454	4/18/2009 21:00	08-09	1	212
CITY OF SAN MARCOS	9031498	4/19/2009 0:19	08-09	1	213
CITY OF SAN MARCOS	9031798	4/20/2009 20:45	08-09	1	214
CITY OF SAN MARCOS	9031889	4/21/2009 10:30	08-09	1	215
CITY OF SAN MARCOS	9031956	4/21/2009 17:30	08-09	1	216
CITY OF SAN MARCOS	9032125	4/22/2009 13:30	08-09	1	217
CITY OF SAN MARCOS	9032887	4/26/2009 19:45	08-09	1	218
CITY OF SAN MARCOS	9033306	4/28/2009 20:30	08-09	1	219
CITY OF SAN MARCOS	9034039	5/2/2009 16:30	08-09	1	220
CITY OF SAN MARCOS	9034219	5/3/2009 19:10	08-09	1	221
CITY OF SAN MARCOS	9034437	5/4/2009 18:30	08-09	1	222
CITY OF SAN MARCOS	9034575	5/5/2009 13:45	08-09	1	223
CITY OF SAN MARCOS	9035106	5/7/2009 16:45	08-09	1	224
CITY OF SAN MARCOS	9035246	5/8/2009 17:00	08-09	1	225
CITY OF SAN MARCOS	9035277	5/8/2009 20:10	08-09	1	226
CITY OF SAN MARCOS	9035603	5/10/2009 18:37	08-09	1	227
CITY OF SAN MARCOS	9035822	5/11/2009 23:30	08-09	1	228
CITY OF SAN MARCOS	9035827	5/12/2009 0:21	08-09	1	229
CITY OF SAN MARCOS	9036582	5/15/2009 19:35	08-09	1	230
CITY OF SAN MARCOS	9036603	5/15/2009 21:18	08-09	1	231
CITY OF SAN MARCOS	9037115	5/18/2009 20:30	08-09	1	232
CITY OF SAN MARCOS	9037137	5/19/2009 0:39	08-09	1	233
CITY OF SAN MARCOS	9037335	5/20/2009 1:38	08-09	1	234
CITY OF SAN MARCOS	9037712	5/21/2009 20:00	08-09	1	235

CITY OF SAN MARCOS	9038112	5/23/2009 19:00	08-09	1	236
CITY OF SAN MARCOS	9038213	5/24/2009 12:25	08-09	1	237
CITY OF SAN MARCOS	9038366	5/25/2009 11:38	08-09	1	238
CITY OF SAN MARCOS	9038465	5/26/2009 2:00	08-09	1	239
CITY OF SAN MARCOS	9038811	5/26/2009 21:10	08-09	1	240
CITY OF SAN MARCOS	9039795	6/1/2009 18:00	08-09	1	241
CITY OF SAN MARCOS	9040022	6/2/2009 22:22	08-09	1	242
CITY OF SAN MARCOS	9040140	6/3/2009 14:32	08-09	1	243
CITY OF SAN MARCOS	9040423	6/4/2009 16:00	08-09	1	244
CITY OF SAN MARCOS	9040754	6/6/2009 8:00	08-09	1	245
CITY OF SAN MARCOS	9040990	6/7/2009 18:16	08-09	1	246
CITY OF SAN MARCOS	9041226	6/8/2009 19:30	08-09	1	247
CITY OF SAN MARCOS	9041809	6/11/2009 21:00	08-09	1	248
CITY OF SAN MARCOS	9041824	6/11/2009 23:28	08-09	1	249
CITY OF SAN MARCOS	9042279	6/13/2009 23:19	08-09	1	250
CITY OF SAN MARCOS	9042312	6/14/2009 2:04	08-09	1	251
CITY OF SAN MARCOS	9042637	6/16/2009 4:00	08-09	1	252
CITY OF SAN MARCOS	9042970	6/17/2009 21:23	08-09	1	253
CITY OF SAN MARCOS	9042987	6/18/2009 0:01	08-09	1	254
CITY OF SAN MARCOS	9043158	6/18/2009 19:10	08-09	1	255
CITY OF SAN MARCOS	9043154	6/18/2009 19:45	08-09	1	256
CITY OF SAN MARCOS	9043219	6/19/2009 3:00	08-09	1	257
CITY OF SAN MARCOS	9043695	6/21/2009 12:30	08-09	1	258
CITY OF SAN MARCOS	9045444	6/21/2009 16:00	08-09	1	259
CITY OF SAN MARCOS	9043937	6/22/2009 22:45	08-09	1	260
CITY OF SAN MARCOS	9044121	6/23/2009 21:20	08-09	1	261
CITY OF SAN MARCOS	9044160	6/24/2009 5:45	08-09	1	262
CITY OF SAN MARCOS	9044407	6/25/2009 12:45	08-09	1	263
CITY OF SAN MARCOS	9044455	6/25/2009 17:50	08-09	1	264
CITY OF SAN MARCOS	9044631	6/26/2009 15:00	08-09	1	265
CITY OF SAN MARCOS	9045001	6/27/2009 4:00	08-09	1	266

Automated Regional Justice Information System (ARJIS) county system
 Number of Domestic Violence-related Calls for Assistance
 FY 2009-10

Claimant Generated

BCS Area	Incident Number	Date & Time	Fiscal Year	Domestic Violence Flag	<u>COUNT</u>
CITY OF SAN MARCOS	9045507	7/1/2009 7:30	09-10	1	1
CITY OF SAN MARCOS	9045838	7/2/2009 16:20	09-10	1	2
CITY OF SAN MARCOS	9045885	7/2/2009 20:10	09-10	1	3
CITY OF SAN MARCOS	9046033	7/3/2009 19:30	09-10	1	4
CITY OF SAN MARCOS	9046259	7/4/2009 22:30	09-10	1	5
CITY OF SAN MARCOS	9046522	7/5/2009 11:35	09-10	1	6
CITY OF SAN MARCOS	9046340	7/5/2009 14:45	09-10	1	7
CITY OF SAN MARCOS	9046399	7/5/2009 21:02	09-10	1	8
CITY OF SAN MARCOS	9046425	7/5/2009 23:40	09-10	1	9
CITY OF SAN MARCOS	9046557	7/6/2009 17:00	09-10	1	10
CITY OF SAN MARCOS	9047112	7/9/2009 23:30	09-10	1	11
CITY OF SAN MARCOS	9047530	7/11/2009 19:54	09-10	1	12
CITY OF SAN MARCOS	9047586	7/12/2009 3:03	09-10	1	13
CITY OF SAN MARCOS	9047687	7/12/2009 23:44	09-10	1	14
CITY OF SAN MARCOS	9048132	7/15/2009 13:45	09-10	1	15
CITY OF SAN MARCOS	9048171	7/15/2009 16:30	09-10	1	16
CITY OF SAN MARCOS	9048421	7/17/2009 1:00	09-10	1	17
CITY OF SAN MARCOS	9048683	7/18/2009 2:00	09-10	1	18
CITY OF SAN MARCOS	9048757	7/18/2009 14:45	09-10	1	19
CITY OF SAN MARCOS	9048817	7/18/2009 20:30	09-10	1	20
CITY OF SAN MARCOS	9049211	7/20/2009 23:06	09-10	1	21
CITY OF SAN MARCOS	9049210	7/20/2009 23:50	09-10	1	22
CITY OF SAN MARCOS	9049215	7/21/2009 1:06	09-10	1	23
CITY OF SAN MARCOS	9049445	7/22/2009 7:40	09-10	1	24
CITY OF SAN MARCOS	9049721	7/23/2009 11:55	09-10	1	25
CITY OF SAN MARCOS	9050014	7/24/2009 18:30	09-10	1	26
CITY OF SAN MARCOS	9050036	7/24/2009 19:00	09-10	1	27
CITY OF SAN MARCOS	9050198	7/25/2009 14:20	09-10	1	28
CITY OF SAN MARCOS	9050450	7/27/2009 13:05	09-10	1	29
CITY OF SAN MARCOS	9050532	7/27/2009 23:20	09-10	1	30
CITY OF SAN MARCOS	9050542	7/28/2009 1:37	09-10	1	31
CITY OF SAN MARCOS	9050839	7/29/2009 15:48	09-10	1	32
CITY OF SAN MARCOS	9051282	7/31/2009 20:00	09-10	1	33
CITY OF SAN MARCOS	9078869	8/1/2009 0:01	09-10	1	34
CITY OF SAN MARCOS	9051428	8/1/2009 15:15	09-10	1	35
CITY OF SAN MARCOS	9051528	8/2/2009 4:15	09-10	1	36
CITY OF SAN MARCOS	9051718	8/3/2009 10:45	09-10	1	37
CITY OF SAN MARCOS	9051867	8/4/2009 6:30	09-10	1	38
CITY OF SAN MARCOS	9051937	8/4/2009 14:00	09-10	1	39
CITY OF SAN MARCOS	9052019	8/5/2009 1:38	09-10	1	40
CITY OF SAN MARCOS	9052145	8/5/2009 15:00	09-10	1	41
CITY OF SAN MARCOS	9052205	8/5/2009 21:30	09-10	1	42
CITY OF SAN MARCOS	9052324	8/5/2009 23:30	09-10	1	43

CITY OF SAN MARCOS	9052342	8/6/2009 18:30	09-10	1	44
CITY OF SAN MARCOS	9052517	8/7/2009 20:15	09-10	1	45
CITY OF SAN MARCOS	9056383	8/10/2009 17:10	09-10	1	46
CITY OF SAN MARCOS	9053443	8/12/2009 21:00	09-10	1	47
CITY OF SAN MARCOS	9053466	8/12/2009 23:00	09-10	1	48
CITY OF SAN MARCOS	9054756	8/20/2009 2:30	09-10	1	49
CITY OF SAN MARCOS	9054795	8/20/2009 10:00	09-10	1	50
CITY OF SAN MARCOS	9055073	8/20/2009 12:00	09-10	1	51
CITY OF SAN MARCOS	9055165	8/20/2009 14:17	09-10	1	52
CITY OF SAN MARCOS	9054981	8/21/2009 8:00	09-10	1	53
CITY OF SAN MARCOS	9055295	8/22/2009 14:00	09-10	1	54
CITY OF SAN MARCOS	9055371	8/22/2009 22:35	09-10	1	55
CITY OF SAN MARCOS	9055409	8/23/2009 2:35	09-10	1	56
CITY OF SAN MARCOS	9055583	8/24/2009 8:20	09-10	1	57
CITY OF SAN MARCOS	9058946	8/24/2009 12:00	09-10	1	58
CITY OF SAN MARCOS	9056743	8/30/2009 12:30	09-10	1	59
CITY OF SAN MARCOS	9056820	8/30/2009 22:30	09-10	1	60
CITY OF SAN MARCOS	9056832	8/31/2009 0:30	09-10	1	61
CITY OF SAN MARCOS	9057053	9/1/2009 5:50	09-10	1	62
CITY OF SAN MARCOS	9057342	9/2/2009 14:31	09-10	1	63
CITY OF SAN MARCOS	9057539	9/3/2009 13:00	09-10	1	64
CITY OF SAN MARCOS	9057667	9/4/2009 0:30	09-10	1	65
CITY OF SAN MARCOS	9057853	9/4/2009 20:45	09-10	1	66
CITY OF SAN MARCOS	9058030	9/5/2009 21:00	09-10	1	67
CITY OF SAN MARCOS	9058169	9/6/2009 18:30	09-10	1	68
CITY OF SAN MARCOS	9058404	9/7/2009 21:26	09-10	1	69
CITY OF SAN MARCOS	9058493	9/8/2009 9:55	09-10	1	70
CITY OF SAN MARCOS	9058583	9/8/2009 14:30	09-10	1	71
CITY OF SAN MARCOS	9058640	9/9/2009 0:43	09-10	1	72
CITY OF SAN MARCOS	9058841	9/9/2009 22:55	09-10	1	73
CITY OF SAN MARCOS	9059571	9/13/2009 22:25	09-10	1	74
CITY OF SAN MARCOS	9059604	9/14/2009 7:45	09-10	1	75
CITY OF SAN MARCOS	9059648	9/14/2009 12:02	09-10	1	76
CITY OF SAN MARCOS	9059757	9/15/2009 0:55	09-10	1	77
CITY OF SAN MARCOS	9059822	9/15/2009 10:20	09-10	1	78
CITY OF SAN MARCOS	9059934	9/16/2009 0:03	09-10	1	79
CITY OF SAN MARCOS	9060109	9/16/2009 20:19	09-10	1	80
CITY OF SAN MARCOS	9060455	9/18/2009 14:00	09-10	1	81
CITY OF SAN MARCOS	9060518	9/18/2009 21:00	09-10	1	82
CITY OF SAN MARCOS	9060832	9/20/2009 13:30	09-10	1	83
CITY OF SAN MARCOS	9061207	9/22/2009 11:30	09-10	1	84
CITY OF SAN MARCOS	9061700	9/24/2009 22:32	09-10	1	85
CITY OF SAN MARCOS	9061766	9/25/2009 7:30	09-10	1	86
CITY OF SAN MARCOS	9061869	9/25/2009 17:00	09-10	1	87
CITY OF SAN MARCOS	9061998	9/26/2009 10:40	09-10	1	88
CITY OF SAN MARCOS	9062089	9/26/2009 21:20	09-10	1	89
CITY OF SAN MARCOS	9062273	9/28/2009 1:30	09-10	1	90
CITY OF SAN MARCOS	9062717	9/30/2009 8:00	09-10	1	91

CITY OF SAN MARCOS	9062851	9/30/2009 19:30	09-10	1	92
CITY OF SAN MARCOS	9063012	10/1/2009 14:00	09-10	1	93
CITY OF SAN MARCOS	10015994	10/2/2009 23:44	09-10	1	94
CITY OF SAN MARCOS	9063438	10/3/2009 17:47	09-10	1	95
CITY OF SAN MARCOS	9063832	10/6/2009 4:30	09-10	1	96
CITY OF SAN MARCOS	9064408	10/8/2009 21:00	09-10	1	97
CITY OF SAN MARCOS	9064741	10/10/2009 14:03	09-10	1	98
CITY OF SAN MARCOS	9064973	10/11/2009 11:21	09-10	1	99
CITY OF SAN MARCOS	9066004	10/17/2009 1:20	09-10	1	100
CITY OF SAN MARCOS	9066025	10/17/2009 3:30	09-10	1	101
CITY OF SAN MARCOS	9066096	10/17/2009 8:00	09-10	1	102
CITY OF SAN MARCOS	9066939	10/22/2009 9:00	09-10	1	103
CITY OF SAN MARCOS	9067087	10/23/2009 0:01	09-10	1	104
CITY OF SAN MARCOS	9067461	10/24/2009 23:20	09-10	1	105
CITY OF SAN MARCOS	9067844	10/26/2009 12:30	09-10	1	106
CITY OF SAN MARCOS	9067867	10/27/2009 2:30	09-10	1	107
CITY OF SAN MARCOS	9068379	10/30/2009 0:48	09-10	1	108
CITY OF SAN MARCOS	9068757	11/1/2009 2:20	09-10	1	109
CITY OF SAN MARCOS	9069251	11/3/2009 23:53	09-10	1	110
CITY OF SAN MARCOS	9069424	11/4/2009 23:30	09-10	1	111
CITY OF SAN MARCOS	9070033	11/6/2009 22:00	09-10	1	112
CITY OF SAN MARCOS	9069926	11/7/2009 17:30	09-10	1	113
CITY OF SAN MARCOS	9070102	11/7/2009 21:44	09-10	1	114
CITY OF SAN MARCOS	9070146	11/9/2009 6:50	09-10	1	115
CITY OF SAN MARCOS	9070175	11/9/2009 8:10	09-10	1	116
CITY OF SAN MARCOS	9070482	11/10/2009 18:30	09-10	1	117
CITY OF SAN MARCOS	9070974	11/13/2009 10:00	09-10	1	118
CITY OF SAN MARCOS	9071075	11/14/2009 1:30	09-10	1	119
CITY OF SAN MARCOS	9071242	11/15/2009 3:00	09-10	1	120
CITY OF SAN MARCOS	9073815	11/16/2009 5:54	09-10	1	121
CITY OF SAN MARCOS	9071820	11/17/2009 15:15	09-10	1	122
CITY OF SAN MARCOS	9072188	11/20/2009 13:10	09-10	1	123
CITY OF SAN MARCOS	9072566	11/22/2009 17:30	09-10	1	124
CITY OF SAN MARCOS	9072571	11/22/2009 18:22	09-10	1	125
CITY OF SAN MARCOS	9072865	11/24/2009 10:30	09-10	1	126
CITY OF SAN MARCOS	9072969	11/24/2009 20:00	09-10	1	127
CITY OF SAN MARCOS	9073222	11/26/2009 12:20	09-10	1	128
CITY OF SAN MARCOS	9074254	12/3/2009 1:30	09-10	1	129
CITY OF SAN MARCOS	9074423	12/3/2009 19:45	09-10	1	130
CITY OF SAN MARCOS	9074414	12/3/2009 19:48	09-10	1	131
CITY OF SAN MARCOS	9074645	12/4/2009 23:00	09-10	1	132
CITY OF SAN MARCOS	9075917	12/12/2009 14:06	09-10	1	133
CITY OF SAN MARCOS	9076013	12/13/2009 0:46	09-10	1	134
CITY OF SAN MARCOS	9076014	12/13/2009 1:38	09-10	1	135
CITY OF SAN MARCOS	9076484	12/16/2009 2:17	09-10	1	136
CITY OF SAN MARCOS	9077238	12/19/2009 1:40	09-10	1	137
CITY OF SAN MARCOS	9077432	12/20/2009 10:03	09-10	1	138
CITY OF SAN MARCOS	9077687	12/21/2009 20:23	09-10	1	139

CITY OF SAN MARCOS	9077704	12/21/2009 23:15	09-10	1	140
CITY OF SAN MARCOS	9078065	12/24/2009 10:25	09-10	1	141
CITY OF SAN MARCOS	11147991	12/25/2009 3:00	09-10	1	142
CITY OF SAN MARCOS	9078358	12/26/2009 20:27	09-10	1	143
CITY OF SAN MARCOS	9078451	12/27/2009 13:51	09-10	1	144
CITY OF SAN MARCOS	9078478	12/27/2009 16:30	09-10	1	145
CITY OF SAN MARCOS	9078759	12/29/2009 15:10	09-10	1	146
CITY OF SAN MARCOS	9078808	12/29/2009 20:00	09-10	1	147
CITY OF SAN MARCOS	9078806	12/29/2009 20:50	09-10	1	148
CITY OF SAN MARCOS	9079123	12/31/2009 15:00	09-10	1	149
CITY OF SAN MARCOS	10010099	1/1/2010 4:00	09-10	1	150
CITY OF SAN MARCOS	10010300	1/2/2010 22:15	09-10	1	151
CITY OF SAN MARCOS	10012786	1/3/2010 12:20	09-10	1	152
CITY OF SAN MARCOS	10010437	1/3/2010 17:30	09-10	1	153
CITY OF SAN MARCOS	10011026	1/6/2010 17:00	09-10	1	154
CITY OF SAN MARCOS	10011366	1/8/2010 15:35	09-10	1	155
CITY OF SAN MARCOS	10011427	1/8/2010 21:00	09-10	1	156
CITY OF SAN MARCOS	10011446	1/8/2010 23:00	09-10	1	157
CITY OF SAN MARCOS	10011602	1/9/2010 10:30	09-10	1	158
CITY OF SAN MARCOS	10011611	1/10/2010 0:04	09-10	1	159
CITY OF SAN MARCOS	10012020	1/10/2010 13:01	09-10	1	160
CITY OF SAN MARCOS	10011824	1/11/2010 14:55	09-10	1	161
CITY OF SAN MARCOS	10012183	1/13/2010 15:39	09-10	1	162
CITY OF SAN MARCOS	10012238	1/13/2010 16:40	09-10	1	163
CITY OF SAN MARCOS	10012492	1/15/2010 7:23	09-10	1	164
CITY OF SAN MARCOS	10012672	1/15/2010 23:26	09-10	1	165
CITY OF SAN MARCOS	10012826	1/16/2010 22:10	09-10	1	166
CITY OF SAN MARCOS	10012926	1/17/2010 18:30	09-10	1	167
CITY OF SAN MARCOS	10012957	1/17/2010 22:20	09-10	1	168
CITY OF SAN MARCOS	10013856	1/18/2010 19:00	09-10	1	169
CITY OF SAN MARCOS	10013090	1/19/2010 5:56	09-10	1	170
CITY OF SAN MARCOS	10013757	1/22/2010 23:50	09-10	1	171
CITY OF SAN MARCOS	10013910	1/23/2010 16:15	09-10	1	172
CITY OF SAN MARCOS	10014111	1/24/2010 23:33	09-10	1	173
CITY OF SAN MARCOS	10014280	1/25/2010 9:00	09-10	1	174
CITY OF SAN MARCOS	10014384	1/25/2010 21:10	09-10	1	175
CITY OF SAN MARCOS	10014437	1/26/2010 19:31	09-10	1	176
CITY OF SAN MARCOS	10014798	1/28/2010 16:30	09-10	1	177
CITY OF SAN MARCOS	10015069	1/29/2010 22:30	09-10	1	178
CITY OF SAN MARCOS	10016123	2/4/2010 8:00	09-10	1	179
CITY OF SAN MARCOS	10017285	2/4/2010 19:00	09-10	1	180
CITY OF SAN MARCOS	10016531	2/6/2010 1:00	09-10	1	181
CITY OF SAN MARCOS	10017011	2/9/2010 11:15	09-10	1	182
CITY OF SAN MARCOS	10017081	2/9/2010 20:19	09-10	1	183
CITY OF SAN MARCOS	10017117	2/9/2010 20:30	09-10	1	184
CITY OF SAN MARCOS	10017275	2/10/2010 19:45	09-10	1	185
CITY OF SAN MARCOS	10017501	2/11/2010 17:30	09-10	1	186
CITY OF SAN MARCOS	10017835	2/11/2010 23:00	09-10	1	187

CITY OF SAN MARCOS	10017991	2/14/2010 11:00	09-10	1	188
CITY OF SAN MARCOS	10018021	2/14/2010 18:00	09-10	1	189
CITY OF SAN MARCOS	10018413	2/15/2010 11:10	09-10	1	190
CITY OF SAN MARCOS	10018189	2/15/2010 22:45	09-10	1	191
CITY OF SAN MARCOS	10018543	2/17/2010 16:00	09-10	1	192
CITY OF SAN MARCOS	10019088	2/20/2010 3:00	09-10	1	193
CITY OF SAN MARCOS	10019092	2/20/2010 15:00	09-10	1	194
CITY OF SAN MARCOS	10019168	2/21/2010 3:00	09-10	1	195
CITY OF SAN MARCOS	10019279	2/21/2010 20:00	09-10	1	196
CITY OF SAN MARCOS	10020279	2/27/2010 4:00	09-10	1	197
CITY OF SAN MARCOS	10020472	2/27/2010 20:00	09-10	1	198
CITY OF SAN MARCOS	10020646	2/28/2010 13:00	09-10	1	199
CITY OF SAN MARCOS	10020575	2/28/2010 13:00	09-10	1	200
CITY OF SAN MARCOS	10020724	3/1/2010 14:34	09-10	1	201
CITY OF SAN MARCOS	10020829	3/2/2010 3:00	09-10	1	202
CITY OF SAN MARCOS	10020979	3/2/2010 16:45	09-10	1	203
CITY OF SAN MARCOS	10021196	3/3/2010 20:30	09-10	1	204
CITY OF SAN MARCOS	10021563	3/5/2010 16:30	09-10	1	205
CITY OF SAN MARCOS	10021570	3/5/2010 19:41	09-10	1	206
CITY OF SAN MARCOS	10021646	3/6/2010 3:30	09-10	1	207
CITY OF SAN MARCOS	10022171	3/7/2010 13:49	09-10	1	208
CITY OF SAN MARCOS	10021959	3/8/2010 5:30	09-10	1	209
CITY OF SAN MARCOS	10022874	3/10/2010 1:00	09-10	1	210
CITY OF SAN MARCOS	10022341	3/10/2010 15:00	09-10	1	211
CITY OF SAN MARCOS	10022594	3/11/2010 20:18	09-10	1	212
CITY OF SAN MARCOS	10023398	3/12/2010 14:00	09-10	1	213
CITY OF SAN MARCOS	10022752	3/12/2010 18:30	09-10	1	214
CITY OF SAN MARCOS	10023078	3/14/2010 15:01	09-10	1	215
CITY OF SAN MARCOS	10023090	3/14/2010 16:30	09-10	1	216
CITY OF SAN MARCOS	10023118	3/14/2010 20:24	09-10	1	217
CITY OF SAN MARCOS	10023124	3/14/2010 22:10	09-10	1	218
CITY OF SAN MARCOS	10023710	3/17/2010 23:52	09-10	1	219
CITY OF SAN MARCOS	10023907	3/18/2010 8:45	09-10	1	220
CITY OF SAN MARCOS	10037127	3/20/2010 10:00	09-10	1	221
CITY OF SAN MARCOS	10024252	3/20/2010 13:00	09-10	1	222
CITY OF SAN MARCOS	10024606	3/21/2010 3:00	09-10	1	223
CITY OF SAN MARCOS	10024665	3/22/2010 19:00	09-10	1	224
CITY OF SAN MARCOS	10024867	3/23/2010 19:51	09-10	1	225
CITY OF SAN MARCOS	10025499	3/26/2010 20:40	09-10	1	226
CITY OF SAN MARCOS	10025501	3/26/2010 20:59	09-10	1	227
CITY OF SAN MARCOS	10025576	3/27/2010 8:24	09-10	1	228
CITY OF SAN MARCOS	10025678	3/27/2010 21:17	09-10	1	229
CITY OF SAN MARCOS	10025829	3/28/2010 17:45	09-10	1	230
CITY OF SAN MARCOS	10025845	3/28/2010 19:30	09-10	1	231
CITY OF SAN MARCOS	10026146	3/30/2010 14:00	09-10	1	232
CITY OF SAN MARCOS	10026299	3/31/2010 17:00	09-10	1	233
CITY OF SAN MARCOS	10026288	3/31/2010 18:05	09-10	1	234
CITY OF SAN MARCOS	11143866	4/1/2010 8:00	09-10	1	235

CITY OF SAN MARCOS	10026583	4/1/2010 16:00	09-10	1	236
CITY OF SAN MARCOS	10026744	4/3/2010 3:50	09-10	1	237
CITY OF SAN MARCOS	10026763	4/3/2010 9:00	09-10	1	238
CITY OF SAN MARCOS	10026807	4/3/2010 14:50	09-10	1	239
CITY OF SAN MARCOS	10026932	4/4/2010 13:00	09-10	1	240
CITY OF SAN MARCOS	10026981	4/4/2010 22:30	09-10	1	241
CITY OF SAN MARCOS	10027188	4/6/2010 7:00	09-10	1	242
CITY OF SAN MARCOS	10027313	4/6/2010 17:25	09-10	1	243
CITY OF SAN MARCOS	10027381	4/7/2010 0:50	09-10	1	244
CITY OF SAN MARCOS	10027689	4/8/2010 17:00	09-10	1	245
CITY OF SAN MARCOS	10027720	4/8/2010 22:10	09-10	1	246
CITY OF SAN MARCOS	10032617	4/9/2010 12:00	09-10	1	247
CITY OF SAN MARCOS	10032179	4/11/2010 8:43	09-10	1	248
CITY OF SAN MARCOS	10028247	4/11/2010 19:47	09-10	1	249
CITY OF SAN MARCOS	10028252	4/11/2010 21:00	09-10	1	250
CITY OF SAN MARCOS	10028455	4/12/2010 23:32	09-10	1	251
CITY OF SAN MARCOS	10029489	4/17/2010 18:25	09-10	1	252
CITY OF SAN MARCOS	10029698	4/18/2010 18:30	09-10	1	253
CITY OF SAN MARCOS	10029750	4/19/2010 0:50	09-10	1	254
CITY OF SAN MARCOS	10030060	4/20/2010 12:00	09-10	1	255
CITY OF SAN MARCOS	10030112	4/20/2010 15:00	09-10	1	256
CITY OF SAN MARCOS	10030279	4/21/2010 15:08	09-10	1	257
CITY OF SAN MARCOS	10030321	4/21/2010 19:15	09-10	1	258
CITY OF SAN MARCOS	10030352	4/21/2010 23:42	09-10	1	259
CITY OF SAN MARCOS	10030507	4/22/2010 16:33	09-10	1	260
CITY OF SAN MARCOS	10031470	4/26/2010 23:50	09-10	1	261
CITY OF SAN MARCOS	10031685	4/28/2010 0:50	09-10	1	262
CITY OF SAN MARCOS	10032327	4/30/2010 12:00	09-10	1	263
CITY OF SAN MARCOS	10035625	4/30/2010 19:00	09-10	1	264
CITY OF SAN MARCOS	10032210	4/30/2010 19:35	09-10	1	265
CITY OF SAN MARCOS	10032635	5/3/2010 9:30	09-10	1	266
CITY OF SAN MARCOS	10032813	5/3/2010 21:30	09-10	1	267
CITY OF SAN MARCOS	10032915	5/4/2010 4:53	09-10	1	268
CITY OF SAN MARCOS	10032842	5/4/2010 11:08	09-10	1	269
CITY OF SAN MARCOS	10032938	5/4/2010 18:29	09-10	1	270
CITY OF SAN MARCOS	10032975	5/5/2010 0:30	09-10	1	271
CITY OF SAN MARCOS	10033799	5/6/2010 12:00	09-10	1	272
CITY OF SAN MARCOS	10055898	5/6/2010 16:12	09-10	1	273
CITY OF SAN MARCOS	10033344	5/6/2010 21:05	09-10	1	274
CITY OF SAN MARCOS	10033481	5/7/2010 14:50	09-10	1	275
CITY OF SAN MARCOS	10033676	5/8/2010 18:30	09-10	1	276
CITY OF SAN MARCOS	10034171	5/11/2010 16:30	09-10	1	277
CITY OF SAN MARCOS	10034305	5/12/2010 11:15	09-10	1	278
CITY OF SAN MARCOS	10034467	5/13/2010 8:15	09-10	1	279
CITY OF SAN MARCOS	10034728	5/14/2010 0:01	09-10	1	280
CITY OF SAN MARCOS	10034810	5/14/2010 18:31	09-10	1	281
CITY OF SAN MARCOS	10034914	5/14/2010 23:55	09-10	1	282
CITY OF SAN MARCOS	10034932	5/15/2010 1:25	09-10	1	283

