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STATE OF CALIFORNIA COMMISSION ON STATE MANDATES

REPORT TO THE LEGISLATURE: APPROVED MANDATE CLAIMS

January 1, 2004 – September 30, 2004

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EXECUTIVE SUMMARY

The Commission on State Mandates (Commission) adopted eleven statewide cost estimates during the period from January 1, 2004, through September 30, 2004. One of these estimates included costs for both school districts and local agencies. For the initial period of reimbursement, statewide cost estimates for eight new school district programs totaled \$30,842,073, and statewide cost estimates for four new local agency programs totaled \$13,967,373. The statewide cost estimates add up to \$44,809,446, and were not included in a local government claims bill or appropriated in the 2004-2005 Budget Act or trailer bills.

On May 4, 2004, the State Controller's Office (SCO) requested additional funds in the amount of \$1,731,492,609 (\$1,000,204,578 for local agencies, \$682,152,348 for school districts, and \$49,135,683 for community colleges) because of an overall appropriation deficiency. The Department of Finance denied this request.

However, through the Budget Act of 2004, budget trailer bills, and a proposed constitutional amendment, appropriations for ongoing and deficient mandate reimbursements were addressed by the Legislature and the Administration.

I. INTRODUCTION

The Commission on State Mandates (Commission) is required to report to the Legislature at least twice each calendar year on the number of mandates it has found, the estimated statewide costs of each mandate, and the reasons for recommending reimbursement.¹

On October 15, 2003, the Bureau of State Audits (BSA) issued an audit report on two mandated programs and the mandates process. The BSA issued one recommendation regarding the development of statewide cost estimates, stating:

To project more accurate statewide cost estimates, the Commission staff should more carefully analyze the completeness of the initial claims data they use to develop the estimates and adjust the estimates accordingly. Additionally, when reporting to the Legislature, the Commission should disclose the incomplete nature of the initial claims data it uses to develop the estimates.

After the Commission submits its second semiannual report to the Legislature, the Legislative Analyst is required to submit a report to the Joint Legislative Budget Committee and legislative fiscal committees on the mandates included in the Commission's reports. The Legislative Analyst's report shall make recommendations as to whether the mandate should be repealed, funded, suspended, or modified.²

Immediately upon receipt of this report, a local government claims bill, at the time of its introduction, shall provide for an appropriation sufficient to pay the estimated costs of these mandates approved by the Commission.³ The Legislature may amend, modify, or supplement the parameters and guidelines for mandates contained in the local government claims bill. If the Legislature changes the parameters and guidelines, it shall make a declaration in the local government claims bill specifying the basis for the amendment, modification, or supplement.⁴ If the Legislature deletes funding for a mandate from a local government claims bill, the local agency or school district may file an action in declaratory relief in the Superior Court of the County of Sacramento to declare the mandate unenforceable and enjoin its enforcement.⁵

If payment for an initial reimbursement claim is being made more than 365 days after adoption of the statewide cost estimate, the State Controller's Office (SCO) shall include accrued interest at the Pooled Money Investment Account rate.⁶

If the Legislature appropriates the amount of the statewide cost estimate and actual claims exceed this amount, the SCO will prorate the claims.⁷ If the deficiency funds are not appropriated in the Budget Act, the SCO reports this information to the legislative budget

¹ Government Code section 17600.

² Government Code section 17562, subdivision (c).

³ Government Code section 17612, subdivision (a).

⁴ Government Code section 17612, subdivision (b).

⁵ Government Code section 17612, subdivision (c).

⁶ Government Code section 17561.5, subdivision (a).

⁷ Government Code section 17567.

committees and the Commission. The Commission will then include the deficiency in its report to the Legislature in order to ensure that it is included in the next claims bill.

The Commission has approved other test claims during this and earlier periods, and those approvals often are made in part rather than in total. Approved mandates, however, are not reported until the Commission has adopted the parameters and guidelines and statewide cost estimates.

Table 1, on the next page, shows the statewide cost estimates that have been adopted during the period of January 1, 2003, through September 30, 2004.

**TABLE 1. Statewide Cost Estimates (SCE) Adopted
During the Period of January 1, 2004 – September 30, 2004**

Date SCE Adopted ⁸	Test Claim	Initial Period of Reimbursement (Fiscal years)	Estimated Costs		
			Education	Non- Education	Totals
03/25/04	<i>Presidential Primaries 2000, 99-TC-04</i>	1999-2000		\$1,167,736	\$1,167,736
05/27/04	<i>Immunization Records: Hepatitis B, 98-TC-05</i>	1997-1998 through 2004-2005	\$29,629,070		\$29,629,070
05/27/04	<i>Grand Jury Proceedings, 98-TC-27</i>	1997-1998 through 2004-2005	\$115,499	\$12,508,570	\$12,624,069
07/29/04	<i>Standards Based Accountability, 98-TC-10</i>	1997-1998 through 1998-1999	\$578,224		\$578,224
07/29/04	<i>School District Reorganization, 98-TC-24</i>	1997-1998 through 2004-2005	\$1,000		\$1,000
07/29/04	<i>Attendance Accounting, 98-TC-26</i>	1998-1999 (one-year only)	\$49,086		\$49,086
07/29/04	<i>Redevelopment Agencies: Tax Disbursement Reporting, 99-TC-06</i>	1998-1999 through 2004-2005		\$65,300	\$65,300
09/30/04	<i>Charter Schools II, 99-TC-03</i>	1999-2000 through 2004-2005	\$206,595		\$206,595
09/30/04	<i>Sexual Assault Education Programs, 99-TC-12</i>	1998-1999 through 2004-2005	\$0		\$0
09/30/04	<i>Criminal Background Checks II, 00-TC-05</i>	1999-2000 through 2004-2005	\$262,599		\$262,599
09/30/04	<i>Absentee Ballots: Tabulation by Precinct, 00-TC-08</i>	1999-2000 through 2004-2005		\$225,767	\$225,767
TOTALS			\$30,842,073	\$13,967,373	\$44,809,446

⁸ If payment for an initial reimbursement claim is made more than 365 days after adoption of the statewide cost estimate, the Controller shall include accrued interest at the Pooled Money Investment Account rate. (Gov. Code, § 17561.6, subd. (a).)

II. NEW MANDATES

Presidential Primaries 2000 (99-TC-04)

Elections Code Sections 15151 and 15375
Statutes 1999, Chapter 18 (SB 100)

Test Claim Filed: October 25, 1999
Reimbursement Period: 1999-2000

Initial Reimbursement Claims Filed: September 3, 2003

Statewide Cost Estimate: \$1,167,736
Adopted: March 25, 2004

Background

In 1999, Elections Code sections 15151 and 15375 were amended to ensure that California's presidential primary delegates would be recognized at the national party conventions held in the year 2000. The test claim legislation required local election officials to transmit both semi-final and final election results for presidential primaries in two separate tallies to the Secretary of State: first, the total number of votes each candidate received; and second, the number of votes each candidate received from registered voters of each political party and from the "declines-to-state" voters. On October 25, 2001, the Commission adopted its Statement of Decision that the test claim legislation constitutes a reimbursable state-mandated program upon local governments within the meaning of article XIII B, section 6, of the California Constitution and Government Code section 17514.

The pro rata portion of the purchase price of fixed assets and equipment, including computers, used to implement the *Presidential Primaries 2000* program is eligible for reimbursement. If these costs are claimed and reimbursed through *Absentee Ballots* (Stats. 1978, ch. 77), they cannot be claimed under the *Presidential Primaries 2000* program.

Statewide Cost Estimate

The statewide cost estimate was developed using unaudited, actual reimbursement claims filed by 34 claimants. The SCO provided summary claims data for fiscal years 1999-2000, 2000-2001, and 2001-2002. However, since this program was only required for the 2000 Presidential Primary Election, costs claimed for fiscal years 2000-2001 and 2001-2002 are not reimbursable, and thus, were not included in the statewide cost estimate.

In adopting the estimate, the Commission made the following assumptions:

1. The actual amount claimed may increase if late or amended claims are filed.
2. The claims may be excessive. Some counties may have filed for reimbursement for fixed assets that are being used for purposes other than implementing this mandate. For example, it appears that Humboldt County claimed \$273,760 for establishing a new tabulation system that not only allows the county to tabulate the votes twice for the 2000 Presidential Primary Election, but also updates the county's tabulation system for all elections.
3. Any reimbursement claim for this program may be reduced by the SCO if it is audited and deemed to be excessive or unreasonable.

Grand Jury Proceedings (98-TC-27)

Penal Code Sections 914, 933, 933.05, and 938.4

Statutes 1996, Chapter 1170 (SB 11457)

Statutes 1997, Chapter 443 (AB 829)

Statutes 1998, Chapter 230 (AB 1907)

Test Claim Filed: June 30, 1999

Initial Reimbursement Period: 1997-1998 through 2004-2005

Initial Reimbursement Claims Filed: February 3, 2004

Statewide Cost Estimate: \$12,624,069

Adopted: May 27, 2004

Background

Statutes 1996, chapter 1170, Statutes 1997, chapter 443, and Statutes 1998, chapter 230 added or amended Penal Code sections 914, 933, 933.05, and 938.4 to revise grand jury operations. On June 27, 2002, the Commission adopted its Statement of Decision that the test claim legislation constitutes a reimbursable state-mandated program upon local governments within the meaning of article XIII B, section 6, of the California Constitution and Government Code section 17514.

Statewide Cost Estimate

The statewide cost estimate is based on 276 unaudited, actual reimbursement claims. Eighteen cities, thirty-seven counties, 1 city and county, and 3 special districts filed two hundred and forty nine claims. Fifteen school districts filed 27 claims. Eight fiscal years are covered by the estimate of \$12,624,069. Of this amount, \$12,508,570 is for local agencies and \$115,499 is for school districts.

The estimate for fiscal years 1997-1998 through 2002-2003 is based on the actual reimbursement claims. Fiscal years 2003-2004 and 2004-2005 were projected by multiplying the prior year reimbursement claims total by the appropriate implicit price deflators as forecast by the Department of Finance.

In adopting the estimate, the Commission made the following assumptions:

1. The actual amount claimed may increase if late or amended claims are filed.
2. Twenty of the 58 counties have not filed any reimbursement claims for this program. Fifteen of the non-filing counties have populations less than 200,000 persons. If reimbursement claims are filed by the remaining five counties: San Diego, Contra Costa, Kern, San Joaquin, and Solano, the amount of reimbursement claims may exceed the statewide cost estimate.
3. Any reimbursement claim for this program may be reduced by the SCO if it is audited and deemed to be excessive or unreasonable.

Redevelopment Agencies—Tax Disbursement Reporting (99-TC-06)

Health and Safety Code Section 33672.7

Statutes 1998, Chapter 39 (SB 258)

Test Claim Filed: March 3, 2000

Initial Reimbursement Period: 1998-1999 through 2004-2005

Initial Reimbursement Claims Filed: March 26, 2004

Statewide Cost Estimate: \$65,300

Adopted: July 29, 2004

Background

The test claim legislation requires the county auditor to prepare annual tax disbursement statements for community redevelopment agency project areas. Prior law required that the auditor prepare such a statement only upon the request of a redevelopment agency. The enactment of Health and Safety Code section 33672.7 created new reporting requirements in that a statement must now be prepared for every community redevelopment agency project, regardless of whether one was requested. On October 24, 2002, the Commission adopted its Statement of Decision that the test claim legislation constitutes a reimbursable state-mandated program upon local governments within the meaning of article XIII B, section 6, of the California Constitution and Government Code section 17514.

The Commission adopted uniform cost allowances for this program pursuant to Government Code section 17557. Actual costs shall be claimed based on the following uniform allowance per tax disbursement statement as adopted by the Commission. The Implicit Price Deflator referenced in Government Code section 17523 shall adjust the uniform allowance each subsequent year.

Reimbursement is determined by multiplying the uniform allowance by the number of statements prepared for each project area.

Statewide Cost Estimate

The parameters and guidelines adopted by the Commission provides reimbursement for the preparation of a statement for each *project area* that provides the amount of disbursement made. However, the SCO's claiming instructions require counties to claim the number of statements prepared for every community redevelopment agency *project*. This results in a significant difference as there can be multiple projects within the boundaries of a project area. The test claim legislation specifically requires that a statement be prepared for each project *area* rather than for each project.

Consequently, the SCO's summary claims data are inaccurate, and thus, were not used to develop the statewide cost estimate. The SCO reports that it will contact claimants to discuss revising the claiming instructions and reducing claims.

The estimate for fiscal years 1998-1999 through 2003-2004 was based on the State Controller's *Community Redevelopment Agencies Annual Reports* and the uniform allowances adopted by the Commission. Fiscal year 2004-2005 was projected by multiplying the estimated claim total for fiscal year 2002-2003 by the implicit price deflator for 2003-2004, as forecast by the Department of Finance.

In adopting the estimate, the Commission made the following assumptions:

1. Each fiscal year, a statement was prepared for each redevelopment project area in the county.
2. The actual amount claimed may increase if late or amended claims are filed. Only four of the 58 counties filed reimbursement claims for this program. However, since this program is reimbursed using a uniform cost allowance of approximately \$21 to \$25 per redevelopment project area, a county would need to have a minimum of 40 redevelopment project areas in order to meet the \$1,000 filing threshold. Most counties cannot meet this threshold.
3. Based on the reported number of project areas, the County of Riverside has enough to meet the filing threshold. Therefore, even though the county has not filed reimbursement claims, it was included in the cost estimate. On the other hand, Contra Costa County did file reimbursement claims, but it did not report enough project areas to meet the \$1,000 claiming threshold in any fiscal year. Therefore, Contra Costa County was not included in this statewide cost estimate.
4. Any reimbursement claim for this program may be reduced by the SCO if it is audited and deemed to be excessive or unreasonable.

Absentee Ballots: Tabulation by Precinct (00-TC-08)

Elections Code Sections 15111, 15321, and 21000
Statutes 1999, Chapter 697

Test Claim Filed: March 12, 2001
Reimbursement Period: 1999-2000 through 2004-2005

Initial Reimbursement Claims Filed: June 1, 2004

Statewide Cost Estimate: \$225,767
Pending Action: September 30, 2004

Background

The test claim legislation requires county elections officials, for statewide elections or certain special elections conducted between June 1, 2000, and January 1, 2001, to tabulate, by precinct, votes cast by absentee ballots and votes cast at the polling place. The subject test claim legislation also requires the county elections official to make each precinct's election results available to the Legislature and appropriate legislative committees for use in district apportionment. Finally, the test claim legislation requires the elections official's list of absentee voters to include the voter's election precinct.

Statewide Cost Estimate

The statewide cost estimate is based on 18 unaudited, actual reimbursement claims filed by counties.

In adopting the estimate, the Commission made the following assumptions:

1. The claiming data is inaccurate. The parameters and guidelines adopted by the Commission for this program provide one-time reimbursement for specific administrative duties and election activities, and ongoing activities for certain list modifications. Most of the one-time activities were limited to a one-year period between January 1, 2000, and January 1, 2001. The ballot tabulation activity and transmitting election returns to the Secretary of State are only reimbursable for each election held between June 1, 2000, and January 1, 2001. Some of the administrative duties may have been claimed for multiple fiscal years.
2. The actual amount claimed may increase if late or amended claims are filed. To date, only 12 of the 58 counties filed reimbursement claims for this program. Thus, if reimbursement claims are filed by any of the remaining 46 counties, the amount of reimbursement claims may exceed the statewide cost estimate.
3. Many counties already had a software system implemented to accommodate tabulation of ballots by precinct prior to the reimbursement period for this program. Thus, costs for developing or modifying election equipment and software and testing should be minimal. Most counties will not be able to meet the \$1,000 filing threshold.
4. Any reimbursement claim for this program may be reduced by the SCO if it is audited and deemed to be excessive or unreasonable.

Immunization Records – Hepatitis B (98-TC-05)

Education Code Section 48216

Health and Safety Code Sections 120325, 120335, 120340, and 120375

Statutes 1978, Chapter 325 (AB 2260); Statutes 1979, Chapter 435 (AB 805);
Statutes 1982, Chapter 472 (SB 818); Statutes 1991, Chapter 984 (SB 407);
Statutes 1992, Chapter 13 (AB 2798); Statutes 1994, Chapter 1172 (AB 2971);
Statutes 1995, Chapters 219 and 415 (AB 382 and SB 1360);
Statutes 1996, Chapter 1023 (SB 1497);
Statutes 1997, Chapters 855 and 882 (SB 727 and AB 381)

California Code of Regulations, Title 17, Sections 6020, 6035,
6040, 6055, 6065, 6070, and 6075

Test Claim Filed: August 17, 1998

Initial Reimbursement Period: 1997-1998 through 2004-2005

Initial Reimbursement Claims Filed: March 26, 2004

Statewide Cost Estimate: \$29,629,070

Adopted: May 27, 2004

Background

The test claim legislation for *Immunization Records: Hepatitis B* added mumps, rubella, and hepatitis B to the list of diseases an entering student must be immunized against prior to first admission into a school. Hepatitis B immunizations were also required for students entering the seventh grade. In addition, the test claim legislation amended statutes that required the Department of Health Services to amend regulations relating to the monitoring, record keeping, reporting, and parent notification requirements relative to the enforcement of the pupil immunization requirements. On August 24, 2000, the Commission adopted its Statement of Decision that the test claim legislation constitutes a reimbursable state-mandated program upon school districts within the meaning of article XIII B, section 6, of the California Constitution and Government Code section 17514.

Pursuant to Government Code section 17557, the Commission adopted separate uniform cost allowances for this program for “new entrants” and “seventh grade pupils.” Uniform Cost allowances were adopted for each fiscal year between 1997-1998 and 2002-2003. Subsequent to 2002-2003, the uniform cost allowances shall be adjusted each fiscal year by the implicit price deflator referenced in Government Code section 17523.

Reimbursement for new entrants is determined by multiplying the uniform cost allowance for the appropriate fiscal year by the number of “New Entrants.” A “New Entrant” includes kindergarteners and out-of-state transfers. Reimbursement for seventh graders is determined by multiplying the uniform cost allowance for the appropriate fiscal year by the number of “Seventh Grade Pupils.” A “Seventh Grade Pupil” is any pupil advancing to the seventh grade, other than “New Entrants.”

Statewide Cost Estimate

The statewide cost estimate is based on 2,694 unaudited, actual reimbursement claims filed by school districts for fiscal years 1997-1998 through 2002-2003.

The estimate for fiscal years 1997-1998 through 2002-2003 is based on the claiming data provided by the SCO. Cost estimates for fiscal years 2003-2004 and 2004-2005 were projected using kindergarten and seventh grade enrollment data from the California Department of Education's (CDE) Dataquest web site. This mandate applies to new entrants and seventh grade pupils. New entrants are defined as kindergarteners and out-of-state transfers. However, this statewide cost estimate does not include projections for out-of-state transfers because according to the CDE's Educational Demographics Office, data is not collected for interstate transfers. Therefore, based only on kindergarten and seventh grade enrollment data, the Commission calculated enrollment figures for school years 2003-2004 and 2004-2005. Costs were estimated by multiplying the projected enrollment figures with the appropriate uniform cost allowance.

In adopting the estimate, the Commission made the following assumptions:

1. The claiming data is accurate, although unaudited.
2. The actual amount claimed will increase when late or amended claims are filed.
3. Any reimbursement claim for this program may be reduced by the SCO if it is audited and deemed to be excessive or unreasonable.

School District Reorganization (98-TC-24)

Education Code Sections 35704, 35705.5, and 35707
Statutes 1980, Chapter 1192 (AB 3018)
Statutes 1994, Chapter 1186 (SB 1537)

Test Claim Filed: June 30, 1999

Reimbursement Period: 1997-1998 through 2004-2005

Initial Reimbursement Claims Filed: February 3, 2004

Statewide Cost Estimate: \$1,000

Adopted: July 29, 2004

Background

On October 24, 2002, the Commission adopted its Statement of Decision finding that the test claim legislation constitutes a reimbursable state-mandated program upon county offices of education within the meaning of article XIII B, section 6 of the California Constitution and Government Code section 17514 for certain activities related to school district reorganizations initiated by voters, landowners or district governing boards.

Statewide Cost Estimate

Only county superintendents of schools or county offices of education participating in school district reorganizations initiated by voters or property owners (but not for those initiated by school district governing boards) are eligible to claim reimbursement. Costs incurred on or after July 1, 1997 for compliance with the mandate are reimbursable. No reimbursement claims have been filed for this program.

Under the existing mandates process, the amount of a statewide cost estimate is reported to the Legislature and introduced in a local government claims bill. Once the local government claims bill appropriates funds for the initial reimbursement period, the program's annual statewide estimated costs are placed in the State Budget. Since there are no claims on which to base this statewide cost estimate, the Commission adopted a statewide cost estimate of \$1,000 for this program. This estimate will initiate the process for informing the Legislature of the costs of the program and identifying the program in the State Budget. However, if reimbursement claims were filed on this program, the amount appropriated in the State Budget to fund this program would be deficient.

In adopting the estimate, the Commission made the following assumptions:

1. If this program were implemented, the actual amount claimed would exceed the statewide cost estimate because there would only be \$1,000 appropriated in the State Budget to fund the program.
2. Any reimbursement claim for this program may be reduced by the SCO if it is audited and deemed to be excessive or unreasonable.

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Standards-Based Accountability (98-TC-10)

Department of Education Standards-Based Accountability Memoranda,
Dated June 30, 1997, and April 15, 1998

Test Claim Filed: December 10, 1998

Reimbursement Period: 1997-1998 through 1998-1999

Initial Reimbursement Claims Filed: December 9, 2003

Statewide Cost Estimate: \$578,224

Adopted: July 29, 2004

Background

The California Department of Education (CDE) memoranda dated June 30, 1997, and April 15, 1998, require the State Board of Education and the Superintendent of Public Instruction to design, implement, and adopt statewide academically rigorous content standards in reading, writing, and mathematics to serve as the basis for assessing the academic achievement of individual pupils and of schools, school districts, and the California education system. On August 29, 2002, the Commission adopted its Statement of Decision determining that the above-named CDE memoranda imposes a reimbursable state-mandated program for school districts within the meaning of article XIII B, section 6, of the California Constitution and Government Code section 17514, by imposing reporting requirements on designated school districts to address the above CDE requirements.

Statewide Cost Estimate

The statewide cost estimate is based on 43 unaudited, actual reimbursement claims filed by 41 school districts. The Beardsley Elementary School District's claim for \$956 is not included in the statewide cost estimate because it is less than \$1,000, the minimum reimbursement amount.

In adopting the estimate, the Commission made the following assumptions:

1. The claiming data may be inaccurate. Summerville Elementary School District (enrollment of 474) filed reimbursement claims for \$12,199 in 1997-1998, and \$12,692 in 1998-1999. However, a school district of comparative size filed a reimbursement claim of approximately \$1,400.⁹ In fact, a school district with enrollment 20 times that of Summerville filed a smaller claim.¹⁰ Therefore, only \$1,500 per fiscal year was included in the cost estimate for Summerville Elementary School District.
2. The actual amount claimed could significantly increase if late or amended claims are filed. According to CDE, between 250-300 school districts were required to participate in this program for fiscal years 1997-1998 and 1998-1999. However, only 41 of the 500-600 school districts have filed reimbursement claims.
3. Any reimbursement claim for this program may be reduced by the SCO if it is audited and deemed to be excessive or unreasonable.

⁹ Soulsbyville School District, with enrollment of 679, filed a reimbursement claim for \$1,447 for the 1998-1999 fiscal year.

¹⁰ Palos Verdes Peninsula Unified School District, with enrollment of 9,543, filed a reimbursement claim for \$10,417 for the 1997-1998 fiscal year.

Attendance Accounting (98-TC-26)

Education Code Sections 2550.3 and 42238.7

Statutes 1997, Chapter 855 (SB 727)

Statutes 1998, Chapter 846 (SB 1468)

Test Claim Filed: June 29, 1999

Reimbursement Period: 1998-1999

Initial Reimbursement Claims Filed: February 3, 2004

Statewide Cost Estimate: \$49,086

Adopted: July 29, 2004

Background

The test claim arose from enactments of or amendments to the Education Code that added new student attendance reporting requirements for school districts and county offices of education. On October 24, 2002, the Commission adopted its Statement of Decision finding that Education Code sections 2550.3 and 42238.7 impose costs mandated by the state pursuant to Government Code section 17514, for the one-time activity for school districts and county offices of education to complete and return a "Worksheet for Determining the Adjusted 1998-99 Base Revenue Limit in Accordance with SB 727" to the Superintendent of Public Instruction.

Statewide Cost Estimate

The statewide cost estimate is based on 25 unaudited, actual reimbursement claims filed by 22 school districts and 3 county offices of education.

In adopting the estimate, the Commission made the following assumptions:

1. The actual amount claimed could increase if late or amended claims are filed. Only 25 out of over 1,000 school districts and county offices of education have filed reimbursement claims.
2. It is possible that late claims will not be filed for this program. According to a school district representative, no additional claims may be filed because:
 - The claimants probably no longer have the documentation to support reimbursement claims for fiscal year 1998-1999.
 - The cost to perform the reimbursable activity for many claimants may not have met the required \$1,000 claim minimum.
 - This is only a one-year program. School districts, particularly larger districts, may elect not to expend staff time to file for reimbursement for a one-year program.
3. Any reimbursement claim for this program may be reduced by the SCO if it is audited and deemed to be excessive or unreasonable.

Charter Schools II (99-TC-03)

Education Code Sections 47605, Subdivisions (j)(1) and (k)(3), 47605.5, 47607, and 47614
Statutes 1998, Chapters 34 and 673

Test Claim Filed: June 29, 1999

Reimbursement Period: 1999-2000 through 2004-2005

Initial Reimbursement Claims Filed: June 1, 2004

Statewide Cost Estimate: \$206,595

Pending Action: September 30, 2004

Background

The Commission has adopted two decisions related to the *Charter Schools* program:

- *Charter Schools I*. On July 21, 1994, the Commission adopted its Statement of Decision finding that Education Code sections 47605 and 47607, as added by Statutes 1992, chapter 781, require new activities related to initial charter school petitions and for monitoring and evaluating the performance of charter schools pertaining to the revision or renewal of approved charters.
- *Charter Schools II*. On November 21, 2002, the Commission adopted its Statement of Decision finding that Education Code sections 47605, subdivisions (j)(1) and (k)(3), 47605.5, 47607, and 47614, as added or amended by Statutes 1998, chapters 34 and 673, require new activities that replaces the previously approved mandate in *Charter Schools* for a review process for denied charter petitions.

The parameters and guidelines for the *Charter Schools II* program was consolidated with the original *Charter Schools* program on December 2, 2003. The period of reimbursement section of the consolidated parameters and guidelines states that costs for *Charter Schools* already claimed for fiscal years 1998-1999 through 2002-2003 are not reimbursable.

Statewide Cost Estimate

The statewide cost estimate is based on seven unaudited, actual reimbursement claims filed by two school districts and a county superintendent of schools.

In adopting the estimate, the Commission made the following assumptions:

1. The actual amount claimed will increase when late or amended claims are filed, and could exceed the statewide cost estimate.
2. Significant numbers of late claims will not be filed because the cost to perform the reimbursable activities for *Charter Schools II* are minimal when compared to the costs already claimed for the original *Charter Schools* mandate and are less than the \$1,000 minimum for filing an annual reimbursement claim.
3. The statewide cost estimate of this program will increase if the number of charter schools increase, the number of charter school petitions filed in fiscal year 2004-2005 increases, and/or the number of eligible claimants increases.
4. The costs of this program will decrease if the number of charter schools declines and/or the number of eligible claimants declines.

5. Any reimbursement claim for this program may be reduced by the SCO if it is audited and deemed to be excessive or unreasonable.