CITY OF SAN MARCOS	10034980	5/15/2010 10:29	09-10	1	284
CITY OF SAN MARCOS	10035070	5/15/2010 22:30	09-10	1	285
CITY OF SAN MARCOS	10035096	5/16/2010 2:30	09-10	1	286
CITY OF SAN MARCOS	10036193	5/21/2010 18:30	09-10	1	287
CITY OF SAN MARCOS	10036448	5/23/2010 4:57	09-10	1	288
CITY OF SAN MARCOS	10036678	5/23/2010 18:00	09-10	1	289
CITY OF SAN MARCOS	10036687	5/24/2010 16:59	09-10	1	290
CITY OF SAN MARCOS	10036897	5/25/2010 21:25	09-10	1	291
CITY OF SAN MARCOS	10036983	5/26/2010 10:45	09-10	1	292
CITY OF SAN MARCOS	10037264	5/27/2010 20:13	09-10	1	293
CITY OF SAN MARCOS	10037977	5/31/2010 18:00	09-10	1	294
CITY OF SAN MARCOS	10038010	5/31/2010 22:00	09-10	1	295
CITY OF SAN MARCOS	10038994	6/5/2010 13:00	09-10	1	296
CITY OF SAN MARCOS	10039055	6/5/2010 20:40	09-10	1	297
CITY OF SAN MARCOS	10039126	6/6/2010 3:00	09-10	1	298
CITY OF SAN MARCOS	10039162	6/6/2010 6:00	09-10	1	299
CITY OF SAN MARCOS	10039210	6/6/2010 19:15	09-10	1	300
CITY OF SAN MARCOS	10039494	6/8/2010 10:30	09-10	1	301
CITY OF SAN MARCOS	10039546	6/8/2010 15:53	09-10	1	302
CITY OF SAN MARCOS	10039557	6/8/2010 16:15	09-10	1	303
CITY OF SAN MARCOS	10039798	6/9/2010 7:30	09-10	1	304
CITY OF SAN MARCOS	10040683	6/9/2010 23:10	09-10	1	305
CITY OF SAN MARCOS	10039866	6/10/2010 9:00	09-10	1	306
CITY OF SAN MARCOS	10040339	6/11/2010 21:00	09-10	1	307
CITY OF SAN MARCOS	10040238	6/12/2010 0:46	09-10	1	308
CITY OF SAN MARCOS	10042558	6/12/2010 23:00	09-10	1	309
CITY OF SAN MARCOS	10040663	6/14/2010 14:00	09-10	1	310
CITY OF SAN MARCOS	10040724	6/14/2010 21:00	09-10	1	311
CITY OF SAN MARCOS	10040912	6/15/2010 18:40	09-10	1	312
CITY OF SAN MARCOS	10040917	6/15/2010 20:00	09-10	1	313
CITY OF SAN MARCOS	10041101	6/16/2010 19:52	09-10	1	314
CITY OF SAN MARCOS	10041810	6/17/2010 20:00	09-10	1	315
CITY OF SAN MARCOS	10041327	6/17/2010 21:45	09-10	1	316
CITY OF SAN MARCOS	10041784	6/20/2010 1:00	09-10	1	317
CITY OF SAN MARCOS	10042369	6/23/2010 17:00	09-10	1	318
CITY OF SAN MARCOS	10042557	6/23/2010 22:30	09-10	1	319
CITY OF SAN MARCOS	10042760	6/25/2010 19:20	09-10	1	320
CITY OF SAN MARCOS	10042834	6/26/2010 2:27	09-10	1	321
CITY OF SAN MARCOS	10042931	6/26/2010 19:00	09-10	1	322
CITY OF SAN MARCOS	10046057	6/26/2010 22:00	09-10	1	323
CITY OF SAN MARCOS	10042972	6/26/2010 23:00	09-10	1	324
CITY OF SAN MARCOS	10042974	6/26/2010 23:30	09-10	1	325
CITY OF SAN MARCOS	10042995	6/27/2010 1:33	09-10	1	326
CITY OF SAN MARCOS	10043000	6/27/2010 2:45	09-10	1	327
CITY OF SAN MARCOS	10043078	6/27/2010 15:00	09-10	1	328
CITY OF SAN MARCOS	10042956	6/27/2010 20:30	09-10	1	329
CITY OF SAN MARCOS	10043333	6/28/2010 6:15	09-10	1	330
CITY OF SAN MARCOS	10043214	6/28/2010 13:15	09-10	1	331

CITY OF SAN MARCOS	10043283	6/28/2010 20:25	09-10	1	332
CITY OF SAN MARCOS	10070968	6/30/2010 12:56	09-10	1	333
CITY OF SAN MARCOS	10052902	6/30/2010 14:00	09-10	1	334
CITY OF SAN MARCOS	10048804	6/30/2010 20:00	09-10	1	335
CITY OF SAN MARCOS	10043635	6/30/2010 21:27	09-10	1	336

Automated Regional Justice Information System (ARJIS) county system
 Number of Domestic Violence-related Calls for Assistance
 FY 2010-11

Claimant Generated

BCS Area	Incident Number	Date & Time	Fiscal Year	Domestic Violence Flag	<u>COUNT</u>
CITY OF SAN MARCOS	10053395	7/4/2010 12:00	10-11	1	1
CITY OF SAN MARCOS	10044436	7/5/2010 9:40	10-11	1	2
CITY OF SAN MARCOS	10045013	7/7/2010 16:50	10-11	1	3
CITY OF SAN MARCOS	10045086	7/8/2010 20:40	10-11	1	4
CITY OF SAN MARCOS	10045261	7/9/2010 20:15	10-11	1	5
CITY OF SAN MARCOS	10045486	7/11/2010 7:20	10-11	1	6
CITY OF SAN MARCOS	10046117	7/13/2010 21:00	10-11	1	7
CITY OF SAN MARCOS	10046434	7/16/2010 14:00	10-11	1	8
CITY OF SAN MARCOS	10046474	7/16/2010 18:51	10-11	1	9
CITY OF SAN MARCOS	10046536	7/17/2010 2:15	10-11	1	10
CITY OF SAN MARCOS	10047241	7/18/2010 5:00	10-11	1	11
CITY OF SAN MARCOS	10046710	7/18/2010 5:50	10-11	1	12
CITY OF SAN MARCOS	10046765	7/18/2010 15:30	10-11	1	13
CITY OF SAN MARCOS	10046777	7/18/2010 17:09	10-11	1	14
CITY OF SAN MARCOS	10046846	7/19/2010 2:12	10-11	1	15
CITY OF SAN MARCOS	10046910	7/19/2010 14:00	10-11	1	16
CITY OF SAN MARCOS	10047563	7/22/2010 21:05	10-11	1	17
CITY OF SAN MARCOS	10047918	7/24/2010 20:39	10-11	1	18
CITY OF SAN MARCOS	10048131	7/26/2010 6:56	10-11	1	19
CITY OF SAN MARCOS	10048435	7/27/2010 18:20	10-11	1	20
CITY OF SAN MARCOS	10049134	7/31/2010 9:00	10-11	1	21
CITY OF SAN MARCOS	10049270	7/31/2010 21:00	10-11	1	22
CITY OF SAN MARCOS	10050441	8/8/2010 9:31	10-11	1	23
CITY OF SAN MARCOS	10050461	8/8/2010 11:41	10-11	1	24
CITY OF SAN MARCOS	10050638	8/9/2010 12:25	10-11	1	25
CITY OF SAN MARCOS	10051528	8/11/2010 18:00	10-11	1	26
CITY OF SAN MARCOS	10051338	8/11/2010 19:30	10-11	1	27
CITY OF SAN MARCOS	10051341	8/13/2010 14:15	10-11	1	28
CITY OF SAN MARCOS	10051733	8/15/2010 16:33	10-11	1	29
CITY OF SAN MARCOS	10052245	8/18/2010 10:30	10-11	1	30
CITY OF SAN MARCOS	10052372	8/19/2010 1:00	10-11	1	31
CITY OF SAN MARCOS	10053301	8/20/2010 12:00	10-11	1	32
CITY OF SAN MARCOS	10052645	8/20/2010 13:20	10-11	1	33
CITY OF SAN MARCOS	10052836	8/21/2010 9:20	10-11	1	34
CITY OF SAN MARCOS	10052896	8/21/2010 15:50	10-11	1	35
CITY OF SAN MARCOS	10053034	8/22/2010 12:50	10-11	1	36
CITY OF SAN MARCOS	10053054	8/22/2010 17:24	10-11	1	37
CITY OF SAN MARCOS	10053638	8/25/2010 13:30	10-11	1	38
CITY OF SAN MARCOS	10053730	8/26/2010 2:20	10-11	1	39
CITY OF SAN MARCOS	10053732	8/26/2010 2:20	10-11	1	40
CITY OF SAN MARCOS	10053995	8/27/2010 10:50	10-11	1	41
CITY OF SAN MARCOS	10054139	8/28/2010 0:50	10-11	1	42
CITY OF SAN MARCOS	10054650	8/30/2010 17:36	10-11	1	43

CITY OF SAN MARCOS	10055086	9/1/2010 23:00	10-11	1	44
CITY OF SAN MARCOS	10055463	9/3/2010 20:00	10-11	1	45
CITY OF SAN MARCOS	10055729	9/5/2010 12:08	10-11	1	46
CITY OF SAN MARCOS	10058891	9/5/2010 20:50	10-11	1	47
CITY OF SAN MARCOS	10056360	9/7/2010 12:56	10-11	1	48
CITY OF SAN MARCOS	10056232	9/8/2010 11:30	10-11	1	49
CITY OF SAN MARCOS	10056836	9/9/2010 20:00	10-11	1	50
CITY OF SAN MARCOS	10056766	9/11/2010 0:10	10-11	1	51
CITY OF SAN MARCOS	10059165	9/11/2010 12:00	10-11	1	52
CITY OF SAN MARCOS	10056897	9/11/2010 20:30	10-11	1	53
CITY OF SAN MARCOS	10057291	9/14/2010 2:00	10-11	1	54
CITY OF SAN MARCOS	10057463	9/14/2010 19:45	10-11	1	55
CITY OF SAN MARCOS	10057473	9/14/2010 20:31	10-11	1	56
CITY OF SAN MARCOS	10057773	9/16/2010 11:50	10-11	1	57
CITY OF SAN MARCOS	10058061	9/17/2010 19:00	10-11	1	58
CITY OF SAN MARCOS	10058074	9/17/2010 20:30	10-11	1	59
CITY OF SAN MARCOS	10058295	9/18/2010 20:10	10-11	1	60
CITY OF SAN MARCOS	10058387	9/19/2010 9:06	10-11	1	61
CITY OF SAN MARCOS	10058409	9/19/2010 10:45	10-11	1	62
CITY OF SAN MARCOS	10058408	9/19/2010 11:20	10-11	1	63
CITY OF SAN MARCOS	10058473	9/19/2010 20:00	10-11	1	64
CITY OF SAN MARCOS	10058738	9/21/2010 3:45	10-11	1	65
CITY OF SAN MARCOS	10058801	9/21/2010 13:55	10-11	1	66
CITY OF SAN MARCOS	10059532	9/24/2010 10:00	10-11	1	67
CITY OF SAN MARCOS	10059479	9/24/2010 17:54	10-11	1	68
CITY OF SAN MARCOS	10059611	9/25/2010 0:38	10-11	1	69
CITY OF SAN MARCOS	10062009	9/26/2010 16:00	10-11	1	70
CITY OF SAN MARCOS	10059960	9/26/2010 21:00	10-11	1	71
CITY OF SAN MARCOS	10060192	9/28/2010 8:00	10-11	1	72
CITY OF SAN MARCOS	10060688	10/1/2010 2:15	10-11	1	73
CITY OF SAN MARCOS	10061085	10/2/2010 21:30	10-11	1	74
CITY OF SAN MARCOS	10061526	10/5/2010 7:30	10-11	1	75
CITY OF SAN MARCOS	10061609	10/5/2010 15:00	10-11	1	76
CITY OF SAN MARCOS	10061710	10/6/2010 15:15	10-11	1	77
CITY OF SAN MARCOS	10064828	10/8/2010 17:00	10-11	1	78
CITY OF SAN MARCOS	10062167	10/8/2010 23:00	10-11	1	79
CITY OF SAN MARCOS	10062182	10/9/2010 1:00	10-11	1	80
CITY OF SAN MARCOS	10062412	10/10/2010 14:00	10-11	1	81
CITY OF SAN MARCOS	10062563	10/11/2010 14:50	10-11	1	82
CITY OF SAN MARCOS	10062629	10/11/2010 21:00	10-11	1	83
CITY OF SAN MARCOS	10062806	10/12/2010 19:50	10-11	1	84
CITY OF SAN MARCOS	10063260	10/14/2010 21:45	10-11	1	85
CITY OF SAN MARCOS	10063458	10/15/2010 20:51	10-11	1	86
CITY OF SAN MARCOS	10063610	10/16/2010 18:00	10-11	1	87
CITY OF SAN MARCOS	10063613	10/16/2010 19:50	10-11	1	88
CITY OF SAN MARCOS	10063770	10/17/2010 19:00	10-11	1	89
CITY OF SAN MARCOS	10064453	10/21/2010 22:08	10-11	1	90
CITY OF SAN MARCOS	10065722	10/29/2010 9:00	10-11	1	91

CITY OF SAN MARCOS	11148864	11/1/2010 0:01	10-11	1	92
CITY OF SAN MARCOS	10066785	11/3/2010 13:51	10-11	1	93
CITY OF SAN MARCOS	10066896	11/4/2010 23:51	10-11	1	94
CITY OF SAN MARCOS	10067425	11/8/2010 0:20	10-11	1	95
CITY OF SAN MARCOS	10067928	11/10/2010 21:51	10-11	1	96
CITY OF SAN MARCOS	10068266	11/12/2010 14:45	10-11	1	97
CITY OF SAN MARCOS	10069832	11/13/2010 0:01	10-11	1	98
CITY OF SAN MARCOS	10068418	11/13/2010 15:45	10-11	1	99
CITY OF SAN MARCOS	10068585	11/14/2010 23:10	10-11	1	100
CITY OF SAN MARCOS	10068883	11/16/2010 16:30	10-11	1	101
CITY OF SAN MARCOS	10069201	11/17/2010 14:00	10-11	1	102
CITY OF SAN MARCOS	10069091	11/17/2010 19:00	10-11	1	103
CITY OF SAN MARCOS	10069090	11/17/2010 19:14	10-11	1	104
CITY OF SAN MARCOS	10069633	11/18/2010 8:00	10-11	1	105
CITY OF SAN MARCOS	10069757	11/21/2010 2:00	10-11	1	106
CITY OF SAN MARCOS	10069823	11/21/2010 18:15	10-11	1	107
CITY OF SAN MARCOS	10069845	11/21/2010 20:46	10-11	1	108
CITY OF SAN MARCOS	10070032	11/23/2010 1:30	10-11	1	109
CITY OF SAN MARCOS	10072977	11/23/2010 12:00	10-11	1	110
CITY OF SAN MARCOS	10070348	11/25/2010 0:05	10-11	1	111
CITY OF SAN MARCOS	10070510	11/26/2010 9:25	10-11	1	112
CITY OF SAN MARCOS	10070587	11/26/2010 16:30	10-11	1	113
CITY OF SAN MARCOS	10070617	11/27/2010 1:30	10-11	1	114
CITY OF SAN MARCOS	10070738	11/27/2010 20:47	10-11	1	115
CITY OF SAN MARCOS	10071230	11/30/2010 20:30	10-11	1	116
CITY OF SAN MARCOS	10071346	12/1/2010 13:30	10-11	1	117
CITY OF SAN MARCOS	10072045	12/4/2010 22:00	10-11	1	118
CITY OF SAN MARCOS	10073602	12/7/2010 10:00	10-11	1	119
CITY OF SAN MARCOS	10072766	12/9/2010 10:40	10-11	1	120
CITY OF SAN MARCOS	10073057	12/9/2010 15:07	10-11	1	121
CITY OF SAN MARCOS	10073585	12/13/2010 17:30	10-11	1	122
CITY OF SAN MARCOS	10073755	12/14/2010 17:10	10-11	1	123
CITY OF SAN MARCOS	10074288	12/17/2010 16:53	10-11	1	124
CITY OF SAN MARCOS	10074627	12/19/2010 15:00	10-11	1	125
CITY OF SAN MARCOS	10074693	12/20/2010 0:54	10-11	1	126
CITY OF SAN MARCOS	10074804	12/20/2010 17:00	10-11	1	127
CITY OF SAN MARCOS	10074879	12/21/2010 9:00	10-11	1	128
CITY OF SAN MARCOS	10075263	12/23/2010 19:40	10-11	1	129
CITY OF SAN MARCOS	10075502	12/26/2010 13:15	10-11	1	130
CITY OF SAN MARCOS	10075545	12/26/2010 21:45	10-11	1	131
CITY OF SAN MARCOS	10076014	12/29/2010 17:00	10-11	1	132
CITY OF SAN MARCOS	10076032	12/29/2010 20:30	10-11	1	133
CITY OF SAN MARCOS	10076285	12/31/2010 17:30	10-11	1	134
CITY OF SAN MARCOS	12111254	1/1/2011 12:00	10-11	1	135
CITY OF SAN MARCOS	11100513	1/2/2011 15:00	10-11	1	136
CITY OF SAN MARCOS	11100212	1/2/2011 17:44	10-11	1	137
CITY OF SAN MARCOS	11101929	1/5/2011 0:55	10-11	1	138
CITY OF SAN MARCOS	11100658	1/5/2011 12:30	10-11	1	139

CITY OF SAN MARCOS	11100856	1/6/2011 15:07	10-11	1	140
CITY OF SAN MARCOS	11100936	1/6/2011 23:21	10-11	1	141
CITY OF SAN MARCOS	11101375	1/8/2011 11:00	10-11	1	142
CITY OF SAN MARCOS	11101567	1/10/2011 18:08	10-11	1	143
CITY OF SAN MARCOS	11101600	1/10/2011 22:20	10-11	1	144
CITY OF SAN MARCOS	11101686	1/11/2011 14:30	10-11	1	145
CITY OF SAN MARCOS	11102245	1/11/2011 22:00	10-11	1	146
CITY OF SAN MARCOS	11101782	1/12/2011 0:10	10-11	1	147
CITY OF SAN MARCOS	12102185	1/12/2011 17:41	10-11	1	148
CITY OF SAN MARCOS	11101972	1/12/2011 21:00	10-11	1	149
CITY OF SAN MARCOS	11102529	1/15/2011 21:50	10-11	1	150
CITY OF SAN MARCOS	11102540	1/16/2011 0:17	10-11	1	151
CITY OF SAN MARCOS	11102621	1/16/2011 14:30	10-11	1	152
CITY OF SAN MARCOS	11102620	1/16/2011 15:30	10-11	1	153
CITY OF SAN MARCOS	11102787	1/17/2011 17:29	10-11	1	154
CITY OF SAN MARCOS	11102794	1/17/2011 18:10	10-11	1	155
CITY OF SAN MARCOS	11103297	1/20/2011 10:50	10-11	1	156
CITY OF SAN MARCOS	11103662	1/22/2011 0:36	10-11	1	157
CITY OF SAN MARCOS	11103762	1/22/2011 14:38	10-11	1	158
CITY OF SAN MARCOS	11103861	1/22/2011 21:00	10-11	1	159
CITY OF SAN MARCOS	11103835	1/22/2011 23:45	10-11	1	160
CITY OF SAN MARCOS	11104243	1/25/2011 14:30	10-11	1	161
CITY OF SAN MARCOS	11104290	1/25/2011 18:30	10-11	1	162
CITY OF SAN MARCOS	11104447	1/26/2011 15:30	10-11	1	163
CITY OF SAN MARCOS	11104528	1/26/2011 23:52	10-11	1	164
CITY OF SAN MARCOS	11104806	1/28/2011 12:00	10-11	1	165
CITY OF SAN MARCOS	11105836	2/2/2011 19:15	10-11	1	166
CITY OF SAN MARCOS	11106335	2/5/2011 9:15	10-11	1	167
CITY OF SAN MARCOS	11106446	2/6/2011 1:15	10-11	1	168
CITY OF SAN MARCOS	11108715	2/6/2011 17:00	10-11	1	169
CITY OF SAN MARCOS	11106782	2/7/2011 20:12	10-11	1	170
CITY OF SAN MARCOS	11107135	2/8/2011 8:30	10-11	1	171
CITY OF SAN MARCOS	11106883	2/8/2011 11:50	10-11	1	172
CITY OF SAN MARCOS	11109773	2/9/2011 12:00	10-11	1	173
CITY OF SAN MARCOS	11155776	2/11/2011 20:00	10-11	1	174
CITY OF SAN MARCOS	11108604	2/17/2011 18:30	10-11	1	175
CITY OF SAN MARCOS	11108825	2/19/2011 1:30	10-11	1	176
CITY OF SAN MARCOS	11109234	2/21/2011 19:38	10-11	1	177
CITY OF SAN MARCOS	11111087	2/24/2011 20:00	10-11	1	178
CITY OF SAN MARCOS	11109793	2/24/2011 20:00	10-11	1	179
CITY OF SAN MARCOS	11109801	2/25/2011 0:52	10-11	1	180
CITY OF SAN MARCOS	11109857	2/25/2011 11:30	10-11	1	181
CITY OF SAN MARCOS	12102828	2/27/2011 0:30	10-11	1	182
CITY OF SAN MARCOS	11110467	3/1/2011 3:30	10-11	1	183
CITY OF SAN MARCOS	11117021	3/1/2011 18:00	10-11	1	184
CITY OF SAN MARCOS	11111240	3/5/2011 13:25	10-11	1	185
CITY OF SAN MARCOS	11111248	3/5/2011 15:15	10-11	1	186
CITY OF SAN MARCOS	11111719	3/8/2011 10:45	10-11	1	187

CITY OF SAN MARCOS	11112750	3/13/2011 13:00	10-11	1	188
CITY OF SAN MARCOS	11112831	3/13/2011 14:30	10-11	1	189
CITY OF SAN MARCOS	11113389	3/14/2011 0:30	10-11	1	190
CITY OF SAN MARCOS	11113300	3/16/2011 23:30	10-11	1	191
CITY OF SAN MARCOS	11114201	3/17/2011 9:45	10-11	1	192
CITY OF SAN MARCOS	11113995	3/19/2011 15:00	10-11	1	193
CITY OF SAN MARCOS	11114033	3/20/2011 15:30	10-11	1	194
CITY OF SAN MARCOS	11114044	3/20/2011 15:30	10-11	1	195
CITY OF SAN MARCOS	11114181	3/21/2011 6:00	10-11	1	196
CITY OF SAN MARCOS	11114208	3/21/2011 16:30	10-11	1	197
CITY OF SAN MARCOS	11114498	3/23/2011 10:00	10-11	1	198
CITY OF SAN MARCOS	11114959	3/25/2011 20:25	10-11	1	199
CITY OF SAN MARCOS	11115501	3/28/2011 22:55	10-11	1	200
CITY OF SAN MARCOS	11116790	4/2/2011 20:00	10-11	1	201
CITY OF SAN MARCOS	11117113	4/7/2011 14:30	10-11	1	202
CITY OF SAN MARCOS	11117173	4/7/2011 22:00	10-11	1	203
CITY OF SAN MARCOS	11117391	4/9/2011 0:01	10-11	1	204
CITY OF SAN MARCOS	11117986	4/12/2011 20:02	10-11	1	205
CITY OF SAN MARCOS	11159101	4/13/2011 19:04	10-11	1	206
CITY OF SAN MARCOS	11118320	4/14/2011 17:59	10-11	1	207
CITY OF SAN MARCOS	11118552	4/16/2011 1:00	10-11	1	208
CITY OF SAN MARCOS	11119143	4/17/2011 15:30	10-11	1	209
CITY OF SAN MARCOS	11118869	4/17/2011 22:05	10-11	1	210
CITY OF SAN MARCOS	11119722	4/20/2011 20:00	10-11	1	211
CITY OF SAN MARCOS	11119558	4/21/2011 21:15	10-11	1	212
CITY OF SAN MARCOS	11119799	4/23/2011 1:00	10-11	1	213
CITY OF SAN MARCOS	11119859	4/23/2011 20:45	10-11	1	214
CITY OF SAN MARCOS	11119970	4/24/2011 20:15	10-11	1	215
CITY OF SAN MARCOS	11120324	4/26/2011 16:26	10-11	1	216
CITY OF SAN MARCOS	11120338	4/26/2011 17:10	10-11	1	217
CITY OF SAN MARCOS	11120593	4/28/2011 9:15	10-11	1	218
CITY OF SAN MARCOS	11120957	4/30/2011 1:30	10-11	1	219
CITY OF SAN MARCOS	11120949	4/30/2011 8:40	10-11	1	220
CITY OF SAN MARCOS	11121140	5/1/2011 17:50	10-11	1	221
CITY OF SAN MARCOS	11121502	5/2/2011 19:34	10-11	1	222
CITY OF SAN MARCOS	11121488	5/3/2011 18:00	10-11	1	223
CITY OF SAN MARCOS	11121598	5/4/2011 12:25	10-11	1	224
CITY OF SAN MARCOS	11121715	5/5/2011 0:10	10-11	1	225
CITY OF SAN MARCOS	11121766	5/5/2011 7:00	10-11	1	226
CITY OF SAN MARCOS	11122140	5/7/2011 0:07	10-11	1	227
CITY OF SAN MARCOS	11122599	5/10/2011 3:00	10-11	1	228
CITY OF SAN MARCOS	11122946	5/11/2011 20:20	10-11	1	229
CITY OF SAN MARCOS	11122978	5/12/2011 6:40	10-11	1	230
CITY OF SAN MARCOS	11123128	5/12/2011 22:25	10-11	1	231
CITY OF SAN MARCOS	11123339	5/14/2011 0:40	10-11	1	232
CITY OF SAN MARCOS	11123573	5/15/2011 1:55	10-11	1	233
CITY OF SAN MARCOS	11123692	5/15/2011 21:30	10-11	1	234
CITY OF SAN MARCOS	11124320	5/19/2011 17:00	10-11	1	235

CITY OF SAN MARCOS	11124513	5/20/2011 21:05	10-11	1	236
CITY OF SAN MARCOS	11124679	5/21/2011 18:49	10-11	1	237
CITY OF SAN MARCOS	11124684	5/21/2011 19:34	10-11	1	238
CITY OF SAN MARCOS	11124841	5/22/2011 21:00	10-11	1	239
CITY OF SAN MARCOS	11125500	5/23/2011 19:00	10-11	1	240
CITY OF SAN MARCOS	11125183	5/24/2011 19:30	10-11	1	241
CITY OF SAN MARCOS	11125354	5/25/2011 20:45	10-11	1	242
CITY OF SAN MARCOS	11125522	5/26/2011 17:30	10-11	1	243
CITY OF SAN MARCOS	11126274	5/28/2011 12:00	10-11	1	244
CITY OF SAN MARCOS	11126253	5/31/2011 10:18	10-11	1	245
CITY OF SAN MARCOS	12109414	6/1/2011 12:00	10-11	1	246
CITY OF SAN MARCOS	11126556	6/2/2011 3:15	10-11	1	247
CITY OF SAN MARCOS	11126741	6/3/2011 3:00	10-11	1	248
CITY OF SAN MARCOS	11126882	6/3/2011 20:03	10-11	1	249
CITY OF SAN MARCOS	11127086	6/4/2011 21:00	10-11	1	250
CITY OF SAN MARCOS	11127729	6/9/2011 1:00	10-11	1	251
CITY OF SAN MARCOS	11127861	6/9/2011 17:09	10-11	1	252
CITY OF SAN MARCOS	11127911	6/10/2011 1:00	10-11	1	253
CITY OF SAN MARCOS	11128296	6/12/2011 0:30	10-11	1	254
CITY OF SAN MARCOS	11129415	6/18/2011 22:06	10-11	1	255
CITY OF SAN MARCOS	11129425	6/18/2011 22:46	10-11	1	256
CITY OF SAN MARCOS	11129467	6/19/2011 7:00	10-11	1	257
CITY OF SAN MARCOS	11129540	6/19/2011 18:05	10-11	1	258
CITY OF SAN MARCOS	11129564	6/19/2011 19:35	10-11	1	259
CITY OF SAN MARCOS	11129740	6/20/2011 17:47	10-11	1	260
CITY OF SAN MARCOS	11129783	6/20/2011 21:56	10-11	1	261
CITY OF SAN MARCOS	11129782	6/20/2011 21:56	10-11	1	262
CITY OF SAN MARCOS	11129811	6/21/2011 4:57	10-11	1	263
CITY OF SAN MARCOS	11129960	6/21/2011 19:40	10-11	1	264
CITY OF SAN MARCOS	11130134	6/22/2011 17:30	10-11	1	265
CITY OF SAN MARCOS	11130130	6/22/2011 19:40	10-11	1	266
CITY OF SAN MARCOS	11130139	6/22/2011 20:00	10-11	1	267
CITY OF SAN MARCOS	11131008	6/24/2011 3:00	10-11	1	268
CITY OF SAN MARCOS	11130960	6/27/2011 11:45	10-11	1	269
CITY OF SAN MARCOS	11131653	6/30/2011 21:30	10-11	1	270

Automated Regional Justice Information System (ARJIS) county system
 Number of Domestic Violence-related Calls for Assistance
 FY 2011-12

Claimant Generated

BCS Area	Incident Number	Date & Time	Fiscal Year	Domestic Violence Flag	<u>COUNT</u>
CITY OF SAN MARCOS	11131675	7/1/2011 1:55	11-12	1	1
CITY OF SAN MARCOS	11132001	7/2/2011 1:57	11-12	1	2
CITY OF SAN MARCOS	11132077	7/2/2011 21:30	11-12	1	3
CITY OF SAN MARCOS	11132088	7/3/2011 0:01	11-12	1	4
CITY OF SAN MARCOS	11132214	7/3/2011 15:30	11-12	1	5
CITY OF SAN MARCOS	11132296	7/4/2011 12:00	11-12	1	6
CITY OF SAN MARCOS	11132330	7/4/2011 15:30	11-12	1	7
CITY OF SAN MARCOS	11132372	7/4/2011 20:20	11-12	1	8
CITY OF SAN MARCOS	11132395	7/4/2011 23:00	11-12	1	9
CITY OF SAN MARCOS	11132769	7/6/2011 21:40	11-12	1	10
CITY OF SAN MARCOS	11133328	7/10/2011 8:15	11-12	1	11
CITY OF SAN MARCOS	11133771	7/12/2011 19:30	11-12	1	12
CITY OF SAN MARCOS	11133963	7/13/2011 22:58	11-12	1	13
CITY OF SAN MARCOS	11134081	7/14/2011 14:11	11-12	1	14
CITY OF SAN MARCOS	11134402	7/16/2011 13:20	11-12	1	15
CITY OF SAN MARCOS	11134584	7/17/2011 14:28	11-12	1	16
CITY OF SAN MARCOS	11135200	7/20/2011 22:00	11-12	1	17
CITY OF SAN MARCOS	11136426	7/21/2011 18:00	11-12	1	18
CITY OF SAN MARCOS	11135369	7/21/2011 18:00	11-12	1	19
CITY OF SAN MARCOS	11135562	7/22/2011 20:45	11-12	1	20
CITY OF SAN MARCOS	11136115	7/24/2011 7:00	11-12	1	21
CITY OF SAN MARCOS	11136034	7/25/2011 10:45	11-12	1	22
CITY OF SAN MARCOS	11136791	7/25/2011 12:00	11-12	1	23
CITY OF SAN MARCOS	11136250	7/26/2011 0:01	11-12	1	24
CITY OF SAN MARCOS	11136321	7/27/2011 0:01	11-12	1	25
CITY OF SAN MARCOS	11136667	7/27/2011 13:00	11-12	1	26
CITY OF SAN MARCOS	11136794	7/27/2011 20:40	11-12	1	27
CITY OF SAN MARCOS	11139045	7/28/2011 1:00	11-12	1	28
CITY OF SAN MARCOS	11136928	7/30/2011 2:30	11-12	1	29
CITY OF SAN MARCOS	11136931	7/30/2011 2:40	11-12	1	30
CITY OF SAN MARCOS	11137125	7/31/2011 0:20	11-12	1	31
CITY OF SAN MARCOS	11137188	7/31/2011 14:30	11-12	1	32
CITY OF SAN MARCOS	11137234	7/31/2011 20:15	11-12	1	33
CITY OF SAN MARCOS	11137371	8/1/2011 16:10	11-12	1	34
CITY OF SAN MARCOS	11137548	8/2/2011 13:45	11-12	1	35
CITY OF SAN MARCOS	11137656	8/3/2011 2:30	11-12	1	36
CITY OF SAN MARCOS	11138067	8/4/2011 19:30	11-12	1	37
CITY OF SAN MARCOS	11138670	8/8/2011 13:30	11-12	1	38
CITY OF SAN MARCOS	11138773	8/9/2011 3:40	11-12	1	39
CITY OF SAN MARCOS	11139307	8/12/2011 5:25	11-12	1	40
CITY OF SAN MARCOS	11139590	8/13/2011 19:15	11-12	1	41
CITY OF SAN MARCOS	11139671	8/14/2011 7:00	11-12	1	42
CITY OF SAN MARCOS	11139762	8/14/2011 20:30	11-12	1	43

CITY OF SAN MARCOS	11140316	8/17/2011 21:00	11-12	1	44
CITY OF SAN MARCOS	11140330	8/17/2011 23:49	11-12	1	45
CITY OF SAN MARCOS	11140504	8/18/2011 22:00	11-12	1	46
CITY OF SAN MARCOS	11140676	8/19/2011 19:45	11-12	1	47
CITY OF SAN MARCOS	11140758	8/19/2011 23:00	11-12	1	48
CITY OF SAN MARCOS	11141053	8/21/2011 21:10	11-12	1	49
CITY OF SAN MARCOS	11141068	8/21/2011 22:40	11-12	1	50
CITY OF SAN MARCOS	11142475	8/27/2011 23:00	11-12	1	51
CITY OF SAN MARCOS	11142257	8/28/2011 17:43	11-12	1	52
CITY OF SAN MARCOS	11142444	8/29/2011 15:09	11-12	1	53
CITY OF SAN MARCOS	11143011	8/31/2011 23:00	11-12	1	54
CITY OF SAN MARCOS	12125025	9/1/2011 0:01	11-12	1	55
CITY OF SAN MARCOS	11148895	9/2/2011 8:00	11-12	1	56
CITY OF SAN MARCOS	11143307	9/3/2011 4:00	11-12	1	57
CITY OF SAN MARCOS	11143445	9/3/2011 19:30	11-12	1	58
CITY OF SAN MARCOS	11143685	9/5/2011 0:41	11-12	1	59
CITY OF SAN MARCOS	11143864	9/6/2011 9:44	11-12	1	60
CITY OF SAN MARCOS	11144000	9/6/2011 20:45	11-12	1	61
CITY OF SAN MARCOS	11144354	9/7/2011 17:00	11-12	1	62
CITY OF SAN MARCOS	11145159	9/7/2011 19:43	11-12	1	63
CITY OF SAN MARCOS	11144818	9/8/2011 23:55	11-12	1	64
CITY OF SAN MARCOS	11144486	9/9/2011 9:47	11-12	1	65
CITY OF SAN MARCOS	11144485	9/9/2011 9:47	11-12	1	66
CITY OF SAN MARCOS	11144577	9/10/2011 3:30	11-12	1	67
CITY OF SAN MARCOS	11144734	9/10/2011 22:15	11-12	1	68
CITY OF SAN MARCOS	11145161	9/13/2011 14:30	11-12	1	69
CITY OF SAN MARCOS	11145260	9/14/2011 7:00	11-12	1	70
CITY OF SAN MARCOS	11145752	9/16/2011 18:47	11-12	1	71
CITY OF SAN MARCOS	11146496	9/21/2011 2:00	11-12	1	72
CITY OF SAN MARCOS	11146633	9/21/2011 18:00	11-12	1	73
CITY OF SAN MARCOS	11146651	9/21/2011 20:30	11-12	1	74
CITY OF SAN MARCOS	11147152	9/23/2011 20:00	11-12	1	75
CITY OF SAN MARCOS	11147027	9/24/2011 3:24	11-12	1	76
CITY OF SAN MARCOS	11147717	9/28/2011 1:45	11-12	1	77
CITY OF SAN MARCOS	11147952	9/28/2011 21:00	11-12	1	78
CITY OF SAN MARCOS	11148002	9/29/2011 12:30	11-12	1	79
CITY OF SAN MARCOS	11148223	9/30/2011 15:30	11-12	1	80
CITY OF SAN MARCOS	11148437	10/1/2011 21:01	11-12	1	81
CITY OF SAN MARCOS	11148564	10/2/2011 18:50	11-12	1	82
CITY OF SAN MARCOS	11149110	10/5/2011 12:00	11-12	1	83
CITY OF SAN MARCOS	11149261	10/6/2011 13:40	11-12	1	84
CITY OF SAN MARCOS	11149412	10/7/2011 8:00	11-12	1	85
CITY OF SAN MARCOS	11149548	10/7/2011 22:03	11-12	1	86
CITY OF SAN MARCOS	11149710	10/8/2011 19:45	11-12	1	87
CITY OF SAN MARCOS	11150018	10/10/2011 18:00	11-12	1	88
CITY OF SAN MARCOS	11150169	10/11/2011 9:00	11-12	1	89
CITY OF SAN MARCOS	11150294	10/11/2011 23:15	11-12	1	90
CITY OF SAN MARCOS	11150357	10/12/2011 11:00	11-12	1	91

CITY OF SAN MARCOS	11150843	10/12/2011 12:00	11-12	1	92
CITY OF SAN MARCOS	11150471	10/12/2011 20:55	11-12	1	93
CITY OF SAN MARCOS	11150514	10/13/2011 5:20	11-12	1	94
CITY OF SAN MARCOS	11150979	10/15/2011 14:10	11-12	1	95
CITY OF SAN MARCOS	11151017	10/15/2011 19:00	11-12	1	96
CITY OF SAN MARCOS	11151960	10/20/2011 14:30	11-12	1	97
CITY OF SAN MARCOS	11152322	10/22/2011 20:20	11-12	1	98
CITY OF SAN MARCOS	11153344	10/28/2011 23:15	11-12	1	99
CITY OF SAN MARCOS	11153389	10/29/2011 3:30	11-12	1	100
CITY OF SAN MARCOS	11153503	10/29/2011 22:00	11-12	1	101
CITY OF SAN MARCOS	11154117	11/1/2011 20:30	11-12	1	102
CITY OF SAN MARCOS	11154357	11/3/2011 16:25	11-12	1	103
CITY OF SAN MARCOS	11155026	11/7/2011 21:00	11-12	1	104
CITY OF SAN MARCOS	11155595	11/10/2011 20:24	11-12	1	105
CITY OF SAN MARCOS	11155752	11/11/2011 21:10	11-12	1	106
CITY OF SAN MARCOS	11155902	11/12/2011 22:40	11-12	1	107
CITY OF SAN MARCOS	11156005	11/13/2011 18:30	11-12	1	108
CITY OF SAN MARCOS	11156207	11/14/2011 20:40	11-12	1	109
CITY OF SAN MARCOS	11157245	11/19/2011 2:00	11-12	1	110
CITY OF SAN MARCOS	11158027	11/25/2011 23:05	11-12	1	111
CITY OF SAN MARCOS	11158339	11/28/2011 1:23	11-12	1	112
CITY OF SAN MARCOS	11158860	11/29/2011 18:00	11-12	1	113
CITY OF SAN MARCOS	11158711	11/29/2011 20:35	11-12	1	114
CITY OF SAN MARCOS	12105651	12/1/2011 0:01	11-12	1	115
CITY OF SAN MARCOS	11159355	12/3/2011 11:12	11-12	1	116
CITY OF SAN MARCOS	11160717	12/3/2011 16:00	11-12	1	117
CITY OF SAN MARCOS	11159892	12/3/2011 23:40	11-12	1	118
CITY OF SAN MARCOS	11159624	12/5/2011 0:50	11-12	1	119
CITY OF SAN MARCOS	11160634	12/10/2011 1:29	11-12	1	120
CITY OF SAN MARCOS	11161690	12/15/2011 22:00	11-12	1	121
CITY OF SAN MARCOS	11161784	12/16/2011 12:00	11-12	1	122
CITY OF SAN MARCOS	11161956	12/17/2011 0:22	11-12	1	123
CITY OF SAN MARCOS	11162044	12/17/2011 13:40	11-12	1	124
CITY OF SAN MARCOS	11162110	12/17/2011 20:30	11-12	1	125
CITY OF SAN MARCOS	11162353	12/17/2011 21:40	11-12	1	126
CITY OF SAN MARCOS	11162270	12/18/2011 18:00	11-12	1	127
CITY OF SAN MARCOS	11162302	12/18/2011 22:00	11-12	1	128
CITY OF SAN MARCOS	12113196	12/23/2011 18:00	11-12	1	129
CITY OF SAN MARCOS	11163292	12/23/2011 23:00	11-12	1	130
CITY OF SAN MARCOS	11163226	12/24/2011 1:00	11-12	1	131
CITY OF SAN MARCOS	11163417	12/25/2011 14:45	11-12	1	132
CITY OF SAN MARCOS	11163743	12/26/2011 21:30	11-12	1	133
CITY OF SAN MARCOS	11163999	12/29/2011 0:50	11-12	1	134
CITY OF SAN MARCOS	11164043	12/29/2011 10:00	11-12	1	135
CITY OF SAN MARCOS	11164486	12/31/2011 18:35	11-12	1	136
CITY OF SAN MARCOS	14156406	1/1/2012 12:00	11-12	1	137
CITY OF SAN MARCOS	12100081	1/1/2012 12:42	11-12	1	138
CITY OF SAN MARCOS	13100348	1/2/2012 20:00	11-12	1	139

CITY OF SAN MARCOS	12100448	1/2/2012 21:00	11-12	1	140
CITY OF SAN MARCOS	12100676	1/4/2012 18:30	11-12	1	141
CITY OF SAN MARCOS	12100704	1/5/2012 0:15	11-12	1	142
CITY OF SAN MARCOS	12101429	1/8/2012 16:30	11-12	1	143
CITY OF SAN MARCOS	12101610	1/9/2012 18:15	11-12	1	144
CITY OF SAN MARCOS	12101821	1/10/2012 19:30	11-12	1	145
CITY OF SAN MARCOS	12102045	1/12/2012 1:30	11-12	1	146
CITY OF SAN MARCOS	12102946	1/17/2012 13:20	11-12	1	147
CITY OF SAN MARCOS	12103783	1/21/2012 22:19	11-12	1	148
CITY OF SAN MARCOS	12103867	1/22/2012 14:30	11-12	0	149
CITY OF SAN MARCOS	12103884	1/22/2012 19:06	11-12	1	150
CITY OF SAN MARCOS	12104611	1/26/2012 12:24	11-12	1	151
CITY OF SAN MARCOS	12104714	1/26/2012 21:07	11-12	1	152
CITY OF SAN MARCOS	12106279	1/28/2012 2:00	11-12	1	153
CITY OF SAN MARCOS	12105375	1/30/2012 13:00	11-12	1	154
CITY OF SAN MARCOS	12105610	1/31/2012 16:30	11-12	1	155
CITY OF SAN MARCOS	12105872	2/1/2012 21:07	11-12	1	156
CITY OF SAN MARCOS	12106214	2/2/2012 17:30	11-12	1	157
CITY OF SAN MARCOS	12106492	2/4/2012 15:00	11-12	1	158
CITY OF SAN MARCOS	12106577	2/5/2012 21:30	11-12	1	159
CITY OF SAN MARCOS	12106776	2/6/2012 19:00	11-12	1	160
CITY OF SAN MARCOS	12107177	2/8/2012 22:54	11-12	1	161
CITY OF SAN MARCOS	12107372	2/9/2012 20:25	11-12	1	162
CITY OF SAN MARCOS	12107462	2/10/2012 11:16	11-12	1	163
CITY OF SAN MARCOS	12108569	2/10/2012 23:30	11-12	1	164
CITY OF SAN MARCOS	12107830	2/12/2012 13:08	11-12	1	165
CITY OF SAN MARCOS	12107868	2/12/2012 19:19	11-12	1	166
CITY OF SAN MARCOS	12108392	2/15/2012 21:00	11-12	1	167
CITY OF SAN MARCOS	12109060	2/19/2012 21:15	11-12	1	168
CITY OF SAN MARCOS	12109604	2/23/2012 2:30	11-12	1	169
CITY OF SAN MARCOS	12110271	2/26/2012 11:01	11-12	1	170
CITY OF SAN MARCOS	12110347	2/26/2012 19:45	11-12	1	171
CITY OF SAN MARCOS	12110343	2/26/2012 19:45	11-12	1	172
CITY OF SAN MARCOS	12110744	2/28/2012 23:00	11-12	1	173
CITY OF SAN MARCOS	12110756	2/29/2012 0:50	11-12	1	174
CITY OF SAN MARCOS	12110966	3/1/2012 8:07	11-12	1	175
CITY OF SAN MARCOS	12111641	3/5/2012 0:19	11-12	1	176
CITY OF SAN MARCOS	12111840	3/6/2012 0:30	11-12	1	177
CITY OF SAN MARCOS	12112622	3/9/2012 23:37	11-12	1	178
CITY OF SAN MARCOS	12113099	3/10/2012 17:00	11-12	1	179
CITY OF SAN MARCOS	12112747	3/10/2012 19:30	11-12	1	180
CITY OF SAN MARCOS	12113120	3/13/2012 1:15	11-12	1	181
CITY OF SAN MARCOS	12117182	3/14/2012 8:00	11-12	1	182
CITY OF SAN MARCOS	12119194	3/16/2012 8:00	11-12	1	183
CITY OF SAN MARCOS	12114053	3/18/2012 14:00	11-12	1	184
CITY OF SAN MARCOS	12115644	3/27/2012 9:20	11-12	1	185
CITY OF SAN MARCOS	12116020	3/29/2012 11:43	11-12	1	186
CITY OF SAN MARCOS	12116472	3/30/2012 21:00	11-12	1	187

CITY OF SAN MARCOS	12116346	3/31/2012 2:40	11-12	1	188
CITY OF SAN MARCOS	12116349	3/31/2012 3:00	11-12	1	189
CITY OF SAN MARCOS	12117002	4/3/2012 21:00	11-12	1	190
CITY OF SAN MARCOS	12117691	4/5/2012 8:00	11-12	1	191
CITY OF SAN MARCOS	12117901	4/8/2012 18:19	11-12	1	192
CITY OF SAN MARCOS	12118788	4/13/2012 15:53	11-12	1	193
CITY OF SAN MARCOS	12119206	4/14/2012 8:00	11-12	1	194
CITY OF SAN MARCOS	12118940	4/14/2012 12:00	11-12	1	195
CITY OF SAN MARCOS	12119174	4/15/2012 22:20	11-12	1	196
CITY OF SAN MARCOS	12119534	4/17/2012 19:00	11-12	1	197
CITY OF SAN MARCOS	12119718	4/17/2012 21:00	11-12	1	198
CITY OF SAN MARCOS	12119643	4/18/2012 12:31	11-12	1	199
CITY OF SAN MARCOS	12119719	4/18/2012 20:46	11-12	1	200
CITY OF SAN MARCOS	12121224	4/22/2012 12:00	11-12	1	201
CITY OF SAN MARCOS	12120444	4/23/2012 2:30	11-12	1	202
CITY OF SAN MARCOS	12120577	4/23/2012 20:30	11-12	1	203
CITY OF SAN MARCOS	12121132	4/26/2012 22:56	11-12	1	204
CITY OF SAN MARCOS	12121412	4/28/2012 10:45	11-12	1	205
CITY OF SAN MARCOS	12121484	4/28/2012 19:35	11-12	1	206
CITY OF SAN MARCOS	12121602	4/29/2012 15:52	11-12	1	207
CITY OF SAN MARCOS	12121636	4/29/2012 20:33	11-12	1	208
CITY OF SAN MARCOS	12121676	4/30/2012 3:00	11-12	1	209
CITY OF SAN MARCOS	12127054	4/30/2012 12:00	11-12	1	210
CITY OF SAN MARCOS	12121809	4/30/2012 18:00	11-12	1	211
CITY OF SAN MARCOS	12122043	5/2/2012 0:01	11-12	1	212
CITY OF SAN MARCOS	12122415	5/3/2012 8:56	11-12	1	213
CITY OF SAN MARCOS	12122436	5/4/2012 1:47	11-12	1	214
CITY OF SAN MARCOS	12122571	5/4/2012 6:28	11-12	1	215
CITY OF SAN MARCOS	12122752	5/5/2012 19:42	11-12	1	216
CITY OF SAN MARCOS	12123003	5/7/2012 10:15	11-12	1	217
CITY OF SAN MARCOS	12123215	5/8/2012 13:37	11-12	1	218
CITY OF SAN MARCOS	12124510	5/10/2012 1:00	11-12	1	219
CITY OF SAN MARCOS	12124486	5/11/2012 11:30	11-12	1	220
CITY OF SAN MARCOS	12123834	5/12/2012 0:01	11-12	1	221
CITY OF SAN MARCOS	12124449	5/14/2012 18:00	11-12	1	222
CITY OF SAN MARCOS	12124512	5/14/2012 20:12	11-12	1	223
CITY OF SAN MARCOS	12124340	5/14/2012 21:25	11-12	1	224
CITY OF SAN MARCOS	12124348	5/14/2012 21:51	11-12	1	225
CITY OF SAN MARCOS	12124551	5/16/2012 5:15	11-12	1	226
CITY OF SAN MARCOS	13104205	5/18/2012 8:00	11-12	1	227
CITY OF SAN MARCOS	12125004	5/18/2012 10:00	11-12	1	228
CITY OF SAN MARCOS	12124981	5/18/2012 10:20	11-12	1	229
CITY OF SAN MARCOS	12125212	5/19/2012 17:09	11-12	1	230
CITY OF SAN MARCOS	12125267	5/19/2012 22:44	11-12	1	231
CITY OF SAN MARCOS	12125446	5/21/2012 9:42	11-12	1	232
CITY OF SAN MARCOS	12127122	5/24/2012 23:45	11-12	1	233
CITY OF SAN MARCOS	12127345	5/26/2012 6:49	11-12	1	234
CITY OF SAN MARCOS	12127565	5/26/2012 11:00	11-12	1	235

CITY OF SAN MARCOS	12127735	5/28/2012 20:30	11-12	1	236
CITY OF SAN MARCOS	12127935	5/29/2012 18:15	11-12	1	237
CITY OF SAN MARCOS	12128345	6/1/2012 1:28	11-12	1	238
CITY OF SAN MARCOS	12130678	6/3/2012 17:00	11-12	1	239
CITY OF SAN MARCOS	12128828	6/3/2012 20:59	11-12	1	240
CITY OF SAN MARCOS	12128829	6/3/2012 20:59	11-12	1	241
CITY OF SAN MARCOS	12128840	6/3/2012 23:57	11-12	1	242
CITY OF SAN MARCOS	12129161	6/5/2012 17:07	11-12	1	243
CITY OF SAN MARCOS	12129255	6/6/2012 8:50	11-12	1	244
CITY OF SAN MARCOS	12129824	6/9/2012 2:29	11-12	1	245
CITY OF SAN MARCOS	12133409	6/13/2012 8:00	11-12	1	246
CITY OF SAN MARCOS	12130650	6/13/2012 13:55	11-12	1	247
CITY OF SAN MARCOS	12130920	6/14/2012 19:00	11-12	1	248
CITY OF SAN MARCOS	12131073	6/15/2012 16:30	11-12	1	249
CITY OF SAN MARCOS	12131188	6/16/2012 9:40	11-12	1	250
CITY OF SAN MARCOS	12131259	6/16/2012 21:00	11-12	1	251
CITY OF SAN MARCOS	12131278	6/17/2012 0:02	11-12	1	252
CITY OF SAN MARCOS	12131291	6/17/2012 1:48	11-12	1	253
CITY OF SAN MARCOS	12131554	6/18/2012 21:35	11-12	1	254
CITY OF SAN MARCOS	12131921	6/20/2012 20:30	11-12	1	255
CITY OF SAN MARCOS	12132198	6/22/2012 10:45	11-12	1	256
CITY OF SAN MARCOS	12132215	6/22/2012 12:00	11-12	1	257
CITY OF SAN MARCOS	12132703	6/25/2012 4:00	11-12	1	258
CITY OF SAN MARCOS	12132848	6/25/2012 9:30	11-12	1	259
CITY OF SAN MARCOS	12132821	6/25/2012 16:00	11-12	1	260
CITY OF SAN MARCOS	12133216	6/27/2012 17:40	11-12	1	261
CITY OF SAN MARCOS	12133620	6/29/2012 17:52	11-12	1	262
CITY OF SAN MARCOS	12133839	6/30/2012 11:50	11-12	1	263
CITY OF SAN MARCOS	12133790	6/30/2012 15:00	11-12	1	264

Tab 15

City of San Marcos
 Crime Statistics Reports for the Department of Justice
 Fiscal Years 2001-02 through 2011-12
 Audit ID #: S16-MCC-0029

Calculation of Hourly Contract Rates

Fiscal Year	Job Classification	AS CLAIMED			AS AUDITED			AUDIT ADJUSTMENTS
		Annual Contracted Rate	Productive Hours	Contracted Hourly Rate	Annual Contracted Rate	Annual Hours	Contracted Hourly Rate	
2001-02	Deputy - Patrol	\$ 329,387.00	3,102.50	\$ 106.17	\$ 82,510.00	1,743.00	\$ 47.34	\$ (58.83)
2001-02	Sergeant - Patrol	\$ -	-	\$ -	\$ 100,610.00	1,743.00	\$ 57.72	\$ 57.72
2001-02	Sergeant - Detective	\$ -	-	\$ -	\$ 100,610.00	1,743.00	\$ 57.72	\$ 57.72
2002-03	Deputy - Patrol	\$ 355,249.00	3,102.50	\$ 114.50	\$ 87,691.00	1,743.00	\$ 50.31	\$ (64.19)
2002-03	Sergeant - Patrol	\$ -	-	\$ -	\$ 107,172.00	1,743.00	\$ 61.49	\$ 61.49
2002-03	Sergeant - Detective	\$ -	-	\$ -	\$ 107,172.00	1,743.00	\$ 61.49	\$ 61.49
2003-04	Deputy - Patrol	\$ 417,060.00	3,102.50	\$ 134.43	\$ 106,714.00	1,743.00	\$ 61.22	\$ (73.21)
2003-04	Sergeant - Patrol	\$ -	-	\$ -	\$ 130,911.00	1,743.00	\$ 75.11	\$ 75.11
2003-04	Sergeant - Detective	\$ -	-	\$ -	\$ 130,911.00	1,743.00	\$ 75.11	\$ 75.11
2004-05	Deputy - Patrol	\$ 448,574.00	3,102.50	\$ 144.58	\$ 115,875.00	1,743.00	\$ 66.48	\$ (78.10)
2004-05	Sergeant - Patrol	\$ -	-	\$ -	\$ 141,085.00	1,743.00	\$ 80.94	\$ 80.94
2004-05	Sergeant - Detective	\$ -	-	\$ -	\$ 141,085.00	1,743.00	\$ 80.94	\$ 80.94
2005-06	Deputy - Patrol	\$ 481,129.00	3,102.50	\$ 155.08	\$ 124,562.00	1,743.00	\$ 71.46	\$ (83.62)
2005-06	Sergeant - Patrol	\$ -	-	\$ -	\$ 149,360.00	1,743.00	\$ 85.69	\$ 85.69
2005-06	Sergeant - Detective	\$ -	-	\$ -	\$ 149,360.00	1,743.00	\$ 85.69	\$ 85.69
2006-07	Deputy - Patrol	\$ 504,714.00	3,102.50	\$ 162.68	\$ 130,967.00	1,743.00	\$ 75.14	\$ (87.54)
2006-07	Sergeant - Patrol	\$ -	-	\$ -	\$ 157,037.00	1,743.00	\$ 90.10	\$ 90.10
2006-07	Sergeant - Detective	\$ -	-	\$ -	\$ 157,037.00	1,743.00	\$ 90.10	\$ 90.10
2007-08	Deputy - Patrol	\$ 137,479.10	1,799.94	\$ 76.38	\$ 137,479.00	1,743.00	\$ 78.87	\$ 2.49
2007-08	Sergeant - Patrol	\$ 164,852.60	1,800.68	\$ 91.55	\$ 164,852.60	1,743.00	\$ 94.58	\$ 3.03
2007-08	Sergeant - Detective	\$ -	-	\$ -	\$ 173,058.08	1,743.00	\$ 99.29	\$ 99.29
2008-09	Deputy - Patrol	\$ 137,074.80	1,743.07	\$ 78.64	\$ 137,074.80	1,743.00	\$ 78.64	\$ -
2008-09	Sergeant - Patrol	\$ 177,504.82	1,800.07	\$ 98.61	\$ 177,504.82	1,743.00	\$ 101.84	\$ 3.23
2008-09	Sergeant - Detective	\$ -	-	\$ -	\$ 177,504.82	1,743.00	\$ 101.84	\$ 101.84
2009-10	Deputy - Patrol	\$ 133,298.08	1,742.91	\$ 76.48	\$ 133,298.08	1,743.00	\$ 76.48	\$ -
2009-10	Sergeant - Patrol	\$ 174,513.35	1,931.74	\$ 90.34	\$ 174,513.35	1,743.00	\$ 100.12	\$ 9.78
2009-10	Sergeant - Detective	\$ -	-	\$ -	\$ 174,513.35	1,743.00	\$ 100.12	\$ 100.12
2010-11	Deputy - Patrol	\$ 132,185.50	1,742.95	\$ 75.84	\$ 132,185.50	1,743.00	\$ 75.84	\$ -
2010-11	Sergeant - Patrol	\$ 171,400.37	1,800.05	\$ 95.22	\$ 171,400.37	1,743.00	\$ 98.34	\$ 3.12
2010-11	Sergeant - Detective	\$ -	-	\$ -	\$ 171,400.37	1,743.00	\$ 98.34	\$ 98.34
2011-12	Deputy - Patrol	\$ 138,249.15	1,742.93	\$ 79.32	\$ 138,249.15	1,743.00	\$ 79.32	\$ -
2011-12	Sergeant - Patrol	\$ 178,986.73	1,820.08	\$ 98.34	\$ 178,986.73	1,743.00	\$ 102.69	\$ 4.35
2011-12	Sergeant - Detective	\$ -	-	\$ -	\$ 178,986.73	1,743.00	\$ 102.69	\$ 102.69

LEGEND

3,102.50 = City of Encinitas cost sch used
 = 8.5 hours per day X 365 days
 per year

Tab 16

FY 2001/02 – 2004/05

**ATTACHMENT B
City of San Marcos**

Effective 7/1/01 through 6/30/02

SERVICE CATEGORY	Unit Cost	# of Units	Unit Factor	Beat Factor	Total Net Cost	Annual Hours	Notes
Patrol:							
Sedan (7 days with relief)	\$329,387	15		0.99940	\$4,937,844	46,537.50	
Traffic:							
Sedan (7 days with relief)	\$273,540	2		0.97751	\$534,776	6,205.00	
(5 days with relief)	\$195,386	1		0.97751	190,992	2,218.50	
(5 days without relief)	\$154,542	1	0.6667	0.97751	100,711	1,479.00	
Motorcycle (5 days NO relief)	\$158,885	2		0.97751	310,623	4,437.00	Start Date - 11/2/01
		Sub-total			\$1,137,102		
Custom:							
Special Purpose Detail (1 Sgt, 4 Officers, 1 Clk.)	\$541,413	2		1.0000	\$1,082,825	22,185.00	1 COPPS (4Dr. Sedan)
COPPS Sergeant	\$100,014	1	0.625	1.0000	\$62,509	22,185.00	1 Street Gang/Narcotics (4 Dr. Sedan)
Credit for COPPS Grant Funding	\$48,380	1	0.625	1.0000	(\$30,237)		Start Date 11/16/01
Special Purpose Officer	\$94,279	2		1.0000	188,558	4,437.00	COPPS Grant Reimbursement- Start Date 11/16/01
Special Purpose Officer	\$99,956	2		1.0000	199,912	4,437.00	School Resource Officers - Subs. Abuse (4 Dr. Sedan)
Special Purpose Officer	\$94,279	2		1.0000	188,558	4,437.00	COPPS - (Black & White)
Special Purpose Officer	\$94,279	1		1.0000	94,279	2,218.50	COPPS (FAST Grant) (4 Dr. Sedan)
Special Purpose Officer	\$94,279	1		1.0000	94,279	2,218.50	COPPS Universal Grant - (4Dr. Sedan)
		Sub-total			1,880,682		COPPS Universal Grant - (4Dr. Sedan)
Liability:							
					\$ 104,325		
Other:							
800 MHZ Radio Equipmt.					\$0		
Senior Volunteer Patrol Program	\$8,283	2			16,566		
Pipeline Cost					29,132		
		Sub-total			\$45,698		
		Less:		Crime Prevention Cr.	(82,912)		
		TOTAL AMOUNT			\$ 8,022,740		

Note: This reflects costs for F/Y 2001/2002. The costs for F/Y 2002/2003 will be finalized on or about October 1,2002.