Sexual Assault Response Procedures (99-TC-12)

Education Code Section 67385

Statutes 1990, Chapter 423

Statutes 1995, Chapter 758

Test Claim Filed: June 21, 2000

Reimbursement Period: 1998-1999 through 2004-2005

Initial Reimbursement Claims Filed: June 7, 2004

Statewide Cost Estimate: \$0

Pending Action: September 30, 2004

Background

The test claim legislation requires the governing board of each community college district to adopt and implement a written procedure or protocols at each of their campuses or facilities to ensure that students, faculty and staff who are victims of sexual assault receive treatment and information. The statute specifies the minimum content of the written procedure or protocols.

Statewide Cost Estimate

At this time, no reimbursement claims have been filed for this program. Under the existing mandates process, the amount of a statewide cost estimate is reported to the Legislature and introduced in a local government claims bill. Once the local government claims bill appropriates funds for the initial reimbursement period, the program's annual statewide estimated costs are placed in the State Budget. Since there are no claims on which to base this statewide cost estimate, the Commission adopted a statewide cost estimate of \$0 for this program. This will initiate the process for informing the Legislature that there are no costs for this program. However, if reimbursement claims are filed on this program by June 6, 2005, a deficiency will be reported to the Legislature by the SCO.

In adopting the estimate, the Commission made the following assumptions:

1. Since the reimbursable activities are limited to the development and implementation of policies and procedures, which does not include the activities to carry out those policies and procedures, it is anticipated that most claimants will not meet the \$1,000 per year minimum filing threshold. Therefore it is unlikely that any claims will be filed on this program.
2. If claims were filed on this program, the actual amount claimed would exceed the statewide cost estimate because there would be no funds appropriated in the State Budget to fund this program.

Criminal Background Checks II (00-TC-05)

Education Code Sections 44830.1, 44830.2, 45125, 45125.01, and 45125.2
Statutes 1998, Chapters 594 and 840
Statutes 1999, Chapter 78

California Code of Regulations, Title 11, Sections 700-708

Test Claim Filed: December 15, 2000

Reimbursement Period: 1999-2000 through 2004-2005

Initial Reimbursement Claims Filed: June 7, 2004

Statewide Cost Estimate: \$262,599

Pending Action: September 30, 2004

Background

The Commission has adopted two decisions related to the *Criminal Background Checks* program:

- *Criminal Background Checks I.* In 1997, the Legislature enacted the Michelle Montoya School Safety Act that requires school districts to obtain criminal background checks on specified types of school district employees. School districts must also obtain criminal background checks of employees of entities that contract with the districts. The act also prohibits districts from employing or retaining temporary, substitute or probationary employees who have been convicted of a serious or violent felony. On March 25, 1999, the Commission adopted its Statement of Decision finding that this test claim imposes a reimbursable state-mandated program on school districts under article XIII B, section 6 of the California Constitution and Government Code section 17514.
- *Criminal Background Checks II.* In 1998 and 1999, the Legislature enacted legislation which added or amended Education Code sections relating to the following: criminal background checks of district employees, monitoring or separation of employees of construction contractors who work on school grounds, sending fingerprints to the Federal Bureau of Investigation (FBI), requesting from Department of Justice (DOJ) reports of subsequent arrest for employees, and storage and destruction of criminal record summaries. On February 27, 2003, the Commission adopted its Statement of Decision finding that Education Code sections 44830.1, 45125, 45125.01, and 45125.2 constitute new programs or higher levels of service for school districts within the meaning of article XIII B, section 6, of the California Constitution, and impose costs mandated by the state pursuant to Government Code section 17514.

Statewide Cost Estimate

The statewide cost estimate is based on 23 unaudited, actual reimbursement claims filed by six school districts.

In adopting the estimate, the Commission made the following assumptions:

1. The actual amount claimed will increase when late or amended claims are filed, and could exceed the statewide cost estimate.

2. Significant numbers of late claims will not be filed because the cost to perform the reimbursable activities for *Criminal Background Checks II* are minimal when compared to the costs already claimed for the original *Criminal Background Checks I* mandate and are less than the \$1,000 minimum for filing an annual reimbursement claim.
3. Any reimbursement claim for this program may be reduced by the SCO if it is audited and deemed to be excessive or unreasonable.

III. PENDING STATEWIDE COST ESTIMATES

**TABLE 2. Pending Statewide Cost Estimates
by Local Agencies and School Districts**

Local Agencies	School Districts
<i>Administrative License Suspension Per Se, 98-TC-16</i>	<i>Behavioral Intervention Plans, 4464*</i>
<i>Crime Victims' Domestic Violence Incident Reports, 99-TC-08*</i>	<i>Comprehensive School Safety Plans, 98-TC-01</i>
<i>Postmortem Exams: Unidentified Bodies, Human Remains, 00-TC-18</i>	<i>Pupil Promotion and Retention, 98-TC-19</i>
<i>Peace Officer Personnel Records: Unfounded Complaints and Discovery, 00-TC-24 and 00-TC-25</i>	<i>Stull Act, 98-TC-25*</i>
<i>False Reports of Police Misconduct, 00-TC-26*</i>	<i>Differential Pay & Reemployment, 99-TC-02</i>
<i>DNA Database, 00-TC-27*</i> -and <i>Amendment to Post Mortem Exams: Unidentified Bodies, 02-TC-39*</i>	<i>AIDS Prevention and Instruction II, 99-TC-07</i>
	<i>Enrollment Fee Collection, 99-TC-13* and Enrollment Fee Waivers, 00-TC-15*</i>
	<i>Teacher Incentive Program, 99-TC-15</i>
	<i>High School Exit Exam, 00-TC-06*</i>
	<i>Integrated Waste Management, 00-TC-07*</i>

* Currently in the parameters and guidelines phase.

IV. PRIOR YEAR MANDATE DEFICIENCIES

On May 4, 2004, the SCO requested additional funds in the amount of \$1,731,492,609 (\$1,000,204,578 for local agencies, \$682,152,348 for school districts, and \$49,135,683 for community colleges) because of an overall appropriation deficiency. This request was denied by the Department of Finance. (Appendix B)

The SCO reported, "The mandate program funding deficiencies are the result of deferred funding for new claims received during the 2002-2003, 2003-2004 fiscal years and prior years' insufficient appropriations. These new claims include 2001-2002 late claims, 2002-2003 actual cost claims and 2003-2004 estimated claims that are in excess of available appropriation balances." (Appendix C)

If funds are not appropriated for this request in the Budget Act, the Commission is required to include the deficiency in its report to the Legislature so that it is included in the next local government claims bills or other appropriation bills.¹¹

Adoption of the 2004 Budget was delayed while the Legislature and the Administration addressed the complex state-local fiscal relationships. Although the budget did not appropriate funds to address the total appropriation deficiency reported by the SCO, the following significant actions were taken through the Budget Act of 2004, trailer bills, and proposed constitutional amendment:

- The Education Budget Trailer Bill appropriated \$58,396,000 to the Controller to pay for prior year state obligations for education mandate claims and interest, as specified;
- The Budget Act of 2004:
 - deferred thirty-nine education mandates;
 - suspended five education mandates;
 - appropriated \$13.9 million to the Controller to reimburse cities, counties, and city and county for the *Animal Adoption* program (\$13.9 million);
 - appropriated \$69 million to reimburse counties for the *Handicapped and Disabled Students* program; and,
 - deferred or suspended all other local agency mandates.
- The Local Government Finance Trailer Bill codified a commitment to pay local agencies what is owed for mandate reimbursements. Senate Bill 1096 added section 17617 to the Government Code. This section states:

The total amount due to each city, county, city and county, and special district, for which the state has determined, as of June 30, 2005, that reimbursement is required under Section 6 of Article XIII B of the California Constitution, shall be appropriated for payment to these entities over a period of not more than five years, commencing with the Budget Act of 2006-07 fiscal year and concluding with the Budget Act for the 2011-12 fiscal year.

¹¹ Government Code section 17567.

- The Legislature approved Senate Constitutional Amendment 4, as Proposition 1A, to be presented to the voters on the November 2004 ballot. According to Legislative Analyst,
 - The measure amends the State Constitution to require the state to suspend certain state laws creating mandates in any year that the state does not fully reimburse local governments for their costs to comply with the mandates. Specifically, beginning July 1, 2005, the measure requires the state to either fully fund each mandate affecting cities, counties, and special districts or suspend the mandate's requirements for the fiscal year. This provision does not apply to mandates relating to schools or community colleges or to those mandates relating to employee rights.
 - The measure also appears to expand the circumstances under which the state would be responsible for reimbursing cities, counties, and special districts for carrying out new state requirements. Specifically, the measure defines as a mandate state actions that transfer to local governments financial responsibility for a required program for which the state previously had complete or partial financial responsibility. Under current law, some such transfers of financial responsibilities may not be considered a state mandate.

APPENDICES

APPENDIX A

New Mandates: Reimbursable Activities Detail

STATEWIDE COST ESTIMATE

Statutes 1999, Chapter 18
Elections Code Sections 15151 and 15375
Presidential Primaries 2000 (99-TC-04)
County of Tuolumne, Claimant

Background and Summary of the Claim

Elections Code sections 15151 and 15375 were amended to ensure that California's presidential primary delegates would be recognized at the national party conventions in the year 2000. The test claim legislation requires local election officials to transmit both semi-final and final election results for presidential primaries in two separate tallies to the Secretary of State: first, the total number of votes each candidate received; and second, the number of votes each candidate received from registered voters of each political party and from the "declines-to-state" voters.

The claimant filed the test claim on October 25, 1999. The Commission on State Mandates (Commission) adopted the Statement of Decision on October 25, 2001, and the parameters and guidelines on February 27, 2003. Eligible claimants were required to file initial reimbursement claims with the State Controller's Office (SCO) by September 3, 2003. The Commission adopted a statewide cost estimate of \$1,167,736 for this program on March 25, 2004.

Reimbursable Activities

The Commission approved the following reimbursable activities for this program:

A. One-Time Activities

1. Research and Develop General Approach for Converting Voting Process

Meet with the Secretary of State to identify the methods, and develop the general approach for implementing the new election reporting requirements. Develop a specific plan and schedule for implementing the new primary election reporting process.

2. Develop or Modify Election Equipment and Software and Test

Obtain, develop, or contract for the modification of election systems and equipment to accommodate the one vote, two-count election system. Includes any automated system programming or reprogramming, and related costs, including testing of the ballot counting program.

3. Develop and Conduct Special Training Program (One-time per employee)

Develop and conduct a revised training program for regular and temporary election staff to carry out the changes necessary to implement the reporting requirements of the test claim legislation.

B. Ongoing Activities¹

1) Additional Election Ballot and Election Materials Costs

Additional costs, necessary to purchase or develop the special regular and absentee ballots and election materials to meet the requirements of the state-mandated election duties specified in Statutes 1999, chapter 18. Includes the development by elections officials of the procedures and mechanisms necessary to enable a tabulation of the ballots separately and by presidential candidate, and the additional necessary cost to design and print ballots necessary to submit the information required for the semi-final and final election results.

2) Secretary of State Test

Test the computer software and process until approved by the Secretary of State for utilization in the election. Only tests approved by the Secretary of State shall be reimbursable.

3) Ballot Tabulation

Count primary votes both by the presidential candidate and by party affiliation, which exceeds the prior single count process, including the additional staff time to count and inspect ballots, canvassing after the election, and the additional computer run time for election results.

4) Preparation and Submission of Statement of the Vote

- a. Prepare and submit semi-final primary election results, including the cost to determine and report the number of votes each candidate received from registered voters of each political party and from the "declines-to-state" voters at intervals not greater than two hours.
- b. Prepare and submit final primary election results, including the additional costs to prepare and submit the final election results to the Secretary of State in accordance with its procedures.
- c. Prepare and submit to the Secretary of State the doubling of the Statement of Vote.

The parameters and guidelines for the *Presidential Primaries 2000* program also allow reimbursement for the direct costs of the salaries and benefits of each employee implementing the program; materials and supplies; contracted services; and any costs for travel and training necessary to implement the program. The cost of fixed assets and equipment, including computers, is also eligible for reimbursement, but only the pro rata portion of the purchase price used to implement the *Presidential Primaries 2000* program may be reimbursed.

To the extent that any of the aforementioned costs are presently recouped through *Absentee Ballots* (Stats. 1978, ch. 77), such costs cannot be claimed under the *Presidential Primaries 2000* program.

¹ The one-time and on-going activities are eligible for reimbursement only for the 2000 Presidential Primary Election.

Statewide Cost Estimate

Assumptions

The statewide cost estimate is based on the following assumptions:

- 1) The statewide cost estimate is based on unaudited claims filed by 34 of the state's 58 counties.²
- 2) The actual amount claimed may increase if late or amended claims are filed.
- 3) The claims may be excessive. Some counties may have filed for reimbursement for fixed assets that are being used for purposes other than implementing this mandate. For example, it appears that Humboldt County claimed \$273,760 for establishing a new tabulation system that not only allows the county to tabulate the votes twice for the 2000 Presidential Primary Election, but also updates the county's tabulation system for all elections.
- 4) Any reimbursement claim for this program may be reduced by the SCO if it is audited and deemed to be excessive or unreasonable.

Methodology

The statewide cost estimate was developed using actual reimbursement claims filed by 34 claimants. The summary claims data provided by the SCO for fiscal years 1999-2000, 2000-2001, and 2001-2002 and the actual reimbursement claims were reviewed to study claiming data and possible trends.

Since this program was only required for the 2000 Presidential Primary Election, costs (\$167,257) claimed for fiscal years 2000-2001 and 2001-2002 were not included in the statewide cost estimate.

Following is a breakdown of estimated total costs per fiscal year:

Fiscal Year	Number of Claims Filed with SCO	Claim Totals
1999-2000	34	\$1,167,736
Total		\$1,167,736

² Claims data reported by the SCO as of February 10, 2004.

1980
1981
1982

STATEWIDE COST ESTIMATE

Statutes 1996, Chapter 1170
Statutes 1997, Chapter 443
Statutes 1998, Chapter 230
Penal Code Sections 914, 933, 933.05, and 938.4

Grand Jury Proceedings (98-TC-27)

County of San Bernardino, Claimant

Background and Summary of the Mandate

Statutes 1996, chapter 1170, Statutes 1997, chapter 443, and Statutes 1998, chapter 230 added or amended Penal Code sections 914, 933, 933.05, and 938.4 to revise grand jury operations. On June 27, 2002, the Commission on State Mandates (Commission) adopted its Statement of Decision that the test claim legislation constitutes a reimbursable state-mandated program upon local governments within the meaning of article XIII B, section 6, of the California Constitution and Government Code section 17514.

The claimant filed the test claim on June 30, 1999. The Commission adopted the Statement of Decision on June 27, 2002, and the parameters and guidelines on July 31, 2003. Eligible claimants were required to file initial reimbursement claims with the State Controller's Office (SCO) by February 3, 2004.

Discussion

Staff reviewed the claims data submitted by the claimants and compiled by the SCO.

The Commission approved the following reimbursable activities for this program:

A. One-Time County Activities

1. Developing policies and procedures for the activities listed in section IV. of these parameters and guidelines. (*Reimbursement period begins July 1, 1997.*)
2. Developing a training program for grand jurors that consider or take action on civil matters. As required by the court, reimbursement is limited to training for report writing, interviews, and grand jury's scope of responsibility and statutory authority. Costs to the county for the court to meet with the district attorney, county counsel, and at least one former grand juror to consult regarding grand jury training are reimbursable. (Pen. Code, § 914, subd. (b)). (*Reimbursement period begins January 1, 1998.*)

B. On-Going County Activities

1. Training each grand jury that considers or takes action on civil matters, as outlined in section IV. A. above (Pen. Code, § 914, subd. (b)). (*Reimbursement period begins January 1, 1998.*)

2. Grand jury meeting(s) with the subjects(s) of the grand jury's investigation(s) regarding the investigation.¹ Grand jury participation in the meeting(s) is reimbursable (Pen. Code, § 933.05, subd. (e)). (*Reimbursement period begins January 1, 1998.*)
 3. Providing a suitable meeting room and providing support to the grand jury as the superior court determines is necessary (Pen. Code, § 938.4). See sections V. A3 and A4 for claiming the pro rata share of the meeting room cost if it is used for other purposes. (*Reimbursement period begins January 1, 1998.*)
 4. The county clerk submitting a copy of the grand jury report and responses from the person or entity that is the subject of the grand jury report to the State Archivist. This includes the cost of duplication, mailing, or other form of transmittal (Pen. Code, § 933, subd. (b)). (*Reimbursement period begins January 1, 1999.*)
- C. On-Going Local Agency or School District Activities² (*Reimbursement period begins July 1, 1997.*)
1. Preparing a response to each grand jury finding including those involving fiscal matters. The responding person or entity shall include one of the following into the response for each finding:
 - a. The respondent agrees with the finding.
 - b. The respondent disagrees wholly or partially with the finding, in which case the response shall specify the portion of the finding that is disputed and shall include an explanation of the reasons therefore.
 2. Preparing a response to each grand jury recommendation in which the responding person or entity shall report one of the following actions for each recommendation:
 - a. The recommendation has been implemented, with a summary regarding the implemented action.
 - b. The recommendation has not yet been implemented, but will be implemented in the future, with a timeframe for implementation.
 - c. The recommendation requires further analysis, with an explanation and the scope and parameters of an analysis or study, and a timeframe for the matter to be prepared for discussion by the officer or head of the agency or department being investigated or reviewed, including the governing body of the public agency when applicable. This time frame shall not exceed six months from the date of publication of the grand jury report regarding the grand jury finding.
 - d. The recommendation will not be implemented because it is not warranted or is not reasonable, with an explanation therefore. (Pen. Code, § 933.05, subd. (a) and (b).)

¹ During an investigation, the grand jury shall meet with the subject of that investigation. (Pen. Code, § 933.05, subd. (e).)

² Any county, city, city and county, special district, joint powers agency, or school or community college district that is responding to a grand jury report.

3. A local agency or school district meeting with the grand jury as the subject of an investigation is reimbursable (Pen. Code, §933.05, subd. (e)). (*Reimbursement period begins January 1, 1998.*)

Statewide Cost Estimate

Recommendations from the Bureau of State Audits

On October 15, 2003, the Bureau of State Audits (BSA) issued an audit report on two mandated programs and the mandates process. The BSA issued one recommendation regarding the development of statewide cost estimates, stating:

To project more accurate statewide cost estimates, the Commission staff should more carefully analyze the completeness of the initial claims data they use to develop the estimates and adjust the estimates accordingly. Additionally, when reporting to the Legislature, the Commission should disclose the incomplete nature of the initial claims data it uses to develop the estimates.

Staff made the following assumptions and used the following methodology to develop a statewide cost estimate of the program and to implement the BSA's recommendation. If the Commission adopts this statewide cost estimate, the estimate, including staff's assumptions and methodology will be reported to the Legislature.

Assumptions

Staff made the following assumptions:

- The statewide cost estimate is based on 276 claims; 249 filed by 18 cities, 37 counties, one city and county, and three special districts; and 27 filed by 15 school districts.³
- The actual amount claimed will increase when late or amended claims are filed. Twenty of the 58 counties have not filed any reimbursement claims for this program. Fifteen of the non-filing counties have populations less than 200,000 persons. If reimbursement claims are filed by the remaining five counties: San Diego, Contra Costa, Kern, San Joaquin, and Solano, the amount of reimbursement claims may exceed the statewide cost estimate. For this program, late claims may be filed until February 2005.
- Any reimbursement claim for this program may be reduced by the SCO if it is audited and deemed to be excessive or unreasonable. Therefore, the total amount of reimbursement for this program may be lower than the statewide cost estimate.

Methodology

1997-2002 Costs

- Staff reviewed the summary claims data provided by the SCO for fiscal years (FY) 1997-1998 through 2002-2003. Staff then reviewed the reimbursement claims to study claiming data and possible trends. No trends could be identified for this program. Significant variations in costs claimed were found in county reimbursement claims.
- The proposed statewide cost estimate for FY 1997-1998 through 2002-2003 is based on the 276 unaudited, actual reimbursement claims.

³ Claims data reported by the SCO as of March 19, 2004.

2003-2005 Projected Costs

- Staff projected totals for FY 2003-2004 by multiplying the FY 2002-2003 claim total filed by claimants with the SCO by the implicit price deflator for 2002-2003 (2.3%), as forecast by the Department of Finance. Staff projected totals for FY 2004-2005 by multiplying the FY 2002-2003 claims total by the implicit price deflator for 2003-2004 (2.9%).

The proposed statewide cost estimate includes eight fiscal years for a total of \$12,624,069. Of this amount, \$12,508,570 is for local agencies and \$115,499 is for school districts. This averages to \$1,578,009 annually in costs for the state.

Following is a breakdown of estimated total costs per fiscal year:

Local Agencies		
Fiscal Year	Number of Claims Filed	Amount of Claims Filed
1997-1998	27	\$ 769,743
1998-1999	37	\$1,268,085
1999-2000	42	\$1,419,724
2000-2001	50	\$1,664,916
2001-2002	43	\$1,694,540
2002-2003	50	\$1,864,863
2003-2004 (est.)*	N/A	\$1,907,755
2004-2005 (est.)*	N/A	\$1,918,944
Subtotal	249	\$12,508,570

School Districts		
Fiscal Year	Number of Claims Filed	Amount of Claims Filed
1997-1998	4	\$ 12,832
1998-1999	1	\$ 6,697
1999-2000	2	\$ 2,764
2000-2001	4	\$ 8,959
2001-2002	9	\$ 27,160
2002-2003	7	\$ 18,705
2003-2004 (est.)*	N/A	\$ 19,135
2004-2005 (est.)*	N/A	\$ 19,247
Subtotal	27	\$ 115,499

Total	276	\$12,624,069
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STATEWIDE COST ESTIMATE

Health and Safety Code Section 33672.7
Statutes 1998, Chapter 39

Redevelopment Agencies—Tax Disbursement Reporting (99-TC-06)

County of Los Angeles, Claimant

Summary of the Mandate

Health and Safety Code section 33672.7, as added by Statutes 1998, chapter 39, requires the county auditor to prepare annual tax disbursement statements for community redevelopment agency project areas. Prior law required that the auditor prepare such a statement only upon the request of a redevelopment agency. The enactment of Health and Safety Code section 33672.7 created new reporting requirements in that a statement must now be prepared for every community redevelopment agency project, regardless of whether one was requested.

The claimant filed the test claim on March 3, 2000. The Commission on State Mandates (Commission) adopted the Statement of Decision on October 24, 2002, and the parameters and guidelines on September 25, 2003. Eligible claimants were required to file initial reimbursement claims with the State Controller's Office (SCO) by March 26, 2004.

Discussion

Reimbursable Activities

The Commission approved the following reimbursable activities for this program:

A. On-Going Activities

1. On or before August 15 of each year, prepare a statement for each project area that provides the amount of disbursement made in the prior fiscal year pursuant to Health and Safety Code section 33670 and the amounts of disbursement made pursuant to Health and Safety Code sections 33401, 33607.5, 33607.7, and 33676.
2. Duplicate and distribute the annual tax disbursement statements for community redevelopment agency project areas.

The Commission specifically found that the following activities were not reimbursable:

- Costs incurred to perform the calculation and disbursement of tax revenues to redevelopment agencies pursuant to Health and Safety Code sections 33401, 33607.5, 33607.7, 33670, and 33676 are not reimbursable.
- Costs incurred to prepare, duplicate, and distribute the statement are not reimbursable if the statement is requested by a redevelopment agency pursuant to Health and Safety Code section 33672.5.

Uniform Cost Allowance

The Commission adopted uniform cost allowances for this program pursuant to Government Code section 17557. Actual costs shall be claimed based on the following uniform allowance per tax disbursement statement as adopted by the Commission. The uniform allowance shall be adjusted each subsequent year by the Implicit Price Deflator referenced in Government Code section 17523.

Table 1. Adopted Uniform Allowances

Fiscal Year	Uniform Allowance
1998-1999	\$ 22.27
1999-2000	\$ 22.72
2000-2001	\$ 23.61
2001-2002	\$ 23.87
2002-2003	\$ 24.40
2003-2004	\$ 24.81

Reimbursement is determined by multiplying the uniform allowance by the number of statements prepared for each project area.

Statewide Cost Estimate

Staff reviewed the claims data submitted by the claimants and compiled by the SCO. The 19 actual claims filed by counties for fiscal years 1998-1999 through 2002-2003¹ are inaccurate and unaudited. The parameters and guidelines adopted by the Commission for this program provides reimbursement for the preparation of a statement for each *project area* that provides the amount of disbursement made. However, the SCO's claiming instructions require counties to claim the number of statements prepared for every community redevelopment agency *project*. This results in a significant difference as there can be multiple projects within the boundaries of a project area. The test claim legislation, Health and Safety Code section 33672.7, specifically requires that a statement be prepared for each *project area* rather than for each project.

Staff notified the SCO regarding this issue. The SCO reports that it will contact claimants to discuss revising the claiming instructions and reducing claims. Therefore, as discussed below, staff did not use the reimbursement claims data to develop the statewide cost estimate.

Staff made the following assumptions and used the following methodology to develop a statewide cost estimate for this program. If the Commission adopts this statewide cost estimate, the estimate, including staff's assumptions and methodology, will be reported to the Legislature.

Assumptions

Staff made the following assumptions:

- Each fiscal year, a statement was prepared for each redevelopment project area in the county.
- The actual amount claimed may increase if late or amended claims are filed. For this program, late claims may be filed until March 2005. To date, only four of the 58

¹ Claims data reported by the SCO as of May 19, 2004.

counties filed reimbursement claims for this program. However, since this program is reimbursed using a uniform cost allowance of approximately \$21 to \$25 per redevelopment project area, a county would need to have a minimum of 40 redevelopment project areas in order to meet the \$1,000 filing threshold. Most counties cannot meet this threshold.

- Although the County of Riverside has not filed reimbursement claims, it was included in the estimate because it has enough project areas to meet the filing threshold.
- Any reimbursement claim for this program may be reduced by the SCO if it is audited and deemed to be excessive or unreasonable. Therefore, the total amount of reimbursement for this program may be lower than the statewide cost estimate.

Methodology

1999 through 2004 Projected Costs

Staff based the statewide cost estimate for fiscal years 1998-1999 through 2003-2004 on the State Controller's *Community Redevelopment Agencies Annual Reports* and the uniform allowances adopted by the Commission. The following table shows the reported number of project areas by fiscal year for the four counties that submitted reimbursement claims and the County of Riverside:

Table 2. Number of Reported Project Areas by County and Fiscal Year

Fiscal Year	Contra Costa	Los Angeles	Orange	San Bernardino	Riverside
1998-1999*	39	215	63	67	83
1999-2000	39	215	63	67	83
2000-2001	30	203	51	67	73
2001-2002	29	194	52	69	65
2002-2003	27	194	51	72	62
2003-2004*	27	194	51	72	62

* The number of project areas is not available for this fiscal year. Therefore, for purposes of this estimate, the numbers directly after or before the fiscal year were used.

The following table shows the resulting reimbursable cost when the number of project areas is multiplied by the adopted uniform cost allowance shown in Table 1:

Table 3. Projected Costs

Fiscal Year	Contra Costa	Los Angeles	Orange	San Bernardino	Riverside
1998-1999	\$ 869	\$ 4,788	\$ 1,403	\$ 1,492	\$ 1,848
1999-2000	\$ 886	\$ 4,885	\$ 1,431	\$ 1,522	\$ 1,886
2000-2001	\$ 708	\$ 4,793	\$ 1,204	\$ 1,582	\$ 1,724
2001-2002	\$ 692	\$ 4,631	\$ 1,241	\$ 1,647	\$ 1,552
2002-2003	\$ 659	\$ 4,734	\$ 1,244	\$ 1,757	\$ 1,513
2003-2004	\$ 670	\$ 4,813	\$ 1,265	\$ 1,786	\$ 1,538

Contra Costa County did not meet the \$1,000 claiming threshold in any fiscal year. Therefore, it was not included in this statewide cost estimate.