SHERIFF'S DEPARTMENT

F/Y 01/02 CLEP COSTING

	PATROL	TRAFFI	0.714286	0.564972		SPO	SPO	SPO	SPO	SPO	SPO	CSO	CSO	CSO		
	7DWR	4X4	7DWR	5DWR	5DWO	MTRCY(CNTY)	With 4 Dr.	With 2 Dr.	With Van	With B & W	SP DET(4Dr.Sed)	SP DET (B&W)	With Van	W/O Veh.	With 4 Dr. Sed	MTRCY(CITY)
SALARIES & BENEFITS																
DEPUTY	\$146,042	\$146,042	\$147,625	\$105,446	\$83,404	\$88,345	\$81,817	\$81,817	\$81,817	\$81,817	\$327,266	\$327,266	\$40,609	\$40,609	\$40,609	\$88,345
SERGEANT	\$23,613	\$23,613	\$23,331	\$16,665	\$13,181	\$13,181	\$0	\$0	\$0	\$0	\$100,014	\$100,014	\$0	\$0	\$0	\$13,181
OTHER	\$19,449	\$19,449	\$23,139	\$16,528	\$13,073	\$13,073	\$0	\$0	\$0	\$0	\$34,122	\$34,122	\$0	\$0	\$0	\$13,073
STATION AREA DET.	\$39,211	\$39,211	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
COMM CNTR	\$19,464	\$19,464	\$19,464	\$13,903	\$10,997	\$10,997	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$10,997
CRIME PREVENTION	\$4,404	\$4,404	\$4,404	\$3,146	\$2,488	\$2,488	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$2,488
JUV. INTERVENTION	\$4,374	\$4,374	\$4,374	\$3,124	\$2,471	\$2,471	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$2,471
REGIONAL SERVICES	\$17,350	\$17,350	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
SERVICES & SUPPLIES																
LEO S&S	\$4,000	\$4,000	\$4,000	\$2,857	\$2,260	\$2,260	\$300	\$300	\$300	\$300	\$7,999	\$7,999	\$300	\$300	\$300	\$2,260
CENTRAL SUP. S & S	\$170	\$170	\$170	\$121	\$96	\$96	\$0	\$0	\$0	\$0	\$340	\$340	\$0	\$0	\$0	\$96
OTHER SUPPORT																
COMM CENTER	\$480	\$480	\$480	\$343	\$271	\$271	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$271
JUVENILE INTERVENTION	\$485	\$485	\$485	\$346	\$274	\$274	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$274
CRIME PREVENTION	\$375	\$375	\$375	\$268	\$212	\$212	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$212
VEHICLE																
DEPRECIATION	\$10,963	\$10,465	\$8,957	\$6,398	\$5,080	\$3,869	\$3,046	\$4,117	\$3,952	\$5,105	\$16,301	\$24,535	\$3,689	\$0	\$3,046	\$1,300
FUEL	\$5,284	\$4,844	\$4,461	\$3,186	\$2,520	\$1,121	\$1,250	\$1,650	\$1,160	\$2,626	\$6,650	\$12,160	\$1,160	\$0	\$1,250	\$621
MAINTENANCE	\$4,714	\$5,614	\$3,819	\$2,728	\$2,158	\$3,352	\$1,518	\$1,518	\$1,968	\$2,256	\$7,590	\$10,538	\$1,688	\$0	\$1,518	\$479
COMMUNICATIONS	\$4,733	\$4,733	\$4,179	\$2,985	\$2,361	\$3,169	\$1,635	\$1,635	\$1,635	\$3,142	\$8,175	\$14,203	\$2,875	\$0	\$2,845	\$514
SPACE(inc util/mnt)																
	\$7,799	\$7,799	\$7,799	\$5,570	\$4,406	\$4,406	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$4,406
MANAGEMENT SUPPORT																
ADMINISTRATION	\$2,826	\$2,826	\$2,826	\$2,019	\$1,597	\$1,597	\$808	\$808	\$808	\$808	\$5,653	\$5,653	\$707	\$707	\$707	\$1,597
FISCAL	\$2,005	\$2,005	\$2,005	\$1,432	\$1,133	\$1,133	\$573	\$573	\$573	\$573	\$4,009	\$4,009	\$501	\$501	\$501	\$1,133
PERSONNEL	\$4,031	\$4,031	\$4,031	\$2,879	\$2,277	\$2,277	\$1,153	\$1,153	\$1,153	\$1,153	\$8,062	\$8,062	\$1,008	\$1,008	\$1,008	\$2,277
DATA SERVICES	\$6,556	\$6,556	\$6,556	\$4,683	\$3,704	\$3,704	\$1,875	\$1,875	\$1,875	\$1,875	\$13,113	\$13,113	\$1,639	\$1,639	\$1,639	\$3,704
OTHER	\$1,060	\$1,060	\$1,060	\$757	\$599	\$599	\$303	\$303	\$303	\$303	\$2,120	\$2,120	\$265	\$265	\$265	\$599
Sub-Total	\$329,387	\$329,370	\$273,540	\$195,386	\$154,542	\$158,886	\$94,279	\$95,749	\$95,545	\$99,956	\$541,413	\$564,123	\$54,420	\$45,028	\$53,687	\$150,199
LIABILITY																
	\$3,937	\$3,937	\$3,215	\$2,297	\$1,817	\$1,817	\$1,761	\$1,761	\$1,761	\$1,761	\$7,043	\$7,043	\$0	\$0	\$0	\$1,817
Total	\$ 333,324	\$ 333,307	\$ 276,755	\$ 197,682	\$ 156,359	\$ 160,702	\$ 96,040	\$ 97,510	\$ 97,305	\$ 101,717	\$ 548,456	\$ 571,167	\$ 54,420	\$ 45,028	\$ 53,687	\$ 152,015
5-Day with Relief(.714286)	\$235,277	\$235,264														
Liability (.714286)	\$2,812	\$2,812														
5-Day W/O Relief (.564972)	\$186,094	\$186,085														
Liability (.564972)	\$2,224	\$2,224														

SHERIFF'S DEPARTMENT
F/Y 01/02 CLEP COSTING

	PATROL		TRAFFIC	MTCYCLE	SPO	SPO DETAIL	CSO	W/VEH.
	7D/WR	4x4	7D/WR	(CNTY)				
DEPUTIES S&B	\$77,487	\$77,487	\$77,487	\$82,428	\$77,487	\$77,487		\$40,059
AVE.OT HRS/RATE	\$ 4,298	\$ 4,298	\$ 5,192	\$ 5,192	\$ 3,605	\$ 3,605		\$0
UNIFORM ALL	\$725	\$725	\$725	\$725	\$725	\$725		550
SUB-TOTAL	\$82,510	\$82,510	\$83,404	\$88,345	\$81,817	\$81,817		\$40,609
RELIEF FACTOR	1.77	\$146,042	\$146,042	\$147,625	\$88,345	\$81,817	\$81,817	\$40,609

SERGEANT AVE S&B	\$93,826	\$93,826	\$93,826	\$93,826	\$0	\$93,826		\$0
AVE OT HRS/RATE	\$ 6,059	\$ 6,059	\$ 4,858	\$ 4,858	\$0	\$ 5,463		\$0
UNIFORM ALL	\$725	\$725	\$725	\$725	\$0	\$725		\$0
SUB-TOTAL	\$100,610	\$100,610	\$99,409	\$99,409	\$0	\$100,014		\$0
ALLOCATION RATE	0.235	0.235	0.235	0.000	0	1		0.1
ALLOCATION AMT	\$23,613	\$23,613	\$23,331	\$0	\$0	\$100,014		\$0

OTHER:		
CAPT /TOT UNITS	0.030	\$3,719
SEC II/TOT UNITS	0.030	\$1,287
LT/TOT UNITS	0.077	\$8,433
SR. VOL. COORD.	0.004	\$378
(1 Sgt.)		

CLK SUPP/STA UNITS		
EVID CLK	0.036	\$1,219
STK CLK (Storekeeper)	0.036	\$786
DEPT AIDE	0.036	\$808
RECEPTION	0.036	\$1,219
TOTAL OTHER & CLERICAL SUPP.		\$17,847

AREA DET. & SUPPORT		
DETECTIVES	0.410	= \$33,540 $\div 82,510$
DET SERGEANT *	0.043	= \$4,348 $\div 100,610$
DET SEC I	0.036	\$1,323
TOTAL DET. & SUPPORT		\$39,211

* = calculated based on patrolling sergeant S+B

ATTACHMENT B
City of San Marcos

Effective 7/1/02 through 6/30/03

SERVICE CATEGORY	Unit Cost	# of Units	Unit Factor	Beat Factor	Total Net Cost	Annual Hours	Notes
Patrol:							
Sedan (7 days with relief)	\$355,249	15		1.00000	\$5,328,735	46,537.50	
Traffic:							
Sedan (7 days with relief)	\$290,358	2		0.98314	\$570,924	6,205.00	
(5 days with relief)	\$207,398	1		0.98314	203,902	2,218.50	
(5 days without relief)	\$163,122	1		0.98314	160,372	2,218.50	
Motorcycle (5 days NO relief)	\$166,403	2		0.98314	327,195	4,437.00	
		Sub-total			\$1,262,393		
Custom:							
Special Purpose Detail (1 Sgt, 4 Officers, 1 Clk.)	\$566,539	2		1.0000	\$1,133,078	22,185.00	1 COPPS (4Dr. Sedan) 1 Street Gang/Narcotics (4 Dr. Sedan)
COPPS Sergeant	\$106,541	1		1.0000	\$106,541	22,185.00	
Credit for COPPS Grant Funding	\$48,380	1		1.0000	(\$48,380)		COPPS Grant Reimbursement
Special Purpose Officer	\$98,130	2		1.0000	196,259	4,437.00	School Resource Officers - Subs. Abuse (4 Dr. Sedan)
Special Purpose Officer	\$105,596	2		1.0000	211,192	4,437.00	COPPS - (Black & White)
Special Purpose Officer	\$98,130	2		1.0000	196,259	4,437.00	COPPS (FAST Grant) (4 Dr. Sedan)
Special Purpose Officer	\$98,130	1		1.0000	98,130	2,218.50	COPPS Universal Grant - (4Dr. Sedan)
Special Purpose Officer	\$98,130	1		1.0000	98,130	2,218.50	COPPS Universal Grant - (4Dr. Sedan)
		Sub-total			1,991,209		
Liability:					\$ 109,781		
Other:							
800 MHZ Radio Equip.					\$0		
Senior Volunteer Patrol Program	\$8,284	2			16,568		
		Sub-total			\$16,568		
		Less:	Crime Prevention Cr.		(94,888)		
TOTAL AMOUNT					<u>\$ 8,613,798</u>		

SHERIFF'S DEPARTMENT
FY 02/03 CLEP COSTING

	PATROL		TRAFFI		0.714288	0.561788	SPO		SPO	SPO	SPO	SPO	SPO	CSO	CSO	CSO	
	7D/WR	4X4	7D/WR	5D/WR	5D/WO	MTRCY(CNTY)	With 4 Dr.	With 2 Dr.	With Van	With B & W	SP DET(4Dr.Sed)	SP DET (B&W)	With Van	W/O Veh.	With 4 Dr. Sed	MTRCY(CITY)	
SALARIES & BENEFITS																	
DEPUTY	\$156,091	\$156,091	\$157,778	\$112,899	\$88,639	\$94,476	\$86,957	\$86,957	\$86,957	\$86,957	\$347,827	\$347,827	\$42,867	\$42,867	\$42,867	\$94,476	
SERGEANT	\$25,700	\$25,700	\$25,394	\$18,139	\$14,267	\$14,267	\$0	\$0	\$0	\$0	\$106,541	\$106,541	\$0	\$0	\$0	\$14,267	
OTHER	\$21,054	\$21,054	\$24,953	\$17,824	\$14,019	\$14,019	\$0	\$0	\$0	\$0	\$36,258	\$36,258	\$0	\$0	\$0	\$14,019	
STATION AREA DET	\$41,674	\$41,674	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	
COMM CNTR	\$19,840	\$19,840	\$19,840	\$14,171	\$11,146	\$11,146	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$11,146	
CRIME PREVENTION	\$4,910	\$4,910	\$4,910	\$3,507	\$2,758	\$2,758	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$2,758	
JUV INTERVENTION	\$4,580	\$4,580	\$4,580	\$3,271	\$2,573	\$2,573	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$2,573	
REGIONAL SERVICES	\$25,554	\$25,554	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	
SERVICES & SUPPLIES																	
LEO S&S	\$4,743	\$4,743	\$4,743	\$3,388	\$2,665	\$2,665	\$300	\$300	\$300	\$300	\$9,486	\$9,486	\$300	\$300	\$300	\$2,665	
CENTRAL SUP S & S	\$230	\$230	\$230	\$165	\$129	\$129	\$0	\$0	\$0	\$0	\$461	\$461	\$0	\$0	\$0	\$129	
OTHER SUPPORT																	
COMM CENTER	\$392	\$392	\$392	\$280	\$220	\$220	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$220	
JUVENILE INTERVENTION	\$560	\$560	\$560	\$400	\$314	\$314	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$314	
CRIME PREVENTION	\$389	\$389	\$389	\$278	\$219	\$219	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$219	
VEHICLE																	
DEPRECIATION	\$11,316	\$10,518	\$9,328	\$6,663	\$5,241	\$3,919	\$2,964	\$4,290	\$4,117	\$5,319	\$16,146	\$25,565	\$3,952	\$0	\$2,964	\$1,350	
FUEL	\$5,298	\$4,858	\$4,459	\$3,185	\$2,505	\$1,119	\$1,250	\$1,650	\$1,160	\$2,625	\$6,650	\$12,150	\$1,160	\$0	\$1,250	\$519	
MAINTENANCE	\$4,731	\$5,631	\$3,822	\$2,730	\$2,147	\$3,355	\$1,518	\$1,518	\$1,968	\$2,255	\$7,590	\$10,538	\$1,688	\$0	\$1,518	\$478	
COMMUNICATIONS	\$3,369	\$3,369	\$4,160	\$2,971	\$2,337	\$1,281	\$186	\$186	\$186	\$3,186	\$930	\$12,929	\$2,905	\$0	\$2,638	\$59	
SPACE(inc util/mnt)																	
	\$7,495	\$7,495	\$7,495	\$5,353	\$4,210	\$4,210	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$4,210	
MANAGEMENT SUPPORT																	
ADMINISTRATION	\$3,047	\$3,047	\$3,047	\$2,176	\$1,712	\$1,712	\$871	\$871	\$871	\$871	\$6,093	\$6,093	\$762	\$762	\$762	\$1,712	
FISCAL	\$2,073	\$2,073	\$2,073	\$1,481	\$1,165	\$1,165	\$593	\$593	\$593	\$593	\$4,146	\$4,146	\$518	\$518	\$518	\$1,165	
PERSONNEL	\$4,268	\$4,268	\$4,268	\$3,049	\$2,398	\$2,398	\$1,221	\$1,221	\$1,221	\$1,221	\$8,536	\$8,536	\$1,067	\$1,067	\$1,067	\$2,398	
DATA SERVICES	\$7,252	\$7,252	\$7,252	\$5,180	\$4,074	\$4,074	\$2,074	\$2,074	\$2,074	\$2,074	\$14,503	\$14,503	\$1,813	\$1,813	\$1,813	\$4,074	
OTHER	\$688	\$686	\$686	\$490	\$385	\$385	\$196	\$196	\$196	\$196	\$1,371	\$1,371	\$171	\$171	\$171	\$385	
Sub-Total	\$355,249	\$354,910	\$290,358	\$207,398	\$163,122	\$166,403	\$98,130	\$99,855	\$99,642	\$105,596	\$566,539	\$596,404	\$57,183	\$47,498	\$55,869	\$159,135	
LIABILITY																	
	\$4,294	\$4,294	\$3,510	\$2,507	\$1,972	\$1,972	\$1,912	\$1,912	\$1,912	\$1,912	\$7,647	\$7,647	\$0	\$0	\$0	\$1,972	
Total	\$ 359,543	\$ 359,204	\$ 293,868	\$ 209,905	\$ 165,094	\$ 168,375	\$ 100,041	\$ 101,767	\$ 101,554	\$ 107,508	\$ 574,186	\$ 604,051	\$ 57,183	\$ 47,498	\$ 55,869	\$ 161,107	
5-Day with Relief(.714288)	\$253,749	\$253,508															
Liability (.714288)	\$3,067	\$3,067															
5-Day W/O Relief (.561788)	\$199,578	\$199,386															
Liability (.561788)	\$2,412	\$2,412															

SHERIFF'S DEPARTMENT
FY 02/03 CLEP COSTING

	PATROL		TRAFFIC	MTCYCLE	SPO	SPO DETAIL	CSO W/VEH.
	7DWR	4x4	7DWR	(CNTY)			
DEPUTIES S&B	\$82,411	\$82,411	\$82,411	\$88,248	\$82,411	\$82,411	\$42,317
AVE.OT HRS/RATE	\$ 4,555	\$ 4,555	\$ 5,503	\$ 5,503	\$ 3,821	\$ 3,821	\$0
UNIFORM ALL	\$725	\$725	\$725	\$725	\$725	\$725	550
SUB-TOTAL	\$87,691	\$87,691	\$88,639	\$94,476	\$86,957	\$86,957	\$42,867
RELIEF FACTOR	1.78	\$156,091	\$157,778	\$94,476	\$86,957	\$86,957	\$42,867

SERGEANT AVE S&B	\$100,025	\$100,025	\$100,025	\$100,025	\$0	\$100,025	\$0
AVE OT HRS/RATE	\$ 6,422	\$ 6,422	\$ 5,150	\$ 5,150	\$0	\$ 5,791	\$0
UNIFORM ALL	\$725	\$725	\$725	\$725	\$0	\$725	\$0
SUB-TOTAL	\$107,172	\$107,172	\$105,900	\$105,900	\$0	\$106,541	\$0
ALLOCATION RATE	0.240	0.240	0.240	0.000	0	1	0.1
ALLOCATION AMT	\$25,700	\$25,700	\$25,394	\$0	\$0	\$106,541	\$0

OTHER:		
CAPT /TOT UNITS	0.030	\$3,825
SEC II/TOT UNITS	0.030	\$1,379
LT/TOT UNITS	0.076	\$8,809
SR. VOL. COORD.	0.004	\$399
(1 Sgt.)		

CLK SUPP/STA UNITS		
EVID CLK	0.036	\$1,295
SENIOR CLERK	0.036	\$1,497
DEPT AIDE	0.036	\$876
RECEPTIONIST	0.036	\$1,295
TOTAL OTHER & CLERICAL SUPP.		\$19,375

AREA DET. & SUPPORT		
DETECTIVES	0.410	= \$35,647 $\div 87,691$
DET SERGEANT *	0.043	= \$4,632 $\div 107,172$
DET SEC I	0.036	\$1,395
TOTAL DET. & SUPPORT		\$41,674

* = calculated based on patrolling sergeant S&B

**ATTACHMENT B
City of San Marcos**

Effective 7/1/03 through 6/30/04

SERVICE CATEGORY	Unit Cost	# of Units	Unit Factor	Beat Factor	Total Net Cost	Annual Hours	Notes
Patrol:							
Sedan (7 days with relief)	\$417,060	15		0.96737	\$6,051,767	46,537.50	
Traffic:							
Sedan (7 days with relief)	\$341,385	2		0.98006	\$669,156	6,205.00	
(5 days with relief)	\$243,847	1		0.98006	238,984	2,218.50	
(5 days without relief)	\$191,789	1		0.98006	187,965	2,218.50	
Motorcycle (5 days NO relief)	\$196,203	2		0.98006	384,581	4,437.00	
		Sub-total			\$1,480,686		
Custom:							
Special Purpose Detail (1 Sgt, 4 Officers, 1 Clk.)	\$674,651	2		1.0000	\$1,349,302	22,185.00	1 COPPS (4Dr. Sedan) 1 Street Gang Narcotics (4 Dr. Sedan)
COPPS Sergeant	\$130,241	1		1.0000	\$130,241	2,218.50	
Credit for COPPS Grant Funding	\$48,380	1		1.0000	(\$48,380)		COPPS Grant Reimbursement
Special Purpose Officer	\$117,769	2		1.0000	235,538	4,437.00	School Resource Officers - Subs. Abuse (4 Dr. Sedan)
Special Purpose Officer	\$125,625	2		1.0000	251,250	4,437.00	COPPS (Black & White)
Special Purpose Officer	\$117,769	2		1.0000	235,538	4,437.00	COPPS (FAST Grant) (4 Dr. Sedan)
Special Purpose Officer	\$117,769	1		1.0000	117,769	2,218.50	COPPS Universal Grant - (4Dr. Sedan)
Special Purpose Officer	\$117,769	1		1.0000	117,769	2,218.50	COPPS Universal Grant - (4Dr. Sedan)
		Sub-total			2,389,027		
Liability:							
					\$ 114,829		
Other:							
800 MHZ Radio Equip.					\$0		
Senior Volunteer Patrol Program	\$8,284	2			16,568		
		Sub-total			\$16,568		
		Less:		Crime Prevention Cr.	(121,054)		
		TOTAL AMOUNT			\$ 9,931,823		

SHERIFF'S DEPARTMENT

F/Y 03/04 CLEP COSTING

	PATROL		TRAFFIC		0 714288	0 861798	SPO		SPO		SPO		CSO		CSO	
	7DWDR	4X4	7DWDR	5DWDR	5DWDR	MTRCY(CNTY)	With 4 Dr.	With 2 Dr.	With Van	With B & W	SP DET (40:54:0)	SP DET (BA W)	With Van	W/O Veh.	With 4 Dr.	With MTRCY(CNTY)
SALARIES & BENEFITS																
DEPUTY	\$189,950	\$189,950	\$191,739	\$136,956	\$107,719	\$114,791	\$105,935	\$105,935	\$105,935	\$105,935	\$423,740	\$423,740	\$46,052	\$46,052	\$46,052	\$114,791
SERGEANT	\$31,392	\$31,392	\$31,068	\$22,192	\$17,454	\$17,454	\$0	\$0	\$0	\$0	\$130,241	\$130,241	\$0	\$0	\$0	\$17,454
OTHER	\$26,505	\$26,508	\$30,115	\$21,511	\$16,919	\$16,919	\$0	\$0	\$0	\$0	\$43,343	\$43,343	\$0	\$0	\$0	\$16,919
STATION AREA DET	\$50,744	\$50,744	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
COMM CNTR	\$22,439	\$22,439	\$22,439	\$16,028	\$12,606	\$12,606	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$12,606
CRIME PREVENTION	\$6,264	\$6,264	\$6,264	\$4,474	\$3,519	\$3,519	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$3,519
JUV INTERVENTION	\$5,842	\$5,842	\$5,842	\$4,030	\$3,170	\$3,170	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$3,170
REGIONAL SERVICES	\$27,922	\$27,922	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
SERVICES & SUPPLIES																
LEO S&S	\$3,327	\$3,327	\$3,327	\$2,376	\$1,869	\$1,869	\$300	\$300	\$300	\$300	\$6,653	\$6,653	\$300	\$300	\$300	\$1,869
CENTRAL SUP S & S	\$265	\$265	\$265	\$189	\$149	\$149	\$0	\$0	\$0	\$0	\$530	\$530	\$0	\$0	\$0	\$149
OTHER SUPPORT																
COMM CENTER	\$308	\$308	\$308	\$220	\$173	\$173	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$173
JUVENILE INTERVENTION	\$618	\$618	\$618	\$441	\$347	\$347	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$347
CRIME PREVENTION	\$393	\$393	\$393	\$281	\$221	\$221	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$221
VEHICLE																
DEPRECIATION	\$11,766	\$10,936	\$9,898	\$6,927	\$5,448	\$4,124	\$3,083	\$4,453	\$4,281	\$5,531	\$16,783	\$26,579	\$4,110	\$0	\$3,083	\$1,401
FUEL	\$5,669	\$5,198	\$4,771	\$3,408	\$2,681	\$1,988	\$1,338	\$1,766	\$1,241	\$2,811	\$7,116	\$13,008	\$1,241	\$0	\$1,338	\$556
MAINTENANCE	\$4,901	\$5,837	\$3,956	\$2,826	\$2,222	\$3,473	\$1,570	\$1,570	\$2,038	\$2,385	\$7,850	\$11,110	\$1,726	\$0	\$1,570	\$494
COMMUNICATIONS	\$3,489	\$3,489	\$4,316	\$3,083	\$2,425	\$1,322	\$166	\$166	\$166	\$3,306	\$930	\$13,409	\$3,014	\$0	\$2,736	\$59
SPACE (inc util/mnt)																
	\$7,733	\$7,733	\$7,733	\$5,524	\$4,344	\$4,344	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$4,344
MANAGEMENT SUPPORT																
ADMINISTRATION	\$3,839	\$3,839	\$3,839	\$2,742	\$2,157	\$2,157	\$1,098	\$1,098	\$1,098	\$1,098	\$7,678	\$7,678	\$960	\$960	\$960	\$2,157
FISCAL	\$1,780	\$1,780	\$1,780	\$1,271	\$1,000	\$1,000	\$509	\$509	\$509	\$509	\$3,560	\$3,560	\$445	\$445	\$445	\$1,000
PERSONNEL	\$5,043	\$5,043	\$5,043	\$3,602	\$2,833	\$2,833	\$1,442	\$1,442	\$1,442	\$1,442	\$10,085	\$10,085	\$1,261	\$1,261	\$1,261	\$2,833
DATA SERVICES	\$7,385	\$7,385	\$7,385	\$5,275	\$4,149	\$4,149	\$2,112	\$2,112	\$2,112	\$2,112	\$14,770	\$14,770	\$1,846	\$1,846	\$1,846	\$4,149
OTHER	\$686	\$686	\$686	\$490	\$385	\$385	\$196	\$196	\$196	\$196	\$1,371	\$1,371	\$171	\$171	\$171	\$385
Sub-Total	\$417,060	\$416,694	\$341,385	\$243,847	\$191,789	\$190,203	\$119,769	\$119,567	\$119,339	\$125,625	\$674,650	\$706,077	\$61,126	\$51,035	\$59,762	\$188,594
LIABILITY																
	\$4,465	\$4,465	\$3,050	\$2,607	\$2,050	\$2,050	\$1,988	\$1,988	\$1,988	\$1,988	\$7,951	\$7,951	\$0	\$0	\$0	\$2,050
Total	\$ 421,524	\$ 421,159	\$ 345,035	\$ 246,453	\$ 193,839	\$ 192,253	\$ 119,767	\$ 121,555	\$ 121,326	\$ 127,612	\$ 682,601	\$ 714,028	\$ 61,126	\$ 51,035	\$ 59,762	\$ 190,646
8 Day with Relief (714288)	\$297,900	\$297,639														
Liability (714288)	\$3,189	\$3,189														
5-Day W/O Relief (861798)	\$234,303	\$234,098														
Liability (861798)	\$2,508	\$2,508														

SHERIFF'S DEPARTMENT
F/Y 03/04 CLEP COSTING

	PATROL		TRAFFIC	MTCYCLE	SPO	SPO DETAIL	CSO	W/VEH.
	7DWR	4x4	7DWR	(CNTY)				
DEPUTIES S&B	\$101,160	\$101,160	\$101,160	\$108,233	\$101,160	\$101,160		\$45,502
AVE.OT HRS/RATE	\$ 4,829	\$ 4,829	\$ 5,834	\$ 5,834	\$ 4,050	\$ 4,050		\$0
UNIFORM ALL	\$725	\$725	\$725	\$725	\$725	\$725		550
SUB-TOTAL	\$106,714	\$106,714	\$107,719	\$114,791	\$105,935	\$105,935		\$46,052
RELIEF FACTOR	1.78							
	\$189,950	\$189,950	\$191,739	\$114,791	\$105,935	\$105,935		\$46,052

SERGEANT AVE S&B	\$123,378	\$123,378	\$123,378	\$123,378	\$0	\$123,378		\$0
AVE OT HRS/RATE	\$ 6,808	\$ 6,808	\$ 5,459	\$ 5,459	\$0	\$ 6,138		\$0
UNIFORM ALL	\$725	\$725	\$725	\$725	\$0	\$725		\$0
SUB-TOTAL	\$130,911	\$130,911	\$129,562	\$129,562	\$0	\$130,241		\$0
ALLOCATION RATE	0.240	0.240	0.240	0.000	0	1		0.1
ALLOCATION AMT	\$31,392	\$31,392	\$31,068	\$0	\$0	\$130,241		\$0

OTHER:		
CAPT /TOT UNITS	0.030	\$4,741
SEC II/TOT UNITS	0.030	\$1,578
LT/TOT UNITS	0.076	\$10,807
SR. VOL. COORD.	0.004	\$492
(1 Sgt.)		