Fiscal Year 2004-2005 Projected Costs

For fiscal year 2004-2005, staff projected costs by multiplying the estimated claim total for fiscal year 2002-2003 by the implicit price deflator for 2003-2004 (2.9%), as forecast by the Department of Finance.

The proposed statewide cost estimate includes seven fiscal years for a total of **\$65,300**. This averages to \$9,329 annually in costs for the state.

Following is a breakdown of estimated total costs per fiscal year:

Table 4. Estimated Total Costs per Fiscal Year

Fiscal Year	Claim Totals
1998-1999	\$ 4,743
1999-2000	\$ 10,610
2000-2001	\$ 10,011
2001-2002	\$ 9,763
2002-2003	\$ 9,907
2003-2004	\$ 10,072
2004-2005 (est.)	\$ 10,194
TOTAL	\$ 65,300

ITEM 12
FINAL STAFF ANALYSIS
PROPOSED STATEWIDE COST ESTIMATE

Elections Code Sections 15111, 15321, and 21000

Statutes 1999, Chapter 697

Absentee Ballots: Tabulation by Precinct (00-TC-08)

County of Orange, Claimant

EXECUTIVE SUMMARY

The test claim legislation requires county elections officials, for statewide elections or certain special elections conducted between June 1, 2000, and January 1, 2001, to tabulate, by precinct, votes cast by absentee ballots and votes cast at the polling place. The subject test claim legislation also requires the county elections official to make each precinct's election results available to the Legislature and appropriate legislative committees for use in district apportionment. Finally, the test claim legislation requires the elections official's list of absentee voters to include the voter's election precinct.

The claimant filed the test claim on March 12, 2001. The Commission on State Mandates (Commission) adopted the Statement of Decision on April 24, 2003, and the parameters and guidelines on December 2, 2003. Eligible claimants were required to file initial reimbursement claims with the State Controller's Office (SCO) by June 1, 2004.

The SCO provided unaudited claims totals to the Commission on July 9, 2004. Staff reviewed the 18 actual claims filed by counties for fiscal years 1999-2000 through 2002-2003 and determined them to be inaccurate. For instance, the parameters and guidelines adopted by the Commission for this program provide one-time reimbursement for specific administrative duties and election activities, and ongoing activities for certain list modifications. Most of the one-time activities were limited to a one-year period between January 1, 2000, and January 1, 2001. The ballot tabulation activity and transmitting election returns to the Secretary of State are only reimbursable for each election held between June 1, 2000, and January 1, 2001. Some of the administrative duties may have been claimed for multiple fiscal years. In addition, many counties already had a software system implemented to accommodate tabulation of ballots by precinct prior to the reimbursement period for this program. Thus, costs for developing or modifying election equipment and software should be minimal, such that most counties will be unable to meet the \$1,000 filing threshold.

The proposed statewide cost estimate includes six fiscal years for a total of **\$225,767**. This averages to \$37,628 annually in costs for the state. The following table details the breakdown of estimated total costs per fiscal year:

Fiscal Year	Number of Claims Filed	Claim Totals
1999-2000	5	\$ 23,998
2000-2001	9	175,188
2001-2002	2	6,844
2002-2003	2	6,417
2003-2004 (est.)	N/A	6,565
2004-2005 (est.)	N/A	6,755
TOTAL	18	\$ 225,767

Staff Recommendation

Staff recommends that the Commission adopt the proposed statewide cost estimate of \$225,767 for costs incurred in complying with the *Absentee Ballots: Tabulation by Precinct* program. If the statewide cost estimate is adopted, staff will report the estimate to the Legislature.

STAFF ANALYSIS

Summary of the Mandate

The test claim legislation requires county elections officials, for statewide elections or certain special elections conducted between June 1, 2000, and January 1, 2001, to tabulate, by precinct, votes cast by absentee ballots and votes cast at the polling place. The subject test claim legislation also requires the county elections official to make each precinct's election results available to the Legislature and appropriate legislative committees for use in district apportionment. Finally, the test claim legislation requires the elections official's list of absentee voters to include the voter's election precinct.

The claimant filed the test claim on March 12, 2001. The Commission adopted the Statement of Decision on April 24, 2003, and the parameters and guidelines on December 2, 2003. Eligible claimants were required to file initial reimbursement claims with the State Controller's Office (SCO) by June 1, 2004.

Discussion

Reimbursable Activities

The Commission approved the following reimbursable activities for this program:

One-Time Activities

1. Administrative Duties (*Reimbursement Period: January 1, 2000 - January 1, 2001*)
 - a. Research and Develop General Approach for Converting Tabulation Process
Meet with the software vendor to identify the methods, and develop the general approach for tabulating ballots by precinct. Develop a specific plan and schedule for implementing the new ballot tabulation process.
 - b. Develop or Modify Election Equipment and Software and Test
Obtain, develop, or contract for the modification of election systems and equipment to accommodate the tabulation of ballots by precinct. Includes any automated system programming or preprogramming, and the cost of testing the ballot tabulation program.
 - c. Develop and Conduct Special Training Program (one-time per employee)
Develop and conduct a revised training program for regular and temporary election staff to carry out the changes necessary to implement the ballot reporting requirements of the test claim legislation.

One-Time Activities Per Election¹

1. Tabulation By Precinct (Elec. Code, § 15321, subd. (a))
 - a. Additional Election Ballot and Election Materials Activities
(*Reimbursement Period: January 1, 2000 - January 1, 2001*)
Reformat the ballots so that election software will read and tabulate ballots by precinct.

¹ These activities may be reimbursed one time for each election held between June 1, 2000, and January 1, 2001.

b. Ballot Tabulation (*Reimbursement Period: June 1, 2000 - January 1, 2001*)

Tabulate by precinct, which exceeds the prior count by ballot style, those votes cast by absentee ballot and ballots cast at the polling place in statewide elections or special elections to fill a vacant congressional or legislative office for elections conducted between June 1, 2000, and January 1, 2001. The additional staff time to conduct the computer run for election results is reimbursable.

2. Returns Available to the Legislature (Elec. Code, §15321, subd. (b), and Elec. Code, § 21000) (*Reimbursement Period: June 1, 2000 - January 1, 2001*)

- a. Transmitting to the Secretary of State election returns by precinct reflecting the total for all ballots cast, including both absentee ballots and ballots cast at the polling places in statewide elections to fill a vacant congressional or legislative office for elections conducted between June 1, 2000, and January 1, 2001, is eligible for reimbursement.²

Ongoing Activities

1. List Modifications (Elec. Code, § 15111) (*Reimbursement begins January 1, 2000*)

- a. Include the precinct of each voter on the election official's list of voters who has received and voted an absentee ballot.

Statewide Cost Estimate

Staff reviewed the claims data submitted by the claimants and compiled by the SCO. Staff made the following assumptions and used the following methodology to develop a statewide cost estimate of this program. If the Commission adopts this statewide cost estimate, the estimate, including staff's assumptions and methodology, will be reported to the Legislature.

Assumptions

Staff made the following assumptions:

- The statewide cost estimate is based on 18 actual claims filed by counties for fiscal years 1999-2000 through 2002-2003.³ However, the claiming data is inaccurate and unaudited. The parameters and guidelines adopted by the Commission for this program provide one-time reimbursement for specific administrative duties and election activities, and ongoing activities for certain list modifications. Most of the one-time activities were limited to a one-year period between January 1, 2000, and January 1, 2001. The ballot tabulation activity and transmitting election returns to the Secretary of State are only reimbursable for each election held between June 1, 2000, and January 1, 2001. Some of the administrative duties may have been claimed for multiple fiscal years.
- The actual amount claimed may increase if late or amended claims are filed. To date, only 12 of the 58 counties filed reimbursement claims for this program. Thus, if reimbursement claims are filed by any of the remaining 46 counties, the amount of reimbursement claims may exceed the statewide cost estimate. For this program, late claims may be filed until June 2005.

² The Secretary of State forwards the vote by precinct data to the appropriate committees of the Legislature.

³ Claims data reported by the SCO as of July 9, 2004.

- Many counties already had a software system implemented to accommodate tabulation of ballots by precinct prior to the reimbursement period for this program. Thus, costs for activity A.1.b. – develop or modify election equipment and software and test – should be minimal. Most counties will not be able to meet the \$1,000 filing threshold.
- Any reimbursement claim for this program may be reduced by the SCO if it is audited and deemed to be excessive or unreasonable. Therefore, the total amount of reimbursement for this program may be lower than the statewide cost estimate.

Methodology

1999-2003 Costs

The proposed statewide cost estimate for fiscal years 1999-2000 through 2002-2003 is based on 18 unaudited, actual reimbursement claims.

2003-2005 Projected Costs

Staff projected totals for fiscal year 2003-2004 by multiplying the total on 2002-2003 reimbursement claims by the implicit price deflator for 2002-2003 (2.3%), as forecast by the Department of Finance. Staff projected totals for fiscal year 2004-2005 by multiplying the 2003-2004 projection by the implicit price deflator for 2003-2004 (2.9%).

The proposed statewide cost estimate includes six fiscal years for a total of **\$225,767**. This averages to \$37,628 annually in costs for the state.

Following is a breakdown of estimated total costs per fiscal year:

Table 1. Estimated Total Costs per Fiscal Year

Fiscal Year	Number of Claims Filed	Claim Totals
1999-2000	5	\$ 23,998
2000-2001	9	175,188
2001-2002	2	6,844
2002-2003	2	6,417
2003-2004 (est.)	N/A	6,565
2004-2005 (est.)	N/A	6,755
TOTAL	18	\$ 225,767

Staff Recommendation

Staff recommends that the Commission adopt the proposed statewide cost estimate of \$225,767 for costs incurred in complying with the *Absentee Ballots: Tabulation by Precinct* program.

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STATEWIDE COST ESTIMATE

Education Code Section 48216
Health and Safety Code Sections 120325, 120335, 120340, and 120375

Statutes 1978, Chapter 325
Statutes 1979, Chapter 435
Statutes 1982, Chapter 472
Statutes 1991, Chapter 984
Statutes 1992, Chapter 1300
Statutes 1994, Chapter 1172
Statutes 1995, Chapters 291 and 415
Statutes 1996, Chapter 1023
Statutes 1997, Chapters 855 and 882

California Code of Regulations, Title 17
Sections 6020, 6035, 6040, 6055, 6065, 6070, and 6075

Immunization Records – Hepatitis B (98-TC-05)

Los Angeles County Office of Education, Claimant

Background

Statutes 1977, chapter 1176, required persons under 18 years of age to be immunized against poliomyelitis (polio); measles; and diphtheria, pertussis, and tetanus (DPT) prior to unconditional first admission to a public or private elementary or secondary school, child care center, day nursery, nursery school, or development center. The law required school districts to maintain records of immunization of all school age children and report periodically to the state on the immunization status of all new entrants into the schools. On June 20, 1979, the Board of Control (predecessor to the Commission on State Mandates (Commission)) adopted the Statement of Decision for the *Immunization Records* test claim, finding that Statutes 1977, chapter 1176 imposed a reimbursable state-mandated program. On July 28, 1988, the Commission determined that costs incurred for compliance with Statutes 1977, chapter 1176 would be reimbursed through the State Mandates Apportionment System (SMAS), which was enacted by the Legislature to allow certain ongoing state-mandated programs to be funded automatically through the State Budget process, without the need for local governments to file annual claims for those costs with the State Controller.

Summary of the Mandate

The test claim legislation for *Immunization Records: Hepatitis B* added mumps, rubella, and hepatitis B to the list of diseases an entering student must be immunized against prior to first admission into a school. Hepatitis B immunizations were also required for students entering the seventh grade. In addition, the test claim legislation amended statutes and regulations relating to the monitoring, record-keeping, reporting, and parent notification requirements relative to the enforcement of the pupil immunization requirements.

The claimant filed the test claim on August 17, 1998. The Commission adopted the Statement of Decision on August 24, 2000, and the parameters and guidelines on July 31, 2003. Eligible claimants were required to file initial reimbursement claims with the State Controller's Office (SCO) by February 3, 2004.

Reimbursable Activities

The Commission approved the following reimbursable activities for this program:

A. Proof of Immunizations for New Entrants: Kindergarteners and/or Out-of-State Transfers

(Reimbursement period begins: July 1, 1997.)

1. Request and review lawful exemption from, or proof of, immunization against mumps and rubella from each pupil seeking admission to school in the state for the first time. (Health & Saf. Code, §§ 120325, 120335, subd. (b), 120375, subd. (a); Cal. Code Regs., tit. 17, §§ 6020, 6065, subd. (b).)¹
2. Request and review lawful exemption from, or proof of, immunization against hepatitis B from each pupil entering specified institutions in the state for the first time at the kindergarten level after August 1, 1997. (Health & Saf. Code, §§ 120325, 120335, subd. (b), 120375, subd. (a); Cal. Code Regs., tit. 17, §§ 6020, 6065, subd. (b).)

B. Proof of Hepatitis B Immunizations for Students Entering Seventh Grade on or after July 1, 1999

(Reimbursement Period begins: July 1, 1999.)

1. Request and review lawful exemption from, or proof of, immunization against hepatitis B from each pupil advancing to the seventh grade on or after July 1, 1999. (Health & Saf. Code, §§ 120325, 120335, subd. (c); Cal. Code Regs., tit. 17, §§ 6020, 6065, subd. (b).)

C. Conditional Admission of Pupils and Parent Notification Requirements

(Reimbursement Period begins: July 1, 1997.)

1. Conditionally admit any pupil who has not been fully immunized for mumps, rubella, and hepatitis B by notifying parents or guardians of the date by which the pupil must complete the required immunizations. (Health & Saf. Code, §§ 120325, 120340; Cal. Code Regs., tit. 17, § 6035.)
2. Review the immunization record of each pupil admitted conditionally every thirty days until the pupil has been fully immunized. (Health & Saf. Code, §§ 120325, 120375, subd. (a); Cal. Code Regs., tit. 17, § 6070, subd. (e).)

D. Mandatory Pupil Exclusion and Parent Notification Requirements

(Reimbursement Period begins: July 1, 1998.)

1. Notify parents or guardians of the requirement to exclude the pupil from school if written evidence either that the pupil has been properly immunized or qualified for an exemption is not presented within 10 school days after notification. (Ed. Code, § 48216, subd. (b); Health & Saf. Code, § 120325; Cal. Code Regs., tit. 17, § 6040.)

¹ The addition of mumps and rubella to the list of diseases an entering student must be immunized against prior to first admission into a school should create *no incremental workload*, since in California, one vaccine is given for measles, mumps, and rubella (MMR), and measles is part of the original *Immunization Records Parameters and Guidelines*.

2. Refer the parents or guardians to a physician, nurse, or county health department for review of immunization records and provision of required immunizations, or notify them that the immunizations will be administered at a school of the district. (Ed. Code, § 48216, subd. (c); Health & Saf. Code, § 120325; Cal. Code Regs., tit. 17, § 6065, subd. (c).)
3. Exclude pupils from school attendance when written evidence of additional doses is not presented within ten days of parental notification. (Ed. Code, § 48216, subd. (a); Health & Saf. Code, §§ 120325, 120375, subd. (b); Cal. Code Regs., tit. 17, § 6055.)

E. Documentation and Reporting Requirements for Immunizations

(Reimbursement Period begins: July 1, 1997.)

1. Record each pupil's immunization for, or exemption from mumps, rubella, and hepatitis B on an immunization record and maintain the document in each pupil's permanent record. (Health & Saf. Code, §§ 120325, 120335, subd. (b), 120375, subd. (a); Cal. Code Regs., tit. 17, § 6070.)
2. Document additional vaccine doses on the pupil's immunization record as they are administered.² (Health & Saf. Code, §§ 120325, 120375, subd. (a); Cal. Code Regs., tit. 17, § 6070.)
3. Collect data and prepare reports annually on immunization status for the Department of Health Services. (Health & Saf. Code, §§ 120325, 120375, subd. (c); Cal. Code Regs., tit. 17, § 6075.)
4. Prepare follow-up or additional reports upon request by county health departments and the state. (Health & Saf. Code, §§ 120325, 120375, subd. (c); Cal. Code Regs., tit. 17, § 6075.)

Uniform Cost Allowances

The Commission adopted uniform cost allowances for this program pursuant to Government Code section 17557. The uniform cost allowances shall be adjusted by the Implicit Price Deflator (IPD) referenced in Government Code section 17523 each fiscal year subsequent to 2002-2003.

New Entrants

Activities that are reimbursable under the uniform cost allowance for "New Entrants" are as follows:

- Sections A, C, and E above are new activities for the hepatitis B immunization.
- Section D above are new activities for the DPT, polio, MMR, and hepatitis B immunizations.

Reimbursement is determined by multiplying the uniform cost allowance for the appropriate fiscal year by the number of "New Entrants." A "New Entrant" includes kindergarteners and out-of-state transfers.

² This activity is only for *documenting* additional vaccine doses on the pupil's immunization record. The test claim legislation does not mandate school districts to administer vaccines.

Table 1. Uniform Cost Allowance for New Entrants

Fiscal Year	Uniform Cost Allowance
1997-1998	\$ 2.12
1998-1999	\$ 5.87
1999-2000	\$ 6.14
2000-2001	\$ 6.38
2001-2002	\$ 6.48
2002-2003	\$ 6.59

Seventh Grade Pupils

Activities that are reimbursable under the uniform cost allowance for “Seventh Grade Pupils” are as follows:

- Sections B, C, D, and E above are new activities for the hepatitis B immunization.

Reimbursement is determined by multiplying the uniform cost allowance for the appropriate fiscal year by the number of “Seventh Grade Pupils.” A “Seventh Grade Pupil” is any pupil advancing to the seventh grade, other than “New Entrants.”

Table 2. Uniform Cost Allowance for Seventh Grade Pupils

Fiscal Year	Uniform Cost Allowance
1999-2000	\$ 3.23
2000-2001	\$ 3.36
2001-2002	\$ 3.41
2002-2003	\$ 3.47

Statewide Cost Estimate

Recommendations from the Bureau of State Audits

On October 15, 2003, the Bureau of State Audits (BSA) issued an audit report on two mandated programs and the mandates process. The BSA issued one recommendation regarding the development of statewide cost estimates, stating:

To project more accurate statewide cost estimates, the Commission staff should more carefully analyze the completeness of the initial claims data they use to develop the estimates and adjust the estimates accordingly. Additionally, when reporting to the Legislature, the Commission should disclose the incomplete nature of the initial claims data it uses to develop the estimates.

Staff made the following assumptions and used the following methodology to develop a statewide cost estimate of the program and to implement the BSA’s recommendation. If the Commission adopts this statewide cost estimate, the estimate, including staff’s assumptions and methodology will be reported to the Legislature.

Assumptions

Staff made the following assumptions:

- The statewide cost estimate is based on 2,694 actual claims filed by school districts for

fiscal years 1997-1998 through 2002-2003.³ The claiming data is accurate, although unaudited.

- The actual amount claimed will increase when late or amended claims are filed, and could exceed the statewide cost estimate. For this program, late claims may be filed until February 2005.
- Any reimbursement claim for this program may be reduced by the SCO if it is audited and deemed to be excessive or unreasonable. Therefore, the total amount of reimbursement for this program may be lower than the statewide cost estimate.

Methodology

1997-2003 Costs

The proposed statewide cost estimate for fiscal years 1997-1998 through 2002-2003 is based on 2,694 unaudited, actual reimbursement claims.

2003-2005 Projected Costs

A. Estimated Uniform Cost Allowances

1. New Entrants

For fiscal years 2003-2004 and 2004-2005, the uniform cost allowance for new entrants was adjusted by the IPD, as forecast by DOF.

**Table 3. Estimated Uniform Cost Allowances
for New Entrants**

Fiscal Year	Uniform Cost Allowance
2003-2004 (IPD = 2.3%)	\$6.74
2004-2005 (IPD = 2.9%)	\$6.94

2. Seventh Grade Pupils

For fiscal year 2003-2004, the uniform cost allowance for seventh grade pupils was adjusted by the IPD, as forecast by DOF. However, beginning with the 2004-2005 school year, only five of the ten activities remain necessary for seventh grade pupils because kindergarteners beginning in the 1997-1998 school year will become seventh graders by the 2004-2005 school year. Thus, their immunization records would have already been reviewed for hepatitis B.

Therefore, the uniform cost allowance for fiscal year 2004-2005 was calculated as follows:

Uniform Cost Allowance = (cost per activity per immunization) x (5), where

“cost per activity per immunization” equals the *Immunization Records* SMAS Rate for the appropriate fiscal year (estimated at \$5.48 for fiscal year 2004-2005) divided by the number of required activities (15), and “5” equals the

³ Claims data reported by the SCO as of March 19, 2004.

number of activities required to be performed for seventh-grade pupils beginning with the 2004-2005 school year.

Table 4. Estimated Uniform Cost Allowances for Seventh Grade Pupils

Fiscal Year	Uniform Cost Allowance
2003-2004 (IPD = 2.3%)	\$3.55
2004-2005	\$1.83

B. Projected Costs

Cost estimates for fiscal years 2003-2004 and 2004-2005 were projected using kindergarten and seventh grade enrollment data from the California Department of Education's (CDE) Dataquest web site.

This mandate applies to new entrants and seventh grade pupils. New entrants are defined as kindergarteners and out-of-state transfers. However, this proposed statewide cost estimate does not include projections for out-of-state transfers because according to the CDE's Educational Demographics Office, data is not collected for interstate transfers. Therefore, based only on kindergarten and seventh grade enrollment data, staff calculated enrollment figures for school years 2003-2004 and 2004-2005. The average percent change in enrollment for the 1996-1997 through 2002-2003 school years was -0.5 percent for kindergartners and 3.1 percent for seventh graders.⁴ Using these percentages, the following enrollment figures were estimated:

Table 5. Projected Enrollment Figures

School Year	Kindergarten	Seventh Grade
2003-2004	454,655	515,642
2004-2005	452,382	531,627

Costs were estimated by multiplying the projected enrollment figures above with the appropriate uniform cost allowance, as shown below.

Table 6. Estimated Costs for Kindergarteners for Fiscal Years 2003-2004 and 2004-2005

Fiscal Year	Projected Enrollment (a)	Estimated Uniform Cost Allowance (b)	Estimated Costs (c) = (a) * (b)
2003-2004	454,655	\$6.74	\$3,064,374.70
2004-2005	452,382	\$6.94	\$3,139,531.08

⁴ The 1996-1997 school year was used as the base since California's kindergarten through third grade Class Size Reduction program was established in 1996.

**Table 7. Estimated Costs for Seventh Grade Pupils
for Fiscal Years 2003-2004 and 2004-2005**

Fiscal Year	Projected Enrollment (a)	Estimated Uniform Cost Allowance (b)	Estimated Costs (c) = (a) * (b)
2003-2004	515,642	\$3.55	\$1,830,529.10
2004-2005	531,627	\$1.82	\$967,561.14

Table 8. Estimated Costs by Fiscal Year

Fiscal Year	Number of Claims Filed with SCO	Claim Totals
1997-1998	255	\$ 865,702
1998-1999	420	2,569,432
1999-2000	495	3,993,373
2000-2001	502	4,260,155
2001-2002	505	4,389,280
2002-2003	517	4,549,132
2003-2004 (est.)	N/A	4,894,904
2004-2005 (est.)	N/A	4,107,092
Total		\$ 29,629,070

The proposed statewide cost estimate includes eight fiscal years for a total of \$29,629,070. This averages to \$3,703,634 in annual costs to the state.

STATEWIDE COST ESTIMATE

Statutes of 1980, Chapter 1192

Statutes of 1994, Chapter 1186

Education Code Sections 35704, 35705.5, and 35707

School District Reorganization (98-TC-24)

San Luis Obispo County Office of Education, Claimant

Background and Summary of the Mandate

On October 24, 2002, the Commission on State Mandates (Commission) adopted its Statement of Decision finding that Education Code sections 35704, 35705.5, and 35707 impose new activities upon county offices of education. The Commission further found that these activities represent new programs or higher levels of service for county offices of education within the meaning of article XIII B, section 6 of the California Constitution and impose costs mandated by the state pursuant to Government Code section 17514 for certain activities related to school district reorganizations initiated by voters, landowners or district governing boards.

The claimant, San Luis Obispo County Office of Education, filed the test claim on June 30, 1999. The Commission adopted the Statement of Decision on October 24, 2002, and the parameters and guidelines on July 31, 2003. Eligible claimants were required to file initial reimbursement claims with the State Controller's Office (SCO) by February 3, 2004. The Commission uses these initial claims to develop the statewide cost estimate.

Discussion

Reimbursable Activities

The Commission approved this test claim for the following activities:

- A. Petition transmittal: pursuant to Education Code sections 35704 and 35707, subdivision (b), that require the county superintendent to transmit a reorganization petition to the county committee and State Board of Education (State Board). This requirement varies depending on the type of reorganization action because only the new activity, not required under the former codes, constitutes the higher level of service. The new activities are:
 1. for new district formation, transmittal to the county committee;
 2. for consolidation, i.e., formation of a new elementary, high school, community college or unified district by combining districts of the same kind, transmittal to both the State Board and a county committee;
 3. for formation of a consolidated high school district, transmittal to the State Board;
 4. for annexation, transmittal to the county committee and State Board;
 5. for transfers of component elementary districts to high school districts, or component high school districts to community college districts, transmittal to the county committee;
 6. for transfers of territory, transmittal to the State Board; and
 7. for dissolutions of districts, transmittal to both the county committee and State Board.

- B. Petition description: pursuant to Education Code section 35705.5, subdivision (b), that requires county committees and superintendents to make the petition description, as specified, available to the public and the school district governing boards affected by the petition.
- C. Committee report: pursuant to Education Code section 35707, subdivision (a), that requires a report by the county committee to include specified items.

Statewide Cost Estimate

Only county superintendents of schools or county offices of education participating in school district reorganizations initiated by voters or property owners (but not for those initiated by school district governing boards) are eligible to claim reimbursement. Costs incurred on or after July 1, 1997 for compliance with the mandate are reimbursable. At this time, no reimbursement claims have been filed for this program.

Under the existing mandates process, the amount of a statewide cost estimate is reported to the Legislature and introduced in a local government claims bill. Once the local government claims bill appropriates funds for the initial reimbursement period, the program's annual statewide estimated costs are placed in the State Budget. Since there are no claims on which to base this statewide cost estimate, the Commission adopted a statewide cost estimate of **\$1,000** for this program. Adopting this statewide cost estimate will initiate the process for informing the Legislature of the costs of the program and identifying the program in the State Budget. However, if reimbursement claims were filed on this program, the amount appropriated in the State Budget to fund this program would be deficient.

Assumptions

The Commission made the following assumptions when adopted this statewide cost estimate:

- If this program were implemented, the actual amount claimed would exceed the statewide cost estimate because there would only be \$1,000 appropriated in the State Budget to fund the program.
- Any reimbursement claim for this program may be reduced by the SCO if it is audited and deemed to be excessive or unreasonable. Therefore, the total amount of reimbursement for this program may be lower than the statewide cost estimate.

STATEWIDE COST ESTIMATE

California Department of Education Standards-Based Accountability Memoranda
Dated June 30, 1997 and April 15, 1996

Standards-Based Accountability (98-TC-10)

San Diego Unified School District, Claimant

Background and Summary of the Mandate

The California Department of Education (CDE) memoranda dated June 30, 1997, and April 15, 1998, require the State Board of Education and the Superintendent of Public Instruction to design, implement, and adopt statewide academically rigorous content standards in reading, writing, and mathematics to serve as the basis for assessing the academic achievement of individual pupils and of schools, school districts, and the California education system. On August 29, 2002, the Commission on State Mandates (Commission) adopted the Statement of Decision determining that the above-named CDE memoranda constitute new programs or higher levels of service for school districts within the meaning of article XIII B, section 6, of the California Constitution, and impose costs mandated by the state pursuant to Government Code section 17514, by imposing reporting requirements on designated school districts to address the above CDE requirements.