CLK SUPP/STA UNITS		
EVID CLK	0.036	\$1,548
SENIOR CLERK	0.036	\$1,760
DEPT AIDE	0.036	\$1,026
RECEPTIONIST	0.036	\$1,548
TOTAL OTHER & CLERICAL SUPP.		\$23,499

AREA DET. & SUPPORT		
DETECTIVES	0.410	= \$43,427 ÷ 106,714
DET SERGEANT *	0.043	= \$5,663 ÷ 130,911
DET SEC I	0.036	\$1,654
TOTAL DET. & SUPPORT		\$50,744 ✓

* = calculated based on patrolling sergeant S&B

ATTACHMENT B
City of San Marcos

Effective 7/1/04 through 6/30/05

SERVICE CATEGORY		Unit Cost	# of Units	Beat Factor	Unit Factor	Total Net Cost	Annual Hours	Notes
Patrol:								
Sedan	(7 days with relief)	\$448,574	15	0.97648		\$6,570,353	46,537.50	
	(7 days with relief)	\$448,574	1	0.97648	0.50	\$219,012	1,551.25	Add 1 unit effective 1/1/05.
						<u>\$6,789,365</u>		
Traffic:								
Sedan	(7 days with relief)	\$362,444	2	0.96989		\$703,062	6,205.00	
	(5 days with relief)	\$258,888	1	0.96989		251,093	2,218.50	
	(5 days without relief)	\$203,620	1	0.96989		197,489	2,218.50	
Motorcycle	(5 days NO relief)	\$209,156	2	0.96989		405,717	4,437.00	
			Sub-total			<u>\$1,557,360</u>		
Custom:								
Special Purpose Detail	(1 Sgt, 4 Officers, 1 Clk.)	\$728,689	2	1.0000		\$1,457,378	22,185.00	1 COPPS (4Dr. Sedan) 1 Street Gang Narcotics (4 Dr. Sedan)
COPPS Sergeant	Credit for COPPS Grant Funding	\$141,085	1	1.0000		\$141,085	2,218.50	COPPS Grant Reimbursement
		\$18,142	1	1.0000		(\$18,142)		School Resource Officers - Subs. Abuse (4 Dr. Sedan)
Special Purpose Officer		\$127,740	2	1.0000		255,480	4,437.00	COPPS (Black & White)
Special Purpose Officer		\$135,514	2	1.0000		271,028	4,437.00	COPPS (FAST Grant) (4 Dr. Sedan)
Special Purpose Officer		\$127,740	2	1.0000		255,480	4,437.00	COPPS Universal Grant - (4Dr. Sedan)
Special Purpose Officer		\$127,740	1	1.0000		127,740	2,218.50	COPPS Universal Grant - (4Dr. Sedan)
Special Purpose Officer		\$127,740	1	1.0000		127,740	2,218.50	COPPS Universal Grant - (4Dr. Sedan)
			Sub-total			<u>2,617,789</u>		
Liability:						\$ 116,822		
Other:								
800 MHZ Radio Equip.						\$0		
Senior Volunteer Patrol Program		\$8,284	2			16,568		
			Sub-total			<u>\$16,568</u>		
			Less:	Crime Prevention Cr.		<u>(144,744)</u>		
TOTAL AMOUNT						<u>\$ 10,953,160</u>		

REVISE FY 04/01
 DETAIL SHEET

	7-Day Patrol w/Relief	Patrol 4 X 4	5 Day Patrol W/R	5 Day Patrol No R	7 Day Traffic W/R	5 Day Traffic W/R 0 714286	5 Day Traffic W/O 0 561798	Motorcycle (County)	SPO (4 Dr.)	SPO (2 Dr.)	SPO (Van)	SPO (B & W)	SPO Detail w 4 DR	SPO Detail w B & W	CSO W/Van	CSO W/4 Dr.	CSO W/O Veh.	Motorcycle (City)	Motorcycle (6 D/With Relief)
Number of Units	85	5	2	1	16	4	6	15	31	-	1	6	4	1	28	-	1	3	
A Salaries & Benefits																			
1 Law Enforcement Stations																			
a Deputy	\$ 206,258	\$ 206,258	\$ 147,327	\$ 115,875	\$ 206,258	\$ 147,327	\$ 115,875	\$ 123,987	\$ 115,875	\$ 115,875	\$ 115,875	\$ 115,875	\$ 463,500	\$ 463,500	\$ 52,654	\$ 52,654	\$ 52,654	\$ 123,987	\$ 157,641
b Sergeant	33,860	33,860	24,186	19,022	33,860	24,186	19,022	19,022	-	-	-	-	141,085	141,085	-	-	-	19,022	24,185
c Other Support	24,054	24,054	17,181	13,513	28,078	20,056	15,774	15,774	-	-	-	-	47,132	47,132	-	-	-	15,774	20,056
	\$ 264,172	\$ 264,172	\$ 188,694	\$ 148,410	\$ 268,196	\$ 191,569	\$ 150,671	\$ 158,763	\$ 115,875	\$ 115,875	\$ 115,875	\$ 115,875	\$ 651,717	\$ 651,717	\$ 52,654	\$ 52,654	\$ 52,654	\$ 158,763	\$ 201,881
2 Law Enforcement Support																			
a Station Area Detectives	\$ 54,823	\$ 55,786	\$ 39,159	\$ 30,799	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
b Communications Center	24,958	24,958	17,827	14,021	24,958	17,827	14,021	14,021	-	-	-	-	-	-	-	-	-	14,021	17,827
c Crime Prevention	7,460	7,460	5,329	4,191	7,460	5,329	4,191	4,191	-	-	-	-	-	-	-	-	-	4,191	5,329
d Juvenile Intervention	6,205	6,205	4,432	3,486	6,205	4,432	3,486	3,486	-	-	-	-	-	-	-	-	-	3,486	4,432
e Regional Services	32,409	32,409	23,149	18,207	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
(Charged to Patrol Units Only)	\$ 125,855	\$ 126,818	\$ 89,896	\$ 70,704	\$ 38,623	\$ 27,588	\$ 21,698	\$ 21,698	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 21,698	\$ 27,588
Total Salaries & Benefits	\$ 390,027	\$ 390,990	\$ 278,590	\$ 219,114	\$ 306,819	\$ 219,157	\$ 172,369	\$ 180,481	\$ 115,875	\$ 115,875	\$ 115,875	\$ 115,875	\$ 651,717	\$ 651,717	\$ 52,654	\$ 52,654	\$ 52,654	\$ 180,481	\$ 228,469
	33152295	1954950	557180	219114	4909104	876628	1378952	2707215	3592125	0	115875	695250	2806888	851717	1474312	0	52654	841443	
B Services & Supplies																			
1 Law Enforcement Stations	\$ 3,336	\$ 3,336	\$ 2,383	\$ 1,874	\$ 3,336	\$ 2,383	\$ 1,874	\$ 1,874	\$ 300	\$ 300	\$ 300	\$ 300	\$ 6,164	\$ 6,164	\$ 300	\$ 300	\$ 300	\$ 1,874	\$ 2,383
2 Law Enforcement Support	1,548	1,548	1,106	870	1,548	1,106	870	870	-	-	-	-	508	508	-	-	-	870	1,106
	\$ 4,884	\$ 4,884	\$ 3,489	\$ 2,744	\$ 4,884	\$ 3,489	\$ 2,744	\$ 2,744	\$ 300	\$ 300	\$ 300	\$ 300	\$ 6,672	\$ 6,672	\$ 300	\$ 300	\$ 300	\$ 2,744	\$ 3,489
II. Support Costs																			
A. Vehicles																			
1. Depreciation	\$ 11,688	\$ 10,936	\$ 8,349	\$ 6,566	\$ 9,698	\$ 6,927	\$ 5,448	\$ 4,124	\$ 3,083	\$ 4,453	\$ 4,281	\$ 5,531	\$ 16,783	\$ 26,579	\$ 4,110	\$ 3,083	\$ -	\$ 1,401	\$ 5,243
2. Fuel	5,581	5,115	3,966	3,135	4,735	3,382	2,660	1,195	1,325	1,749	1,230	2,784	7,049	12,885	1,230	1,325	-	559	1,519
3. Maintenance	4,857	5,793	3,469	2,729	3,964	2,831	2,227	3,461	1,570	1,570	2,038	2,385	7,850	11,110	1,726	1,570	-	502	4,426
4. Communications	3,497	3,497	2,498	1,965	4,304	3,074	2,418	1,377	227	227	227	3,279	1,135	13,345	3,279	2,994	-	73	1,751
	\$25,623	\$25,341	\$18,302	\$14,395	\$22,701	\$16,214	\$12,753	\$10,177	\$6,205	\$7,999	\$7,776	\$13,979	\$32,817	\$63,919	\$10,345	\$8,972	\$0	\$2,535	\$12,939
B. Facilities																			
1. Space	\$ 9,298	\$ 9,298	\$ 6,641	\$ 5,224	\$ 9,298	\$ 6,641	\$ 5,224	\$ 5,224	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 5,224	\$ 6,641
C. Management Support																			
1. Administration	\$ 3,084	\$ 3,084	\$ 2,203	\$ 1,733	\$ 3,084	\$ 2,203	\$ 1,733	\$ 1,733	\$ 862	\$ 862	\$ 862	\$ 862	\$ 6,168	\$ 6,168	\$ 771	\$ 771	\$ 771	\$ 1,733	\$ 2,203
2. Fiscal	1,767	1,767	1,262	993	1,767	1,262	993	993	505	505	505	505	3,534	3,534	442	442	442	993	1,262
3. Personnel	5,163	5,163	3,688	2,901	5,163	3,688	2,901	2,901	1,477	1,477	1,477	1,477	10,326	10,326	1,291	1,291	1,291	2,901	3,688
4. Data Services	7,709	7,709	5,506	4,331	7,709	5,506	4,331	4,331	2,205	2,205	2,205	2,205	15,417	15,417	1,927	1,927	1,927	4,331	5,506
5. Other	1,019	1,019	728	572	1,019	728	572	572	291	291	291	291	2,038	2,038	255	255	255	572	728
	\$18,742	\$18,742	\$13,387	\$10,530	\$18,742	\$13,387	\$10,530	\$10,530	\$5,360	\$5,360	\$5,360	\$5,360	\$37,483	\$37,483	\$4,686	\$4,686	\$4,686	\$10,530	\$13,387
SUB -TOTAL	\$ 448,574	\$ 449,255	\$ 320,409	\$ 252,007	\$ 362,444	\$ 258,888	\$ 203,620	\$209,156	\$127,740	\$129,534	\$129,311	\$135,514	\$728,689	\$759,791	\$67,985	\$66,612	\$57,640	\$201,514	\$265,926
III. Liability	4,115	4,115	2,939	2,312	4,115	2,939	2,312	2,312	2,312	2,312	2,312	2,312	9,248	9,248	-	-	-	2,312	2,939
TOTAL COST	\$452,689	\$453,370	\$323,348	\$254,319	\$366,559	\$261,827	\$205,932	\$211,468	\$130,052	\$131,846	\$131,623	\$137,826	\$737,937	\$769,039	\$67,985	\$66,612	\$57,640	\$203,826	\$268,865
Units extended (excluding liability)	\$38,128,790	\$2,246,275	\$640,818	\$252,007	\$5,799,104	\$1,035,552	\$1,628,960	\$3,137,340	\$3,959,941	\$0	\$129,311	\$813,084	\$2,914,756	\$759,791	\$1,903,580	\$0	\$57,640	\$604,542	

BUILDING A SEVEN DAY WITH RELIEF PATROL & TRAFFIC UNIT
Fiscal (Contract) Year 2004-2005

	PATROL 7DWR	TRAFFIC 7DWR	NOTE
DEPUTIES S&B			
AVERAGE OVERTIME FOR A DEPUTY	\$ 109,466	\$ 109,466	Page 5 - Average S&B is captured for a law enforcement deputy
UNIFORM ALLOWANCE	5,684	5,684	Average overtime is captured for the station deputy
	725	725	Annual uniform allowance for sworn personnel
SUB-TOTAL	<u>\$ 115,875</u>	<u>\$ 115,875</u>	
TOTAL DEPUTY COSTS WITH RELIEF FACTOR APPLIED	1.78 \$ 206,258	\$ 206,258	Page 1 (Section A, 1, a) - relief factor updated annually
SERGEANT AVE S&B			
AVERAGE OVERTIME FOR A SERGEANT	\$132,605	\$132,605	Page 5 - Average S&B is captured for a law enforcement sergeant
UNIFORM ALLOWANCE	7,755	7,755	Average overtime is captured for the station sergeant
	725	725	Annual uniform allowance for sworn personnel
SUB-TOTAL	<u>\$141,085</u>	<u>\$141,085</u>	
ALLOCATION RATE	0.24	0.24	Page 6 - Sergeant charge per deputy in patrol and traffic
TOTAL SERGEANT ALLOCATION PER UNIT	<u>\$ 33,860</u>	<u>\$ 33,860</u>	Page 1 - Charge for 7DWR unit
OTHER SUPPORT			
Captain, Lieutenant, Sr Vol Coord, and clerical	<u>\$24,054</u>	<u>\$28,078</u>	Page 5, page 6 and page 7
AREA DET. & SUPPORT			
DETECTIVES	0.407 = \$46,921 ^{÷ 115,875}	\$0	Page 7 - Average S&B is captured for law enforcement deputy
DET SERGEANT *	0.043 = 6,067 ^{÷ 141,085}	-	Page 7 - Average S&B is captured for law enforcement sergeant
DET SEC I	0.036 1,835	-	Page 7 - Average S&B is captured for Admin Secretary
TOTAL DET. & SUPPORT	<u>\$54,823</u>	<u>\$0</u>	Cost are allocated to Patrol as it is the primary source of cases
OTHER SALARIES AND BENEFITS			
COMMUNICATIONS CENTER	\$24,958	\$24,958	Page 7 - Average S&B
CRIME PREVENTION	7,460	7,460	Page 7 - Average S&B
JUVENILE INTERVENTION	6,205	6,205	Page 7 - Average S&B
REGIONAL SERVICES	32,409	-	Page 9 - Average S&B
	<u>\$71,032</u>	<u>\$38,623</u>	Cost are allocated to Patrol as it is the primary source of cases
TOTAL SALARIES AND BENEFITS	<u>\$ 390,026</u>	<u>\$ 306,818</u>	Page 1 - S&B for units

* = calculated based on patrolling sergeant S&B

FY 2005/06 – 2006/07

ATTACHMENT B
City of San Marcos

Effective 7/1/05 through 6/30/06

SERVICE CATEGORY		Unit Cost	# of Units	Beat Factor	Unit Factor	Total Net Cost	Annual Hours	Notes
Patrol:								
Sedan	7 days with relief	\$481,129	15	1.00000		\$7,216,935	46,537.50	
	7 days with relief (Without OH)	\$271,363	3	1.00000		814,089	9,307.50	
			Sub-total			\$8,031,024		
Traffic:								
Sedan	7 days with relief	\$391,166	2	0.97835		\$765,395	6,205.00	
	15 days with relief	\$279,404	1	0.97835		273,355	2,218.50	
	15 days without relief	\$219,756	1	0.97835		214,999	2,218.50	
Motorcycle	15 days NO relief	\$225,214	2	0.97835		440,676	4,437.00	
			Sub-total			\$1,694,425		
Custom:								
Special Purpose Detail		\$778,824	2	1.0000		\$1,557,648	22,185.00	1 COPPS (4Dr. Sedan)
	(1 Sgt, 4 Officers, 1 Clk.)							1 Street Gang Narcotics (4 Dr. Sedan)
COPPS Sergeant		\$149,360	1	1.0000		\$149,360	2,218.50	
Special Purpose Officer		\$137,238	2	1.0000		274,476	4,437.00	School Resource Officers - Subs. Abuse (4 Dr. Sedan)
Special Purpose Officer		\$145,583	2	1.0000		291,166	4,437.00	COPPS (Black & White)
Special Purpose Officer		\$137,238	2	1.0000		274,476	4,437.00	COPPS (FAST Grant) (4 Dr. Sedan)
Special Purpose Officer		\$137,238	1	1.0000		137,238	2,218.50	COPPS Universal Grant - (4Dr. Sedan)
Special Purpose Officer		\$137,238	1	1.0000		137,238	2,218.50	COPPS Universal Grant - (4Dr. Sedan)
			Sub-total			2,821,602		
Liability:								
						\$	118,470	
Other:								
800 MHZ Radio Eqipt.						\$0		
Senior Volunteer Patrol Program		\$8,545	2			17,090		
			Sub-total			\$17,090		
			Less:	Crime Prevention Cr.		(167,166)		
			TOTAL AMOUNT			\$	12,515,445	

SERVICE UNIT COST DETAIL SHEET

Estimate for FY05-06

	7-Day Patrol w/Relief	Patrol 4 X 4	5 Day Patrol W/R 0.714286	5 Day Patrol No R 0.561798	5 Day Patrol no OH	7 Day Traffic W/R	5 Day Traffic W/R 0.714286	5 Day Traffic W/O 0.561798	Motorcycle (County)	SPO (4 Dr.)	SPO (2 Dr.)	SPO (Van)	SPO (B & W)	SPO Detail w 4 DR	SPO Detail w B & W	CSO W/Van	CSO W/4 Dr.	CSO W/O Veh.	Motorcycle (City)
A. Salaries & Benefits:																			
1. Law Enforcement Stations																			
a. Deputy	\$ 221,720	\$ 221,720	\$ 158,372	\$ 124,562	\$ 249,124	\$ 221,720	\$ 158,372	\$ 124,562	\$ 132,749	\$ 124,562	\$ 124,562	\$ 124,562	\$ 124,562	\$ 498,248	\$ 498,248	\$ 53,793	\$ 53,793	\$ 53,793	\$ 132,749
b. Sergeant	35,996	35,996	25,711	20,222	-	35,996	25,711	20,222	20,222	-	-	-	-	149,360	149,360	-	-	-	20,222
c. Other Support	30,202	30,202	21,573	16,967	-	34,930	24,950	19,624	19,624	-	-	-	-	49,610	49,610	-	-	-	19,624
	\$ 287,918	\$ 287,918	\$ 205,656	\$ 161,751	\$ 249,124	\$ 292,646	\$ 209,033	\$ 164,408	\$ 172,595	\$ 124,562	\$ 124,562	\$ 124,562	\$ 124,562	\$ 697,218	\$ 697,218	\$ 53,793	\$ 53,793	\$ 53,793	\$ 172,595
2. Law Enforcement Support																			
a. Station Area Detectives	\$ 58,983	\$ 58,983	\$ 42,131	\$ 33,137	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
b. Communications Center	26,592	26,592	18,994	14,939	-	26,592	18,994	14,939	14,939	-	-	-	-	-	-	-	-	-	14,939
c. Crime Prevention	8,237	8,237	5,884	4,628	-	8,237	5,884	4,628	4,628	-	-	-	-	-	-	-	-	-	4,628
d. Juvenile Intervention	5,265	5,265	3,761	2,958	-	5,265	3,761	2,958	2,958	-	-	-	-	-	-	-	-	-	2,958
e. Regional Services	32,409	32,409	23,149	18,207	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
(Charged to Patrol Units Only)	\$ 131,486	\$ 131,486	\$ 93,919	\$ 73,869	\$ -	\$ 40,094	\$ 28,639	\$ 22,525	\$ 22,525	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 22,525
Total Salaries & Benefits	\$ 419,404	\$ 419,404	\$ 299,575	\$ 235,620	\$ 249,124	\$ 332,740	\$ 237,672	\$ 186,933	\$ 195,120	\$ 124,562	\$ 124,562	\$ 124,562	\$ 124,562	\$ 697,218	\$ 697,218	\$ 53,793	\$ 53,793	\$ 53,793	\$ 195,120
	36068754.32	1677616.48	599150	235620		5323841.92	950688	1495464	2731680.84	3861422	0	124562	747372	2091654	0	1237239	107586	53793	585360.18
B. Services & Supplies:																			
1. Law Enforcement Stations	\$ 2,193	\$ 2,193	\$ 1,566	\$ 1,232	\$ 2,193	\$ 2,193	\$ 1,566	\$ 1,232	\$ 1,232	\$ 300	\$ 300	\$ 300	\$ 300	\$ 4,386	\$ 4,386	\$ 300	\$ 300	\$ 300	\$ 1,232
2. Law Enforcement Support	863	863	616	485	-	863	616	485	485	-	-	-	-	1,726	1,726	-	-	-	485
	\$ 3,056	\$ 3,056	\$ 2,182	\$ 1,717	\$ 2,193	\$ 3,056	\$ 2,182	\$ 1,717	\$ 1,717	\$ 300	\$ 300	\$ 300	\$ 300	\$ 6,111	\$ 6,111	\$ 300	\$ 300	\$ 300	\$ 1,717
II. Support Costs																			
A. Vehicles																			
1. Depreciation	\$ 12,411	\$ 11,539	\$ 8,865	\$ 6,973	\$ 8,712	\$ 10,213	\$ 7,295	\$ 5,738	\$ 4,360	\$ 3,237	\$ 4,675	\$ 4,495	\$ 5,808	\$ 17,622	\$ 27,907	\$ 4,316	\$ 3,237	\$ -	\$ 1,501
2. Fuel	5,976	5,462	4,268	3,357	4,427	5,022	3,587	2,821	1,270	1,405	1,854	1,304	3,128	7,472	14,366	1,304	1,405	-	595
3. Maintenance	5,100	6,073	3,643	2,865	3,476	4,106	2,933	2,307	3,607	1,624	1,624	2,111	2,497	8,120	11,613	1,786	1,624	-	522
4. Communications	3,659	3,659	2,614	2,056	3,432	4,504	3,217	2,531	1,431	227	227	227	3,432	1,135	13,955	3,432	3,132	-	73
	\$ 27,146	\$ 26,753	\$ 19,390	\$ 15,251	\$ 20,046	\$ 23,846	\$ 17,032	\$ 13,397	\$ 10,668	\$ 6,492	\$ 8,380	\$ 8,137	\$ 14,865	\$ 34,349	\$ 67,842	\$ 10,838	\$ 9,397	\$ 0	\$ 2,691
B. Facilities																			
1. Space	\$ 10,951	\$ 10,951	\$ 7,822	\$ 6,152	\$ -	\$ 10,951	\$ 7,822	\$ 6,152	\$ 6,152	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 6,152
C. Management Support																			
1. Administration	\$ 5,198	\$ 5,198	\$ 3,713	\$ 2,920	\$ -	\$ 5,198	\$ 3,713	\$ 2,920	\$ 2,920	\$ 1,487	\$ 1,487	\$ 1,487	\$ 1,487	\$ 10,396	\$ 10,396	\$ 1,299	\$ 1,299	\$ 1,299	\$ 2,920
2. Fiscal	2,035	2,035	1,453	1,143	-	2,035	1,453	1,143	1,143	582	582	582	582	4,070	4,070	509	509	509	1,143
3. Personnel	5,846	5,846	4,175	3,284	-	5,846	4,175	3,284	3,284	1,672	1,672	1,672	1,672	11,691	11,691	1,461	1,461	1,461	3,284
4. Data Services	5,683	5,683	4,080	3,193	-	5,683	4,080	3,193	3,193	1,625	1,625	1,625	1,625	11,367	11,367	2,043	2,043	2,043	3,193
5. Other	1,811	1,811	1,293	1,017	-	1,811	1,293	1,017	1,017	518	518	518	518	3,621	3,621	453	453	453	1,017
	\$ 20,572	\$ 20,572	\$ 14,694	\$ 11,557	\$ 0	\$ 20,572	\$ 14,694	\$ 11,557	\$ 11,557	\$ 5,884	\$ 5,884	\$ 5,884	\$ 5,884	\$ 41,145	\$ 41,145	\$ 5,765	\$ 5,765	\$ 5,765	\$ 11,557
SUB-TOTAL	\$ 481,129	\$ 480,737	\$ 343,663	\$ 270,297	\$ 271,363	\$ 391,166	\$ 279,402	\$ 219,756	\$ 225,214	\$ 137,238	\$ 139,126	\$ 138,883	\$ 145,611	\$ 778,824	\$ 812,316	\$ 70,696	\$ 69,256	\$ 59,858	\$ 217,237
III. Liability	4,604	4,604	3,289	2,587	-	3,769	2,692	2,117	2,117	2,052	2,052	2,052	2,052	8,207	8,207	-	-	-	2,117
TOTAL COST	\$ 485,733	\$ 485,341	\$ 346,952	\$ 272,884	\$ 271,363	\$ 394,935	\$ 282,094	\$ 221,873	\$ 227,331	\$ 139,290	\$ 141,178	\$ 140,934	\$ 147,663	\$ 787,031	\$ 820,523	\$ 70,696	\$ 69,256	\$ 59,858	\$ 219,354
						Units 7 day with relief	1.000000												
						Units 5 day with relief	0.714286												
						Units 5 day without relief	0.561798												

Other Salaries & Benefits (Excluding Regional)
Estimate for FY05-06

Salaries and Benefits Other	Factor Per Unit	Average S&B	Uniform Allowance	Overtime	Patrol	Traffic
Captain	0.030	\$ 185,708	\$ 725	\$ -	\$ 5,628	\$ 5,628
Admin. Sec. II	0.030	\$ 60,999	\$ -	\$ -	1,841	1,841
Lieutenant	0.078	\$ 165,666	\$ 725	\$ -	12,916	12,916
Sr. Volunteer Coordinator (Sgt.)	0.004	\$ 140,989	\$ 725	\$ -	576	576
Evidence Clerk (IB uses an Int Clk)	0.036	\$ 49,610	\$ -	\$ -	1,782	1,782
Senior Clerk	0.036	\$ 50,744	\$ -	\$ -	1,823	1,823
Dept. Aide	0.036	\$ 29,489	\$ -	\$ -	1,059	1,059
Receptionist (Inter Clk)	0.036	\$ 49,610	\$ -	\$ -	1,782	1,782
Intermediate Clerk (Patrol)	0.056	\$ 49,610	\$ -	\$ -	2,795	
Admin Sec. I (Traffic)	0.152	\$ 49,500	\$ -	\$ -		7,523
					<u>\$ 30,202</u>	<u>\$ 34,930</u>
Station Area Detectives						
Detective (Deputy)	0.407	\$ (A) 116,958	\$ (A) 725	\$ (A) 6,879	\$ 50,751	
Detective Sergeant	0.043	\$ (B) 140,989	\$ (B) 725	\$ (B) 7,646	6,454	
Det Secretary (Admin Sec I)	0.036	\$ 49,500	\$ -	\$ -	1,778	
					<u>\$ 58,983</u>	<u>\$ -</u>
Communications Center						
5774 Sheriff's Com. Coord.	2	\$ 111,958	\$ -	\$ -	\$ 223,916	
2821 Sheriff's Com Disp.	3	\$ 59,774	\$ -	\$ -	179,323	
2822 Shfs Emerg Svcs Disp.	71	\$ 79,547	\$ -	\$ -	5,647,841	
2823 Supv. Emerg. Svcs Disp.	5	\$ 97,546	\$ -	\$ -	487,731	
					<u>\$ 6,538,811</u>	
Number of units supported					245.89	
Cost per unit					<u>\$ 26,592</u>	
Crime Prevention						
5743 Supv Crime Prev Spec	2	\$ 62,521	\$ -	\$ -	\$ 125,041	
5744 Crime Prevention Spec	19	\$ 54,587	\$ -	\$ -	1,037,150	
2484 Crime Analyst	7	\$ 87,873	\$ -	\$ -	615,109	
2700 Crime Prev Inter Clk	5	\$ 49,610	\$ -	\$ -	248,050	
					<u>\$ 2,025,350</u>	
Number of units supported					245.89	
Cost per unit					<u>\$ 8,237</u>	
Juvenile Intervention						
5746 Deputy	11	\$ 116,958	\$ 725	\$ -	\$ 1,294,516	
Number of units supported					245.89	
Cost per unit					<u>\$ 5,265</u>	