The claimant, San Diego Unified School District, filed the test claim on December 10, 1998. The Commission adopted the Statement of Decision on August 29, 2002, and the parameters and guidelines on May 29, 2003. Eligible claimants were required to file initial reimbursement claims with the State Controller's Office (SCO) by December 9, 2003. The Commission uses these initial claims to develop the statewide cost estimate.

Discussion

Reimbursable Activities

The Commission approved this test claim for the following activities:

For those districts scheduled for a 1997-1998 Coordinated Compliance Review, or otherwise specifically required by the state to engage in these reporting activities:

- Complete and submit to the state by November 1, 1997, the *District Assessment and Accountability System Description*, to explain the measures and methods used by the school district in assessing individual student achievement levels in reading/language arts and mathematics for the 1996-97 year.
- Complete and submit to the state by November 1, 1997, one form for each school in the district, the *1996-97 Student Achievement Summary School Report*, to report the percentage of all students in each school that meet or exceed the district-established grade-level standards in reading/language arts and mathematics, and separately for students served under each of the following specially-funded programs: Title I - Targeted Assistance, Migrant Education, Limited English Proficient, Special Education, and/or Gifted and Talented.

For those districts scheduled for a 1998-1999 Coordinated Compliance Review:

- Complete and submit to the state by November 1, 1998, *District Assessment and Accountability System Description*, to explain the measures and methods used by the school district in assessing individual student achievement levels in reading/language arts and mathematics for the 1997-98 year. One of the measures used shall be the STAR program.¹
- Complete and submit to the state by November 1, 1998, one form for each school in the district, *1997-98 Student Achievement Summary School Report*, to report the percentage of all students in each school that meet or exceed the district-established grade-level standards in reading/language arts and mathematics, and separately for students served under each of the following specially-funded programs: Title I - Targeted Assistance, Migrant Education, Limited English Proficient, Special Education, and/or Gifted and Talented.

Exception to reimbursement for some activities by Title I funded schools within districts otherwise eligible for reimbursement above:

For Title I funded schools completing the *Student Achievement Summary School Report* for Coordinated Compliance Review years 1997-1998 and/or 1998-1999, an exception to reimbursement exists under Government Code section 17556, subdivision (c). For Title I schools, reimbursement is allowed for disaggregating the results for Gifted and Talented Education students, and for reporting on assessments for more than one grade in each of the grade spans 3-5, 6-9, and 10-12, but not for any other activities.

Statewide Cost Estimate

Staff reviewed the claims data submitted by the claimants and compiled by the SCO. Staff made the following assumptions and used the following methodology to develop a statewide cost estimate of this program. If the Commission adopts this statewide cost estimate, the estimate, including staff's assumptions and methodology, will be reported to the Legislature.

Assumptions

Staff made the following assumptions:

- The statewide cost estimate is based on 43 claims filed by 41 school districts.² The claiming data is unaudited and may be inaccurate. Summerville Elementary School District (enrollment of 474) filed reimbursement claims for \$12,199 in 1997-1998, and \$12,692 in 1998-1999. However, a school district of comparative size filed a reimbursement claim of approximately \$1,400.³ In fact, a school district with enrollment

¹ The STAR parameters and guidelines provide reimbursement for activities related to reporting STAR program results. STAR activities shall not be reimbursed under the *Standards-Based Accountability* program.

² Claims data reported by the SCO as of May 19, 2004.

³ Soulsbyville School district, with enrollment of 679, filed a reimbursement claim for \$1,447 for the 1998-1999 fiscal year.

20 times that of Summerville filed a smaller claim.⁴

- The actual amount claimed could significantly increase if late or amended claims are filed, and could exceed the statewide cost estimate. Late claims may be filed for this program until December 2004. According to the California Department of Education, between 250-300 school districts were required to participate in this program for fiscal years 1997-1998 and 1998-1999. To date, only 41 of the 500-600 school districts have filed reimbursement claims.
- Any reimbursement claim for this program may be reduced by the SCO if it is audited and deemed to be excessive or unreasonable. Therefore, the total amount of reimbursement for this program may be lower than the statewide cost estimate.

Methodology

- Staff reviewed the summary claims data provided by the SCO for fiscal years 1997-1998 and 1998-1999. Staff then reviewed the reimbursement claims to study claiming data and possible trends. No trends were identified for this program.
- The proposed statewide cost estimate was developed based on the 43 unaudited, actual reimbursement claims.
- For the reasons stated above, staff only included \$1,500 per fiscal year for Summerville Elementary School District.
- There is a \$1,000 minimum threshold for filing reimbursement claims. Beardsley Elementary School District filed a claim for \$956. Therefore, staff did not include this claims data in the statewide cost estimate.

The proposed statewide cost estimate includes two fiscal years for a total of \$578,224. This averages to \$289,112 annually in costs for the state.

Following is a breakdown of estimated total costs per fiscal year:

Fiscal Year	Number of Claims Filed with SCO	Claim Totals
1997-1998	20	\$308,760
1998-1999	23	\$269,464
Total	43	\$578,224

⁴ Palos Verdes Peninsula Unified School District, with enrollment of 9,543, filed a reimbursement claim for \$10,417 for the 1997-1998 fiscal year.

STATEWIDE COST ESTIMATE

Statutes 1997, Chapter 855

Statutes 1998, Chapter 846

Attendance Accounting (98-TC-26)

Campbell Union High School District, Grant Joint Union High School District,
and San Luis Obispo County Office of Education, Claimants

Background and Summary of the Mandate

The test claim arose from enactments of or amendments to the Education Code that added new student attendance reporting requirements for school districts and county offices of education. On October 24, 2002, the Commission on State Mandates (Commission) adopted its Statement of Decision finding that Education Code sections 2550.3 and 42238.7 impose costs mandated by the state pursuant to Government Code section 17514, for the one-time activity for school districts and county offices of education to complete and return a "Worksheet for Determining the Adjusted 1998-99 Base Revenue Limit in Accordance with SB 727" to the Superintendent of Public Instruction.

The claimant, Campbell Union High School District, filed the test claim on June 29, 1999. Subsequent amendments added Grant Joint Union High School District and San Luis Obispo County Office of Education as co-claimants. The Commission adopted the Statement of Decision on October 24, 2002, and the parameters and guidelines on July 31, 2003. Eligible claimants were required to file initial reimbursement claims with the State Controller's Office (SCO) by February 3, 2004. The Commission uses these initial claims to develop the statewide cost estimate.

Discussion

Reimbursable Activities

The Commission approved this test claim for the actual one-time costs for fiscal year 1998-99 for the following activities:

A. School District Activities

Completion and return of the "Worksheet for Determining the Adjusted 1998-99 Base Revenue Limit in Accordance with SB 727" to the Superintendent of Public Instruction. (Ed. Code, § 42238.7.)

B. County Office of Education Activities

Completion and return of the "Worksheet for Determining the Adjusted 1998-99 Base Revenue Limit in Accordance with SB 727" to the Superintendent of Public Instruction. (Ed. Code, § 2550.3.)

Statewide Cost Estimate

Staff reviewed the claims data submitted by the claimants and compiled by the SCO. Staff made the following assumptions and used the following methodology to develop a statewide cost

Attendance Accounting SCE (98-TC-26)

estimate of the program. If the Commission adopts this statewide cost estimate, the estimate, including staff's assumptions and methodology will be reported to the Legislature.

Assumptions

Staff made the following assumptions:

- The statewide cost estimate is based on 25 claims filed by 22 school districts and 3 county offices of education. The claiming data is accurate, although unaudited. ¹
- The actual amount claimed could increase if late or amended claims are filed, and could exceed the statewide cost estimate. To date, only 25 out of over 1,000 school districts and county offices of education have filed reimbursement claims. Late claims may be filed for this program until February 2005.
- It is possible that late claims will not be filed for this program. According to a school district representative, no additional claims may be filed because:
 1. The claimants probably no longer have the documentation to support reimbursement claims for fiscal year 1998-1999.
 2. The cost to perform the reimbursable activity for many claimants may not have met the required \$1,000 claim minimum.
 3. This is only a one-year program. School districts, particularly larger districts, may elect not to expend staff time to file for reimbursement for a one-year program.
- Any reimbursement claim for this program may be reduced by the SCO if it is audited and deemed to be excessive or unreasonable. Therefore, the total amount of reimbursement for this program may be lower than the statewide cost estimate.

Methodology

- Staff reviewed the summary claims data provided by the SCO. Staff then reviewed the reimbursement claims to study claiming data and possible trends. No trends were identified for this program.
- The proposed statewide cost estimate is based on the 25 unaudited, actual reimbursement claims.

Following is a breakdown of estimated total cost:

Fiscal Year	Number of Claims Filed by School Districts	Amount of Claims Filed by School Districts	Number of Claims Filed by County Offices of Education	Amount of Claims Filed by County Offices of Education	Claim Totals
1998-1999	22	\$43,913	3	\$5,173	\$49,086

¹ Claims data reported by the SCO as of May 19, 2004.

ITEM 9
FINAL STAFF ANALYSIS
PROPOSED STATEWIDE COST ESTIMATE

Education Code Sections 47605, Subdivisions (j)(1) and (k)(3), 47605.5, 47607, and 47614

Statutes 1998, Chapters 34 and 673

Charter Schools II (99-TC-03)

Los Angeles County Office of Education
and San Diego Unified School District, Claimants

EXECUTIVE SUMMARY

Summary of the Mandate

The Commission on State Mandates (Commission) has adopted two decisions related to the *Charter Schools* program. On July 21, 1994, the Commission adopted its Statement of Decision finding that Education Code sections 47605 and 47607, as added by Statutes 1992, chapter 781, require new activities related to initial charter school petitions and for monitoring and evaluating the performance of charter schools pertaining to the revision or renewal of approved charters. On November 21, 2002, the Commission adopted its Statement of Decision on *Charter Schools II*, finding that Education Code sections 47605, subdivisions (j)(1) and (k)(3), 47605.5, 47607, and 47614, as added or amended by Statutes 1998, chapters 34 and 673, require new activities that replaces the previously approved mandate in *Charter Schools* for a review process for denied charter petitions.

The claimant filed the *Charter Schools II* test claim on June 29, 1999. The Commission adopted the Statement of Decision on November 21, 2002, and consolidated the new parameters and guidelines for the *Charter Schools II* program with the original test claim on December 2, 2003. The period of reimbursement section of the consolidated parameters and guidelines states that costs for *Charter Schools* already claimed for fiscal years 1998-1999 through 2002-2003 are not reimbursable. Eligible claimants were required to file initial reimbursement claims for *Charter Schools II* with the State Controller's Office (SCO) by June 1, 2004.

Staff reviewed seven actual claims filed by school districts and/or county offices of education for fiscal years 1999-2000 through 2002-2003. Staff assumes that there will not be a significant number of late claims filed because the cost to perform the reimbursable activities for *Charter Schools II* are minimal when compared to the costs already claimed for the original *Charter Schools* mandate, and are less than the \$1,000 minimum for filing an annual reimbursement claim.

The proposed statewide cost estimate includes six fiscal years for a total of **\$206,595**. This averages to \$34,433 annually in costs for the state. The following table details the breakdown of estimated total costs per fiscal year:

Fiscal Year	Number of Claims Filed	Claim Totals
1999-2000	1	\$ 2,042
2000-2001	1	9,419
2001-2002	2	13,844
2002-2003	3	58,943
2003-2004 (est.)	N/A	60,299
2004-2005 (est.)	N/A	62,048
TOTAL	7	\$ 206,595

Staff Recommendation

Staff recommends that the Commission adopt the proposed statewide cost estimate of \$206,595 for costs incurred in complying with the *Charter Schools II* program. If the statewide cost estimate is adopted, staff will report the estimate to the Legislature.

STAFF ANALYSIS

Summary of the Mandate

The Commission on State Mandates (Commission) has adopted two decisions related to the *Charter Schools* program. On July 21, 1994, the Commission adopted its Statement of Decision finding that Education Code sections 47605 and 47607, as added by Statutes 1992, chapter 781, require new activities related to initial charter school petitions and for monitoring and evaluating the performance of charter schools pertaining to the revision or renewal of approved charters. On November 21, 2002, the Commission adopted its Statement of Decision on *Charter Schools II*, finding that Education Code sections 47605, subdivisions (j)(1) and (k)(3), 47605.5, 47607, and 47614, as added or amended by Statutes 1998, chapters 34 and 673, require new activities that replaces the previously approved mandate in *Charter Schools* for a review process for denied charter petitions.

The claimant filed the *Charter Schools II* test claim on June 29, 1999. The Commission adopted the Statement of Decision on November 21, 2002, and consolidated the new parameters and guidelines for the *Charter Schools II* program with the original test claim on December 2, 2003. The period of reimbursement section of the consolidated parameters and guidelines states that costs for *Charter Schools* already claimed for fiscal years 1998-1999 through 2002-2003 are not reimbursable. Eligible claimants were required to file initial reimbursement claims for *Charter Schools II* with the State Controller's Office (SCO) by June 1, 2004.

Discussion

Reimbursable Activities

Charter Schools

Effective January 1, 1999, many activities from the original *Charter Schools* parameters and guidelines were amended by Statutes 1998, chapters 34 and 673, and are reflected in the *Charter Schools II* activities.

Charter Schools II

A. School Districts

1. Review charter school petitions for renewal that are submitted directly to the governing board of the school district that initially denied the charter.¹ Pursuant to Education Code section 47605, subdivision (k)(3), the petition must be submitted prior to expiration of the charter granted by the State Board of Education. (Ed. Code, § 47605, subd. (k)(3).)
2. Notify the charter public school of any violation of Education Code section 47607, subdivision (b), prior to revocation of a charter. Pursuant to Education Code section 47607, subdivision (c), the school shall be given a reasonable opportunity to cure the violation, unless the authority determines, in writing, that the violation constitutes a severe and imminent threat to the health or safety of the pupils. (Ed. Code, § 47607, subd. (c).)

¹ Each renewal is for a period of five years.

B. County Offices of Education

1. Review charter school petitions submitted directly to the county board of education, pursuant to Education Code section 47605, subdivision (b):
 - a. When the governing board of a school district denies a charter school petition and the charter school petitioner submits the petition to the county board of education. (Ed. Code, § 47605, subd. (j)(1).)²
 - b. For charter schools that will serve pupils for whom the county office of education would otherwise be responsible for providing direct education and related services. (Ed. Code, § 47605.5.)
2. Notify the charter public school of any violation of Education Code section 47607, subdivision (b), prior to revocation of a charter. Pursuant to Education Code section 47607, subdivision (c), the school shall be given a reasonable opportunity to cure the violation, unless the authority determines, in writing, that the violation constitutes a severe and imminent threat to the health or safety of the pupils. (Ed. Code, § 47607, subd. (c).)

Statewide Cost Estimate

Staff reviewed seven actual claims filed by school districts and/or county offices of education for fiscal years 1999-2000 through 2002-2003.³ Staff made the following assumptions and used the following methodology to develop a statewide cost estimate for this program. If the Commission adopts this statewide cost estimate, the estimate, including staff's assumptions and methodology, will be reported to the Legislature.

Assumptions

Staff made the following assumptions:

- The claiming data is unaudited.
- The actual amount claimed will increase when late or amended claims are filed, and could exceed the statewide cost estimate. For this program, late claims may be filed until June 2005.
- Significant numbers of late claims will not be filed because the cost to perform the reimbursable activities for *Charter Schools II* are minimal when compared to the costs already claimed for the original *Charter Schools* mandate and are less than the \$1,000 minimum for filing an annual reimbursement claim.
- The statewide cost estimate of this program will increase if the number of charter schools increase, the number of charter school petitions filed in fiscal year 2004-2005 increases and/or the number of eligible claimants increases.

² As amended by Statutes 1998, chapter 673. As amended by Statutes 1998, chapter 673. This replaces the previously approved activity in the original *Charter Schools* parameters and guidelines related to "Petition Appeals." (Ed. Code, § 47605, subd. (j), as added by Stats. 1992, ch. 781; replaced by Stats. 1998, ch. 673.)

³ Claims data reported by the SCO as of July 9, 2004.

- The costs of this program will decrease if the number of charter schools declines and/or the number of eligible claimants declines.
- Any reimbursement claim for this program may be reduced by the SCO if it is audited and deemed to be excessive or unreasonable. Therefore, the total amount of reimbursement for this program may be lower than the statewide cost estimate.

Methodology

1999-2003 Costs

The proposed statewide cost estimate for fiscal years 1999-2000 through 2002-2003 is based on seven unaudited, actual reimbursement claims.

2003-2005 Projected Costs

Staff projected totals for fiscal year 2003-2004 by multiplying the total on 2002-2003 reimbursement claims by the implicit price deflator for 2002-2003 (2.3%), as forecast by the Department of Finance. Staff projected totals for fiscal year 2004-2005 by multiplying the 2003-2004 projection by the implicit price deflator for 2003-2004 (2.9%).

The proposed statewide cost estimate includes six fiscal years for a total of **\$206,595**. This averages to \$34,433 annually in costs for the state.

Following is a breakdown of estimated total costs per fiscal year:

Table 1. Estimated Total Costs per Fiscal Year

Fiscal Year	Number of Claims Filed	Claim Totals
1999-2000	1	\$ 2,042
2000-2001	1	9,419
2001-2002	2	13,844
2002-2003	3	58,943
2003-2004 (est.)	N/A	60,299
2004-2005 (est.)	N/A	62,048
TOTAL	7	\$ 206,595

Staff Recommendation

Staff recommends that the Commission adopt the proposed statewide cost estimate of \$206,595 for costs incurred in complying with the *Charter Schools II* program.

ITEM 10

PROPOSED STATEWIDE COST ESTIMATE STAFF ANALYSIS

Statutes 1990, Chapter 423

Statutes 1995, Chapter 758

Education Code Section 67385

Sexual Assault Response Procedures (99-TC-12)

Los Angeles Community College District, Claimant

EXECUTIVE SUMMARY

The test claim legislation requires the governing board of each community college district to adopt and implement a written procedure or protocols at each of their campuses or facilities to ensure that students, faculty and staff who are victims of sexual assault receive treatment and information. The statute specifies the minimum content of the written procedure or protocols.

The claimant filed the test claim on June 21, 2000. The Commission adopted the Statement of Decision on October 24, 2002, and the parameters and guidelines on December 2, 2003. Eligible claimants were required to file initial reimbursement claims with the State Controller's Office (SCO) by June 7, 2004.

At this time, no reimbursement claims have been filed for this program. Under the existing mandates process, the amount of a statewide cost estimate is reported to the Legislature and introduced in a local government claims bill. Once the local government claims bill appropriates funds for the initial reimbursement period, the program's annual statewide estimated costs are placed in the State Budget. Since there are no claims on which to base this statewide cost estimate, staff recommends that the Commission adopt a statewide cost estimate of \$0 for this program. Adopting an estimate of "0" will initiate the process for informing the Legislature that there are no costs for this program. However, if reimbursement claims are filed on this program by June 6, 2005, a deficiency will be reported to the Legislature by the SCO.

Staff Recommendation

Staff recommends that the Commission adopt the proposed statewide cost estimate of \$0 for costs incurred in complying with the *Sexual Assault Response Procedures* program. If the statewide cost estimate is adopted, staff will report the estimate to the Legislature.

STAFF ANALYSIS

Background and Summary of the Mandate

The test claim legislation requires the governing board of each community college district to adopt and implement a written procedure or protocols at each of their campuses or facilities to ensure that students, faculty and staff who are victims of sexual assault receive treatment and information. The statute specifies the minimum content of the written procedure or protocols.

The claimant, Los Angeles Community College District, filed the test claim on June 21, 2000. The Commission adopted the Statement of Decision on October 24, 2002, and the parameters and guidelines on December 2, 2003. Eligible claimants were required to file initial reimbursement claims with the State Controller's Office (SCO) by June 7, 2004. The Commission uses these initial claims to develop the statewide cost estimate.

Discussion

Reimbursable Activities

The Commission approved this test claim for the following activities:

A. Policies and Procedures (One-Time Activity per Campus or Facility)

The governing board of each community college district shall adopt and implement at each campus or facility written procedure or protocols to ensure to the fullest extent possible that students, faculty or staff who are victims of sexual assault committed on the grounds or facilities of each institution, or on off-campus grounds or facilities maintained by the institutions, or on grounds or facilities maintained by affiliated student organizations shall receive treatment and information. If appropriate on-campus treatment facilities are unavailable, the written procedure or protocols may provide for referrals to local community treatment centers. The written procedure or protocols shall contain at least the following information:

- (1) the college policy on sexual assault on campus;
- (2) personnel on campus to notify, and procedures for notification, with the victim's consent;
- (3) legal reporting requirements and procedures for fulfilling them;
- (4) services available to the victim and personnel to provide response services, such as transporting a victim to the hospital, referring victims to a counseling, and notifying the police, with the victim's concurrence;
- (5) a description of both on campus and off campus resources available to the victim;
- (6) procedures for ongoing case management, including keeping the victim informed of the status of student disciplinary proceedings in connection with the assault, the results of any disciplinary action or appeal, and helping the victim deal with academic difficulties stemming from the sexual assault;
- (7) procedures guaranteeing confidentiality and for handling requests for information from the press, concerned students, and parents;
- (8) procedures for informing rape and other assault victims of the possibility of criminal prosecution, civil actions, the disciplinary process through the college, the availability of mediation, alternative housing assignments, and academic assistance.

The claimant is only allowed to claim and be reimbursed for the increased cost of providing the information described in the reimbursable activity identified above. If other information is included in the written procedure or protocols, it is at the claimant's discretion and is not reimbursable. Increased cost is limited to the cost of an activity that the claimant is required to incur as a result of the mandate.

B. Update the written information contained in the procedure or protocols annually, if needed.

C. Training

Training to inform employees of the original and any subsequent updates to the written procedure or protocols (see B. above).

Statewide Cost Estimate

At this time, no reimbursement claims have been filed for this program. Under the existing mandates process, the amount of a statewide cost estimate is reported to the Legislature and introduced in a local government claims bill. Once the local government claims bill appropriates funds for the initial reimbursement period, the program's annual statewide estimated costs are placed in the State Budget. Since there are no claims on which to base this statewide cost estimate, staff recommends that the Commission adopt a statewide cost estimate of \$0 for this program. Adopting an estimate of "0" will initiate the process for informing the Legislature that there are no costs for this program. However, if reimbursement claims are filed on this program by June 6, 2005, a deficiency will be reported to the Legislature by the SCO.

Assumptions

Staff made the following assumptions:

- Since the reimbursable activities are limited to the development and implementation of policies and procedures, which does not include the activities to carry out those policies and procedures, it is anticipated that most claimants will not meet the \$1,000 per year minimum filing threshold. Therefore it is unlikely that any claims will be filed on this program.
- If claims were filed on this program, the actual amount claimed would exceed the statewide cost estimate because there would be no funds appropriated in the State Budget to fund this program.

Staff Recommendation

Staff recommends that the Commission adopt the proposed statewide cost estimate of \$0 for costs incurred in complying with the *Sexual Assault Response Procedures* program.

ITEM 11

PROPOSED STATEWIDE COST ESTIMATE STAFF ANALYSIS

Education Code Sections 44830.1, 44830.2, 45125, 45125.01, and 45125.2

Statutes 1998, Chapters 594 and 840

Statutes 1999, Chapter 78

California Code of Regulations, Title 11, Sections 700-708

Criminal Background Checks II (00-TC-05)

Napa County Office of Education, Claimant

EXECUTIVE SUMMARY

The Commission on State Mandates (Commission) adopted the Statement of Decision for *Criminal Background Checks I* on March 25, 1999, the parameters and guidelines on October 28, 1999, and the statewide cost estimate on May 25, 2000.

In 1998 and 1999, the Legislature enacted legislation which added or amended Education Code sections relating to the following: criminal background checks of district employees, monitoring or separation of employees of construction contractors who work on school grounds, sending fingerprints to the Federal Bureau of Investigation (FBI), requesting from Department of Justice (DOJ) reports of subsequent arrest for employees, and storage and destruction of criminal record summaries. In December 2000, the claimant submitted a test claim alleging a reimbursable state mandate for school districts for these specific new activities and costs.

The Commission adopted the Statement of Decision for *Criminal Background Checks II* on February 27, 2003, and the parameters and guidelines on December 2, 2003. Eligible claimants were required to file initial reimbursement claims with the State Controller's Office (SCO) by June 7, 2004.

The SCO provided unaudited claims totals to the Commission on July 9, 2004. Staff reviewed this data and actual reimbursement claims to develop the proposed statewide cost estimate. The proposed statewide cost estimate includes six fiscal years for a total of \$262,599. This averages to \$43,767 annually in costs for the state.

Staff Recommendation

Staff recommends that the Commission adopt the proposed statewide cost estimate for costs incurred in complying with the *Criminal Background Checks II* program. If the statewide cost estimate is adopted, staff will report the estimate to the Legislature.

STAFF ANALYSIS

Background and Summary of the Mandate

In 1997, the Legislature enacted the Michelle Montoya School Safety Act that requires school districts to obtain criminal background checks on specified types of school district employees. School districts must also obtain criminal background checks of employees of entities that contract with the districts. The act also prohibits districts from employing or retaining temporary, substitute or probationary employees who have been convicted of a serious or violent felony.

On March 25, 1999, the Commission adopted its Statement of Decision finding that the *Criminal Background Checks I* test claim imposes a reimbursable state-mandated program on school districts under article XIII B, section 6 of the California Constitution and Government Code section 17514. The parameters and guidelines were adopted on October 28, 1999. The statewide cost estimate was adopted on May 25, 2000.

In 1998 and 1999, the Legislature enacted legislation which added or amended Education Code sections relating to the following: criminal background checks of district employees, monitoring or separation of employees of construction contractors who work on school grounds, sending fingerprints to the Federal Bureau of Investigation (FBI), requesting from Department of Justice (DOJ) reports of subsequent arrest for employees, and storage and destruction of criminal record summaries. In December 2000, claimant, Napa County Office of Education, submitted a test claim alleging a reimbursable state mandate for school districts for these specific new activities and costs.

On February 27, 2003, the Commission adopted its Statement of Decision for the *Criminal Background Checks II* test claim, finding that Education Code sections 44830.1, 45125, 45125.01, and 45125.2 constitute new programs or higher levels of service for school districts within the meaning of article XIII B, section 6, of the California Constitution, and impose costs mandated by the state pursuant to Government Code section 17514 for the following activities:

- communication with DOJ and related activities;
- storage of DOJ documents;
- destroying DOJ information;
- requesting the DOJ to forward copies of non-certificated employees' fingerprint cards to the FBI;
- maintaining a list of the current number of employees who have not completed the requirements of Education Code section 45125, with the noted pupil exception;
- requesting subsequent arrest service from the DOJ for certificated and non-certificated positions; and
- taking precautions in dealing with contractors.

The Commission adopted the parameters and guidelines on December 2, 2003. Eligible claimants were required to file initial reimbursement claims with the State Controller's Office (SCO) by June 7, 2004. The Commission uses these initial claims to develop the statewide cost estimate.

Discussion

Reimbursable Activities

The Commission approved this test claim for the following new activities:

A. Communication with the Department of Justice

(Stats. 1998, ch. 840; Ed. Code, §§ 44830.1, subd. (i) & 45125, subd. (j).)

1. Complete DOJ "Contract for Subsequent Arrest Notification Service" to receive notification of subsequent arrests.
2. Notify the DOJ when the employment of the applicant is terminated, when the applicant's certificate is revoked, or when the applicant may no longer renew or reinstate the certificate.
3. Return the subsequent arrest notification to the DOJ and inform the DOJ that the District is no longer interested in the applicant for a person unknown to the District, or for a person no longer employed by the District, or no longer eligible to renew the certificate or license for which subsequent arrest notification service was established.
4. Notify the DOJ if the applicant is denied licensing or certification.

B. Storage of Department of Justice Documents

(Stats. 1998, ch. 840, and Stats. 1999, ch. 78; Ed. Code, §§ 44830.1, subd. (n)(2), 44830.2, subd. (f)(2), 45125.01 subd. (f)(2), & 45125, subd.(k)(2).)

1. Store criminal history records and reports of subsequent arrests received from the DOJ on volunteers and current and prospective employees in a locked file separate from other files and accessible to only the custodian of records. This activity includes the costs associated with obtaining separate storage for these records. The storage method and how long the records are kept must be in accordance with how school district records of a similar nature are stored in the normal course of business.

C. Destruction of Department of Justice Information

(Stats. 1998, ch. 840, Ed. Code, §§ 44830.1, subd. (n)(3), & 45125, subd. (k)(3).)

1. Destroy information received from the DOJ upon a hiring determination in accordance with California Code of Regulations, title 11, section 708, subdivision (a), which requires that destruction of criminal offender record information be carried out so that the identity of the subject can no longer be reasonably ascertained; or
2. Provide a witness from the school district to observe the destruction of the information when records are destroyed outside the district.

D. Fingerprint Card Requests to the Federal Bureau of Investigation

(Stats. 1998, ch. 840; Ed. Code, § 45125, subd. (b)(3).)

1. Indicate (check appropriate box) to request the DOJ to forward copies of non-certificated employees' fingerprint cards to the Federal Bureau of Investigation (FBI).

E. Maintaining a List of the Number of Current Employees

(Stats. 1998, ch. 840; Ed. Code, § 45125, subd. (d).)

1. Maintain a list indicating the current number of employees who have not completed the requirements of Education Code section 45125 (except for pupils employed in a temporary or part-time position at the school they attend).

F. Subsequent Arrest Service Requests

(Stats. 1998, ch. 840; Ed. Code, §§ 44830.1, subd. (i), & 45125, subd. (j).)

1. Request subsequent arrest service from the DOJ for certificated and non-certificated positions, as necessary.

G. Precautions Dealing with Construction Contractors

(Stats. 1998, ch. 840; Ed. Code, § 45125.2, subd. (a).)

The activities listed in section IV. G. are not reimbursable to “an entity providing construction, reconstruction, rehabilitation, or repair services to a school district in an emergency or exceptional situation, such as when pupil health or safety is endangered or when repairs are needed to make school facilities safe and habitable.” (Ed. Code, § 45125.2, subd. (d).)

1. When contracting for construction, reconstruction, rehabilitation, or facility repair, determine whether the contractor will have “limited contact”¹ with pupils.
2. If the contractor’s employees will have more than limited contact:
 - a. install a physical barrier at construction worksites at school facilities; or
 - b. develop contract language that requires the contractor to install a physical barrier at construction worksites at school facilities or to continually supervise and monitor contractor employees (any individual serving as a construction employee monitor or providing employee surveillance must not have been convicted of a violent or serious felony).

Statewide Cost Estimate

Staff reviewed 23 actual claims filed by 6 school districts for fiscal years 1999-2000 through 2002-2003.² Staff made the following assumptions and used the following methodology to develop a statewide cost estimate of this program. If the Commission adopts this statewide cost estimate, the estimate, including staff’s assumptions and methodology, will be reported to the Legislature.

Assumptions

Staff made the following assumptions:

- The claims data is unaudited.

¹ Districts must consider the length of time the contractors will be on school grounds, whether pupils will be in proximity with the site where the contractors will be working, and whether the contractors will be working by themselves or with others. See Education Code section 45125.1, subdivision (c).

² Claims data reported by the SCO as of July 9, 2004.

- The actual amount claimed will increase when late or amended claims are filed, and could exceed the statewide cost estimate. Late claims may be filed for this program until June 7, 2005.
- Significant numbers of late claims will not be filed because the cost to perform the reimbursable activities for *Criminal Background Checks II* are minimal when compared to the costs already claimed for the original *Criminal Background Checks I* mandate and are less than the \$1,000 minimum for filing an annual reimbursement claim.
- Any reimbursement claim for this program may be reduced by the SCO if it is audited and deemed to be excessive or unreasonable. Therefore, the total amount of reimbursement for this program may be lower than the statewide cost estimate.

Methodology

1999-2000 through 2002-2003 Projected Costs

- Staff reviewed the summary claims data provided by the SCO for fiscal years 1999-2000 through 2002-2003. Staff then reviewed the reimbursement claims to study claiming data and possible trends. No trends were identified for this program.
- The proposed statewide cost estimate was developed based on the 23 unaudited, actual reimbursement claims.

2003-2004 through 2004-2005 Projected Costs

- Staff projected totals for FY 2003-2004 by multiplying the FY 2002-2003 claim total filed by claimants with the SCO by the implicit price deflator for 2002-2003 (2.3%), as forecast by the Department of Finance. Staff projected totals for FY 2004-2005 by multiplying the FY 2002-2003 claims total by the implicit price deflator for 2003-2004 (2.9%).

The proposed statewide cost estimate includes six fiscal years for a total of \$262,599. This averages to \$43,767 annually in costs for the state. Following is a breakdown of estimated total costs per fiscal year:

Fiscal Year	Number of Claims Filed	Amount of Claims Filed
1999-2000	6	\$37,114
2000-2001	5	\$39,338
2001-2002	6	\$44,589
2002-2003	6	\$46,382
2003-2004 (estimated)	N/A	\$47,449
2004-2005 (estimated)	N/A	\$47,727
Total	23	\$262,599

Staff Recommendation

Staff recommends that the Commission adopt the proposed statewide cost estimate of **\$262,599** for costs incurred in complying with the *Criminal Background Checks II* program.

APPENDIX B

Letter from Department of Finance
To State Controller's Office,
Denying Request for Appropriation
Transfer and Deficiency Appropriation



RECEIVED

MAY 20 2004

COMMISSION ON
STATE MANDATES

May 19, 2004

Honorable Wesley Chesbro, Chair
Joint Legislative Budget Committee
Senate Budget and Fiscal Review Committee

Honorable Darrell Steinberg, Chair
Assembly Budget Committee

Honorable Dede Alpert, Chair
Senate Appropriations Committee

Honorable Judy Chu, Chair
Assembly Appropriations Committee

**Transmittal of Department of Finance Position on Deficiency Authorization Requested
by State Controller's Office**

Pursuant to the provisions of Section 27.00 of the Budget Act of 2003, we are submitting the following information. We have reviewed the attached request submitted by the State Controller's Office (SCO) for the purpose of augmenting appropriations scheduled in previous Budget Acts and previously-enacted local government mandate claims bills, which the SCO indicates are not sufficient to pay claims received.

The SCO estimates a total deficiency of approximately \$1.7 billion (\$682.2 million for school districts, \$49.1 million for community colleges, and \$1.0 billion for local agencies). In addition, the SCO letter indicates that there is \$34,313 in unexpended appropriation balances (\$23,313 for school districts and \$11,000 for local agencies) related to various mandated programs from previous budget acts and local claims bills. The SCO requests that the unencumbered balances of these programs be transferred to those that are deficient to offset the overall deficiency, resulting in a net deficiency of \$1.73 billion. Government Code Section 17613 provides the authority for the shifting of funding among these appropriations.

In light of the current fiscal situation, and consistent with the Administration's proposal to defer, suspend, or repeal all mandates in 2004-05, we do not concur with the deficiency request and will send a letter notifying the SCO of our denial of that portion of their request. Deficiency funding for these programs, including any accrued interest, will be considered at a later time. Similarly, with regard to the request to transfer unencumbered appropriation balances to deficient mandate appropriations, we do not concur and will so notify the SCO.

Please call Keith Gmeinder, Principal Program Budget Analyst, at 445-8913 if you have any questions.

DONNA ARDUIN

Director

By Original Signed by:
Michael C. Genest

MICHAEL C. GENEST

Chief Deputy Director

Attachment

cc: Honorable Richard Ackerman, Vice Chair, Senate Budget and Fiscal Review Committee
Honorable Rick Keene, Vice Chair, Assembly Budget Committee
Honorable Joseph Dunn, Chair, Senate Budget and Fiscal Review Subcommittee No. 4
Honorable John Dutra, Chair, Assembly Budget Subcommittee No. 4
Ms. Elizabeth Hill, Legislative Analyst (3)
Mr. Danny Alvarez, Staff Director, Senate Budget and Fiscal Review Committee
Ms. Anne Maitland, Staff Director, Senate Appropriations Committee
Mr. Jeff Bell, Fiscal Director, Senate Republican Fiscal Office
Ms. Diane Cummins, Senate President pro Tempore's Office
Mr. Christopher W. Woods, Chief Consultant, Assembly Budget Committee
Mr. Geoff Long, Chief Consultant, Assembly Appropriations Committee
Mr. Peter Schaafsma, Staff Director, Assembly Republican Fiscal Committee
Ms. Julie Sauls, Chief of Staff, Assembly Republican Leader's Office
Mr. Craig Cornett, Assembly Speaker's Office (2)
Ms. Paula Higashi, Executive Officer, Commission on State Mandates
Mr. John Korach, Chief, Division of Accounting and Reporting, State Controller's Office
Mr. Vincent Brown, Chief Operating Officer, State Controller's Office



STEVE WESTLY
California State Controller

May 3, 2004

Mr. Stephen W. Kessler
Deputy Director, Operations
Department of Finance
State Capital, Room 1145
Sacramento, CA 95814

**RE: STATE MANDATED COST PROGRAM APPROPRIATION TRANSFER AND
DEFICIENCY REQUESTS**

Dear Mr. Kessler:

In accordance with Government Code Section 17567, you are notified that amounts appropriated for reimbursement pursuant to section 17561 were insufficient to fully pay the claims filed with this office in regard to the state mandated cost program. The following is a proposal to transfer funds from various appropriations with unencumbered funds to those that are deficient and to request additional funds in the amount of \$1,731,492,609 (\$1,000,204,578 for local agencies, \$682,152,348 for school districts and \$49,135,683 for community colleges) because of an overall appropriation deficiency (see attached schedule "Appropriation Transfer and Deficiency Requests"). Both the transfer and deficiency requests are necessary for this office to fully reimburse all claims filed by claimants.

The mandate program funding deficiencies are the result of deferred funding for new claims received during the 2002-03, 2003-04 fiscal years and prior years insufficient appropriations. These new claims include 2001-02 late claims, 2002-03 actual cost claims and 2003-04 estimated claims that are in excess of available appropriation balances.

Additionally, payment of accrued interest is required pursuant to Government Code section 17561.5 when payment is made more than 60 days after the claim filing deadline. Deferred funding for mandate programs including requests for additional funding for prior year deficient appropriations resulted in estimated accrued interest of \$88,961,679 (\$36,899,123 for local agencies, \$50,057,021 for school districts, and \$2,005,535 for community colleges), for the period July 1, 1996, through April 30, 2004. We recommend that an estimated amount of accrued interest be added to this deficiency

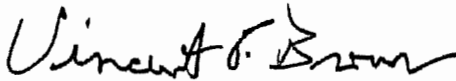
request covering the period from May 1, 2004, to the effective date of the funding legislation.

The following shows a summary of deficient appropriations by funding source:

Budget Item or Other	Appropriation Balances	Appropriation Deficiencies	Net Request	See Page of Attached Spreadsheet for Detail
Local Agency Mandated Cost Programs				
2003-04 Budget Act (Ch. 157/03)	\$ 6,000	\$ (218,879,034)	\$ (218,873,034)	1
2002-03 Budget Act (Ch. 379/02)	3,000	(279,722,788)	(279,719,788)	2
2001-02 Budget Act (Ch. 106/01)	2,000	(117,332,784)	(117,330,784)	3
2000-01 and Prior Year Budget Acts	0	(131,564,285)	(131,564,285)	4
2001 Local Government Claims Bill (Ch. 723/01)	0	(215,367,502)	(215,367,502)	4
2000 Local Government Claims Bill (Ch. 177/00)	0	(161,850)	(161,850)	4
1999 Local Government Claims Bill (Ch. 574/99)	0	(98,059)	(98,059)	4
1998 and Prior Local Government Claims Bill (Ch. 780/98)	0	(190,153)	(190,153)	4
Accrued Interest for Local Governments	0	(36,899,123)	(36,899,123)	5
Subtotal	\$ 11,000	\$(1,000,215,578)	\$(1,000,204,578)	5
School Mandated Cost Programs				
2003-04 Budget Act (Ch. 157/03)	\$ 2,000	\$ (131,023,863)	\$ (131,021,863)	5
2002-03 Budget Act (Ch. 379/02)	1,000	(176,799,401)	(176,798,401)	6
2001-02 Budget Act (Ch. 106/01)	20,313	(91,583,018)	(91,562,705)	7
2000-01 and Prior Budget Acts	0	(193,422,721)	(193,422,721)	8
2001-02 Education Claims Bill (Ch. 743/01)	0	(39,161,577)	(39,161,577)	8
2001-02 Extra Session (Ch. 1XXX/02)	0	0	0	8
2001-02 Budget Act (Ch. 106/01) Prop 98 Reappropriation	0	0	0	8
2000 Local Government Claims Bill (Ch. 177/00)	0	(128,060)	(128,060)	8
2000-01 Budget Act (Ch. 52/00) Prop 98 Reappropriation	0	0	0	8
2000 Education Trailer Bill (Ch. 71/00)	0	0	0	8
Accrued Interest for Schools	0	(50,057,021)	(50,057,021)	8
Subtotal	\$ 23,313	\$(682,175,661)	\$(682,152,348)	8
Community College Mandated Cost Programs				
2003-04 Budget Act (Ch. 157-03)	0	\$ (9,433,821)	(9,433,821)	9
2002-03 Budget Act (Ch. 379/02)	0	(15,229,178)	(15,229,178)	9
2001-02 Budget Act (Ch. 734/01)	0	(5,446,183)	(5,446,183)	9
2000-01 and Prior Budget Acts	0	(17,020,966)	(17,020,966)	9
Accrued Interest for Community Colleges	0	(2,005,535)	(2,005,535)	9
Subtotal	0	(49,135,683)	(49,135,683)	9
Total	\$ 34,313	\$(1,731,526,922)	\$(1,731,492,609)	9

It is my understanding that, upon notification from your office, the transfer of unencumbered funds can occur immediately. Please acknowledge your instructions below if you so approve. If there are any questions, please contact John Korach, Chief of the Division of Accounting and Reporting, at (916) 327-4144.

Sincerely,



VINCENT P. BROWN
Chief Operating Officer

VPB:JAK:glb.

Attachment

cc: Richard Chivaro, State Controller's Office
Marianne O'Malley, Office of Legislative Analyst
Paula Higashi, Commission on State Mandates

Upon receipt of this report, the Controller's Office is instructed to immediately transfer the funds indicated in this letter.

Department of Finance Authorization

Date

APPENDIX C

Letter From State Controller's Office
To Department of Finance,
Dated May 3, 2004, and
Schedule of Appropriation Transfer
and Deficiency

RECEIVED

MAY 04 2004

COMMISSION ON
STATE MANDATES



STEVE WESTLY
California State Controller

May 3, 2004

Mr. Stephen W. Kessler
Deputy Director, Operations
Department of Finance
State Capital, Room 1145
Sacramento, CA 95814

RE: STATE MANDATED COST PROGRAM APPROPRIATION TRANSFER AND
DEFICIENCY REQUESTS

Dear Mr. Kessler:

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request covering the period from May 1, 2004, to the effective date of the funding legislation.

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2000-Local-Government Claims Bill (Ch. 177/00)	0	(161,850)	(161,850)	4
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Accrued Interest for Local Governments	0	(36,899,123)	(36,899,123)	5
Subtotal	\$ 11,000	\$(1,000,215,578)	\$(1,000,204,578)	5
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2001-02 Education Claims Bill (Ch. 743/01)	0	(39,161,577)	(39,161,577)	8
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2000 Education Trailer Bill (Ch. 71/00)	0	0	0	8
Accrued Interest for Schools	0	(50,057,021)	(50,057,021)	8
Subtotal	\$ 23,313	\$(682,175,661)	\$(682,152,348)	8
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2002-03 Budget Act (Ch. 379/02)	0	(15,229,178)	(15,229,178)	9
2001-02 Budget Act (Ch. 734/01)	0	(5,446,183)	(5,446,183)	9
2000-01 and Prior Budget Acts	0	(17,020,966)	(17,020,966)	9
Accrued Interest for Community Colleges	0	(2,005,535)	(2,005,535)	9
Subtotal	0	(49,135,683)	(49,135,683)	9
Total	\$ 34,313	\$(1,731,526,922)	\$(1,731,492,609)	9

It is my understanding that, upon notification from your office, the transfer of unencumbered funds can occur immediately. Please acknowledge your instructions below if you so approve. If there are any questions, please contact John Korach, Chief of the Division of Accounting and Reporting, at (916) 327-4144.

Sincerely,



VINCENT P. BROWN
Chief Operating Officer

VPB:JAK:glb

Attachment

cc: Richard Chivaro, State Controller's Office
Marianne O'Malley, Office of Legislative Analyst
Paula Higashi, Commission on State Mandates

Upon receipt of this report, the Controller's Office is instructed to immediately transfer the funds indicated in this letter.

Department of Finance Authorization

Date

APPENDIX D

Test Claims Pending
Before The
Commission on State Mandates

State Controller's Office
Division of Accounting and Reporting - State Mandated Cost Programs
Schedule of Appropriation Transfer and Deficiency Report

Item, Section, or Other

Initial Budget Beginning Fund Expenditures Appropriation Unpaid Unpaid Appropriation Appropriation Appropriation Net Request
Appropriation Balance July Balance Claims Claims Balances and Balances Deficiencies

1, 2003

31, 2004

(Deficiencies)

2003-04 Budget Act (Ch. 167/03)

Item 1880-295-0001 State Personnel Board	Ch.	485/78	Peace Officers Procedural Bill of Rights	1,000	1,000	0	1,000	162	18,138,451	(18,137,451)	0	(18,137,451)	(18,137,451)
Item 2240-295-0001 Department of Housing and Community Development	Ch.	1143/80	Regional Housing Need Determination	1,000	1,000	0	1,000	43	426,285	(425,285)	0	(425,285)	(425,285)
Item 2660-295-0042 Department of Transportation	Ch.	644/84	Airport Land Use Commissions/Plans	2,000	2,000	0	2,000	0	0	2,000	0	(22,500)	(22,500)
Item 3640-295-0001 Department of Forestry and Fire Protection	Ch.	1188/82	Pesticide Use Reports	1,000	1,000	0	1,000	1	23,500	(22,500)	0	(22,500)	(22,500)
Item 4280-295-0001 Department of Health Services	Ch.	1200/88	AIDS Search Warrants	1,000	1,000	0	1,000	12	764,859	(763,859)	0	(763,859)	(763,859)
Item 4280-295-0001 Department of Health Services	Ch.	1028/81	Medi-Cal Beneficiary Death Notices	1,000	1,000	0	1,000	3	11,001	(10,001)	0	(10,001)	(10,001)
Item 4280-295-0001 Department of Health Services	Ch.	816/82	Pacific Beach Safety	1,000	1,000	0	1,000	2	186,879	(185,879)	0	(185,879)	(185,879)
Item 4280-295-0001 Department of Health Services	Ch.	1603/80	Perinatal Services	1,000	1,000	0	1,000	7	1,995,808	(1,994,808)	0	(1,994,808)	(1,994,808)
Item 4310-295-0001 Department of Developmental Services	Ch.	1304/80	Conservatorship: Developmentally Disabled Adults	1,000	1,000	0	1,000	12	134,694	(133,694)	0	(133,694)	(133,694)
Item 4310-295-0001 Department of Developmental Services	Ch.	694/75	Developmentally Disabled: Attorney Services	1,000	1,000	0	1,000	9	176,444	(175,444)	0	(175,444)	(175,444)
Item 4310-295-0001 Department of Developmental Services	Ch.	644/80	Judicial Proceedings	1,000	1,000	0	1,000	1	67,828	(66,828)	0	(66,828)	(66,828)
Item 4310-295-0001 Department of Developmental Services	Ch.	1253/80	Manually Related Defendants: Diversion	1,000	1,000	0	1,000	8	14,010	(13,010)	0	(13,010)	(13,010)
Item 4450-295-0001 Department of Mental Health	Ch.	498/77	Coroners Responsibilities	1,000	1,000	0	1,000	10	83,688	(82,688)	0	(82,688)	(82,688)
Item 4450-295-0001 Department of Mental Health	Ch.	1039/78	Manually Cleared Sex Offenders: Excl. Commitments	1,000	1,000	0	1,000	4	91,198	(90,198)	0	(90,198)	(90,198)
Item 4450-295-0001 Department of Mental Health	Ch.	1114/79	Not Guilty By Reason of Insanity II	1,000	1,000	0	1,000	24	1,387,400	(1,386,400)	0	(1,386,400)	(1,386,400)
Item 4450-295-0001 Department of Mental Health	Ch.	1747/84	Service to Handicapped Students	1,000	1,000	0	1,000	25	114,657,855	(114,656,855)	0	(114,656,855)	(114,656,855)
Item 4450-295-0001 Department of Mental Health	Ch.	654/88	SEDP: Out-of-State Mental Health Services	1,000	1,000	0	1,000	20	23,138,202	(23,137,202)	0	(23,137,202)	(23,137,202)
Item 5280-295-0001 Department of Corrections - Headquarters	Ch.	782/85	Sex Violent Predators	1,000	1,000	0	1,000	26	10,770,695	(10,770,695)	0	(10,770,695)	(10,770,695)
Item 5430-295-0001 Board of Corrections	Ch.	820/81	Prisoner/Parental Rights	1,000	1,000	0	1,000	15	1,744,558	(1,743,558)	0	(1,743,558)	(1,743,558)
Item 5430-295-0001 Board of Corrections	Ch.	221/83	Domestic Violence Treatment Program Approvals	1,000	1,000	0	1,000	0	0	1,000	0	1,000	1,000
Item 7350-295-0001 Department of Industrial Relations	Ch.	183/82	Domestic Violence Treatment Services Adm.&Case Mgmt.	1,000	1,000	0	1,000	25	2,137,153	(2,136,153)	0	(2,136,153)	(2,136,153)
Item 7350-295-0001 Department of Industrial Relations	Ch.	1688/82	Firefighters' Cancer Presumption	1,000	1,000	0	1,000	38	874,729	(873,729)	0	(873,729)	(873,729)
Item 8100-295-0001 Office of Criminal Justice Planning	Ch.	1171/89	Peace Officers' Cancer Presumption	1,000	1,000	0	1,000	27	877,430	(876,430)	0	(876,430)	(876,430)
Item 8100-295-0001 Office of Criminal Justice Planning	Ch.	411/85	Crime Victims' Rights	1,000	1,000	0	1,000	10	316,419	(315,419)	0	(315,419)	(315,419)
Item 8100-295-0001 Office of Criminal Justice Planning	Ch.	1249/82	Threats Against Peace Officers	1,000	1,000	0	1,000	0	0	1,000	0	1,000	1,000
Item 8120-295-0001 Commission on Peace Officer Standards and Training	Ch.	246/85	Domestic Violence Arrest Policies and Standards	1,000	1,000	0	1,000	275	4,376,181	(4,375,181)	0	(4,375,181)	(4,375,181)
Item 9100-295-0001 General Tax Relief	Ch.	697/82	Allocation of Property Tax Revenue	1,000	1,000	0	1,000	26	285,189	(284,189)	0	(284,189)	(284,189)
Item 9100-295-0001 General Tax Relief	Ch.	821/87	Countywide Tax Rates	1,000	1,000	0	1,000	22	135,185	(134,185)	0	(134,185)	(134,185)
Item 9210-295-0001 Local Government Financing	Ch.	1242/77	Sanjour Citizens' Property Tax Deferral	1,000	1,000	0	1,000	38	238,077	(237,077)	0	(237,077)	(237,077)
Item 9210-295-0001 Local Government Financing	Ch.	488/75	Mandate Reimbursement Process	1,000	1,000	0	1,000	372	3,874,288	(3,873,288)	0	(3,873,288)	(3,873,288)
Item 9210-295-0001 Local Government Financing	Ch.	1136/83	Open Meeting Act/Brown Act Reform	1,000	1,000	0	1,000	488	8,542,593	(8,542,593)	0	(8,542,593)	(8,542,593)
Item 9210-295-0001 Local Government Financing	Ch.	899/81	Rape Victim Counseling Center Notices	1,000	1,000	0	1,000	53	186,666	(185,666)	0	(185,666)	(185,666)
Item 0880-295-0001 Secretary of State	Ch.	1399/78	Child Abduction and Recovery	1,000	1,000	0	1,000	29	13,603,631	(13,602,631)	0	(13,602,631)	(13,602,631)
Item 0880-295-0001 Secretary of State	Ch.	77/78	Absentee Ballots	1,000	1,000	0	1,000	45	7,118,016	(7,117,016)	0	(7,117,016)	(7,117,016)
Item 0880-295-0001 Secretary of State	Ch.	391/88	Brandon Marjorie Act	1,000	1,000	0	1,000	0	0	1,000	0	1,000	1,000
Item 0880-295-0001 Secretary of State	Ch.	1422/82	Permanent Absentee Voters	1,000	1,000	0	1,000	0	0	1,000	0	(1,229,181)	(1,229,181)
Item 0880-295-0001 Secretary of State	Ch.	704/75	Voter Registration Procedures	1,000	1,000	0	1,000	23	1,230,181	(1,229,181)	0	(1,229,181)	(1,229,181)
2003-04 Budget Act (Ch. 167/03) Total	Ch.			38,000	38,000	0	38,000	1,854	218,911,034	(218,873,034)	5,000	(218,873,034)	(218,873,034)

2002-03 Budget Act (Ch. 379/02)

Item 1880-295-0001 State Personnel Board	Ch.	485/78	Peace Officers Procedural Bill of Rights	1,000	1,000	0	1,000	693	28,650,158	(28,650,151)	0	(28,650,151)	(28,650,151)
Item 2240-295-0001 Department of Housing and Community Development	Ch.	1143/80	Regional Housing Need Determination	1,000	1,000	0	1,000	155	3,634,250	(3,633,250)	0	(3,633,250)	(3,633,250)
Item 2660-295-0042 Department of Transportation	Ch.	644/84	Airport Land Use Commissions/Plans	2,000	2,000	0	2,000	1	3,550	(1,550)	0	(1,550)	(1,550)
Item 3640-295-0001 Department of Forestry and Fire Protection	Ch.	1188/82	Very High Fire Hazard Severity Zones	1,000	1,000	0	1,000	13	178,185	(177,185)	0	(177,185)	(177,185)
Item 3830-295-0001 Department of Pesticide Regulation	Ch.	1200/88	Pesticide Use Reports	1,000	1,000	0	1,000	3	157,487	(157,487)	0	(157,487)	(157,487)
Item 4280-295-0001 Department of Health Services	Ch.	1088/88	AIDS Search Warrants	1,000	1,000	0	1,000	19	1,256,827	(1,256,827)	0	(1,256,827)	(1,256,827)
Item 4280-295-0001 Department of Health Services	Ch.	1597/86	AIDS Testing	1,000	1,000	0	1,000	19	820,817	(819,817)	0	(819,817)	(819,817)
Item 4280-295-0001 Department of Health Services	Ch.	1021/81	Medi-Cal Beneficiary Death Notices	1,000	1,000	0	1,000	4	20,253	(20,253)	0	(20,253)	(20,253)
Item 4280-295-0001 Department of Health Services	Ch.	816/82	Pacific Beach Safety	1,000	1,000	0	1,000	8	232,952	(232,952)	0	(232,952)	(232,952)

State Controller's Office
Division of Accounting and Reporting - State Mandated Cost Programs
Schedule of Appropriation Transfer and Deficiency Report