$\Sigma (A) = 124,562$
 $\Sigma (B) = 149,360$

**ATTACHMENT B
City of San Marcos**

Effective 7/1/06 through 6/30/07

SERVICE CATEGORY	Unit Cost	# of Units	Beat Factor	Unit Factor	Total Net Cost	Annual Hours	Notes
Patrol:							
Sedan	(7 days wth relief)	\$504,714	15	0.97014	\$7,344,646	46,537.50	
	(7 days wth relief) (Without OH)	\$284,398	3	0.97014	827,718	9,307.50	
			Sub-total		<u>\$8,172,364</u>		
Traffic:							
Sedan	(7 days with relief)	\$407,175	2	0.98576	\$802,754	6,205.00	
	(5 days with relief)	\$290,839	1	0.98576	286,698	2,218.50	
	(5 days without relief)	\$228,750	1	0.98576	225,493	2,218.50	
Motorcycle	(5 days NO relief)	\$232,497	2	0.98576	458,372	4,437.00	
			Sub-total		<u>\$1,773,317</u>		
Custom:							
Special Purpose Detail		\$813,490	2	1.0000	\$1,626,979	22,185.00	1 COPPS (4Dr. Sedan)
	(1 Sgt, 4 Officers, 1 Clk.)						1 Street Gang Narcotics (4 Dr. Sedan)
COPPS Sergeant		\$155,895	1	1.0000	\$155,895	2,218.50	
Special Purpose Officer		\$149,608	3	1.0000	448,825	6,655.50	School Resource Officers - Subs. Abuse (Black & White)
Special Purpose Officer		\$149,608	5	1.0000	748,042	11,092.50	COPPS (Black & White)
Special Purpose Officer		\$143,116	1	1.0000	143,116	2,218.50	COPPS Universal Grant - (4Dr. Sedan)
			Sub-total		<u>3,122,857</u>		
Liability:							
					\$ 119,370		
Other:							
800 MHZ Radio Equipt.					\$0		
Senior Volunteer Patrol Program		\$9,871	2		19,742		
			Sub-total		<u>\$19,742</u>		
			Less:	Crime Prevention Cr.	<u>(155,911)</u>		
			TOTAL AMOUNT		<u>\$ 13,051,739</u>		

FY 06-07
 .ET

	7 Day Patrol w/Relief	Patrol 4 X 4	5 Day Patrol W/R 0714286	5 Day Patrol No R 0561798	7 Day Patrol no OH	7 Day Traffic W/R	5 Day Traffic W/R 0714286	5 Day Traffic W/O 0561798	Motorcycle (County)	Motorcycle (City)	Motorcycle Hybrid	SPO (4 Dr.)	SPO (2 Dr.)	SPO (Van)	SPO (B & W)	SPO Detail w 4 DR	SPO Detail w B & W	CSO W/Van	CSO W/4 Dr.	CSO W/O Veh.	
Number of Units	86 0	4 0	2 0	1 0	6 0	15 0	4 0	8 0	14 0	3 0	1 0	23 0	-	1 0	17 0	3 0	-	24 0	4 0	1 0	
A. Salaries & Benefits:																					
1. Law Enforcement Stations	\$ 233,121	\$ 233,121	\$ 186,515	\$ 130,967	\$ 261,933	\$ 233,121	\$ 186,515	\$ 130,967	\$ 139,559	\$ 139,559	\$ 244,045	\$ 130,967	\$ 130,967	\$ 130,967	\$ 130,967	\$ 523,867	\$ 523,867	\$ 55,684	\$ 55,684	\$ 55,684	
a. Deputy	40,358	40,358	28,827	22,673	-	40,358	28,827	22,673	22,673	22,673	40,358	-	-	-	-	157,037	157,037	-	-	-	
b. Sergeant	31,024	31,024	22,160	17,429	-	36,202	25,659	20,338	20,338	20,338	36,202	-	-	-	-	51,391	51,391	-	-	-	
c. Other Support																					
	\$ 304,503	\$ 304,503	\$ 217,502	\$ 171,069	\$ 261,933	\$ 309,681	\$ 221,201	\$ 173,978	\$ 182,570	\$ 182,570	\$ 320,605	\$ 130,967	\$ 130,967	\$ 130,967	\$ 130,967	\$ 732,294	\$ 732,294	\$ 55,684	\$ 55,684	\$ 55,684	
2. Law Enforcement Support	\$ 62,054	\$ 62,054	\$ 44,324	\$ 34,862	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	
a. Station Area Detectives	27,591	27,591	19,708	15,501	-	27,591	19,708	15,501	15,501	15,501	27,591	-	-	-	-	-	-	-	-	-	
b. Communications Center	8,254	8,254	5,896	4,637	-	8,254	5,896	4,637	4,637	4,637	8,254	-	-	-	-	-	-	-	-	-	
c. Crime Prevention	5,523	5,523	3,945	3,103	-	5,523	3,945	3,103	3,103	3,103	5,523	-	-	-	-	-	-	-	-	-	
d. Juvenile Intervention	36,803	36,803	26,145	20,563	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
e. Regional Services																					
(Charged to Patrol Units Only)	\$ 140,025	\$ 140,025	\$ 100,018	\$ 78,666	\$ -	\$ 41,368	\$ 29,549	\$ 23,240	\$ 23,240	\$ 23,240	\$ 41,368	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	
Total Salaries & Benefits	\$ 444,528	\$ 444,528	\$ 317,520	\$ 249,735	\$ 261,933	\$ 351,049	\$ 250,749	\$ 197,219	\$ 205,811	\$ 205,811	\$ 361,973	\$ 130,967	\$ 130,967	\$ 130,967	\$ 130,967	\$ 732,294	\$ 732,294	\$ 55,684	\$ 55,684	\$ 55,684	
B. Services & Supplies:																					
1. Law Enforcement Stations	\$ 3,523	\$ 3,523	\$ 2,516	\$ 1,979	\$ 3,523	\$ 3,523	\$ 2,516	\$ 1,979	\$ 1,979	\$ 1,979	\$ 3,523	\$ 300	\$ 300	\$ 300	\$ 300	\$ 7,046	\$ 7,046	\$ 300	\$ 300	\$ 300	
2. Law Enforcement Support	1,186	1,186	847	666	-	1,186	847	666	666	666	1,186	-	-	-	-	2,372	2,372	-	-	-	
	\$ 4,709	\$ 4,709	\$ 3,363	\$ 2,645	\$ 3,523	\$ 4,709	\$ 3,363	\$ 2,645	\$ 2,645	\$ 2,645	\$ 4,709	\$ 300	\$ 300	\$ 300	\$ 300	\$ 9,417	\$ 9,417	\$ 300	\$ 300	\$ 300	
II. Support Costs																					
A. Vehicles																					
1. Depreciation	\$ 13,531	\$ 12,290	\$ 9,665	\$ 7,602	\$ 10,594	\$ 11,832	\$ 8,452	\$ 6,647	\$ 5,239	\$ 1,239	\$ 10,041	\$ 2,500	\$ 3,714	\$ 4,000	\$ 7,062	\$ 13,714	\$ 31,964	\$ 2,300	\$ 2,500	\$ -	
Fuel	6,315	7,167	4,511	3,546	4,275	4,947	3,533	2,779	1,346	672	3,124	2,014	2,014	2,350	2,850	10,070	13,414	1,567	2,014	-	
Maintenance	5,716	5,986	4,083	3,211	4,073	4,723	3,374	2,653	650	541	2,176	1,622	1,622	1,390	2,715	8,109	12,483	1,390	1,622	-	
Communications																					
	\$ 25,562	\$ 25,443	\$ 18,259	\$ 14,361	\$ 18,942	\$ 21,502	\$ 15,359	\$ 12,080	\$ 7,234	\$ 2,451	\$ 15,342	\$ 6,136	\$ 7,350	\$ 7,740	\$ 12,628	\$ 31,894	\$ 57,862	\$ 5,257	\$ 6,136	\$ -	
B. Facilities																					
1. Space	\$ 9,973	\$ 9,973	\$ 7,124	\$ 5,603	\$ -	\$ 9,973	\$ 7,124	\$ 5,603	\$ 5,603	\$ 5,603	\$ 9,973	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	
C. Management Support																					
1. Administration	\$ 3,622	\$ 3,622	\$ 2,587	\$ 2,035	\$ -	\$ 3,622	\$ 2,587	\$ 2,035	\$ 2,035	\$ 2,035	\$ 3,622	\$ 1,038	\$ 1,038	\$ 1,038	\$ 1,038	\$ 7,244	\$ 7,244	\$ 905	\$ 905	\$ 905	
2. Fiscal	2,115	2,115	1,511	1,188	-	2,115	1,511	1,188	1,188	1,188	2,115	606	606	606	606	4,230	4,230	529	529	529	
3. Personnel	6,133	6,133	4,381	3,446	-	6,133	4,381	3,446	3,446	3,446	6,133	1,757	1,757	1,757	1,757	12,267	12,267	1,533	1,533	1,533	
4. Data Services	7,237	7,237	5,169	4,066	-	7,237	5,169	4,066	4,066	4,066	7,237	2,074	2,074	2,074	2,074	14,474	14,474	1,809	1,809	1,809	
5. Other	835	835	596	469	-	835	596	469	469	469	835	239	239	239	239	1,669	1,669	209	209	209	
	\$ 19,942	\$ 19,942	\$ 14,244	\$ 11,203	\$ 0	\$ 19,942	\$ 14,244	\$ 11,203	\$ 11,203	\$ 11,203	\$ 19,942	\$ 5,714	\$ 5,714	\$ 5,714	\$ 5,714	\$ 39,884	\$ 39,884	\$ 4,985	\$ 4,985	\$ 4,985	
SUB-TOTAL	\$ 504,714	\$ 504,595	\$ 360,510	\$ 283,547	\$ 284,398	\$ 407,175	\$ 290,839	\$ 228,750	\$ 232,497	\$ 227,713	\$ 411,939	\$ 143,116	\$ 144,330	\$ 144,720	\$ 149,608	\$ 813,490	\$ 839,458	\$ 66,226	\$ 67,105	\$ 60,970	
III. Liability	4,560	4,580	3,257	2,562	-	3,733	2,866	2,097	2,097	2,097	3,733	2,032	2,032	2,032	2,032	8,129	8,129	-	-	-	
TOTAL COST	\$ 509,274	\$ 509,155	\$ 363,767	\$ 286,109	\$ 284,398	\$ 410,908	\$ 293,506	\$ 230,847	\$ 234,594	\$ 229,810	\$ 415,672	\$ 145,148	\$ 146,362	\$ 146,752	\$ 151,640	\$ 821,618	\$ 847,586	\$ 66,226	\$ 67,105	\$ 60,970	
Units extended (excluding liability)	\$ 43,405,390	\$ 2,018,380	\$ 721,020	\$ 283,547	\$ 1,706,388	\$ 6,107,628	\$ 1,163,358	\$ 1,830,002	\$ 3,254,953	\$ 683,140	\$ 411,939	\$ 3,291,668	\$ -	\$ 144,720	\$ 2,543,341	\$ 2,440,489	\$ -	\$ 1,589,427	\$ 268,421	\$ 60,970	

Other Salaries & Benefits (Excluding Regional)
FY 2006-2007 Summary

Salaries and Benefits Other	Factor Per Unit	Average S&B	Uniform Allowance	Overtime	Patrol	Traffic
Captain	0.030	\$ 181,295	\$ 725	\$ -	\$ 5,495	\$ 5,495
Admin. Sec. II	0.030	\$ 63,042	\$ -	\$ -	1,903	1,903
Lieutenant	0.078	\$ 167,975	\$ 725	\$ -	13,095	13,095
Sr. Volunteer Coordinator (Sgt.)	0.004	\$ 147,524	\$ 725	\$ -	603	603
Evidence Clerk (IB uses an Int Clk)	0.036	\$ 51,391	\$ -	\$ -	1,846	1,846
Senior Clerk	0.036	\$ 59,547	\$ -	\$ -	2,139	2,139
Dept. Aide	0.036	\$ 33,479	\$ -	\$ -	1,202	1,202
Receptionist (Inter Clk)	0.036	\$ 51,391	\$ -	\$ -	1,846	1,846
Intermediate Clerk (Patrol)	0.056	\$ 51,391	\$ -	\$ -	2,895	
Admin Sec. I (Traffic)	0.152	\$ 53,121	\$ -	\$ -		8,073
					\$ 31,024	\$ 36,202
Station Area Detectives						
Detective (Deputy)	0.407	\$ C 122,744	\$ C 725	\$ C 7,498	\$ 53,360	
Detective Sergeant	0.043	\$ D 147,524	\$ D 725	\$ D 8,788	6,786	
Det Secretary (Admin Sec I)	0.036	\$ 53,121	\$ -	\$ -	1,908	
					\$ 62,054	\$ -
Communications Center						
5774 Sheriff's Com. Coord.	2	\$ 109,282	\$ -	\$ -	\$ 218,563	
2821 Sheriff's Com Disp.	0	\$ 61,534	\$ -	\$ -	-	
2822 Shfs Emerg Svcs Disp.	74	\$ 81,832	\$ -	\$ -	6,055,585	
2823 Supv. Emerg. Svcs Disp.	5	\$ 102,025	\$ -	\$ -	510,123	
					\$ 6,784,271	
					Number of units supported	245.89
					Cost per unit	\$ 27,591
Crime Prevention						
5743 Supv Crime Prev Spec	2	\$ 64,709	\$ -	\$ -	\$ 129,418	
5744 Crime Prevention Spec	18	\$ 55,918	\$ -	\$ -	1,006,524	
2484 Crime Analyst	7	\$ 90,948	\$ -	\$ -	636,638	
2700 Crime Prev Inter Clk	5	\$ 51,391	\$ -	\$ -	256,954	
					\$ 2,029,534	
					Number of units supported	245.89
					Cost per unit	\$ 8,254
Juvenile Intervention						
5746 Deputy	11	\$ 122,744	\$ 725	\$ -	\$ 1,358,162	
					Number of units supported	245.89
					Cost per unit	\$ 5,523

Σ C = 130,967
 Σ D = 157,037

Tab 17

FY 2007/08 – 2011/12

**ATTACHMENT B
City of San Marcos**

Effective 7/1/09 through 6/30/10

SERVICE CATEGORY	Staff Cost	# of Staff	Unit Factor	Total Net Cost	Notes
Deputy Patrol	\$133,298.08	32.000		4,265,538.65	
Deputy Traffic	\$133,298.08	6.000		799,788.50	
Deputy Motor	\$142,547.37	2.000		285,094.74	
Deputy SPO	\$133,298.08	15.000		1,999,471.24	(1 SRO Cancelled)
Detective	\$139,464.27	5.000		697,321.36	
CSO	\$60,212.77	-		-	
Sergeant	\$174,513.35	7.455		1,300,917.68	
Detective Sgt	\$174,513.35	0.556		96,951.86	
Station Staff				771,187.12	
Subtotal				<u>10,216,271.15</u>	
Ancillary Support				1,789,013.60	
Supply				298,831.92	
Vehicles				-757,426.57	
Space				319,446.39	
Management Support				-520,068.63	
Liability				116,618.68	
Less: Beat Factor				<u>(10,578.20)</u>	
				3,788,827.57	
Adjustments:	CCCA: Contract City Cooperative Agreement			87,324.54	
				<u>\$ 14,092,423.26</u>	

ATTACHMENT B
City of San Marcos
Effective 7/1/10 through 6/30/11
Draft III - Subject to Change

SERVICE CATEGORY	Staff Cost	# of Staff	Unit Factor	Total Net Cost	Notes
Deputy Patrol	\$132,185.50	32.000		4,229,936.09	
Deputy Traffic	\$132,185.50	6.000		793,113.02	
Deputy Motor	\$141,357.17	2.000		282,714.33	
Deputy SPO	\$132,185.50	15.000		1,982,782.54	
Detective	\$138,299.94	5.000		691,499.72	
CSO	\$62,011.99	-		-	
Sergeant	\$171,400.37	7.455		1,277,711.86	
Detective Sgt	\$171,400.37	0.500		85,700.19	
Station Staff				776,511.28	
Subtotal				<u>10,119,969.01</u>	
Ancillary Support				1,633,526.53	
Supply				169,391.93	
Vehicles				757,621.24	
Space				350,543.18	
Management Support				563,041.26	
Liability				117,215.38	
Less: Beat Factor				<u>(8,935.17)</u>	
				3,582,404.34	
Adjustments:	CCCA: Contract City Cooperative Agreement			-	
		TOTAL AMOUNT		<u>\$ 13,702,373.36</u>	

ATTACHMENT B

City of San Marcos

Effective 7/1/11 through 6/30/12

Draft - Subject to Change

SERVICE CATEGORY	Staff Cost	# of Staff	Unit Factor	Total Net Cost	Notes
Deputy Patrol	\$138,249.15	32.000		4,423,972.75	
Deputy Traffic	\$138,249.15	6.000		829,494.89	
Deputy Motor	\$147,843.86	2.000		295,687.71	
Deputy SPO	\$138,249.15	15.000		2,073,737.23	
Detective	\$144,645.62	5.000		723,228.10	
CSO	\$64,894.00	-		-	
Sergeant Patrol	\$178,986.73	2.612		467,557.18	
Sergeant Traffic	\$178,986.73	1.000		178,986.73	
Sergeant Admin	\$178,986.73	0.732		130,965.90	
Sergeant Dedicated	\$178,986.73	3.000		536,960.20	
Detective Sgt	\$178,986.73	0.500		89,493.37	
Station Staff				809,779.79	
Subtotal				<u>10,559,863.86</u>	
Ancillary Support				1,707,574.36	
Supply				176,932.14	
Vehicles				774,762.25	
Space				298,147.95	
Management Support				532,475.71	
Liability				117,013.82	
Less: Beat Factor				<u>(9,742.14)</u>	
				3,597,164.10	
Adjustments:	CCCA: Contract City Cooperative Agreement			-	
				<u>\$ 14,157,027.96</u>	

Staff Equivalent for Coverage and Relief

Work seven days a week with relief for weekends and time off

	Hours per day Coverage	Hours per shift	days per week	Staff required
7 day with Relief (old unit)	8.5	8.5	7.0	1.78
New Unit	10.5	10.5	7.0	2.19
New Unit	12.5	12.5	7.0	2.61
New Unit	25.0	12.5	7.0	5.22
New Unit	25.5	8.5	7.0	5.33

Work full shifts a week with relief for time off

	Hours per day Coverage	Hours per shift	days per week	Staff required
5 day with Relief (Old Unit)	8.5	8.5	5.0	1.27
New Unit	10.5	10.5	4.0	1.27
New Unit	12.5	12.5	3.4	1.27

Work full shifts a week with no relief for time off

	Hours per day Coverage	Hours per shift	days per week	Staff required
5 day without Relief (Old Unit)	8.5	8.5	5.0	1.00
New Unit	10.5	10.5	4.0	1.00
New Unit	12.5	12.5	3.4	1.00

Note: add partial totals and round totals up. For example, if you need coverage for 2 positions 5 days a week with relief you would need 1.27 staff x 2 or 2.54 and would need 3 staff.

Assumptions

	Hours per year	Hours per week
Work	1,743	33.52
Off	467	8.98
Total	2,210	42.50

Tab 18

City of San Marcos
Crime Statistics Reports for the Department of Justice
Fiscal Years 2001-02 through 2011-12
Audit ID #: S16-MCC-0029

Summary of Indirect Costs

<u>Fiscal Year</u>	<u>Amount Claimed</u>	<u>Amount Allowable</u>	<u>Audit Adjustment</u>
2001-02	4,638	14,754	10,116
2002-03	8,560	15,686	7,126
2003-04	9,118	19,101	9,983
2004-05	10,900	20,714	9,814
2005-06	12,082	22,207	10,125
2006-07	12,743	23,351	10,608
2007-08	44,628	20,405	(24,223)
2008-09	40,490	23,501	(16,989)
2009-10	48,713	31,337	(17,376)
2010-11	51,799	24,042	(27,757)
2011-12	26,734	23,822	(2,912)
Total	<u>\$ 270,405</u>	<u>\$ 238,920</u>	<u>\$ (31,485)</u>

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Fiscal Year	Salaries *	Amount Claimed			Amount Allowed			Audit Adjustment	Adjustment Reason		
		Direct Costs	Indirect Cost Rate	Indirect Costs	Contract Services Costs	Indirect Cost Rate	Indirect Costs		Adjusted Contract Serv	Adjusted Rate	Total Adjustm
2001-02	Homicide Reports	\$ -	10.00%	\$ -	\$ -	47.70%	\$ -	\$ -	\$ -	\$ -	\$ -
	DV Related Calls for Assistance	46,375	10.00%	4,638	30,931	47.70%	14,754	10,116	(1,544)	11,660	10,116
	Total	\$ 46,375		\$ 4,638	\$ 30,931		\$ 14,754	\$ 10,116	\$ (1,544)	\$ 11,660	\$ 10,116
2002-03	Homicide Reports	\$ -	10.00%	\$ -	\$ -	47.70%	\$ -	\$ -	\$ -	\$ -	\$ -
	DV Related Calls for Assistance	85,600	10.00%	8,560	32,884	47.70%	15,686	7,126	(5,272)	12,398	7,126
	Total	\$ 85,600		\$ 8,560	\$ 32,884		\$ 15,686	\$ 7,126	\$ (5,272)	\$ 12,398	\$ 7,126
2003-04	Homicide Reports	\$ -	10.00%	\$ -	\$ -	47.70%	\$ -	\$ -	\$ -	\$ -	\$ -
	DV Related Calls for Assistance	91,184	10.00%	9,118	40,044	47.70%	19,101	9,983	(5,114)	15,097	9,983
	Total	\$ 91,184		\$ 9,118	\$ 40,044		\$ 19,101	\$ 9,983	\$ (5,114)	\$ 15,097	\$ 9,983
2004-05	Homicide Reports	\$ -	10.00%	\$ -	\$ -	47.70%	\$ -	\$ -	\$ -	\$ -	\$ -
	DV Related Calls for Assistance	108,999	10.00%	10,900	43,425	47.70%	20,714	9,814	(6,557)	16,371	9,814
	Total	\$ 108,999		\$ 10,900	\$ 43,425		\$ 20,714	\$ 9,814	\$ (6,557)	\$ 16,371	\$ 9,814
2005-06	Homicide Reports	\$ -	10.00%	\$ -	\$ -	47.70%	\$ -	\$ -	\$ -	\$ -	\$ -
	DV Related Calls for Assistance	120,823	10.00%	12,082	46,556	47.70%	22,207	10,125	(7,427)	17,552	10,125
	Total	\$ 120,823		\$ 12,082	\$ 46,556		\$ 22,207	\$ 10,125	\$ (7,427)	\$ 17,552	\$ 10,125
2006-07	Homicide Reports	\$ -	10.00%	\$ -	\$ -	47.70%	\$ -	\$ -	\$ -	\$ -	\$ -
	DV Related Calls for Assistance	127,427	10.00%	12,743	48,953	47.70%	23,351	10,608	(7,847)	18,455	10,608
	Total	\$ 127,427		\$ 12,743	\$ 48,953		\$ 23,351	\$ 10,608	\$ (7,847)	\$ 18,455	\$ 10,608
2007-08	Homicide Reports	\$ 120	80.80%	\$ 98	\$ 120	45.90%	\$ 55	\$ (43)	\$ -	\$ (43)	\$ (43)
	DV Related Calls for Assistance	55,112	80.80%	44,530	44,336	45.90%	20,350	(24,180)	(8,707)	(15,473)	(24,180)
	Total	\$ 55,232		\$ 44,628	\$ 44,456		\$ 20,405	\$ (24,223)	\$ (8,707)	\$ (15,516)	\$ (24,223)
2008-09	Homicide Reports	\$ 120	91.80%	\$ 110	\$ 120	46.50%	\$ 56	\$ (54)	\$ -	\$ (54)	\$ (54)
	DV Related Calls for Assistance	43,987	91.80%	40,380	50,419	46.50%	23,445	(16,935)	5,905	(22,840)	(16,935)
	Total	\$ 44,107		\$ 40,490	\$ 50,539		\$ 23,501	\$ (16,989)	\$ 5,905	\$ (22,894)	\$ (16,989)
2009-10	Homicide Reports	\$ 116	89.20%	\$ 104	\$ 116	50.40%	\$ 58	\$ (46)	\$ -	\$ (46)	\$ (46)
	DV Related Calls for Assistance	54,494	89.20%	48,609	62,062	50.40%	31,279	(17,330)	6,751	(24,081)	(17,330)
	Total	\$ 54,610		\$ 48,713	\$ 62,178		\$ 31,337	\$ (17,376)	\$ 6,751	\$ (24,127)	\$ (17,376)
2010-11	Homicide Reports	\$ -	88.50%	\$ -	\$ -	48.70%	\$ -	\$ -	\$ -	\$ -	\$ -
	DV Related Calls for Assistance	58,530	88.50%	51,799	49,367	48.70%	24,042	(27,757)	(8,109)	(19,648)	(27,757)
	Total	\$ 58,530		\$ 51,799	\$ 49,367		\$ 24,042	\$ (27,757)	\$ (8,109)	\$ (19,648)	\$ (27,757)
2011-12	Homicide Reports	\$ -	85.70%	\$ -	\$ -	47.20%	\$ -	\$ -	\$ -	\$ -	\$ -
	DV Related Calls for Assistance	31,195	85.70%	26,734	50,471	47.20%	23,822	(2,912)	16,520	(19,432)	(2,912)
	Total	\$ 31,195		\$ 26,734	\$ 50,471		\$ 23,822	\$ (2,912)	\$ 16,520	\$ (19,432)	\$ (2,912)
Summary	Homicide Reports	\$ 356		\$ 312	\$ 356		\$ 169	\$ (143)	\$ -	\$ (143)	\$ (143)
	DV Related Calls for Assistance	823,726		270,093	499,448		238,751	(31,342)	(21,401)	(9,941)	(31,342)
	Total	\$ 824,082		\$ 270,405	\$ 499,804		\$ 238,920	\$ (31,485)	\$ (21,401)	\$ (10,084)	\$ (31,485)

* = For FY 2001-02 through 2006-07, the city applied the allowable fixed 10% rate method to labor. For FY 2007-08 through 2011-12, the city applied ICRPs to total Salaries.

Tab 19

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Calculation of Allowable Indirect Cost Rates

	Claimed Indirect Cost Rates	Allowable Indirect Cost Rates							Audit Adjustment
		Contract Overhead	Station Support Staff	Sergeant Total	Sergeant Admin	x	Contract S&B	Rate	
				(less Detective Sergeant)	(Sergeant total 10%)		(less Station Support and Sergeant Admin)		
A	B	C	D	E	F	G=(B+C+E)/F			
FY 2001-02	10.00%	\$ -	\$ -	\$ -		\$ -	47.70%	*	37.70%
FY 2002-03	10.00%	\$ -	\$ -	\$ -		\$ -	47.70%	*	37.70%
FY 2003-04	10.00%	\$ -	\$ -	\$ -		\$ -	47.70%	*	37.70%
FY 2004-05	10.00%	\$ -	\$ -	\$ -		\$ -	47.70%	*	37.70%
FY 2005-06	10.00%	\$ -	\$ -	\$ -		\$ -	47.70%	*	37.70%
FY 2006-07	10.00%	\$ -	\$ -	\$ -		\$ -	47.70%	*	37.70%
FY 2007-08	80.80%	\$ 3,565,838.03	\$ 827,313.17	\$ 1,305,083.08	\$ 130,508.31	\$ 9,849,124.49	45.90%	**	-34.90%
FY 2008-09	91.80%	\$ 3,578,698.56	\$ 800,573.90	\$ 1,308,186.21	\$ 130,818.62	\$ 9,690,720.64	46.50%	**	-45.30%
FY 2009-10	89.20%	\$ 3,788,827.57	\$ 771,187.12	\$ 1,300,917.68	\$ 130,091.77	\$ 9,314,992.26	50.40%	**	-38.80%
FY 2010-11	88.50%	\$ 3,582,404.34	\$ 776,511.28	\$ 1,277,711.86	\$ 127,771.19	\$ 9,215,686.54	48.70%	**	-39.80%
FY 2011-12	85.70%	\$ 3,597,164.10	\$ 809,779.79	\$ 1,314,470.01	\$ 130,965.90	\$ 9,619,118.17	47.20%		-38.50%
Average							47.70%		

* The auditor calculated an average indirect cost rate based on the supported years.

** Sergeant Admin breakdown not detailed on Attachment B for these years. Calculated portion attributed to Sergeant Admin based on FY 2011-12, resulting in 10% of total sergeant (less detective sergeant, which is kept as a separate line item for FY 2007-08 through 2010-11).

Tab 20

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Status Meeting Information

Date of Meeting: Monday, April 10, 2016 at 1:00 p.m.

Location: City of San Marcos
1 Civic Center Drive, San Marcos, CA 92069

Main Contacts: Stacey Tang, Accounting Manager
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Lieutenant Kevin Menzies
San Diego County Sheriff's Department
San Marcos Sheriff's Station
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FINDING 1— Domestic Violence Related Calls for Assistance component: unallowable contract services costs

The city claimed \$823,826 in salaries and benefits for the domestic-violence related calls for assistance cost component during the audit period. The city incorrectly classified claimed costs as salaries and benefits costs. During the audit period, the city did not incur any salaries and benefits costs, but rather incurred contract services costs. We reallocated the costs to the appropriate cost category of contract services. Out of amount claimed, we found that \$393,907 is allowable and \$429,819 is unallowable. The costs are unallowable because the city misstated the number of incident report counts, misstated the time increments per activity, and overstated the contracted productive hourly rates.

The following table summarizes the claimed, allowable, and unallowable contract services costs for the domestic-violence related calls for assistance cost component by fiscal year (FY):

Fiscal Year	Amount Claimed	Amount Allowable	Adjustment
2001-02	\$ 46,375	\$ 24,391	\$ (21,984)
2002-03	85,600	25,936	(59,664)
2003-04	91,184	31,585	(59,599)
2004-05	108,999	34,247	(74,752)
2005-06	120,823	36,718	(84,105)
2006-07	127,427	38,608	(88,819)
2007-08	55,112	34,970	(20,142)
2008-09	43,987	39,765	(4,222)
2009-10	54,494	48,948	(5,546)
2010-11	58,530	38,933	(19,597)
2011-12	31,195	39,806	8,611
Total	\$ 823,726	\$ 393,907	\$ (429,819)

Contract Service Costs

The city contracts with the San Diego County Sheriff’s Department (SDSO) to perform all law enforcement duties for the city. These duties include activities claimed for the mandated program. The city purchases various SDSO staff positions (i.e. Deputy, Sergeant, Detective Sergeant) each FY and pays the SDSO annual contract rates for the purchased positions. No city staff members performed any of the reimbursable activities under this program. Therefore, the city did not incur any salaries and benefits costs as claimed, but rather incurred contract services costs. We reallocated the costs to the appropriate cost category of contract services.

The city determined claimed hours by multiplying the number of domestic-violence related calls for assistance incidents reported by the SDSO by the estimated time taken to perform the activity. The city then multiplied the total hours claimed by the respective SDSO contract rates to determine total costs claimed.

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Number of Domestic-Violence Related Calls for Assistance

Claimed

The city obtained the claimed number of domestic-violence related calls for assistance from both the SDSO's Automated Regional Justice Information System (ARJIS) and the Department of Justice's (DOJ) website.

Allowable

The SDSO provided data from the ARJIS supporting the domestic-violence related calls for assistance incidents for which a report was written for FY 2007-08 through FY 2011-12. We found that the claimed number of incident reports was misstated (both overstated in some years and understated in other years).

The SDSO was not able to provide reports or supporting documentation for incidents claimed for FY 2001-02 through FY 2006-07. We calculated an average incident count based on the data provided for the supported years and applied the average incident county to the early years, in which supporting documentation was not available.

The following table summarizes the claimed, allowable, and adjusted number of domestic-violence related calls for assistance incidents by FY:

<u>Fiscal Year</u>	<u>Claimed Incident Counts</u>	<u>Allowable Incident Counts</u>	<u>Audit Adjustment</u>
Incident Counts			
2001-02	208	274	66
2002-03	356	274	(82)
2003-04	323	274	(49)
2004-05	359	274	(85)
2005-06	371	274	(97)
2006-07	373	274	(99)
2007-08	291	236	(55)
2008-09	224	266	42
2009-10	288	336	48
2010-11	309	270	(39)
2011-12	155	264	109

Testing

We reviewed a sample of domestic-violence related calls for assistance incidents to verify that they occurred and were properly supported with a written incident report. We selected a random sample of 33 domestic violence related calls for assistance incidents for FY 2010-11 and 2011-12 each. Our review revealed that only one incident report did not include anything related to domestic violence. We determined that we would

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not need to expand our testing, as the discrepancy was immaterial. We concluded the SDSO did a sufficient and appropriate job of generating the data from ARJIS.

Time Increments

Claimed

For each fiscal year, the city estimated it took 126 minutes per incident for a deputy to support all domestic-violence related calls for assistance with a written incident report. For FY 2007-08 through 2011-12, the city estimated it took an additional 19 minutes for a sergeant to review and edit the report. The city did not provide any source documentation based on actual data to support the estimated time increments.

Allowable

The SDSO conducted a month-long time study in April 2016. The time study determined the time it took the deputies to support all domestic-violence related calls for assistance with a written incident report and also the time it took the patrolling sergeants to review and edit the reports. The time study also determined that the deputy also spent time editing reports and detective sergeants also spent time reviewing reports, which was not claimed.

Based on the SDSO's time study results, we determined it takes a deputy an average of 1.92 hours (or 115.42 minutes) to support all domestic-violence related calls for assistance with a written incident report and an average of 0.05 hours (or 3 minutes) to edit the written report. We also determined it takes the patrolling sergeant an average of 0.27 hours (or 15.90 minutes) and detective sergeant an average of 0.07 hours (or 4.10 minutes) to review the written report.

We applied the allowable time study increments to the domestic-violence related calls for assistance incident counts to arrive at the total allowable hours.

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The following table summarizes the deputies' claimed, allowable, and adjusted hours for the activity of writing the reports:

Fiscal Year	Claimed Hours	Allowable Hours	Audit Adjustment
Allowable Hours - Report Writing (Deputy)			
2001-02	436.80	526.08	89.28
2002-03	747.60	526.08	(221.52)
2003-04	678.30	526.08	(152.22)
2004-05	753.90	526.08	(227.82)
2005-06	779.10	526.08	(253.02)
2006-07	783.30	526.08	(257.22)
2007-08	611.10	453.12	(157.98)
2008-09	470.40	510.72	40.32
2009-10	604.80	645.12	40.32
2010-11	648.90	518.40	(130.50)
2011-12	334.03	506.88	172.85
Total	6,848.23	5,790.72	(1,057.51)

The following table summarizes the deputies' claimed, allowable, and adjusted hours for the activity of editing reports:

Fiscal Year	Claimed Hours	Allowable Hours	Audit Adjustment
Allowable Hours - Editing Report (Deputy)			
2001-02	-	13.70	13.70
2002-03	-	13.70	13.70
2003-04	-	13.70	13.70
2004-05	-	13.70	13.70
2005-06	-	13.70	13.70
2006-07	-	13.70	13.70
2007-08	-	11.80	11.80
2008-09	-	13.30	13.30
2009-10	-	16.80	16.80
2010-11	-	13.50	13.50
2011-12	-	13.20	13.20
Total	-	150.80	150.80

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The following table summarizes the patrolling sergeants' claimed, allowable, and adjusted hours for the activity of reviewing and editing reports:

Fiscal Year	Claimed Hours	Allowable Hours	Audit Adjustment
Allowable Hours - Reviewing Report (Patrolling Sergeant)			
2001-02	-	73.98	73.98
2002-03	-	73.98	73.98
2003-04	-	73.98	73.98
2004-05	-	73.98	73.98
2005-06	-	73.98	73.98
2006-07	-	73.98	73.98
2007-08	92.15	63.72	(28.43)
2008-09	70.93	71.82	0.89
2009-10	91.20	90.72	(0.48)
2010-11	97.85	72.90	(24.95)
2011-12	47.79	71.28	23.49
Total	399.92	814.32	414.40

The following table summarizes the detective sergeants' claimed, allowable, and adjusted hours for the activity of reviewing and editing reports:

Fiscal Year	Claimed Hours	Allowable Hours	Audit Adjustment
Allowable Hours - Reviewing Report (Detective Sergeant)			
2001-02	-	19.18	19.18
2002-03	-	19.18	19.18
2003-04	-	19.18	19.18
2004-05	-	19.18	19.18
2005-06	-	19.18	19.18
2006-07	-	19.18	19.18
2007-08	-	16.52	16.52
2008-09	-	18.62	18.62
2009-10	-	23.52	23.52
2010-11	-	18.90	18.90
2011-12	-	18.48	18.48
Total	-	211.12	211.12

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Contract Hourly Rates

We reviewed the contract service agreements between the SDSO and the city, including Attachment B, CLEP Costing schedules, and contracted hours for each fiscal year. We determined that the city included appropriate classifications performing the mandated activities in its claims. However our analysis revealed that the city overstated claimed rates during the audit period. The rates were overstated because the city used inconsistent methodology to compute claimed rates, used salary amounts that were co-mingled with other classifications, and applied inconsistent annual contract hours to compute claimed hourly rates.

We calculated an hourly contract rate for each classification using the contracted hours and the salary and benefit reports provided during the audit.

The following tables summarizes the audit adjustments to the deputy's hourly contract rate by FY:

Fiscal Year	Claimed Hourly Rate	Allowable Hourly Rate	Audit Adjustment
Allowable Hourly Contract Rate (Deputy)			
2001-02	106.17	37.33	(68.84)
2002-03	114.50	39.68	(74.82)
2003-04	134.43	48.29	(86.14)
2004-05	144.58	52.43	(92.15)
2005-06	155.08	56.36	(98.72)
2006-07	162.68	59.26	(103.42)
2007-08	76.38	62.61	(13.77)
2008-09	78.64	62.02	(16.62)
2009-10	76.48	60.32	(16.16)
2010-11	75.84	59.81	(16.03)
2011-12	79.32	62.56	(16.76)

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The following tables summarizes the audit adjustments to the patrolling sergeant's hourly contract rate by FY:

Fiscal Year	Amount Hourly Rate	Amount Hourly Rate	Audit Adjustment
Allowable Hourly Contract Rate (Patrolling Sergeant)			
2001-02	-	45.52	45.52
2002-03	-	48.49	48.49
2003-04	-	59.24	59.24
2004-05	-	63.84	63.84
2005-06	-	67.58	67.58
2006-07	-	71.06	71.06
2007-08	91.55	74.59	(16.96)
2008-09	98.61	80.32	(18.29)
2009-10	90.34	78.97	(11.37)
2010-11	95.22	77.56	(17.66)
2011-12	98.34	80.99	(17.35)

The following tables summarizes the audit adjustments to the detective sergeant's hourly contract rate by FY:

Fiscal Year	Claimed Hourly Rate	Allowable Hourly Rate	Audit Adjustment
Allowable Hourly Contract Rate (Detective Sergeant)			
2001-02	-	45.52	45.52
2002-03	-	48.49	48.49
2003-04	-	59.24	59.24
2004-05	-	63.84	63.84
2005-06	-	67.58	67.58
2006-07	-	71.06	71.06
2007-08	-	78.31	78.31
2008-09	-	80.32	80.32
2009-10	-	78.97	78.97
2010-11	-	77.56	77.56
2011-12	-	80.99	80.99

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Summary of Audit Adjustment

We applied the allowable domestic-violence related calls for assistance incident counts to the time study increments to arrive at the total allowable hours. We then applied the audited hourly contract rates to the allowable hours to determine allowable contract services costs. Our analysis revealed that the city overstated contract services costs totaling \$429,819 for the domestic-violence related calls for assistance cost component for the audit period.

The following table summarizes the audit adjustment per FY as described in the finding above:

	Misstated	Misstated	Total
	Hours	Hourly Rate	Audit
Fiscal Year	Adjustment	Adjustment	Adjustment
Total Adjustments			
2001-02	\$ 14,231	\$ (36,215)	\$ (21,984)
2002-03	(20,303)	(39,361)	(59,664)
2003-04	(14,282)	(45,317)	(59,599)
2004-05	(26,274)	(48,478)	(74,752)
2005-06	(32,170)	(51,935)	(84,105)
2006-07	(34,412)	(54,407)	(88,819)
2007-08	(12,642)	(7,500)	(20,142)
2008-09	5,580	(9,802)	(4,222)
2009-10	5,911	(11,457)	(5,546)
2010-11	(10,000)	(9,597)	(19,597)
2011-12	18,343	(9,732)	8,611
Total	\$ (106,018)	\$ (323,801)	\$ (429,819)

Criteria

The parameters and guidelines (section IV-Reimbursable Activities) require claimed costs to be supported by source documents. The parameters and guidelines state, in part, that:

Actual costs are those costs actually incurred to implement the mandated activities. Actual costs must be traceable and supported by source documents that show the validity of such costs, when they were incurred, and their relationship to the reimbursable activities. A source document is a document created at or near the same time the actual cost was incurred for the event or activity in question. Source documents may include, but are not limited to, employee time records or time logs, sign-in sheets, invoices, and receipts.

The parameters and guidelines (section IV-Ongoing Activities D. Domestic Violence Related Calls for Assistance) allow ongoing activities related to costs supporting calls with a written incident report and reviewing the report as follows:

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D. Domestic Violence Related Calls for Assistance: (Pen. Code, § 13730(a); Stats.1993, ch. 1230)

The following activity, performed by city, county, and city and county law enforcement agencies, is eligible for reimbursement:

1. Support all domestic-violence related calls for assistance with a written incident report.
2. Review and edit the report.

Reimbursement is *not* required to interview parties, complete a booking sheet or restraining order, transport the victim to the hospital, book the perpetrator, or other related activities to enforce a crime and assist the victim.

In addition, reimbursement is *not* required to include the information in the incident report required by Penal Code section 13730(c)(1)(2), based on the Commission decision denying reimbursement for that activity in *Domestic Violence Training and Incident Reporting* (CSM-96-362-01). Reimbursement for including the information in the incident report required by Penal Code section 13730(c)(3) is not provided in these parameters and guidelines and may not be claimed under this program, but is addressed in *Domestic Violence Incident Reports II* (02-TC-18).

The parameters and guidelines (section V-Claim Preparation and Submission-Direct Cost Reporting-Contracted Services) state that, for salaries and benefits, claimants are required to:

Report the name of the contractor and services performed to implement the reimbursable activities. If the contractor bills for time and materials, report the number of hours spent on the activities and all costs charged. If the contract is a fixed price, report the services that were performed during the period covered by the reimbursement claim. If the contract services were also used for purposes other than the reimbursable activities, only the pro-rata portion of the services used to implement the reimbursable activities can be claimed. Submit contract consultant and invoices with the claim and a description of the contract scope of services.

Recommendation

We recommend that the city ensure that claimed costs include only eligible costs, are based on actual costs, and are properly supported.

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FINDING 2 – Unallowable Indirect Costs

The city claimed \$270,405 in indirect costs during the audit period. We determined that \$137,026 is allowable and \$133,379 is unallowable. Indirect costs are unallowable because the city misclassified claimed direct costs as salaries and benefits rather than contract services, inappropriately calculated indirect cost rates based on direct labor, and incorrectly applied indirect cost rates to costs that were misclassified as direct labor.

For FY 2001-02 through 2006-07, the city claimed 10% indirect cost rates and applied the rates to claimed contract services costs that were incorrectly claimed as salaries and benefits. For FY 2007-08 through 2011-12, the city prepared Indirect Cost Rate Proposals (ICRPs) and also applied these rates to misclassified contract services costs that were incorrectly claimed as salaries and benefits. However, as discussed in Finding 1, the city did not incur any direct labor costs during the audit period. The city staff did not perform any of the reimbursable activities listed within the parameters and guidelines. The city contracted with the SDSO to perform all law enforcement activities including activities allowable for reimbursement under this mandated program. Therefore, the city did not incur any direct labor costs for this program, but rather incurred contract services costs. The city’s methodology to classify and compute costs as indirect based on direct labor costs was not appropriate.

We reviewed the contract agreements between the city and the SDSO. For FY 2007-08 through FY 2011-12, the SDSO contract agreements provided supplemental schedules and identified contracted labor costs and contracted overhead costs. We determined that overhead costs identified in the contract were appropriate as they related to the performance of mandated activities. We computed indirect cost rates for contract services for these years by dividing total contract overhead costs by the contracted labor costs identified in the contract supplemental schedules. We calculated an average contract indirect cost rate based on available data in FY 2007-08 through FY 2011-12 and applied the average rate to FY 2001-02 through FY 2006-07, in which contract agreements did not contain detail schedules.

The following table summarizes the claimed, allowable, and adjusted indirect cost rates by FY:

	Claimed	Amount	Audit
Fiscal Year	Indirect Cost Rate	Indirect Cost Rate	Adjustment
Indirect Cost Rates			
2001-02	10.00%	34.70%	24.70%
2002-03	10.00%	34.70%	24.70%
2003-04	10.00%	34.70%	24.70%
2004-05	10.00%	34.70%	24.70%
2005-06	10.00%	34.70%	24.70%
2006-07	10.00%	34.70%	24.70%
2007-08	80.80%	33.00%	-47.80%
2008-09	91.80%	33.70%	-58.10%
2009-10	89.20%	37.10%	-52.10%
2010-11	88.50%	35.40%	-53.10%
2011-12	85.70%	34.10%	-51.60%

City of San Marcos
 Crime Statistics Reports for the Department of Justice Program
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We then applied the audited indirect cost rates to the total allowable contracted services costs as described in Finding 1. The following table summarizes the claimed, allowable, and unallowable indirect costs by FY:

Fiscal Year	Amount Claimed	Amount Allowable	Audit Adjustment
Unallowable Indirect Costs			
2001-02	\$ 4,638	\$ 8,464	\$ 3,826
2002-03	8,560	9,000	440
2003-04	9,118	10,960	1,842
2004-05	10,900	11,884	984
2005-06	12,082	12,741	659
2006-07	12,743	13,397	654
2007-08	44,628	11,580	(33,048)
2008-09	40,490	13,441	(27,049)
2009-10	48,713	18,203	(30,510)
2010-11	51,799	13,782	(38,017)
2011-12	26,734	13,574	(13,160)
Total	\$ 270,405	\$ 137,026	\$ (133,379)

Criteria

The parameters and guidelines (section V-Claim Preparation and Submission) state that, claimants have the option of using 10% of direct labor, excluding fringe benefits, or preparing an Indirect Cost Rate Proposal (ICRP) if the indirect cost rate claimed exceeds 10%. The parameters and guidelines (section V.B – Indirect Cost Rates) state in part that:

Indirect costs are costs that are incurred for a common or joint purpose, benefitting more than one program, and are not directly assignable to a particular department or program without efforts disproportionate to the result achieved. Indirect costs may include both: (1) overhead costs of the unit performing the mandate; and (2) the costs of the central government services distributed to the other departments based on a systematic and rational basis through a cost allocation plan.

Compensation for indirect costs is eligible for reimbursement utilizing the procedures provided in 2 CFR Part 225 (Office of Management and Budget (OMB) Circular A-87). Claimants have the option of using 10% of direct labor, excluding fringe benefits, or preparing an Indirect Cost Rate Proposal (ICRP) if the indirect cost rate claimed exceeds 10%.

Recommendation

We recommend that the city ensure that claimed costs include only eligible costs, are based on actual costs, and are properly supported.

Tab 21

Vorobyova, Mariya

From: Velasquez, Erica
Sent: Monday, April 17, 2017 11:41 AM
To: 'Tang, Stacey'
Cc: Vorobyova, Mariya
Subject: Crimes Stats to the DOJ - City of San Marcos - Status Meeting follow-up
Attachments: Calculation of Contracted Productive Hourly Rates (Auditor generated).pdf; Analysis of Domestic Violence Related Calls for Assistance (Auditor generated).pdf; Calculation of Allowable Indirect Cost Rates (Auditor generated).pdf; Analysis of Indirect Costs (Auditor generated).pdf

Stacy,

We considered and reviewed your comments from the April 10, 2017 status meeting. Below are our positions for the various sections of the audit.

Incident Report Counts

The SDSO provided data from the ARJIS supporting the domestic-violence related calls for assistance incidents for which a report was written for FY 2007-08 through FY 2011-12. The supporting documentation differed from DOJ's counts. Therefore, we rely on supporting documentation for most accurate statistics. The SDSO was not able to provide reports or supporting documentation for incidents claimed for FY 2001-02 through FY 2006-07. We calculated an average incident count based on the actual data provided for the supported years and applied the average incident county to the early years, in which supporting documentation was not available. Our position remains the same regarding this section.

Time Increments

The detective's supplemental report writing portion is **not** reimbursable. This activity appears to go beyond the scope of this mandated program and is not reimbursable per the program's parameter's and guidelines. The intent of this mandated program is to provide statistical information reports to the DOJ in relation to various cases. The activity related to DV calls for assistance is related solely to supporting the calls for assistance with the written incident report regardless of the potential investigation and outcome further down the road. The specific activity in question relating to domestic violence related calls for assistance is based on the language from Penal Code section 13730 (a) (Stats. 1993, ch. 1230), which requires law enforcement agencies to keep a written record of the domestic violence call for assistance. This code doesn't speak of following up on the preliminary report or conducting further review or investigation. The code only speaks of "identifying the domestic violence incident." Therefore, the deputies' and sergeants' time increments did not account for any supplemental reports. Our position remains the same regarding this section.

Contracted Productive Hourly Rates

We reviewed the contract language that identifies total productive hours of 1,743. We took into the account your comments during the status meeting and revised our computations of productive hourly rates using 1,743 productive hours. This increased allowable costs for the following sections, as follows:

- Domestic violence related calls for assistance component - increased allowable costs from \$393,907 to \$499,448 (an increase of \$105,541)
- Related indirect costs - increased allowable costs from \$137,026 to \$173,706 (an increase of \$36,680)

The revised computations are attached.

Indirect Costs

We reviewed the contract language in relation to indirect costs and looked for any clues that would help us identify which positions might have been costed out as direct or indirect. We found the following language as stated below:

II. Scope of Services, C. Ancillary Services:

Services of the Sheriff's Department units related to the following services will be provided to CITY as an integral part of the law enforcement services described above and are included in the cost of services such as: crime prevention, youth & family, financial crimes, homicide, domestic violence, elder abuse, communication, information technology support, records management and clerical support.

V. Cost of Services/Consideration, C. Modified Cost Center, 2. Direct Costs:

Each CITY will pay for *direct* staff, which includes deputies, detectives, sergeants and Community Service Officers. (emphasis added)

The language of the contract supports SCO's position regarding two factors:

1. The contract covers multitude of services to the city and the city can only claim reimbursement for proportionate costs attributable to only those staff that perform reimbursable activities. It is not appropriate to compute claimed costs for this program using contract amounts that were not segregated, but comingled various staff.
2. The contract refers to deputies, detectives, sergeants, and community officers as direct positions. Therefore, we believe our proposed computation of indirect costs is appropriate. It computed a straight forward ratio of ancillary support costs, vehicles, supplies, management support, liability to all direct labor positions, thus arriving at contract-wide overhead rate that can be applied to claim costs for various mandated programs.

Our position on this issue remains unchanged. The allowable indirect costs were revised based on revisions noted for Contracted Productive Hourly Rates as shown in schedules attached.

Let us know if you have any questions at this time. We would like to move forward and schedule an exit meeting at this time.

Thanks,

Erica Velasquez | Staff Management Auditor (Specialist)
Office of State Controller Betty T. Yee
Division of Audits, Mandated Costs Bureau
3301 C Street, Suite 735
Sacramento, CA 95816 | (916) 323-8284

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City of San Marcos
 Crime Statistics Reports for the Department of Justice
 Fiscal Years 2001-02 through 2011-12
 Audit ID #: S16-MCC-0029
 Calculation of Allowable Indirect Cost Rates

K.1.PRG

*as of status meeting date
 4/10/17*

	Claimed Indirect Cost Rates	Allowable Indirect Cost Rates			Audit Adjustment
		Contract Overhead	Contract S&B	Rate	
	B.2.1				
FY 2001-02	10.00%	\$ -	\$ -	34.70% *	24.70%
FY 2002-03	10.00%	\$ -	\$ -	34.70% *	24.70%
FY 2003-04	10.00%	\$ -	\$ -	34.70% *	24.70%
FY 2004-05	10.00%	\$ -	\$ -	34.70% *	24.70%
FY 2005-06	10.00%	\$ -	\$ -	34.70% *	24.70%
FY 2006-07	10.00%	\$ -	\$ -	34.70% *	24.70%
FY 2007-08	80.80%	\$ 3,565,838.03	\$ 10,806,945.97	33.00%	-47.80%
FY 2008-09	91.80%	\$ 3,578,698.56	\$ 10,622,113.16	33.70%	-58.10%
FY 2009-10	89.20%	\$ 3,788,827.57	\$ 10,216,271.15	37.10%	-52.10%
FY 2010-11	88.50%	\$ 3,582,404.34	\$ 10,119,969.01	35.40%	-53.10%
FY 2011-12	85.70%	\$ 3,597,164.10	\$ 10,559,863.86	34.10%	-51.60%
Average				34.70%	

* The auditor calculated an average indirect cost rate based on the supported years.

Tab 22

Vorobyova, Mariya

Subject: RE: Crimes Stats to the DOJ - City of San Marcos - Status Meeting follow-up

From: Velasquez, Erica

Sent: Monday, May 8, 2017 3:10 PM

To: 'Tang, Stacey' <STang@san-marcos.net>

Cc: Rocha, Laura <LRocha@san-marcos.net>; Vorobyova, Mariya <MVorobyova@sco.ca.gov>

Subject: RE: Crimes Stats to the DOJ - City of San Marcos - Status Meeting follow-up

Stacy,

Following our email correspondence and phone discussion on 04/26/17, we considered and evaluated the city's request to include Station Support Staff and Sergeant Admin position as part of our computations of allowable indirect costs within the city's contracted costs. As part of our analysis, we reviewed the Schedule B breakdown of costs once again. We concluded that due to the nature of those classifications performing indirect activities, the city's request to consider including Station Support Staff and Sergeant Admin position as part of our computations of allowable indirect costs within the city's contracted costs is reasonable.

We moved the Station Support Staff and Sergeant Admin costs into the indirect cost pool to calculate an appropriate indirect cost rate. We computed indirect cost rates for contract services for these years by dividing total contract overhead costs, station support staff costs, and Sergeant Admin position costs, by the contracted labor costs identified in the contract supplemental schedules.

Such information was not available for FY 2001-02 through FY 2006-07. We therefore calculated an average contract indirect cost rate based on available data for FY 2007-08 through FY 2011-12 and applied the average contract indirect rate to FY 2001-02 through FY 2006-07, in which contract agreements did not contain detail schedules.

The attached Calculation of Allowable Indirect Cost Rates schedule summarizes the claimed, allowable, and adjusted indirect cost rates for the audit period.

The attached Analysis of Indirect Costs schedule summarizes the claimed, allowable, and unallowable indirect costs for the audit period.

As a result of our revised computations, the newly computed contract overhead rates increased, thus yielding an increase in allowable costs as well. We'll send a separate status email containing details about the updated allowable costs and findings amounts.

The above findings are for discussion purposes only. This information is confidential and disclosure to any parties not identified in this communication [or involved with the engagement] is prohibited. However, the distribution of the final report is a matter of public record when it is issued, unless otherwise restricted.

Thanks,

Erica Velasquez

From: Vorobyova, Mariya
Sent: Wednesday, April 26, 2017 12:16 PM
To: 'Tang, Stacey' <STang@san-marcos.net>
Cc: Velasquez, Erica <EVelasquez@sco.ca.gov>
Subject: RE: Crimes Stats to the DOJ - City of San Marcos - Status Meeting follow-up

Stacey

Thank you for your clarifying email as we had a difficult time understanding your consultant's written rebuttal. Your clarifying email points out the city's request to consider including Station Support Staff and Sergeant Admin position as part of our computations of allowable indirect costs within the city's contracted costs. Now that we understand the city's position clearly, we can work toward potential resolution.

We will consider the city's request and we'll review our computations one more time in regards to indirect cost. Erica is going on vacation starting tomorrow. And the earliest we'll be able to provide you an updated status would be May 8th. We'll ensure you hear back from us prior to our scheduled Exit Phone Conference on May 11th, 2017 at 2 pm.

Thank you for discussing this issue with us today over the phone. Now that we have our Exit Conference date and time on the calendar, we can work toward wrapping up our analysis for the indirect cost finding.

If you have any questions between now and May 8th, you're welcome to contact me directly as Erica will be out of the office.

Thank you,

Masha Vorobyova | Audit Manager
Office of the State Controller Betty T. Yee
Division of Audits, Mandated Cost Audits Bureau
3301 C Street, Suite 725A
Sacramento, CA 95816 | (916) 324-5610

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From: Tang, Stacey [mailto:STang@san-marcos.net]
Sent: Wednesday, April 26, 2017 8:04 AM
To: Velasquez, Erica <EVelasquez@sco.ca.gov>
Cc: Vorobyova, Mariya <MVorobyova@sco.ca.gov>
Subject: RE: Crimes Stats to the DOJ - City of San Marcos - Status Meeting follow-up

Erica,

I would like to add the following. Although the write up I sent yesterday has all the details, I would like to get to the point.

You referenced in the contract:

V. Cost of Services/Consideration, C. Modified Cost Center, 2. Direct Costs:

Each CITY will pay for *direct* staff, which includes deputies, detectives, sergeants and Community Service Officers. (emphasis added)

It is very clear that it does not list "Station Staff" or "Station Support Staff" as direct staff. Therefore, the amount on Attachment B should be excluded from the direct costs and included in the "Indirect Costs" calculations. The Attachment C, Overhead Cost Detail Sheet of the contract also supports this, as it specifically listed the station support staff. And, although sergeants are listed as direct staff, it is fair to say the Sergeant Admin position is a support position, therefore, should also be excluded from the direct costs and included in the "Indirect Costs" calculations.