Item, Section, or Other	Program Name	Initial Budget Appropriation	Beginning Fund Balance July 1, 2003	Expenditures	Appropriation Balance 3/31/2004	Unpaid Claims Quantity	Unpaid Claims In Dollars	Appropriation Balances and (Deficiencies)	Appropriation Balances	Appropriation Deficiencies	Net Request
Item 4260-295-0001 Department of Health Services	Perinatal Services	1,000	1,000	999	0	10	2,487,667	(2,487,666)	0	(2,487,666)	(2,487,666)
Ch. 955/89	SIDS Autopsy Protocols	1,000	1,000	1,000	0	31	656,653	(656,653)	0	(656,653)	(656,653)
Ch. 453/74	SIDS Notices	1,000	1,000	1,000	1,000	0	0	1,000	1,000	0	1,000
Ch. 111/789	SIDS Training for Firefighters	1,000	1,000	0	1,000	22	73,316	(72,316)	0	(72,316)	(72,316)
Ch. 268/61	SIDS: Contact By Local Health Officers	1,000	1,000	1,000	0	28	402,887	(402,887)	0	(402,887)	(402,887)
Ch. 1304/80	Conservatorship: Developmentally Disabled Adults	1,000	1,000	1,000	0	12	127,317	(127,317)	0	(127,317)	(127,317)
Ch. 694/75	Developmentally Disabled: Attorney Services	1,000	1,000	1,000	0	11	336,278	(336,278)	0	(336,278)	(336,278)
Ch. 644/80	Judicial Proceedings	1,000	1,000	1,000	0	1	65,009	(65,009)	0	(65,009)	(65,009)
Ch. 1253/80	Mentally Retarded Defendants: Diversion	1,000	1,000	1,000	0	8	12,342	(12,342)	0	(12,342)	(12,342)
Ch. 498/77	Coroners Responsibilities	1,000	1,000	1,000	0	10	78,570	(78,570)	0	(78,570)	(78,570)
Ch. 1036/78	Mentally Disordered Sex Offenders: Extd. Commitments	1,000	1,000	1,000	0	6	96,448	(96,448)	0	(96,448)	(96,448)
Ch. 1114/79	Not Guilty By Reason of Insanity/II	1,000	1,000	0	1,000	38	2,200,314	(2,199,314)	0	(2,199,314)	(2,199,314)
Ch. 1747/84	Services to Handicapped Students	1,000	1,000	1,000	0	32	122,516,187	(122,516,187)	0	(122,516,187)	(122,516,187)
Ch. 654/86	SEDP: Out-of-State Mental Health Services	1,000	1,000	1,000	0	25	21,518,921	(21,518,921)	0	(21,518,921)	(21,518,921)
Ch. 762/85	Sex Violent Predators	1,000	1,000	1,000	0	38	12,632,857	(12,631,857)	0	(12,631,857)	(12,631,857)
Ch. 820/61	Prisoner: Parental Rights	1,000	1,000	1,000	0	21	2,280,883	(2,280,883)	0	(2,280,883)	(2,280,883)
Ch. 221/83	Domestic Violence Treatment Program Approvals	1,000	1,000	1,000	1,000	0	0	1,000	1,000	0	1,000
Ch. 183/92	Domestic Violence Treatment Services Auth.&Case Mgmt	1,000	1,000	1,000	0	30	2,576,284	(2,576,284)	0	(2,576,284)	(2,576,284)
Ch. 1566/82	Firefighters' Cancer Prescription	1,000	1,000	1,000	0	62	4,465,221	(4,465,221)	0	(4,465,221)	(4,465,221)
Ch. 1171/89	Peace Officers' Cancer Prescription	1,000	1,000	1,000	0	53	1,726,208	(1,726,208)	0	(1,726,208)	(1,726,208)
Ch. 411/85	Crime Victims' Rights	1,000	1,000	1,000	0	14	408,685	(408,685)	0	(408,685)	(408,685)
Ch. 1249/82	Threats Against Peace Officers	1,000	1,000	1,000	0	2	18,787	(17,787)	0	(17,787)	(17,787)
Ch. 248/85	Domestic Violence Arrest Policies and Standards	1,000	1,000	979	21	362	6,353,550	(6,353,529)	0	(6,353,529)	(6,353,529)
Ch. 697/82	Allocation of Property Tax Revenue	1,000	1,000	1,000	1,000	38	313,208	(312,208)	0	(312,208)	(312,208)
Ch. 821/87	Countywide Tax Rates	1,000	1,000	1,000	0	29	187,658	(187,658)	0	(187,658)	(187,658)
Ch. 1136/83	Senior Citizens' Property Tax Deferral	1,000	1,000	999	1	38	225,691	(225,690)	0	(225,690)	(225,690)
Ch. 488/75	Mandate Reimbursement Process	1,000	1,000	94	906	575	6,850,511	(6,848,805)	0	(6,848,805)	(6,848,805)
Ch. 899/81	Open Meeting Act/Brown Act Reform	1,000	1,000	0	1,000	812	14,515,964	(14,517,964)	0	(14,517,964)	(14,517,964)
Ch. 1399/78	Rape Victim Counseling Center Notices	1,000	1,000	0	1,000	82	262,013	(261,013)	0	(261,013)	(261,013)
Ch. 1105/82	Child Abduction and Recovery	1,000	1,000	999	1	43	16,155,648	(16,155,648)	0	(16,155,648)	(16,155,648)
Ch. 337/80	Misdemeanor: Booking and Fingerprinting	1,000	1,000	1,000	0	268	2,889,942	(2,888,942)	0	(2,888,942)	(2,888,942)
Ch. 777/8	Stolen Vehicle Notification	1,000	1,000	1,000	0	164	523,640	(523,640)	0	(523,640)	(523,640)
Ch. 391/88	Absentee Ballots	1,000	1,000	0	1,000	176	12,222,374	(12,221,374)	0	(12,221,374)	(12,221,374)
Ch. 1422/82	Brandon Maquire Act	1,000	1,000	0	1,000	0	0	1,000	1,000	0	1,000
Ch. 704/75	Permanent Absentee Voters	1,000	1,000	0	1,000	35	1,669,702	(1,668,702)	0	(1,668,702)	(1,668,702)
Ch. 783/85	Volter Registration Procedures	1,000	1,000	0	1,000	37	803,316	(802,316)	0	(802,316)	(802,316)
Ch. 783/85	Investment Reports	1,000	1,000	979	21	477	6,048,125	(6,048,104)	0	(6,048,104)	(6,048,104)
Budget Act (Ch. 379/02) Total		47,000	47,000	27,042	19,958	4,009	279,739,746	(279,719,788)	3,000	(279,722,788)	(279,719,788)
Budget Act (Ch. 106/01)		850,000	0	0	0	176	3,737,925	(3,737,925)	0	(3,737,925)	(3,737,925)
Item 2240-295-0001 Department of Housing and Community Development	Regional Housing Need Determination	2,000	2,000	0	2,000	0	0	2,000	2,000	0	2,000
Ch. 644/84	Airport Land Use Commissions (Plans)	89,000	89,000	0	0	11	56,152	(56,152)	0	(56,152)	(56,152)
Ch. 1168/82	Very High Fire Hazard Severity Zones	232,000	232,000	0	0	3	112,355	(112,355)	0	(112,355)	(112,355)
Ch. 1200/89	Pesticide Use Reports	928,000	928,000	0	0	13	371,200	(371,200)	0	(371,200)	(371,200)
Ch. 1088/88	AIDS Search Warrants	1,281,000	1,281,000	0	0	13	32,331	(32,331)	0	(32,331)	(32,331)
Ch. 1587/86	AIDS Testing	109,000	109,000	0	0	3	7,438	(7,438)	0	(7,438)	(7,438)
Ch. 102/81	Medi-Cal Beneficiary Death Notices	73,000	73,000	0	0	7	131,705	(131,705)	0	(131,705)	(131,705)
Ch. 916/82	Pacific Beach Safety	2,772,000	2,772,000	0	0	8	424,619	(424,619)	0	(424,619)	(424,619)
Ch. 1603/80	Perinatal Services	1,929,000	1,929,000	0	0	30	349,497	(349,497)	0	(349,497)	(349,497)
Ch. 955/89	SIDS Autopsy Protocols	36,000	36,000	0	0	0	0	0	0	0	0
Ch. 453/74	SIDS Notices	0	0	0	0	0	0	0	0	0	0

State Controller's Office
Division of Accounting and Reporting - State Mandated Cost Programs
Schedule of Appropriation Transfer and Deficiency Report

Item, Section, or Other

Program Name

Initial Budget Appropriation Beginning Fund Balance July 1, 2003 Expenditures Appropriation Balance 3/1, 2004 Unpaid Claims Unpaid Claims Appropriation Balances and (Deficiencies) Appropriation Balances Appropriation Deficiencies Net Request

Item 4260-295-0001 Department of Health Services	Ch.	1111/89	SIDS Training for Firefighters	117,000	0	0	28	73,038	(73,038)	0	(73,038)	(73,038)
Item 4260-295-0001 Department of Health Services	Ch.	288/91	SIDS: Contact By Local Health Officers	335,000	0	0	23	197,508	(197,508)	0	(197,508)	(197,508)
Item 4310-295-0001 Department of Developmental Services	Ch.	1304/80	Conservatorship: Developmentally Disabled Adults	103,000	0	0	11	28,924	(28,924)	0	(28,924)	(28,924)
Item 4310-295-0001 Department of Developmental Services	Ch.	694/75	Developmentally Disabled: Attorney Services	189,000	0	0	12	150,466	(150,466)	0	(150,466)	(150,466)
Item 4310-295-0001 Department of Developmental Services	Ch.	644/80	Judicial Proceedings	87,000	0	0	1	73,010	(73,010)	0	(73,010)	(73,010)
Item 4310-295-0001 Department of Developmental Services	Ch.	1253/80	Mentally Related Defendants: Diversion	107,000	0	0	0	0	0	0	0	0
Item 4450-295-0001 Department of Mental Health	Ch.	498/77	Coronars Responsibilities	110,000	0	0	0	0	0	0	0	0
Item 4450-295-0001 Department of Mental Health	Ch.	1036/78	Mentally Disordered Sex Offenders: Extd. Commitments	195,000	0	0	5	146,131	(146,131)	0	(146,131)	(146,131)
Item 4450-295-0001 Department of Mental Health	Ch.	1114/79	Not Guilty By Reason of Insanity II	308,000	0	0	33	1,318,722	(1,318,722)	0	(1,318,722)	(1,318,722)
Item 4450-295-0001 Department of Mental Health	Ch.	1747/84	Services to Handicapped Students	11,736,000	0	0	38	60,929,733	(60,929,733)	0	(60,929,733)	(60,929,733)
Item 4450-295-0001 Department of Mental Health	Ch.	782/85	Sex Violent Predators	1,958,000	0	0	17	6,225,410	(6,225,410)	0	(6,225,410)	(6,225,410)
Item 5280-295-0001 Department of Corrections - Headquarters	Ch.	820/81	Prisoner Parental Rights	1,958,000	0	0	18	1,033,776	(1,033,776)	0	(1,033,776)	(1,033,776)
Item 5430-295-0001 Board of Corrections	Ch.	221/83	Domestic Violence Treatment Program Approvals	733,000	0	0	0	0	0	0	0	0
Item 5430-295-0001 Board of Corrections	Ch.	183/82	Domestic Violence Treatment Services Auth.&Case Mgmt.	1,004,000	0	0	29	1,745,297	(1,745,297)	0	(1,745,297)	(1,745,297)
Item 7350-295-0001 Department of Industrial Relations	Ch.	1568/82	Firefighters' Cancer Prescription	719,000	0	0	53	3,007,029	(3,007,029)	0	(3,007,029)	(3,007,029)
Item 7350-295-0001 Department of Industrial Relations	Ch.	1171/89	Peace Officers' Cancer Prescription	748,000	0	0	43	1,655,249	(1,655,249)	0	(1,655,249)	(1,655,249)
Item 8100-295-0001 Office of Criminal Justice Planning	Ch.	411/85	Crime Victims' Rights	829,000*	0	0	10	85,727	(85,727)	0	(85,727)	(85,727)
Item 8120-295-0001 Commission on Peace Officer Standards and Training	Ch.	1249/92	Threats Against Peace Officers	5,000	0	0	0	0	0	0	0	0
Item 9100-295-0001 General Tax Relief	Ch.	246/85	Domestic Violence Arrest Policies and Standards	8,781,000	0	0	298	2,106,480	(2,106,480)	0	(2,106,480)	(2,106,480)
Item 9100-295-0001 General Tax Relief	Ch.	697/82	Allocation of Property Tax Revenue	374,000	0	0	33	67,741	(67,741)	0	(67,741)	(67,741)
Item 9100-295-0001 General Tax Relief	Ch.	921/87	Countywide Tax Rates	380,000	0	0	22	35,082	(35,082)	0	(35,082)	(35,082)
Item 9210-295-0001 Local Government Financing	Ch.	1242/77	Senior Citizens' Property Tax Deferral	286,000	0	0	0	0	0	0	0	0
Item 9210-295-0001 Local Government Financing	Ch.	486/75	Mandate Reimbursement Process	3,119,735	0	0	491	4,398,695	(4,398,695)	0	(4,398,695)	(4,398,695)
Item 9210-295-0001 Local Government Financing	Ch.	999/91	Rape Victim Counseling Center Notices	167,896	0	0	68	163,027	(163,027)	0	(163,027)	(163,027)
Item 9210-295-0001 Local Government Financing	Ch.	1138/93	Open Meeting Act/Brown Act Ration	29,898,872	0	0	883	12,125,547	(12,125,547)	0	(12,125,547)	(12,125,547)
Item 9820-295-0001 Department of Justice	Ch.	1399/78	Child Abduction and Recovery	13,589,000	0	0	34	3,843,017	(3,843,017)	0	(3,843,017)	(3,843,017)
Item 9820-295-0001 Department of Justice	Ch.	1105/82	Miscellaneous: Booking and Fingerprinting	1,022,000	0	0	237	1,879,441	(1,879,441)	0	(1,879,441)	(1,879,441)
Item 9820-295-0001 Department of Justice	Ch.	337/90	Stolen Vehicle Notification	382,000	0	0	124	246,907	(246,907)	0	(246,907)	(246,907)
Item 9880-295-0001 Secretary of State	Ch.	77/78	Absentee Ballots	6,111,000	0	0	123	8,019,819	(8,019,819)	0	(8,019,819)	(8,019,819)
Item 9880-295-0001 Secretary of State	Ch.	391/88	Absentee Mailer Act	1,000	0	0	0	0	0	0	0	0
Item 9880-295-0001 Secretary of State	Ch.	1422/82	Permanent Absentee Voters	335,000	0	0	31	878,078	(878,078)	0	(878,078)	(878,078)
Item 9880-295-0001 Secretary of State	Ch.	704/75	Voter Registration Procedures	1,461,000	0	0	37	777,090	(777,090)	0	(777,090)	(777,090)
Item 9880-295-0001 Secretary of State	Ch.	783/85	Investment Reports	3,449,000	0	0	456	2,920,638	(2,920,638)	0	(2,920,638)	(2,920,638)
2001-02 Budget Act (Ch. 10607) Total				95,952,554	2,000	0	3,442	117,332,784	(117,330,784)	2,000	(117,332,784)	(117,330,784)

2000-01 & Prior Year Budget Acts

Item 1730-295-0001 Franchise Tax Board	Ch.	1450/84	Business Tax Reporting Requirements	0	0	0	2	3,223	(3,223)	0	(3,223)	(3,223)
Item 2240-295-0001 Department of Housing and Community Development	Ch.	1143/80	Regional Housing Need Determination	0	0	0	26	784,354	(784,354)	0	(784,354)	(784,354)
Item 4280-295-0001 Department of Health Services	Ch.	1587/88	AIDS Testing	0	0	0	1	1,403	(1,403)	0	(1,403)	(1,403)
Item 4280-295-0001 Department of Health Services	Ch.	916/82	Pacific Beach Safety	0	0	0	1	14,882	(14,882)	0	(14,882)	(14,882)
Item 4280-295-0001 Department of Health Services	Ch.	1603/90	Perinatal Services	0	0	0	1	249,868	(249,868)	0	(249,868)	(249,868)
Item 4280-295-0001 Department of Health Services	Ch.	1422/82	Permanent Absentee Voters	0	0	0	4	84,183	(84,183)	0	(84,183)	(84,183)
Item 4310-295-0001 Department of Health Services	Ch.	268/81	SIDS: Contact By Local Health Officers	0	0	0	1	1,806	(1,806)	0	(1,806)	(1,806)
Item 4310-295-0001 Department of Developmental Services	Ch.	1304/80	Conservatorship: Developmentally Disabled Adults	0	0	0	4	35	(35)	0	(35)	(35)
Item 4310-295-0001 Department of Developmental Services	Ch.	694/75	Developmentally Disabled: Attorney Services	0	0	0	1	5,505	(5,505)	0	(5,505)	(5,505)
Item 4450-295-0001 Department of Mental Health	Ch.	1036/78	Mentally Disordered Sex Offenders: Extd. Commitments	0	0	0	1	60,425	(60,425)	0	(60,425)	(60,425)
Item 4450-295-0001 Department of Mental Health	Ch.	1114/79	Not Guilty By Reason of Insanity II	0	0	0	20	773,052	(773,052)	0	(773,052)	(773,052)
Item 4450-295-0001 Department of Mental Health	Ch.	1747/84	Services to Handicapped Students	0	0	0	58	74,783,978	(74,783,978)	0	(74,783,978)	(74,783,978)
Item 4450-295-0001 Department of Mental Health	Ch.	782/85	Sex Violent Predators	0	0	0	7	527,920	(527,920)	0	(527,920)	(527,920)
Item 5280-295-0001 Department of Corrections - Headquarters	Ch.	820/81	Prisoner Parental Rights	0	0	0	5	555,067	(555,067)	0	(555,067)	(555,067)
Item 5430-295-0001 Board of Corrections	Ch.	221/83	Domestic Violence Treatment Program Approvals	0	0	0	1	47,827	(47,827)	0	(47,827)	(47,827)

State Controller's Office
Division of Accounting and Reporting - State Mandated Cost Programs
Schedule of Appropriation Transfer and Deficiency Report

Item, Section, or Other	Program Name	Initial Budget Appropriation	Beginning Fund Balance July 1, 2003	Expenditures	Appropriation Balance March 31, 2004	Unpaid Claims Quantity	Unpaid Claims in Dollars	Appropriation Balances and (Deficiencies)	Appropriation Balances	Appropriation Deficiencies	Net Request
Item 7350-295-0001 Department of Industrial Relations	Ch. 1689/82 Firefighters' Cancer Presumption	0	0	0	0	3	38,228	(38,228)	0	(38,228)	(38,228)
Item 7350-295-0001 Department of Industrial Relations	Ch. 1171/89 Peace Officers' Cancer Presumption	0	0	0	0	2	6,288	(6,288)	0	(6,288)	(6,288)
Item 8120-295-0001 Commission on Peace Officer Standards and Training	Ch. 246/85 Domestic Violence Arrest Policies and Standards	0	0	0	0	27	446,510	(446,510)	0	(446,510)	(446,510)
Item 9100-286-0001 General Tax Relief	Ch. 921/87 Countywide Tax Rates	0	0	0	0	2	601	(601)	0	(601)	(601)
Item 9210-295-0001 Local Government Financing	Ch. 486/75 Mandate Reimbursement Process	0	0	0	0	472	4,002,335	(4,002,335)	0	(4,002,335)	(4,002,335)
Item 9210-295-0001 Local Government Financing	Ch. 899/91 Rape Victim Counseling Center Notices	0	0	0	0	5	10,677	(10,677)	0	(10,677)	(10,677)
Item 9210-295-0001 Local Government Financing	Ch. 1139/93 Open Meeting Act / Brown Act Reform	0	0	0	0	4,568	33,866,397	(33,866,397)	0	(33,866,397)	(33,866,397)
Item 0820-295-0001 Department of Justice	Ch. 1399/76 Child Abduction and Recovery	0	0	0	0	283	7,093,880	(7,093,880)	0	(7,093,880)	(7,093,880)
Item 0820-295-0001 Department of Justice	Ch. 1105/92 Misdemeanor: Booking and Fingerprinting	0	0	0	0	9	27,454	(27,454)	0	(27,454)	(27,454)
Item 0820-295-0001 Department of Justice	Ch. 337/80 Stolen Vehicle Notification	0	0	0	0	193	6,639,974	(6,639,974)	0	(6,639,974)	(6,639,974)
Item 0890-295-0001 Secretary of State	Ch. 717/78 Absentee Ballots	0	0	0	0	2	60,236	(60,236)	0	(60,236)	(60,236)
Item 0890-295-0001 Secretary of State	Ch. 704/75 Voter Registration Procedures	0	0	0	0	76	264,003	(264,003)	0	(264,003)	(264,003)
Item 0950-295-0001 State Treasurer	Ch. 783/95 Investment Reports	0	0	0	0	5,842	131,564,285	(131,564,285)	0	(131,564,285)	(131,564,285)
2001 Local Government Claims Bill (Ch 723/01)											
Section (a)	Ch. 465/76 Peace Officers Procedural Bill of Rights	50,000,000	0	0	0	1,690	173,257,961	(173,257,961)	0	(173,257,961)	(173,257,961)
Section (b)	Ch. 654/86 SEDP: Out-of-State Mental Health Services	1,000,000	0	0	0	81	42,109,541	(42,109,541)	0	(42,109,541)	(42,109,541)
State Transportation Fund	Multiple Programs General Fund Deficiencies, Per SCO, Per 5/10/01 Letter	42,000	0	0	0	0	0	0	0	0	0
Section (c)	Multiple Programs General Fund Deficiencies, Per SCO, Per 5/10/01 Letter	32,440,000	0	0	0	0	0	0	0	0	0
Section (d)	Multiple Programs General Fund Accrued Interest	5,560,000	0	0	0	0	0	0	0	0	0
2001 Local Government Claims Bill (Ch 723/01) Total		89,042,000	0	0	0	1,981	215,367,502	(215,367,502)	0	(215,367,502)	(215,367,502)
2000 Local Government Claims Bill (Ch. 177/00)											
Section 1a.	Ch. 644/94 Airport Land Use	35,000	0	0	0	0	0	0	0	0	0
Section 1b.	Ch. 183/92 Domestic Violence Treatment Services Auth. & Case Mgmt.	4,687,000	0	0	0	3	142,746	(142,746)	0	(142,746)	(142,746)
Section 1c.	Ch. 641/86 Open Meetings Act	47,903,000	0	0	0	0	0	0	0	0	0
Section 1d.	Ch. 1111/89 Sudden Infant Death Syndrome Training for Firefighters	1,417,000	0	0	0	4	12,649	(12,649)	0	(12,649)	(12,649)
Section 1e.	Ch. 1237/94 Two-Way Traffic	1,878,000	0	0	0	0	0	0	0	0	0
Section 1f.	Ch. 1188/92 Very High Fire Hazard Severity Zones	562,000	0	0	0	1	6,455	(6,455)	0	(6,455)	(6,455)
Section 1g.	Multiple Programs Accrued Interest Expense	16,714,000	0	0	0	0	0	0	0	0	0
Section 1h.	Multiple Programs Deficiencies, Per SCO 5/2/00 Letter	43,586,000	0	0	0	0	0	0	0	0	0
2000 Local Government Claims Bill (Ch. 177/00) Total		116,783,000	0	0	0	8	161,850	(161,850)	0	(161,850)	(161,850)
1999 Local Government Claims Bill (Ch. 574/99)											
Section 1f.	Ch. 246/96 Domestic Violence Arrest	25,881,000	0	0	0	0	0	0	0	0	0
Section 1g.	Ch. 783/95 Investment Reports	14,300,000	0	0	0	41	96,059	(96,059)	0	(96,059)	(96,059)
Section 1h.	Ch. 1297/94 Two-Way Traffic	567,000	0	0	0	0	0	0	0	0	0
Section 1i.	Multiple Programs Fifty-One Day Claims	5,000,000	0	0	0	0	0	0	0	0	0
Section 1j.	Multiple Programs Deficiencies, Per SCO 5/5/99 Letter	37,385,136	0	0	0	0	0	0	0	0	0
1999 Local Government Claims Bill (Ch. 574/99) Total		83,113,136	0	0	0	41	96,059	(96,059)	0	(96,059)	(96,059)
1998 & Prior Local Government Claims Bills											
Section 1b. Forty-Seven Day Claims	Ttl. 8 Structural and Wildland Firefighters Clothing and Equipment	0	0	0	0	2	29,672	(29,672)	0	(29,672)	(29,672)
Section 1b. Forty-Seven Day Claims	Ch. 880/84 Proration of Fees and Court Audits	0	0	0	0	1	66,923	(66,923)	0	(66,923)	(66,923)
Section 1c. Deficiencies 23	Ch. 1747/84 Services to Handicapped Students	0	0	0	0	1	8,646	(8,646)	0	(8,646)	(8,646)
Section 1c. Deficiencies 11	Ch. 1603/90 Perinatal Services	0	0	0	0	2	76,143	(76,143)	0	(76,143)	(76,143)
Section 1c. Deficiencies 30	Ch. 999/91 Rape Victim Counseling Center Notices	0	0	0	0	1	56	(56)	0	(56)	(56)
Section 1c. Deficiencies 03	Ch. 1105/92 Misdemeanor: Booking and Fingerprinting	0	0	0	0	1	8,713	(8,713)	0	(8,713)	(8,713)
1998 & Prior Local Government Claims Bills Total		0	0	0	0	8	190,153	(190,153)	0	(190,153)	(190,153)

State Controller's Office
 Division of Accounting and Reporting - State Mandated Cost Programs
 Schedule of Appropriation Transfer and Deficiency Report

Item, Section, or Other

Program Name

Initial Budget Appropriation	Beginning Fund Balance July 1, 2003	Expenditures	Appropriation Balance March 31, 2004	Unpaid Claims Quantity	Unpaid Claims In Dollars	Appropriation Balances and Deficiencies	Appropriation Balances	Appropriation Deficiencies	Net Request
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Accrued Interest
 Multiple Programs Accrued Interest through 4/30/04 for Local Governments
 Accrued Interest Total

Grand Total Local Agencies

School District Mandates

2003-04 Budget Act (Chapter 157/03)