Thank you for your consideration.

Stacey Tang
Accounting Manager
City of San Marcos
1 Civic Center Drive, San Marcos, CA 92069
(760)744-1050 ext. 3122
STang@san-marcos.net
www.san-marcos.net

From: Tang, Stacey
Sent: Tuesday, April 25, 2017 4:16 PM
To: 'EVelasquez@sco.ca.gov'
Cc: 'MVorobyova@sco.ca.gov'
Subject: RE: Crimes Stats to the DOJ - City of San Marcos - Status Meeting follow-up

Erica,

I would like some clarification. In the "Status Meeting Information" you sent for the April 10, 2017 status meeting, it was decided that the "salaries and benefits costs as claimed" were contracted service costs instead since the City contracted with SDSO. However, the "indirect costs" as claimed were also part of the contract with SDSO and yet they were not determined to be contracted service costs. According to the Parameters and Guidelines Amendment, section V.A.3., all those costs would be considered direct contracted service costs. Can you please explain the different treatment of the costs?

I would also like to submit, for your consideration, the attached write up to explain how or why the "indirect costs" as claimed were determined/calculated, thus the reasons for disagreeing with your calculations.

Thanks,
Stacey Tang
Accounting Manager
City of San Marcos
1 Civic Center Drive, San Marcos, CA 92069
(760)744-1050 ext. 3122
STang@san-marcos.net
www.san-marcos.net

Tab 23

City of San Marcos
Crime Statistics Reports for the Department of Justice Program
July 1, 2001 through June 30, 2012
Audit ID # S16-MCC-0029
Exit Conference Information

Date of Meeting: Thursday May 11, 2017 at 2:00 p.m. teleconference

Location: City of San Marcos
1 Civic Center Drive, San Marcos, CA 92069

Main Contacts: Stacey Tang, Accounting Manager
City of San Marcos
1 Civic Center Drive, San Marcos, CA 92069
(760)744-1050 ext. 3122
STang@san-marcos.net

Lieutenant Kevin Menzies
San Diego County Sheriff's Department
San Marcos Sheriff's Station
182 Santar Place, San Marcos, CA 92069
(760) 510-5200
Kevin.Menzies@sdsheriff.org

SCO Staff:

Jim L. Spano, Bureau Chief	(916) 323-5849	jspano@sco.ca.gov
Masha Vorobyova, Manager	(916) 324-5610	mvorobyova@sco.ca.gov
Erica Velasquez, Auditor-in-Charge	(916) 323-8284	evelasquez@sco.ca.gov

Mailing Address:

State Controller's Office
Division of Audits
PO Box 942850
Sacramento, CA 94250-5874

UPS, FedEx:

3301 C Street, Suite 700
Sacramento, CA 95816

City of San Marcos
Crime Statistics Reports for the Department of Justice Program
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City of San Marcos
Crime Statistics Reports for the Department of Justice Program
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Exit Conference Information

Audit Authority:

- The State Controller's Office (SCO) performs the audits under the authority of Government Code sections 12410 and 17561. Government Code section 12410 states that the Controller shall superintend the fiscal concerns of the state and audit the disbursement of any state money, for correctness, legality, and for sufficient provisions for payment. Government Code section 17561 states that the Controller may audit the records of any local agency or school district to verify the actual amount of mandated costs, may reduce any claim that the Controller determines is excessive or unreasonable, and shall adjust the payment to correct for any underpayments or overpayments which occurred in previous fiscal years.
- Government Code section 17558.5, subdivision (a) allows the SCO to initiate an audit no later than three years from when a reimbursement claim is filed or last amended, whichever is later. However, if no funds are appropriated or no payment is made for the fiscal year, the time to initiate an audit starts from the date the SCO makes the initial payment on the claim. The SCO is required to complete the audit no later than two years after the date the audit commenced pursuant to section 17558.5, subdivision (b).

Audit Criteria: Applicable Statutes, Laws, and Regulations

- Parameters and guidelines issued by the Commission on State Mandates for the Crime Statistics Reports for the Department of Justice program (Chapter 1172, Statutes of 1989; Chapter 1338, Statutes of 1992; Chapter 1230, Statutes of 1993; Chapter 933, Statutes of 1998; Chapter 571, Statutes of 1999; Chapter 626, Statutes of 2000; Chapter 700, Statutes of 2004).
- SCO's claiming instructions for the mandated program.

Audit Process:

- The SCO provided the city with the draft audit report findings, summary of program costs, and detailed work papers that support Finding(s) on May 8, 2017 via email.
- Findings presented during the exit will reflect what will be presented in the draft audit report. The SCO will notify the city of any substantive changes made subsequent to the exit conference.
- The audit report will disclose that the SCO conducted the audit in accordance with generally accepted government auditing standards (GAGAS).
- If the city requests a draft audit report, it will receive the draft report in approximately 6-8 weeks. The draft report will be addressed to Laura Rocha, Finance Director, City of San Marcos.
- The city will have 10 calendar days from report receipt to submit a response to the draft audit report. Once the SCO has confirmed the report receipt date, the auditor will e-mail Stacy Tang to confirm the due date for the response to the draft audit report.
- The SCO will incorporate the city response into the final audit report.

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- The city will receive the final audit report approximately 6-8 weeks after the SCO receives the city's response. The final audit report will be addressed to Jim Desmond, Mayor, City of San Marcos, and a copy will be sent to Laura Rocha, Finance Director, City of San Marcos, Mary Halterman, Principal Program Budget Analyst, California Department of Finance; and Danielle Brandon, Staff Finance Budget Analyst, California Department of Finance.
- The final audit report is considered final. We will not consider additional documentation provided by the city at a later date.
- The SCO posts final audit reports to its website at:
http://www.sco.ca.gov/ard_mancost.html
- Questions regarding SCO mandated program payments and collections may be directed to Steve Purser, Analyst, Division of Accounting and Reporting, at (916) 324-5729.

Audit Resolution:

- The city can file an Incorrect Reduction Claim (IRC) with the Commission on State Mandates.
- Information regarding the IRC process is available on the CSM Web site at
<http://www.csm.ca.gov/forms/IRCForm.pdf>

Engagement Customer Service Survey:

- Upon issuance of the final audit report, our Bureau of Quality Control within the Division of Audits may send the audit liaison an electronic Engagement Customer Service Survey, using Survey Monkey®, which consists of 15 brief questions about the audit, customer service, and reporting.

City of San Marcos
 Crime Statistics Reports for the Department of Justice Program
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Exit Conference Information

FINDING 1— Domestic-Violence Related Calls for Assistance component – misstated contract services costs

The city claimed \$823,826 in salaries and benefits for the Domestic-Violence Related Calls for Assistance cost component during the audit period. The city incorrectly classified claimed costs as salaries and benefits costs. During the audit period, the city did not incur any salaries and benefits costs, but rather incurred contract services costs. We reallocated the costs to the appropriate cost category of contract services. Out of the amount claimed, we found that \$499,448 is allowable and \$324,278 is unallowable. The costs are unallowable because the city misstated the number of incident report counts, misstated the time increments per activity, and misstated the contract productive hourly rates.

The following table summarizes the claimed, allowable, and unallowable contract services costs for the domestic-violence related calls for assistance cost component for the audit period:

Fiscal Year	Amount Claimed	Amount Allowable	Audit Adjustment
2001-02	\$ 46,375	\$ 30,931	\$ (15,444)
2002-03	85,600	32,884	(52,716)
2003-04	91,184	40,044	(51,140)
2004-05	108,999	43,425	(65,574)
2005-06	120,823	46,556	(74,267)
2006-07	127,427	48,953	(78,474)
2007-08	55,112	44,336	(10,776)
2008-09	43,987	50,419	6,432
2009-10	54,494	62,062	7,568
2010-11	58,530	49,367	(9,163)
2011-12	31,195	50,471	19,276
Total	\$ 823,726	\$ 499,448	\$ (324,278)

Contract Service Costs

The city contracts with the San Diego County Sheriff’s Department (SDSO) to perform all law enforcement duties for the city. These duties include activities claimed for the mandated program. The city purchases various SDSO staff positions (i.e. Deputy, Sergeant, and Detective Sergeant) each fiscal year (FY) and pays the SDSO annual contract rates for the purchased positions. No city staff members performed any of the reimbursable activities under this program. Therefore, the city did not incur any salaries and benefits costs as claimed, but rather incurred contract services costs. We reallocated the costs to the appropriate cost category of contract services.

The city determined claimed hours by multiplying the number of domestic-violence related calls for assistance incidents reported by the SDSO by the estimated time taken to perform the activity. The city then multiplied the total hours claimed by the respective SDSO contract rates to determine total costs claimed.

City of San Marcos
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Number of Domestic-Violence Related Calls for Assistance

Claimed

The city obtained the claimed number of domestic-violence related calls for assistance from both the SDSO's Automated Regional Justice Information System (ARJIS) and the Department of Justice's (DOJ) website.

Allowable

During fieldwork, we requested to review documentations supporting the number of domestic-violence related calls for assistance incidents that included a written report. The SDSO provided reports from the ARJIS supporting the number of incidents, for which reports were written, for FY 2007-08 through FY 2011-12. We found that the number of incidents claimed was misstated (both overstated in some years and understated in other years).

We reviewed a sample of domestic-violence related calls for assistance incidents to verify that they occurred and were properly supported with a written incident report. We selected a random sample of 33 domestic-violence related calls for assistance incidents for FY 2010-11 and FY 2011-12 each. Our review revealed that only one incident report did not include any information related to domestic violence. We determined that we would not need to expand our testing, as the discrepancy was immaterial. We concluded the SDSO did a sufficient and appropriate job of generating the data from ARJIS. Therefore, we concluded that the query reports provided for FY 2007-08 through FY 2011-12 were reliable.

The SDSO was not able to provide reports or supporting documentation for incidents claimed for FY 2001-02 through FY 2006-07. Because we identified discrepancies with claimed incidents, for which reports were written, for FY 2007-08 through FY 2011-12, we calculated an average incident count based on the data provided for the supported years. We applied the average incident count to FY 2001-02 through FY 2006-07, in which supporting documentation was not available.

The following table summarizes the claimed, allowable, and misstated number of domestic-violence related calls for assistance incidents for the audit period:

City of San Marcos
 Crime Statistics Reports for the Department of Justice Program
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Exit Conference Information

	Claimed	Allowable	Audit
Fiscal Year	Incident Counts	Incident Counts	Adjustment
Incident Counts			
2001-02	208	274	66
2002-03	356	274	(82)
2003-04	323	274	(49)
2004-05	359	274	(85)
2005-06	371	274	(97)
2006-07	373	274	(99)
2007-08	291	236	(55)
2008-09	224	266	42
2009-10	288	336	48
2010-11	309	270	(39)
2011-12	155	264	109

Time Increments

Claimed

For each fiscal year, the city estimated it took 126 minutes per incident for a deputy to support all domestic-violence related calls for assistance with a written incident report. For FY 2007-08 through 2011-12, the city estimated it took an additional 19 minutes for a sergeant to review and edit the report. The city did not provide any source documentation based on actual data to support the estimated time increments.

Allowable

The SDSO conducted a month-long time study in April 2016. The time study determined the time it took the Deputies to support all domestic-violence related calls for assistance with a written incident report and also the time it took the Patrolling Sergeants to review and edit the reports. The time study also determined that the Deputies also spent time editing reports and Detective Sergeants also spent time reviewing reports, which were not claimed.

Based on the SDSO's time study results, we determined it takes Deputies an average of 1.92 hours (or 115.42 minutes) to support all domestic-violence related calls for assistance with a written incident report and an average of 0.05 hours (or 3 minutes) to edit the written report. We also determined it takes the Patrolling Sergeants an average of 0.27 hours (or 15.90 minutes) and Detective Sergeants an average of 0.07 hours (or 4.10 minutes) to review the written reports.

We applied the allowable time study increments to the domestic-violence related calls for assistance incident counts to arrive at the total allowable hours.

The following table summarizes the claimed, allowable, and misstated hours for the Deputy classification for the activity of writing the reports:

City of San Marcos
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Fiscal Year	Claimed Hours	Allowable Hours	Audit Adjustment
Allowable Hours - Report Writing (Deputy)			
2001-02	436.80	526.08	89.28
2002-03	747.60	526.08	(221.52)
2003-04	678.30	526.08	(152.22)
2004-05	753.90	526.08	(227.82)
2005-06	779.10	526.08	(253.02)
2006-07	783.30	526.08	(257.22)
2007-08	611.10	453.12	(157.98)
2008-09	470.40	510.72	40.32
2009-10	604.80	645.12	40.32
2010-11	648.90	518.40	(130.50)
2011-12	334.03	506.88	172.85
Total	6,848.23	5,790.72	(1,057.51)

The following table summarizes the claimed, allowable, and unreported hours for the Deputy classification for the activity of editing the reports:

Fiscal Year	Claimed Hours	Allowable Hours	Audit Adjustment
Allowable Hours - Editing Report (Deputy)			
2001-02	-	13.70	13.70
2002-03	-	13.70	13.70
2003-04	-	13.70	13.70
2004-05	-	13.70	13.70
2005-06	-	13.70	13.70
2006-07	-	13.70	13.70
2007-08	-	11.80	11.80
2008-09	-	13.30	13.30
2009-10	-	16.80	16.80
2010-11	-	13.50	13.50
2011-12	-	13.20	13.20
Total	-	150.80	150.80

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The following table summarizes the claimed, allowable, and misstated hours for the Patrolling Sergeant classification for the activity of reviewing and editing the reports:

Fiscal Year	Claimed Hours	Allowable Hours	Audit Adjustment
Allowable Hours - Reviewing Report (Patrolling Sergeant)			
2001-02	-	73.98	73.98
2002-03	-	73.98	73.98
2003-04	-	73.98	73.98
2004-05	-	73.98	73.98
2005-06	-	73.98	73.98
2006-07	-	73.98	73.98
2007-08	92.15	63.72	(28.43)
2008-09	70.93	71.82	0.89
2009-10	91.20	90.72	(0.48)
2010-11	97.85	72.90	(24.95)
2011-12	47.79	71.28	23.49
Total	399.92	814.32	414.40

The following table summarizes the claimed, allowable, and unreported hours for the Detective Sergeant classification for the activity of reviewing and editing the reports:

Fiscal Year	Claimed Hours	Allowable Hours	Audit Adjustment
Allowable Hours - Reviewing Report (Detective Sergeant)			
2001-02	-	19.18	19.18
2002-03	-	19.18	19.18
2003-04	-	19.18	19.18
2004-05	-	19.18	19.18
2005-06	-	19.18	19.18
2006-07	-	19.18	19.18
2007-08	-	16.52	16.52
2008-09	-	18.62	18.62
2009-10	-	23.52	23.52
2010-11	-	18.90	18.90
2011-12	-	18.48	18.48
Total	-	211.12	211.12

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Contract Hourly Rates

We reviewed the contract service agreements between the SDSO and the city, including Attachment B, CLEP Costing schedules, and contract hours for each fiscal year. Our analysis revealed that the city overstated claimed rates during the audit period. The rates were overstated because the city used inconsistent methodology to compute claimed rates, used contract salary and benefit amounts that were co-mingled with multiple classifications, and applied inconsistent annual contract hours to compute claimed hourly rates.

Contract Salary and Benefit Amounts

For FY 2001-02 through FY 2006-07, the city used contract salary and benefit amounts that co-mingled multiple classifications into one rate. The claimed amounts included classifications that did not perform reimbursable activities. During fieldwork, SDSO provided segregated contract salary and benefit amounts specific to those classifications performing reimbursable activities. We used the segregated contract salary and benefit information to compute allowable rates for FY 2001-02 through FY 2006-07.

For FY 2007-08 through FY 2011-12, the city used segregated contract salary and benefit amounts. We traced the claimed amounts to contract information and confirmed they were accurate.

Contract Productive Hours

For FY 2001-02 through FY 2006-07, the city used co-mingled contract productive hours consistent with contract salary and benefit amounts that included multiple classifications into one rate. Because we were able to segregate contract salary and benefit amounts, we also used productive hours consistent with classifications performing reimbursable activities. We used 1,743 productive hours noted in the contract to compute each classification's contract rate.

Misstated Contract Hourly Rates

We calculated hourly contract rates for each classification using the contract hours of 1,743 and the segregated contract salary and benefit amounts for each classification performing reimbursable activities.

The following tables summarizes the audit adjustments to the hourly contract rate for the Deputy classification:

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Fiscal Year	Claimed Hourly Rate	Allowable Hourly Rate	Audit Adjustment
Allowable Hourly Contract Rate (Deputy)			
2001-02	106.17	47.34	(58.83)
2002-03	114.50	50.31	(64.19)
2003-04	134.43	61.22	(73.21)
2004-05	144.58	66.48	(78.10)
2005-06	155.08	71.46	(83.62)
2006-07	162.68	75.14	(87.54)
2007-08	76.38	78.87	2.49
2008-09	78.64	78.64	-
2009-10	76.48	76.48	-
2010-11	75.84	75.84	-
2011-12	79.32	79.32	-

The following tables summarizes the audit adjustments to the hourly contract rate for Patrolling Sergeant classification:

Fiscal Year	Amount Hourly Rate	Amount Hourly Rate	Audit Adjustment
Allowable Hourly Contract Rate (Patrolling Sergeant)			
2001-02	-	57.72	57.72
2002-03	-	61.49	61.49
2003-04	-	75.11	75.11
2004-05	-	80.94	80.94
2005-06	-	85.69	85.69
2006-07	-	90.10	90.10
2007-08	91.55	94.58	3.03
2008-09	98.61	101.84	3.23
2009-10	90.34	100.12	9.78
2010-11	95.22	98.34	3.12
2011-12	98.34	102.69	4.35

The following tables summarizes the audit adjustments to the hourly contract rate for Detective Sergeant classification:

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Fiscal Year	Claimed Hourly Rate	Allowable Hourly Rate	Audit Adjustment
Allowable Hourly Contract Rate (Detective Sergeant)			
2001-02	-	57.72	57.72
2002-03	-	61.49	61.49
2003-04	-	75.11	75.11
2004-05	-	80.94	80.94
2005-06	-	85.69	85.69
2006-07	-	90.10	90.10
2007-08	-	99.29	99.29
2008-09	-	101.84	101.84
2009-10	-	100.12	100.12
2010-11	-	98.34	98.34
2011-12	-	102.69	102.69

Summary of Audit Adjustment

We applied the allowable domestic-violence related calls for assistance incident counts to the time study increments to arrive at the total allowable hours. We then applied the audited hourly contract rates to the allowable hours to determine allowable contract services costs. Our analysis revealed that the city overstated contract services costs totaling \$324,278 for the domestic-violence related calls for assistance cost component for the audit period.

The following table summarizes the audit adjustments per fiscal year as described in the finding above:

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	Hours	Contract Rate	
	Related	Related	Total
Fiscal Year	Adjustment	Adjustment	Adjustment
2001-02	\$ 15,505	\$ (30,949)	\$ (15,444)
2002-03	(18,947)	(33,769)	(52,716)
2003-04	(12,626)	(38,514)	(51,140)
2004-05	(24,487)	(41,087)	(65,574)
2005-06	(30,276)	(43,991)	(74,267)
2006-07	(32,421)	(46,053)	(78,474)
2007-08	(12,099)	1,323	(10,776)
2008-09	6,200	232	6,432
2009-10	6,681	887	7,568
2010-11	(9,390)	227	(9,163)
2011-12	18,966	310	19,276
Total	\$ (92,894)	\$ (231,384)	\$ (324,278)

Criteria

The parameters and guidelines (section IV-Reimbursable Activities) require claimed costs to be supported by source documents. The parameters and guidelines state, in part, that:

Actual costs are those costs actually incurred to implement the mandated activities. Actual costs must be traceable and supported by source documents that show the validity of such costs, when they were incurred, and their relationship to the reimbursable activities. A source document is a document created at or near the same time the actual cost was incurred for the event or activity in question. Source documents may include, but are not limited to, employee time records or time logs, sign-in sheets, invoices, and receipts.

The parameters and guidelines (section IV-Ongoing Activities D. Domestic Violence Related Calls for Assistance) allow ongoing activities related to costs supporting calls with a written incident report and reviewing the report as follows:

D. Domestic Violence Related Calls for Assistance: (Pen. Code, § 13730(a); Stats.1993, ch. 1230)

The following activity, performed by city, county, and city and county law enforcement agencies, is eligible for reimbursement:

1. Support all domestic-violence related calls for assistance with a written incident report.
2. Review and edit the report.

Reimbursement is *not* required to interview parties, complete a booking sheet or restraining order, transport the victim to the hospital, book the perpetrator, or other related activities to enforce a crime and assist the victim.

In addition, reimbursement is *not* required to include the information in the incident report required by Penal Code section 13730(c)(1)(2), based on the Commission decision denying reimbursement for that activity in *Domestic Violence Training and Incident Reporting* (CSM-96-362-01). Reimbursement for including the information in the incident report required by

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Penal Code section 13730(c)(3) is not provided in these parameters and guidelines and may not be claimed under this program, but is addressed in *Domestic Violence Incident Reports II* (02-TC-18).

The parameters and guidelines (section V-Claim Preparation and Submission-Direct Cost Reporting-Contracted Services) state that, for salaries and benefits, claimants are required to:

Report the name of the contractor and services performed to implement the reimbursable activities. If the contractor bills for time and materials, report the number of hours spent on the activities and all costs charged. If the contract is a fixed price, report the services that were performed during the period covered by the reimbursement claim. If the contract services were also used for purposes other than the reimbursable activities, only the pro-rata portion of the services used to implement the reimbursable activities can be claimed. Submit contract consultant and invoices with the claim and a description of the contract scope of services.

Recommendation

The Crime Statistics Reports for the Department of Justice Program was suspended in the FY 2012-13 through FY 2016-17. If the program becomes active, we recommend the city ensure that claimed costs include only eligible costs, are based on actual costs, and are properly supported.

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FINDING 2 – Misstated Indirect Costs

The city claimed \$270,405 in indirect costs during the audit period. We determined that \$238,920 is allowable and \$31,485 is unallowable. Indirect costs are unallowable because the city misclassified claimed direct costs as salaries and benefits rather than contract services, inappropriately calculated indirect cost rates based on direct labor rather than contract services, and applied indirect cost rates to unallowable contract services costs as identified in Finding 1.

The following table summarizes the claimed, allowable, and unallowable indirect costs for the audit period:

Fiscal Year	Amount Claimed	Amount Allowable	Audit Adjustment
2001-02	\$ 4,638	\$ 14,754	\$ 10,116
2002-03	8,560	15,686	7,126
2003-04	9,118	19,101	9,983
2004-05	10,900	20,714	9,814
2005-06	12,082	22,207	10,125
2006-07	12,743	23,351	10,608
2007-08	44,628	20,405	(24,223)
2008-09	40,490	23,501	(16,989)
2009-10	48,713	31,337	(17,376)
2010-11	51,799	24,042	(27,757)
2011-12	26,734	23,822	(2,912)
Total	\$ 270,405	\$ 238,920	\$ (31,485)

Misclassified Costs

For FY 2001-02 through 2006-07, the city claimed 10% indirect cost rates and applied the rates to contract services costs that were incorrectly claimed as salaries and benefits. For FY 2007-08 through 2011-12, the city prepared Indirect Cost Rate Proposals (ICRPs) and also applied these rates to misclassified contract services costs that were incorrectly claimed as salaries and benefits. As discussed in Finding 1, the city did not incur any direct labor costs during the audit period. The city staff did not perform any of the reimbursable activities listed within the parameters and guidelines. The city contracted with the SDSO to perform all law enforcement activities including activities allowable for reimbursement under this mandated program. Therefore, the city did not incur any direct labor costs for this program, but rather incurred contract services costs. The city’s methodology to classify and compute costs as indirect based on direct labor costs was not appropriate.

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Contract Indirect Costs

We reviewed the contract agreements between the city and the SDSO. For FY 2007-08 through FY 2011-12, the SDSO contract agreements provided supplemental schedules and identified contracted labor costs and contracted overhead costs. We determined that overhead costs identified in the contract were appropriate as they related to the performance of mandated activities. We computed indirect cost rates for contract services for these years by dividing total contract overhead costs, station support staff costs, and Sergeant Admin position costs, by the contracted labor costs identified in the contract supplemental schedules.

Such information was not available for FY 2001-02 through FY 2006-07. We therefore calculated an average contract indirect cost rate based on available data for FY 2007-08 through FY 2011-12 and applied the average contract indirect rate to FY 2001-02 through FY 2006-07, in which contract agreements did not contain detail schedules.

The following table summarizes the claimed, allowable, and adjusted indirect cost rates for the audit period:

	Claimed	Audited	
Fiscal Year	Indirect Cost Rate	Contract Indirect Cost Rate	Audit Adjustment
Indirect Cost Rates			
2001-02	10.00%	47.70%	37.70%
2002-03	10.00%	47.70%	37.70%
2003-04	10.00%	47.70%	37.70%
2004-05	10.00%	47.70%	37.70%
2005-06	10.00%	47.70%	37.70%
2006-07	10.00%	47.70%	37.70%
2007-08	80.80%	45.90%	-34.90%
2008-09	91.80%	46.50%	-45.30%
2009-10	89.20%	50.40%	-38.80%
2010-11	88.50%	48.70%	-39.80%
2011-12	85.70%	47.20%	-38.50%

Summary of Audit Adjustment

We applied the audited indirect cost rates to the total allowable contract services costs as described in Finding 1. The following table summarized the audit adjustments as they relate to misstated contract services costs in Finding 1 and misstated contract indirect cost rates as described in Finding 2:

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	Finding 1	Contract Indirect	
	Related	Cost Rate	Total
Fiscal Year	Adjustment	Adjustment	Adjustment
2001-02	\$ (1,544)	\$ 11,660	\$ 10,116
2002-03	(5,272)	12,398	7,126
2003-04	(5,114)	15,097	9,983
2004-05	(6,557)	16,371	9,814
2005-06	(7,427)	17,552	10,125
2006-07	(7,847)	18,455	10,608
2007-08	(8,707)	(15,516)	(24,223)
2008-09	5,905	(22,894)	(16,989)
2009-10	6,751	(24,127)	(17,376)
2010-11	(8,109)	(19,648)	(27,757)
2011-12	16,520	(19,432)	(2,912)
Total	\$ (21,401)	\$ (10,084)	\$ (31,485)

Criteria

The parameters and guidelines (section V-Claim Preparation and Submission) state that, claimants have the option of using 10% of direct labor, excluding fringe benefits, or preparing an Indirect Cost Rate Proposal (ICRP) if the indirect cost rate claimed exceeds 10%. The parameters and guidelines (section V.B – Indirect Cost Rates) state in part that:

Indirect costs are costs that are incurred for a common or joint purpose, benefitting more than one program, and are not directly assignable to a particular department or program without efforts disproportionate to the result achieved. Indirect costs may include both: (1) overhead costs of the unit performing the mandate; and (2) the costs of the central government services distributed to the other departments based on a systematic and rational basis through a cost allocation plan.

Compensation for indirect costs is eligible for reimbursement utilizing the procedures provided in 2 CFR Part 225 (Office of Management and Budget (OMB) Circular A-87). Claimants have the option of using 10% of direct labor, excluding fringe benefits, or preparing an Indirect Cost Rate Proposal (ICRP) if the indirect cost rate claimed exceeds 10%.

The parameters and guidelines (section V-Claim Preparation and Submission-Direct Cost Reporting-Contracted Services) state that, for salaries and benefits, claimants are required to:

Report the name of the contractor and services performed to implement the reimbursable activities. If the contractor bills for time and materials, report the number of hours spent on the activities and all costs charged. If the contract is a fixed price, report the services that were performed during the period covered by the reimbursement claim. If the contract services were also used for purposes other than the reimbursable activities, only the pro-rata portion of the services used to implement the reimbursable activities can be claimed. Submit contract consultant and invoices with the claim and a description of the contract scope of services.

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Recommendation

The Crime Statistics Reports for the Department of Justice Program was suspended in the FY 2012-13 through FY 2016-17. If the program becomes active, we recommend the city ensure that claimed costs include only eligible costs, are based on actual costs, and are properly supported.

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.

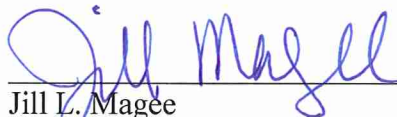
On January 22, 2018, I served the:

- **Controller's Comments on the IRC filed January 22, 2018**

Crime Statistics Reports for the Department of Justice (DOJ), 17-0240-I-01
Penal Code Sections 12025(h)(1), (h)(3), 12031(m)(1), (m)(3), 13014, 13023, and
13730(a); Statutes 1989, Chapter 1172 (SB 202); Statutes 1992, Chapter 1338 (SB 1184);
Statutes 1993, Chapter 1230 (AB 2250); Statutes 1998, Chapter 933 (AB 1999); Statutes
1999, Chapter 571 (AB 491); Statutes 2000, Chapter 626 (AB 715)
Penal Code Section 13023; Statutes 2004, Chapter 700 (SB 1234).
Fiscal Years: 2001-2002, 2002-2003, 2003-2004, 2004-2005, 2005-2006, 2007-2008,
2008-2009, 2009-2010, 2010-2011, 2011-2012

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 January 22, 2018 at Sacramento, California.



Jill L. Magee
Commission on State Mandates
980 Ninth Street, Suite 300
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COMMISSION ON STATE MANDATES

Mailing List

Last Updated: 12/21/17

Claim Number: 17-0240-I-01

Matter: Crime Statistics Reports for the Department of Justice

Claimant: City of San Marcos

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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