Item 6100-295-0001 Department of Education	Ch. 818/91	ADIS Prevention Instruction	1,000	1,000	0	1,000	281	3,037,442	(3,036,442)	0	(3,036,442)	(3,036,442)
Item 6100-295-0001 Department of Education	Ch. 778/89	American Government Course Documents Requirements	1,000	1,000	0	1,000	1	2,500	(1,500)	0	(1,500)	(1,500)
Item 6100-295-0001 Department of Education	Ch. 734/01	Annual Parent Notification III	1,000	1,000	0	1,000	473	5,332,757	(5,331,757)	0	(5,331,757)	(5,331,757)
Item 6100-295-0001 Department of Education	Ch. 989/94	Charter Schools	1,000	1,000	0	1,000	181	1,321,748	(1,320,748)	0	(1,320,748)	(1,320,748)
Item 6100-295-0001 Department of Education	Ch. 781/92	Charter Schools	1,000	1,000	0	1,000	49	987,533	(986,533)	0	(986,533)	(986,533)
Item 6100-295-0001 Department of Education	Ch. 981/75	Collective Bargaining	1,000	1,000	0	1,000	784	30,052,272	(30,051,272)	0	(30,051,272)	(30,051,272)
Item 6100-295-0001 Department of Education	Ch. 1213/91	Collective Bargaining Agreement Disclosure	1,000	1,000	0	1,000	0	0	1,000	1,000	0	1,000
Item 6100-295-0001 Department of Education	Ch. 588/87	Criminal Background Checks	1,000	1,000	0	1,000	317	2,573,277	(2,572,277)	0	(2,572,277)	(2,572,277)
Item 6100-295-0001 Department of Education	Ch. 1658/84	Emergency Procedures	1,000	1,000	0	1,000	0	0	1,000	1,000	0	1,000
Item 6100-295-0001 Department of Education	Ch. 1253/75	Expulsion of Pupils Transcript Cost for Appeals	1,000	1,000	0	1,000	1	1,001	(1)	0	(1)	(1)
Item 6100-295-0001 Department of Education	Ch. 1184/75	Habitual Truant	1,000	1,000	0	1,000	377	6,183,756	(6,182,756)	0	(6,182,756)	(6,182,756)
Item 6100-295-0001 Department of Education	Ch. 1179/77	Immunization Records	1,000	1,000	0	1,000	598	3,715,117	(3,714,117)	0	(3,714,117)	(3,714,117)
Item 6100-295-0001 Department of Education	Ch. 488/83	Increased Graduation Requirements	1,000	1,000	0	1,000	117	8,290,901	(8,289,901)	0	(8,289,901)	(8,289,901)
Item 6100-295-0001 Department of Education	Ch. 172/86	Interdistrict Transfer Request: Parents' Employment	1,000	1,000	0	1,000	180	1,228,346	(1,227,346)	0	(1,227,346)	(1,227,346)
Item 6100-295-0001 Department of Education	Ch. 161/83	Interdistrict Attendance	1,000	1,000	0	1,000	158	1,080,122	(1,088,122)	0	(1,088,122)	(1,088,122)
Item 6100-295-0001 Department of Education	Ch. 783/85	Investment Reports	1,000	1,000	0	1,000	360	6,795,158	(6,795,158)	0	(6,795,158)	(6,795,158)
Item 6100-295-0001 Department of Education	Ch. 1423/84	Juvenile Court Notices II	1,000	1,000	0	1,000	95	368,919	(368,919)	0	(368,919)	(368,919)
Item 6100-295-0001 Department of Education	Ch. 1117/89	Law Enforcement Agency Notification	1,000	1,000	0	1,000	212	821,016	(820,016)	0	(820,016)	(820,016)
Item 6100-295-0001 Department of Education	Ch. 488/76	Mandated Reimbursement Process	1,000	1,000	0	1,000	435	1,843,037	(1,842,037)	0	(1,842,037)	(1,842,037)
Item 6100-295-0001 Department of Education	Ch. 1308/83	Notification to Teachers: Pupils Subject to Suspension or Expulsi	1,000	1,000	0	1,000	868	16,381,685	(16,380,685)	0	(16,380,685)	(16,380,685)
Item 6100-295-0001 Department of Education	Ch. 641/88	Open Meetings Act / Brown Act Reform	1,000	1,000	0	1,000	435	7,868,659	(7,868,659)	0	(7,868,659)	(7,868,659)
Item 6100-295-0001 Department of Education	Ch. 1284/88	Parent Classroom Visits	1,000	1,000	0	1,000	61	455,001	(454,001)	0	(454,001)	(454,001)
Item 6100-295-0001 Department of Education	Ch. 976/85	Physical Performance Tests	1,000	1,000	0	1,000	364	2,257,486	(2,256,486)	0	(2,256,486)	(2,256,486)
Item 6100-295-0001 Department of Education	Ch. 966/77	Pupil Classroom Suspension	1,000	1,000	0	1,000	90	1,718,844	(1,717,844)	0	(1,717,844)	(1,717,844)
Item 6100-295-0001 Department of Education	Ch. 668/78	Pupil Exclusions	1,000	1,000	0	1,000	74	489,662	(488,662)	0	(488,662)	(488,662)
Item 6100-295-0001 Department of Education	Ch. 966/77	Pupil Health Screenings	1,000	1,000	0	1,000	378	5,663,612	(5,662,612)	0	(5,662,612)	(5,662,612)
Item 6100-295-0001 Department of Education	Ch. 309/85	Pupil Residency Verification and Appeals	1,000	1,000	0	1,000	1	180,100	(179,100)	0	(179,100)	(179,100)
Item 6100-295-0001 Department of Education	Ch. 134/87	Pupil Suspensions: District Employee Reports	1,000	1,000	0	1,000	280	3,488,387	(3,487,387)	0	(3,487,387)	(3,487,387)
Item 6100-295-0001 Department of Education	Ch. 1107/84	Removal of Chemicals	1,000	1,000	0	1,000	69	587,840	(586,840)	0	(586,840)	(586,840)
Item 6100-295-0001 Department of Education	Ch. 1463/89	School Accountability Report Cards	1,000	1,000	0	1,000	528	3,924,653	(3,923,653)	0	(3,923,653)	(3,923,653)
Item 6100-295-0001 Department of Education	Ch. 1347/80	Scoliosis Screening	1,000	1,000	0	1,000	380	2,380,153	(2,379,153)	0	(2,379,153)	(2,379,153)
2003-04 Budget Act (Chapter 157/03) Total			33,000	33,000	0	33,000	9,112	131,054,853	(131,021,853)	2,000	(131,023,853)	(131,021,853)

2002-03 Budget Act (Ch. 379/02)

Item 6100-295-0001 Department of Education	Ch. 777/8	Absentee Ballots	0	0	0	0	2	21,421	(21,421)	0	(21,421)	(21,421)
Item 6100-295-0001 Department of Education	Ch. 818/91	ADIS Prevention Instruction	1,000	1,000	0	1,000	407	3,837,033	(3,836,033)	0	(3,836,033)	(3,836,033)
Item 6100-295-0001 Department of Education	Ch. 778/86	American Government Course Documents Requirements	1,000	1,000	0	1,000	18	123,508	(122,508)	0	(122,508)	(122,508)
Item 6100-295-0001 Department of Education	Ch. 734/01	Annual Parent Notification III	1,000	1,000	0	1,000	657	5,985,535	(5,985,535)	0	(5,985,535)	(5,985,535)
Item 6100-295-0001 Department of Education	Ch. 989/94	Charter Schools	1,000	1,000	0	1,000	240	1,505,148	(1,504,148)	0	(1,504,148)	(1,504,148)
Item 6100-295-0001 Department of Education	Ch. 781/92	Charter Schools	1,000	1,000	0	1,000	155	2,310,102	(2,309,102)	0	(2,309,102)	(2,309,102)
Item 6100-295-0001 Department of Education	Ch. 981/75	Collective Bargaining	1,000	1,000	0	1,000	808	39,456,845	(39,455,845)	0	(39,455,845)	(39,455,845)

State Controller's Office
Division of Accounting and Reporting - State Mandated Cost Programs
Schedule of Appropriation Transfer and Deficiency Report

Item, Section, or Other	Program Name	Initial Budget Appropriation	Beginning Fund Balance July 1, 2003	Expenditures	Appropriation Balance 31, 2004	Unpaid Claims in Dollars	Unpaid Claims Quantity	Appropriation Balances and (Deficiencies)	Appropriation Balances	Appropriation Deficiencies	Net Request
Item 6100-295-0001 Department of Education	Ch. 1213/91 Collective Bargaining Agreement Disclosure	1,000	1,000	0	0	0	0	1,000	1,000	0	1,000
Item 6100-295-0001 Department of Education	Ch. 568/97 Criminal Background Checks	1,000	1,000	0	0	3,293,846	427	(3,292,846)	0	(3,292,846)	(3,292,846)
Item 6100-295-0001 Department of Education	Ch. 1659/84 Emergency Procedures	1,000	1,000	0	0	14,181,216	710	(14,180,216)	0	(14,180,216)	(14,180,216)
Item 6100-295-0001 Department of Education	Ch. 1253/75 Expulsion of Pupils Transcript Cost for Appeals	1,000	1,000	0	0	17,104	8	(16,104)	0	(16,104)	(16,104)
Item 6100-295-0001 Department of Education	Ch. 1184/75 Habitual Truant	1,000	1,000	0	0	7,138,942	423	(7,137,942)	0	(7,137,942)	(7,137,942)
Item 6100-295-0001 Department of Education	Ch. 1176/77 Immunization Records	0	0	0	0	46,090	598	(46,090)	0	(46,090)	(46,090)
Item 6100-295-0001 Department of Education	Ch. 498/83 Increased Graduation Requirements	1,000	1,000	0	0	15,839,492	346	(15,838,492)	0	(15,838,492)	(15,838,492)
Item 6100-295-0001 Department of Education	Ch. 172/86 Interdistrict Attendance Permits	1,000	1,000	0	0	1,823,472	326	(1,822,472)	0	(1,822,472)	(1,822,472)
Item 6100-295-0001 Department of Education	Ch. 172/86 Interdistrict Transfer Request: Parent's Employment	1,000	1,000	0	0	1,652,438	312	(1,652,438)	0	(1,652,438)	(1,652,438)
Item 6100-295-0001 Department of Education	Ch. 161/93 Intradistrict Attendance	1,000	1,000	0	0	7,530,571	373	(7,529,571)	0	(7,529,571)	(7,529,571)
Item 6100-295-0001 Department of Education	Ch. 783/85 Investment Reports	1,000	1,000	0	0	538,352	136	(537,352)	0	(537,352)	(537,352)
Item 6100-295-0001 Department of Education	Ch. 1423/84 Juvenile Court Notices II	1,000	1,000	0	0	1,034,929	176	(1,033,929)	0	(1,033,929)	(1,033,929)
Item 6100-295-0001 Department of Education	Ch. 1117/89 Law Enforcement Agency Notification	1,000	1,000	0	0	2,142,463	288	(2,141,463)	0	(2,141,463)	(2,141,463)
Item 6100-295-0001 Department of Education	Ch. 485/75 Mandated Reimbursement Process	1,000	1,000	0	0	17,552,467	949	(17,551,467)	0	(17,551,467)	(17,551,467)
Item 6100-295-0001 Department of Education	Ch. 498/83 Notification of Truancy	1,000	1,000	0	0	9,598,780	547	(9,597,780)	0	(9,597,780)	(9,597,780)
Item 6100-295-0001 Department of Education	Ch. 1306/89 Notification to Teachers: Pupils Subject to Suspension or Expulsi	1,000	1,000	0	0	6,063,034	543	(6,062,034)	0	(6,062,034)	(6,062,034)
Item 6100-295-0001 Department of Education	Ch. 841/88 Open Meetings Act / Brown Act Reform	1,000	1,000	0	0	8,414,114	1,045	(8,413,114)	0	(8,413,114)	(8,413,114)
Item 6100-295-0001 Department of Education	Ch. 1284/88 Parent Classroom Visits	1,000	1,000	0	0	921,647	94	(920,647)	0	(920,647)	(920,647)
Item 6100-295-0001 Department of Education	Ch. 975/85 Physical Performance Tests	1,000	1,000	0	0	2,668,405	468	(2,667,405)	0	(2,667,405)	(2,667,405)
Item 6100-295-0001 Department of Education	Ch. 965/77 Pupil Classroom Suspension	1,000	1,000	0	0	2,002,982	131	(2,001,982)	0	(2,001,982)	(2,001,982)
Item 6100-295-0001 Department of Education	Ch. 868/78 Pupil Exclusions	1,000	1,000	0	0	667,492	132	(666,492)	0	(666,492)	(666,492)
Item 6100-295-0001 Department of Education	Ch. 865/77 Pupil Health Screenings	1,000	1,000	0	0	6,278,610	476	(6,277,610)	0	(6,277,610)	(6,277,610)
Item 6100-295-0001 Department of Education	Ch. 309/85 Pupil Residency Verification and Appeals	1,000	1,000	0	0	162,225	1	(161,225)	0	(161,225)	(161,225)
Item 6100-295-0001 Department of Education	Ch. 134/87 Pupil Suspensions: District Employee Reports	1,000	1,000	0	0	4,207,860	398	(4,206,860)	0	(4,206,860)	(4,206,860)
Item 6100-295-0001 Department of Education	Ch. 1107/84 Removal of Chemicals	1,000	1,000	0	0	1,515,593	155	(1,514,593)	0	(1,514,593)	(1,514,593)
Item 6100-295-0001 Department of Education	Ch. 1463/89 School Accountability Report Cards	1,000	1,000	0	0	4,713,613	678	(4,712,613)	0	(4,712,613)	(4,712,613)
Item 6100-295-0001 Department of Education	Ch. 160/83 School District of Choice	0	0	0	0	774,664	18	(774,664)	0	(774,664)	(774,664)
Item 6100-295-0001 Department of Education	Ch. 87/86 Schoolis Disciplinary Rules	0	0	0	0	125,110	19	(125,110)	0	(125,110)	(125,110)
Item 6100-295-0001 Department of Education	Ch. 1347/80 Schoolis Screening	1,000	1,000	0	0	2,683,438	459	(2,682,438)	0	(2,682,438)	(2,682,438)
Budget Act (Ch. 379/02) Total		32,000	32,000	0	32,000	176,830,401	12,623	(176,798,401)	1,000	(176,799,401)	(176,799,401)
Budget Act (Ch. 734/01)											
Item 6100-295-0001 Department of Education	Ch. 777/8 Absentee Ballots	1,295,000	2,000	0	2,000	711,196	129	(709,196)	0	(709,196)	(709,196)
Item 6100-295-0001 Department of Education	Ch. 818/81 AIDS Prevention Instruction	3,118,000	34,533	1,643	32,890	1,287,848	300	(1,284,858)	0	(1,284,858)	(1,284,858)
Item 6100-295-0001 Department of Education	Ch. 778/86 American Government Course Documents Requirements	202,000	0	201	(201)	192,361	38	(192,562)	0	(192,562)	(192,562)
Item 6100-295-0001 Department of Education	Ch. 734/01 Annual Parent Notification III	1,166,000	0	14,612	(14,612)	2,218,972	451	(2,233,584)	0	(2,233,584)	(2,233,584)
Item 6100-295-0001 Department of Education	Ch. 887/84 Caregiver Affidavits	387,000	359	767	(408)	625,041	200	(625,449)	0	(625,449)	(625,449)
Item 6100-295-0001 Department of Education	Ch. 781/82 Charter Schools	598,000	0	35,606	(35,606)	2,109,825	163	(2,145,231)	0	(2,145,231)	(2,145,231)
Item 6100-295-0001 Department of Education	Ch. 961/75 Collective Bargaining	40,532,000	238,121	3,766	234,355	11,037,047	566	(10,802,692)	0	(10,802,692)	(10,802,692)
Item 6100-295-0001 Department of Education	Ch. 1213/91 Collective Bargaining Agreement Disclosure	271,000	20,313	0	20,313	0	0	20,313	20,313	0	20,313
Item 6100-295-0001 Department of Education	Ch. 568/87 Criminal Background Checks	5,090,000	74,828	3,535	71,293	1,369,692	263	(1,298,298)	0	(1,298,298)	(1,298,298)
Item 6100-295-0001 Department of Education	Ch. 1659/84 Emergency Procedures	14,228,000	23,716	10,193	13,523	6,536,852	449	(6,523,329)	0	(6,523,329)	(6,523,329)
Item 6100-295-0001 Department of Education	Ch. 1253/75 Expulsion of Pupils Transcript Cost for Appeals	28,000	0	0	0	4,421	4	(4,421)	0	(4,421)	(4,421)
Item 6100-295-0001 Department of Education	Ch. 1184/75 Habitual Truant	6,397,000	27,325	0	27,325	4,570,905	313	(4,543,480)	0	(4,543,480)	(4,543,480)
Item 6100-295-0001 Department of Education	Ch. 1176/77 Immunization Records	3,444,000	0	0	0	207,137	600	(207,137)	0	(207,137)	(207,137)
Item 6100-295-0001 Department of Education	Ch. 498/83 Increased Graduation Requirements	13,898,000	83,410	104,817	(21,407)	7,424,207	158	(7,445,614)	0	(7,445,614)	(7,445,614)
Item 6100-295-0001 Department of Education	Ch. 172/86 Interdistrict Attendance Permits	1,789,000	14,235	2,936	11,299	786,133	232	(774,834)	0	(774,834)	(774,834)
Item 6100-295-0001 Department of Education	Ch. 172/86 Interdistrict Transfer Request: Parent's Employment	1,111,000	14,213	222	13,991	789,281	276	(775,290)	0	(775,290)	(775,290)
Item 6100-295-0001 Department of Education	Ch. 161/93 Intradistrict Attendance	5,262,000	4,508	2,082	2,416	4,546,244	300	(4,543,828)	0	(4,543,828)	(4,543,828)
Item 6100-295-0001 Department of Education	Ch. 783/85 Investment Reports	157,000	1,302	590	712	182,550	119	(181,838)	0	(181,838)	(181,838)
Item 6100-295-0001 Department of Education	Ch. 1423/84 Juvenile Court Notices II	336,000	630	379	251	534,460	140	(534,209)	0	(534,209)	(534,209)

State Controller's Office
Division of Accounting and Reporting - State Mandated Cost Programs
Schedule of Appropriation Transfer and Deficiency Report

Item, Section, or Other

Item	Section	Program Name	Initial Budget Appropriation	Beginning Fund Balance July 1, 2003	Expenditures	Appropriation Balance March 31, 2004	Unpaid Claims Quantity	Unpaid Claims In Dollars	Appropriation Balances and (Deficiencies)	Appropriation Balances	Appropriation Deficiencies	Net Request
Item 6100-295-0001	Department of Education	Law Enforcement Agency Notification	1,510,000	9,724	516	9,208	238	886,802	(886,564)	0	(886,564)	(886,564)
Item 6100-295-0001	Department of Education	Mandated Reimbursement Process	1,866,000	775	3,417	(2,642)	993	7,376,756	(7,379,399)	0	(7,379,399)	(7,379,399)
Item 6100-295-0001	Department of Education	Notification of Truancy	7,975,000	76,125	183	75,942	395	4,135,886	(4,059,944)	0	(4,059,944)	(4,059,944)
Item 6100-295-0001	Department of Education	Notification to Teachers: Pupils Subject to Suspension or Expulsi	3,965,000	8,817	0	8,817	462	3,865,736	(3,868,918)	0	(3,868,918)	(3,868,918)
Item 6100-295-0001	Department of Education	Open Meetings Act / Brown Act Reform	3,965,000	8,880	17,004	(8,124)	900	5,676,005	(5,684,129)	0	(5,684,129)	(5,684,129)
Item 6100-295-0001	Department of Education	Parent Classroom Visits	1,019,000	8,799	1,878	8,799	88	363,826	(368,909)	0	(368,909)	(368,909)
Item 6100-295-0001	Department of Education	Physical Performance Tests	1,176,000	6,883	469	6,414	376	1,411,504	(1,405,090)	0	(1,405,090)	(1,405,090)
Item 6100-295-0001	Department of Education	Pupil Classroom Suspension	1,794,000	260	0	(1,85)	223	1,065,794	(1,065,949)	0	(1,065,949)	(1,065,949)
Item 6100-295-0001	Department of Education	Pupil Exclusions	387,000	0	0	0	128	889,736	(889,736)	0	(889,736)	(889,736)
Item 6100-295-0001	Department of Education	Pupil Health Screenings	965,777	11,420	1,738	9,692	339	2,353,820	(2,344,139)	0	(2,344,139)	(2,344,139)
Item 6100-295-0001	Department of Education	Pupil Residency Verification and Appeals	309,995	0	0	0	0	0	0	0	0	0
Item 6100-295-0001	Department of Education	Pupil Suspensions: District Employee Reports	134,877	3,853	0	3,853	486	1,621,516	(1,517,653)	0	(1,517,653)	(1,517,653)
Item 6100-295-0001	Department of Education	Removal of Chemicals	1,107,84	8,639	934	7,705	146	1,268,413	(1,260,709)	0	(1,260,709)	(1,260,709)
Item 6100-295-0001	Department of Education	School Accountability Report Cards	2,115,000	6,740	10,766	(4,026)	636	2,835,366	(2,839,411)	0	(2,839,411)	(2,839,411)
Item 6100-295-0001	Department of Education	School Chimes Reporting II	1,667,000	0	0	0	600	10,245,068	(10,245,068)	0	(10,245,068)	(10,245,068)
Item 6100-295-0001	Department of Education	School District of Choice	10,207,000	48,882	91,449	(42,567)	197	2,176,380	(2,218,947)	0	(2,218,947)	(2,218,947)
Item 6100-295-0001	Department of Education	Schoolwide Disciplinary Rules	1,728,000	0	0	0	648	280,931	(280,931)	0	(280,931)	(280,931)
Item 6100-295-0001	Department of Education	Scoliosis Screening	134,780	0	0	0	656	393,737	(393,737)	0	(393,737)	(393,737)
2007-02 Budget Act (Ch.734/07) Total			166,877,000	737,260	310,148	427,112	11,879	91,989,817	(91,662,705)	20,313	(91,663,018)	(91,662,705)

2000-01 and Prior Budget Acts

Item 6100-295-0001	Department of Education	Absentee Ballots	7778	0	0	0	6	5,059	(5,059)	0	(5,059)	(5,059)
Item 6100-295-0001	Department of Education	AIDS Prevention Instruction	819/81	0	0	0	409	1,313,487	(1,313,487)	0	(1,313,487)	(1,313,487)
Item 6100-295-0001	Department of Education	Annual Parent Notification III	448/75	0	0	0	231	3,475,608	(3,475,608)	0	(3,475,608)	(3,475,608)
Item 6100-295-0001	Department of Education	Carryover Affidavits	88/84	0	0	0	281	690,701	(690,701)	0	(690,701)	(690,701)
Item 6100-295-0001	Department of Education	Certification Teachers Evaluation	488/83	0	0	0	1	1,760	(1,760)	0	(1,760)	(1,760)
Item 6100-295-0001	Department of Education	Charter Schools	781/82	0	0	0	280	4,437,467	(4,437,467)	0	(4,437,467)	(4,437,467)
Item 6100-295-0001	Department of Education	Collective Bargaining	961/76	0	0	0	1,369	27,428,547	(27,428,547)	0	(27,428,547)	(27,428,547)
Item 6100-295-0001	Department of Education	Credential Mortgaging	1378/87	0	0	0	2	12,174	(12,174)	0	(12,174)	(12,174)
Item 6100-295-0001	Department of Education	Emergency Procedures	1658/84	0	0	0	1,466	28,897,405	(28,897,405)	0	(28,897,405)	(28,897,405)
Item 6100-295-0001	Department of Education	Expulsion of Pupils Transcript Cost for Appeals	1263/76	0	0	0	0	0	0	0	0	0
Item 6100-295-0001	Department of Education	Habitual Truant	1184/76	0	0	0	481	6,481,014	(6,481,014)	0	(6,481,014)	(6,481,014)
Item 6100-295-0001	Department of Education	Immunization Records	1176/77	0	0	0	472	42,773	(42,773)	0	(42,773)	(42,773)
Item 6100-295-0001	Department of Education	Increased Graduation Requirements	498/83	0	0	0	472	22,236,952	(22,236,952)	0	(22,236,952)	(22,236,952)
Item 6100-295-0001	Department of Education	Interdistrict Attendance Permits	172/88	0	0	0	427	769,966	(769,966)	0	(769,966)	(769,966)
Item 6100-295-0001	Department of Education	Interdistrict Transfer Request: Parents Employment	172/88	0	0	0	484	903,158	(903,158)	0	(903,158)	(903,158)
Item 6100-295-0001	Department of Education	Interdistrict Attendance	161/83	0	0	0	406	6,039,046	(6,039,046)	0	(6,039,046)	(6,039,046)
Item 6100-295-0001	Department of Education	Investment Reports	783/86	0	0	0	248	178,663	(178,663)	0	(178,663)	(178,663)
Item 6100-295-0001	Department of Education	Juvenile Court Notices II	1423/84	0	0	0	7	7,582	(7,582)	0	(7,582)	(7,582)
Item 6100-295-0001	Department of Education	Law Enforcement Agency Notification	1117/89	0	0	0	306	702,294	(702,294)	0	(702,294)	(702,294)
Item 6100-295-0001	Department of Education	Mandated Reimbursement Process	488/76	0	0	0	967	6,472,788	(6,472,788)	0	(6,472,788)	(6,472,788)
Item 6100-295-0001	Department of Education	Notification of Truancy	498/83	0	0	0	532	4,231,753	(4,231,753)	0	(4,231,753)	(4,231,753)
Item 6100-295-0001	Department of Education	Notification to Teachers: Pupils Subject to Suspension or Expulsi	306/89	0	0	0	688	4,078,977	(4,078,977)	0	(4,078,977)	(4,078,977)
Item 6100-295-0001	Department of Education	Open Meetings Act / Brown Act Reform	841/88	0	0	0	885	29,230,275	(29,230,275)	0	(29,230,275)	(29,230,275)
Item 6100-295-0001	Department of Education	Open Meetings Act / Brown Act Reform	1284/88	0	0	0	3,320	26,749,152	(26,749,152)	0	(26,749,152)	(26,749,152)
Item 6100-295-0001	Department of Education	Parent Classroom Visits	676/86	0	0	0	6	30,286	(30,286)	0	(30,286)	(30,286)
Item 6100-295-0001	Department of Education	Physical Performance Tests	676/86	0	0	0	657	1,437,784	(1,437,784)	0	(1,437,784)	(1,437,784)
Item 6100-295-0001	Department of Education	Pupil Classroom Suspensions	666/77	0	0	0	157	1,067,895	(1,067,895)	0	(1,067,895)	(1,067,895)
Item 6100-295-0001	Department of Education	Pupil Exclusions	868/78	0	0	0	6	1,297,881	(1,297,881)	0	(1,297,881)	(1,297,881)
Item 6100-295-0001	Department of Education	Pupil Health Screenings	868/77	0	0	0	656	4,476,303	(4,476,303)	0	(4,476,303)	(4,476,303)
Item 6100-295-0001	Department of Education	Pupil Suspensions: District Employee Reports	134/87	0	0	0	408	1,739,627	(1,739,627)	0	(1,739,627)	(1,739,627)

State Controller's Office
Division of Accounting and Reporting - State Mandated Cost Programs
Schedule of Appropriation Transfer and Deficiency Report

Item, Section, or Other	Program Name	Initial Budget Appropriation	Beginning Fund Balance July 1, 2003	Expenditures	Appropriation Balance March 31, 2004	Unpaid Claims Quantity	Unpaid Claims In Dollars	Appropriation Balances and (Deficiencies)	Appropriation Balances	Appropriation Deficiencies	Net Request
Item 6100-295-0001 Department of Education	Ch. 110784 Removal of Chemicals	0	0	0	0	158	683,207	(683,207)	0	(683,207)	(683,207)
Item 6100-295-0001 Department of Education	Ch. 145389 School Accountability Report Cards	0	0	0	0	565	1,829,138	(1,829,138)	0	(1,829,138)	(1,829,138)
Item 6100-295-0001 Department of Education	Ch. 62482 School Bus Safety	0	0	0	0	1	117	(117)	0	(117)	(117)
Item 6100-295-0001 Department of Education	Ch. 160784 School Crimes Reporting	0	0	0	0	54	256,033	(256,033)	0	(256,033)	(256,033)
Item 6100-295-0001 Department of Education	Ch. 126284 School District of Choice	0	0	0	0	834	7,346,509	(7,346,509)	0	(7,346,509)	(7,346,509)
Item 6100-295-0001 Department of Education	Ch. 8786 Schoolwide Disciplinary Rules	0	0	0	0	579	223,548	(223,548)	0	(223,548)	(223,548)
Item 6100-295-0001 Department of Education	Ch. 134780 Scoliosis Screening	0	0	0	0	494	659,056	(659,056)	0	(659,056)	(659,056)
2000-07 and Prior Budget Acts Total		0	0	0	0	17,480	193,422,721	(193,422,721)	0	(193,422,721)	(193,422,721)
2001-02 Education Bill (Ch. 734/01)											
Section 80, Item 17, Department of Education	Ch. 44875 Annual Parent Notification II	1,290,000	0	0	0	188	1,543,043	(1,543,043)	0	(1,543,043)	(1,543,043)
Section 80, Item 17, Department of Education	Ch. 62482 School Bus Safety II	66,728,000	0	0	0	4,330	35,887,161	(35,887,161)	0	(35,887,161)	(35,887,161)
Section 80, Item 16, Department of Education	Ch. 160784 School Crimes Reporting II	1,657,000	0	0	0	507	1,731,373	(1,731,373)	0	(1,731,373)	(1,731,373)
Section 80, Item 17, Department of Education	Ch. 160784 School Crimes Reporting II	7,300,000	0	0	0	0	0	0	0	0	0
2001-02 Education Bill (Ch. 734/01) Total		76,875,000	0	0	0	5,025	39,161,577	(39,161,577)	0	(39,161,577)	(39,161,577)
2001-02 Extra Session (1xxx/02)											
Section 48, Item 17, Department of Education, Repealed (Ch. 734/01)	Ch. 62482 School Bus Safety II	(66,728,000)	0	0	0	0	0	0	0	0	0
2001-02 Extra Session (1xxx/02) Total		(66,728,000)	0	0	0	0	0	0	0	0	0
2001-03 Budget Act (Ch. 106/01) Prop 98 Reapportionment											
Item 6100-485-0001 Department of Education	Multiple Programs Deficiencies, 7-1-95 thru 6-30-01	62,505,000	0	0	0	0	0	0	0	0	0
2001-02 Budget Act (Ch. 106/01) Prop 98 Reapportionment Total		62,505,000	0	0	0	0	0	0	0	0	0
2002 Local Government Claims Bill (Ch. 177/00)											
Section 1c,	Ch. 77896 American Government Course Document Requirements	197,000	0	0	0	4	1,864	(1,864)	0	(1,864)	(1,864)
Section 1g,	Ch. 58897 Criminal Background Checks	4,856,000	0	0	0	22	124,332	(124,332)	0	(124,332)	(124,332)
Section 1f,	Ch. 30895 Pupil Residency Verification and Appeals	213,000	0	0	0	4	1,864	(1,864)	0	(1,864)	(1,864)
2002 Local Government Claims Bill (Ch. 177/00) Total		5,566,000	0	0	0	30	128,060	(128,060)	0	(128,060)	(128,060)
2000 Budget Act (Ch. 52/00) Prop. 98 Reapportionment											
Item 6110-485-0001 Department of Education	Multiple Prior Year Mandate Claims	17,850,000	0	0	0	0	0	0	0	0	0
2000 Budget Act (Ch. 52/00) Prop. 98 Reapportionment Total		17,850,000	0	0	0	0	0	0	0	0	0
2000 Education Trailer Bill (Ch. 71/00)											
Section 38 b,	Multiple Programs Deficiencies 7-1-85 thru 6-30-00	139,000,000	0	0	0	0	0	0	0	0	0
2000 Education Trailer Bill (Ch. 71/00) Total		139,000,000	0	0	0	0	0	0	0	0	0
Accrued Interest											
Multiple Programs Accrued Interest Expense for Schools		0	0	0	0	0	50,057,021	(50,057,021)	0	(50,057,021)	(50,057,021)
Accrued Interest Total		0	0	0	0	0	50,057,021	(50,057,021)	0	(50,057,021)	(50,057,021)
School Districts Grand Total		391,610,000	802,260	310,748	492,112	56,149	682,644,460	(682,162,348)	23,313	(682,176,661)	(682,152,348)
Community Colleges											
2003-04 Budget Act (Ch. 167/03)											
Item 6100-295-000 Department of Education, Provision 5	Ch. 98175 Collective Bargaining	0	0	0	0	20	1,763,625	(1,763,625)	0	(1,763,625)	(1,763,625)
Item 6100-295-0001 Community Colleges	Ch. 184 Health Fee Elimination	1,000	1,000	0	1,000	32	6,857,701	(6,857,701)	0	(6,857,701)	(6,857,701)
Item 6100-295-000 Department of Education, Provision 5	Ch. 78395 Investment Reports	0	0	0	0	3	2,901	(2,901)	0	(2,901)	(2,901)
Item 6100-295-000 Department of Education, Provision 5	Ch. 48875 Mandate Reimbursement Process	0	0	0	0	51	612,261	(612,261)	0	(612,261)	(612,261)
Item 6100-295-000 Department of Education, Provision 5	Ch. 64186 Open Meetings Act/Brown Act Reform	0	0	0	0	23	197,333	(197,333)	0	(197,333)	(197,333)

State Controller's Office
Division of Accounting and Reporting - State Mandated Cost Programs
Schedule of Appropriation Transfer and Deficiency Report

Item, Section, or Other	Program Name	Initial Budget Appropriation	Beginning Fund Balance July 1, 2003	Expenditures	Appropriation Balance March 31, 2004	Unpaid Claims Quantity	Unpaid Claims In Dollars	Appropriation Balances and (Deficiencies)	Appropriation Balances	Appropriation Deficiencies	Net Request
2003-04 Budget Act (Ch. 167/03) Total											
		1,000	1,000	0	1,000	129	9,434,821	(9,433,821)	0	(9,433,821)	(9,433,821)
2002-03 Budget Act (Ch. 379/02)											
Item 6100-295-000 Department of Education, Provision 5	Ch. 961/75 Collective Bargaining	0	0	0	0	24	2,563,307	(2,563,307)	0	(2,563,307)	(2,563,307)
Item 6870-295-0001 Community Colleges	Ch. 1/84 Health Fee Elimination	1,000	1,000	0	1,000	39	11,998,074	(11,998,074)	0	(11,998,074)	(11,998,074)
Item 6100-295-000 Department of Education, Provision 5	Ch. 783/85 Investment Reports	0	0	0	0	5	7,415	(7,415)	0	(7,415)	(7,415)
Item 6100-295-000 Department of Education, Provision 5	Ch. 486/75 Mandate Reimbursement Process	0	0	0	0	55	703,186	(703,186)	0	(703,186)	(703,186)
Item 6100-295-000 Department of Education, Provision 5	Ch. 641/86 Open Meetings Act/Brown Act Reform	0	0	0	0	25	260,196	(260,196)	0	(260,196)	(260,196)
2002-03 Budget Act (Ch. 379/02) Total											
		1,000	1,000	0	1,000	148	15,230,178	(15,228,178)	0	(15,228,178)	(15,228,178)
2001-02 Budget Act (Ch. 734/01)											
Item 6100-295-000 Department of Education, Provision 5	Ch. 777/8 Absentee Ballots	0	0	0	0	0	327,013	(327,013)	0	(327,013)	(327,013)
Item 6100-295-000 Department of Education, Provision 5	Ch. 961/75 Collective Bargaining	0	0	0	0	0	4,718,811	(4,718,811)	0	(4,718,811)	(4,718,811)
Item 6100-295-000 Department of Education, Provision 5	Ch. 783/85 Investment Reports	0	0	0	0	0	29,013	(29,013)	0	(29,013)	(29,013)
Item 6100-295-000 Department of Education, Provision 5	Ch. 486/75 Mandated Reimbursement Process	0	0	0	0	0	348,582	(348,582)	0	(348,582)	(348,582)
Item 6100-295-000 Department of Education, Provision 5	Ch. 641/86 Open Meetings Act/Brown Act Reform	0	0	0	0	1	22,764	(22,764)	0	(22,764)	(22,764)
2001-02 Budget Act (Ch. 734/01) Total											
		0	0	0	0	1	5,446,183	(5,446,183)	0	(5,446,183)	(5,446,183)
2000-01 & Prior Budget Acts											
Item 6100-295-000 Department of Education, Provision 5	Ch. 961/75 Collective Bargaining	0	0	0	0	0	6,611,788	(6,611,788)	0	(6,611,788)	(6,611,788)
Item 6100-295-0001 Community Colleges	Ch. 1/84 Health Fee Elimination	6,676,000	0	0	0	84	7,900,463	(7,900,463)	0	(7,900,463)	(7,900,463)
Item 6100-295-000 Department of Education, Provision 5	Ch. 641/86 Open Meetings Act / Brown Act Reform	0	0	0	0	0	2,508,715	(2,508,715)	0	(2,508,715)	(2,508,715)
2000-01 & Prior Budget Acts Total											
		6,676,000	0	0	0	84	17,020,966	(17,020,966)	0	(17,020,966)	(17,020,966)
Accrued Interest											
Multiple Programs Accrued Interest Expense for Community Colleges											
		0	0	0	0	0	2,005,535	(2,005,535)	0	(2,005,535)	(2,005,535)
Accrued Interest Total											
		0	0	0	0	0	2,005,535	(2,005,535)	0	(2,005,535)	(2,005,535)
Community Colleges Grand Total											
		6,676,000	2,000	0	2,000	362	49,137,983	(49,135,683)	0	(49,135,683)	(49,135,683)
State Mandated Cost Programs Grand Total											
		783,263,690	891,260	337,190	654,070	73,696	1,732,046,679	(1,731,492,609)	34,313	(1,731,526,922)	(1,731,492,609)

Commission on State Mandates
Local Agencies
Pending Test Claim Determinations

File Number	Original Filing Date	Record Close Date	Claimant	Name of Test Claim, Subject Statutes, Executive Orders
4314	9/6/1988	3/8/2002	County of San Bernardino (inactive and assumed by new claimant)	In-Home Supportive Services, Statutes 1981, Chapter 69.
4419	12/31/1991	3/15/2002	City of Newport Beach (inactive and assumed by new claimant)	California Fire Incident Reporting System as promulgated by the State Fire Marshal in the July 1990 Fire Incident Reporting System Manual New CFIIRS Manual. (Amended by 00-TC-02)
98-TC-14	5/24/1999	5/3/2001	County of Los Angeles	Domestic Violence Arrests and Victim Assistance; Penal Code Sections 264.2, 13701, 13519; Statutes 1998, Chapter 698.
99-TC-11	6/22/2000	2/15/2002	County of Los Angeles	Firearm Hearings for Discharged Inpatients, Welfare and Institutions Code Subsections 8103(f) and 8103(g); Statutes 1990, Chapter 9; Statutes 1991, Chapter 955; Statutes 1992, Chapter 1326; Statutes 1993, Chapters 610 and 611; Statutes 1994, Chapter 22; Statutes 1996, Chapter 1075; Statutes 1999, Chapter 578.
00-TC-02	7/17/2000	3/8/2002	City of Newport Beach	California Fire Incident Report System (CFIRS), Amendment adding Statutes 1987, Chapter 345. (amendment to CSM-4419)
00-TC-20	6/29/2001	9/6/2001	County of Los Angeles	Workers' Compensation Disability Benefits for Government Employees: Labor Code Section 4850, Statutes 1977, Chapter 981; Statutes 1989, Chapter 1464; Statutes 1999, Chapters 224 and 970; Statutes 2000, Chapters 920 and 929. (Amended by 02-TC-02)
00-TC-21	6/29/2001	10/30/2003	County of Los Angeles	Post Conviction: DNA Court Proceedings; Penal Code sections 1405 and 1417.9; Statutes 2000, Chapter 821. (Amended by 01-TC-08)
00-TC-22	6/29/2001	2/14/2002	County of Los Angeles	Interagency Child Abuse and Neglect (ICAN) Investigation Reports; Penal Code Part 4, Title 1, Chapter 2, Article 2.5: The Child Abuse and Neglect Reporting Act; Penal Code Section 11168; Former Penal Code Section 11161.7; Statutes 1974, Chapters 348 and 836; Statutes 1977, Chapter 958; Statutes 1980, Chapter 1071; CCR, Title 11, Div. 1, Chapter 9, Article 2, sections 901, 903, 903; State Form SS 8583, Form SS 8572.
00-TC-23	6/29/2001	9/9/2002	County of San Bernardino	In Home Supportive Services II; Statutes 1991, Chapter 91; Statutes 1999, Chapter 90; Statutes 2000, Chapter 445.
00-TC-28	7/2/2001	2/27/2002	County of San Bernardino	Mentally Disordered Offenders: Treatment as a Condition of Parole; Penal Code Section 2966; Statutes 1986; Chapter 858; Statutes 1987, Chapter 687; Statutes 1988, Chapter 658; Statutes 1989, Chapter 228; Statutes 1994, Chapter 706.
01-TC-01	8/13/2001	6/18/2002	County of Sacramento	Racial Profiling: Law Enforcement Training; Statutes 2000, Chapter 684.1
01-TC-07	10/24/2001	5/21/2002	City of Palos Verdes Estates	Binding Arbitration; Statutes 2000, Chapter 906.

Commission on State Mandates
Local Agencies
Pending Test Claim Determinations

01-TC-08	11/1/2001	10/30/2003	County of Los Angeles	Amendment: Post Conviction: DNA Court Proceedings Test Claim Amendment, Penal Code Sections 1405 and 1417.9; Statutes 2001, Chapter 943. (Amendment to 00-TG-21)
01-TC-11	2/8/2002	5/3/2002	City of Los Angeles, Department of Recreations and Parks	Local Recreational Areas: Background Screenings: Public Resources Code Section 5164; subdivision (b) (1) and (b) (2); Statutes 2001, Chapter 777.
01-TC-13	4/18/2002	7/29/2002	County of Orange	Modified Primary Election; Statutes 2000, Chapter 898.
01-TC-15	5/17/2002	7/29/2002	County of Orange	Fifteen Day Close of Voter Registration; Statutes 2000, Chapter 899.
01-TC-16	6/3/2002	9/17/2002	City of San Jose	Fire Safety Inspections of Care Facilities; Statutes 1989, Chapter 993.
01-TC-20	6/28/2002	8/30/2002	CSAC - EIA & County of Tehama	Hepatitis and Blood-Borne Illnesses Presumption for Law Enforcement and Firefighters; Labor Code section 3212.8; Statutes 2000, Chapter 490; Statutes 2001, Chapter 833.
01-TC-23	6/28/2002	8/30/2002	CSAC - EIA & County of Tehama	Tuberculosis Presumption for Firefighters, Jail Guards, and Correctional Officers; Labor Code Section 3212.6; Statutes 1995, Chapter 683; Statutes 1996, Chapter 802.
01-TC-24	6/28/2002	8/30/2002	CSAC - EIA & County of Tehama	Meningitis Presumption for Law Enforcement and Firefighters; Labor Code section 3212.9; Statutes 2000, Chapter 883.
01-TC-25	6/28/2002	8/30/2002	CSAC - EIA & County of Tehama	Lower Back Injury Presumption for Law Enforcement; Statutes 2001, Chapter 834.
01-TC-26	7/3/2002	7/6/2004	County of San Bernardino	Medically Indigent Adults; Statutes 1982, Chapters 328 and 1594. (postmarked 6/28/02)
01-TC-27	07/01/02	8/30/2002	City of Newport Beach	Skin Cancer Presumption for Lifeguards; Labor Code section 3212.11; Statutes 2001, Chapter 846.
01-TC-29	6/27/2002	1/24/2003	County of Alameda	Domestic Violence Background Checks; Statutes 2001, Chapters 572 and 713. (re-submitted on 8/1/02)
01-TC-30	07/02/02	12/20/2002	City and County of Sacramento	Local Government Employment Relations; Statutes 2000, Chapter 901; Title 8, California Code of Regulations, Sections 31001-61630 (Resubmitted on 8/1/03)

Commission on State Mandates
Local Agencies
Pending Test Claim Determinations

02-TC-01	7/3/2002	1/23/2003	County of San Bernardino	California Youth Authority: Sliding Scale for Charges, Welfare and Institutions Code sections 912, 912.1, 912.5; Statutes 1996, Chapter 6; Statutes 1998, Chapter 632.
02-TC-03	8/6/2002	10/14/2003	County of Sacramento	Training Requirements for Instructors and Academy Staff. POST Regulations 1001, 1052, 1053, 1055, 1070, 1071, 1082.
02-TC-04	9/6/2002	3/13/2003	City of Newport Beach	Crime Statistic Reports for the Department of Justice. Statutes 1980, Chapter 1340; Statutes 1982, Chapter 147; 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.
02-TC-10	10/15/2002	1/13/2003	County of Los Angeles	California Public Records Act: Disclosure Procedures; Government Code Sections 6252, 6253, 6253.1, 6253.9, 6255; Statutes 2000, Chapter 982; Statutes 2002, Chapters 355, 945 and 1073.
02-TC-11	11/22/2002	3/13/2003	County of Sacramento	Crime Statistic Reports for the Department of Justice: Statutes 1980, Chapter 1340; Statutes 1982, Chapter 147; Statutes 1984, Chapter 1609; Statutes 1989, Chapter 1172; Statutes 1992, Chapter 1338; Statutes 1993, Chapter 1230; Statutes 1995, Chapter 803; Statutes 1995, Chapter 965; Statutes 1998, Chapter 933; Statutes 1999, Chapter 571; Statutes 2000, Chapter 626; Statutes 2001, Chapter 468; Statutes 2001, Chapter 483.
02-TC-18	4/18/2003	12/9/2003	County of Los Angeles	Crime Victims' Domestic Violence Incident Reports; Penal Code sections 12028.5, 13730, Family Code section 6228; Statutes 2001, Chapter 483 and Statutes 2002, Chapters 377, 830, and 833.
02-TC-20	5/12/2003	7/30/2003	County of Los Angeles	De-Certification of Punch-Card Voting Systems, Secretary of State's September 18, 2001 Order, as amended on December 17, 2001 and May 23, 2002
02-TC-23	5/29/2003	9/25/2003	Sacramento Metropolitan Fire District	Local Agency Formation Commissions (LAFCO). Government Code Sections 56326.5, 56381, 56381.6, 56001, 56425, 56430 and 56426.5, as added and amended by Statutes 1991, Chapter 439 (AB 748); Statutes 2000, Chapter 761 (AB 2838); and Statutes 2002, Chapter 493 (AB 1948); and "LAFCO Municipal Service Review Guidelines" (October 2002); and "LAFCO Municipal Service Review Guidelines Appendices" (October 2002) of the Governor's Office of Planning and Research
02-TC-38	6/26/2003	8/25/2003	Sacramento Metropolitan Fire District	Essential Services Buildings. Statutes 1985, Chapter 1521; Statutes 1990, Chapter 72; Statutes 2000, Chapter 463; and California Code of Regulations, Title 24, Part 1, Chapter 4, Article 1

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02-TC-40	6/27/2003	1/30/2004	County of Stanislaus	Handicapped and Disabled Students II. Statutes 1992, Chapter 759; Statutes 1996, Chapter 654; Statutes 1998, Chapter 691; Statutes 2001, Chapter 745; Statutes 2002, Chapter 585; Statutes 2002, Chapter 1167. Title 2, California Code of Regulations, Sections 60000-60600
02-TC-41	6/27/2003		County of San Bernardino	Reconveyance of Deed of Trust and Mortgage Discharge Certificate. Civil Code Section 2941 as amended by Statutes 2000, Chapter 1013
02-TC-49	6/30/2003	10/27/2003	County of Los Angeles	County Mental Health Services for Pupils With Disabilities. Government Code Sections 7570, 7571, 7572, 7572.5, 7572.55, 7573, 7576, 7579, 7584, 7585, 7586, 7586.7, 7587, 7588, as added or amended by Statutes 1984, Chapter 1747; Statutes 1985, Chapters, 107, 1274; Statutes 1986, Chapter 1133; Statutes 1992, Chapter 759; Statutes 1994, Chapter 1128; Statutes 1996, Chapter 654; Statutes 1998, Chapter 691; Statutes 2001, Chapter 745; Statutes 2002, Chapter 585, and Title 2, California Code of Regulations, Division 9, Sections 60000-60610
02-TC-50	6/30/2003	9/8/2003	County of Los Angeles	Re-Districting: Senate and Congressional Districts. Statutes 2001, Chapter 348 and the Senate Elections and Reapportionment Committee Instructions issued on September 24, 2001
03-TC-08	9/25/2003		City of Newport Beach	Identify Theft. Penal Code sections 530.6 and 530.6, as amended and added by Stats. 2000, Chapter 956 (AB 1897).
03-TC-10	9/25/2003	1/9/2004	Sacramento Metropolitan Fire Department	Budget Trailer Bill (AB 3000). Government Code Sections 910.4, 17558.6, 17561, and 17564 as added or amended by Statutes 2000, Chapter 1124; and State Mandated Costs Claiming Instructions No. 2002-18
02-TC-49	8/4/2003	1/30/2004	County of Los Angeles	Test Claim Amendment: County Mental Health Services for Pupils With Disabilities. Government Code Sections 7570, 7571, 7572, 7572.5, 7572.55, 7573, 7576, 7579, 7584, 7585, 7586, 7586.7, 7587, 7588, as added or amended by Statutes 1984, Chapter 1747; Statutes 1985, Chapters, 107, 1274; Statutes 1986, Chapter 1133; Statutes 1992, Chapter 759; Statutes 1994, Chapter 1128; Statutes 1996, Chapter 654; Statutes 1998, Chapter 691; Statutes 2001, Chapter 745; Statutes 2002, Chapter 585, and Title 2, California Code of Regulations, Division 9, Sections 60000-60610; Amended by: Government Code Section 7582 as added by Statutes 1984, Chapter 1747, and amended by Statutes 1985, Chapter 1274, and Statutes 1992, Chapter 759, and Title 2, California Code of Regulations, Division 9, Sections 60200(a), 60200(b), 60200(c), 60200(e), and 60200(f)
03-TC-11	9/26/2003	5/27/2004	County of Sacramento	Permanent Absent Voters II. Election Code Sections 3200 through 3206 as added or amended by Statutes 1994, Chapter 920; Statutes 1996, Chapter 724; Statutes 2001, Chapter 918; Statutes 2001, Chapter 922; and Statutes 2002, Chapter 664

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03-TC-12	9/26/2003	2/5/2004	County of Santa Clara	Airport Land Use Commission/Plans II. Public Utilities Code Sections 21670, 21675, and 21676 as added or amended by Statutes 1967, Chapter 852; Statutes 1970, Chapter 1182; Statutes 1973, Chapter 844; Statutes 1980, Chapter 725; and Statutes 1981, Chapter 714; Statutes 1982, Chapter 1047; Statutes 1984, Chapter 1117; Statutes 1987, Chapter 1018; Statutes 1989, Chapter 306; Statutes 1990, Chapter 563; Statutes 1991, Chapter 140; Statutes 1993, Chapter 59; Statutes 1994, Chapter 644; Statutes 2000, Chapter 506; Statutes 2002, Chapter 438; and Statutes 2002, Chapter 971
03-TC-13	9/26/2003		City of Newport Beach	Prevailing Wages. Labor Code Sections 1720, 1720.3, 1720.4, 1726, 1727, 1735, 1742, 1770, 1771, 1771.5, 1771.6, and 1773.5 as added or amended by Statutes 1976, Chapter 1084; Statutes 1976, Chapter 1174; Statutes 1980, Chapter 992; Statutes 1983, Chapter 142; and Statutes 1983, Chapter 143; Statutes 1989, Chapter 278; Statutes 1989, Chapter 1224; Statutes 1992, Chapter 913; Statutes 1992, Chapter 1342; Statutes 1999, Chapter 83; Statutes 1999, Chapter 220; Statutes 2000, Chapter 881; Statutes 2000, Chapter 954; Statutes 2001, Chapter 938; and Statutes 2002, Chapter 1048; and Title 8, California Code of Regulations, Sections 16000 through 16802
03-TC-14	9/26/2003		County of Santa Clara	Tuberculosis Control. Health and Safety Code Sections 121361, 121362, 121363, 121364, 121365, 121366, 121367, 121368, and 121369, as added or amended by Statutes 1993, Chapter 676; Statutes 1994, Chapter 685; Statutes 1997, Chapters 116 and 294; and Statutes 2002, Chapter 763
03-TC-15	9/26/2003		City of Kingsburg	Reserve Peace Officer Training. Statutes 1977, Chapter 987; Statutes 1979, Chapter 987; Statutes 1980, Chapters 1301 and 1340; Statutes 1982, Chapter 79; Statutes 1983, Chapter 446; Statutes 1984, Chapter 761; Statutes 1986, Chapter 160; Statutes 1988, Chapter 1482; Statutes 1989, Chapters 594 and 1165; Statutes 1990, Chapter 1695; Statutes 1991, Chapter 509; Statutes 1993, Chapters 169 and 718; Statutes 1994, Chapters 117 and 676; Statutes 1993-94 Extra Session, Chapter 26; Statutes 1995, Chapter 54; Statutes 1996, Chapter 1142; Statutes 1997, Chapter 127; Statutes 1998, Chapter 190; Statutes 1999, Chapter 111; Statutes 2000, Chapter 287; and Statutes 2001, Chapter 473; and the Post Administrative Manual, Section B
03-TC-18	9/29/2003	1/30/2004	City of Newport Beach	Test Claim: Peace Officers Procedural Bill of Rights II. Statutes 1976, Chapter 465; Statutes 1994, Chapter 1259; Statutes 1997, Chapter 148; Statutes 1998, Chapters 786, 263, and 112; Statutes 1999, Chapter 338; Statutes 2000, Chapter 209; and Statutes 2002, Chapters 1156 and 170
03-TC-23	10/1/2003		County of San Bernardino	Voter Identification Procedures. Statutes of 2000, Chapter 260 (Sections 1 & 2); Elections Code Section 14310
98-TC-14	12/22/2003		County of Los Angeles	Test Claim Amendment: Domestic Violence Arrests and Victim Assistance; Statutes 1998, Chapter 702

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96-358-03	12/23/1996	2/27/1999	San Juan USD	"Pupil Expulsions II" Statutes 1996, Chapter 15.
96-358-03A	6/6/1997	2/27/1999	San Juan USD	"Pupil Expulsions II" Statutes 1996, Chapter 1052.
96-358-04	12/23/1996	2/27/1999	San Juan USD	"Pupil Expulsions II", Statutes 1995, Chapter 972.
96-358-04A	6/6/1997	2/27/1999	San Juan USD	"Pupil Suspensions II", Statutes 1996, Chapter 951.
97-TC-09	12/29/1997	2/17/1998	Kern County Superintendent of Schools	Educational Services Plan for Expelled Pupils, Statutes 1996, Chapter 1052.
98-TC-18	6/10/1999	5/21/2001	Sierra CCD	Tenure Grievance Arbitration. Education Code Sections 87610.1, 87611, Statutes 1988, Chapter 973
98-TC-22	6/28/1999	2/27/1999	San Juan USD	Pupil Expulsions II. Statutes 1996, Chapter 15, 3rd Amendment.
98-TC-23	6/28/1999	2/27/1999	San Juan USD	Pupil Suspensions II. Statutes 1995, Chapter 974, 3rd Amendment.
99-TC-05	11/29/1999	3/15/2001	Western Placer USD	Charter School Collective Bargaining, Statutes 1999, Chapter 828 (AB 631), Education Code Sections 47605 (b)(5)(o) and 47611.5, Gov. Code Section 3540 et seq.
99-TC-14	6/29/2000		Western Placer USD and Fenton Avenue Charter School	Charter Schools III; Statutes 1996, Chapter 786 (AB 3384); Statutes 1998, Chapter 34 (AB 544); Statutes 1998, Chapter 673 (AB 2417); Statutes 1999, Chapter 162 (AB 434) Statutes 1999, Chapter 736 (SB 267); Statutes 1999, Chapter 78 (AB 1115); CDE Memo dated 5/22/00; Education Code Sections 41365, 47605(b), 47604.3, 47605(c), 47605(d), 47605(i), 47607(c), 47612.5, 47630-47664
00-TC-10	5/7/2001	7/30/2001	Sweetwater UHSD	Pupil Discipline Records, Statutes 2000, Chapter 345; Statutes 1997, Chapter 637.
00-TC-11	5/10/2001	9/18/2001	Carpinteria USD	"Notification to Teachers: Pupils Subject to Suspension or Expulsion II", Statutes 2000, Chapter 345 (AB 29); Education Code Section 48201 and 49079.
00-TC-17	6/27/2001	7/31/2001	Clovis USD	Agency Fee Arrangements; Government Code Sections 3543, 3546, 3546.3, Statutes 2000, Chapter 893, Statutes 1980, Chapter 816 (Amended by 01-TC-14)
01-TC-02	9/19/2001	1/6/2002	Lassen & San Luis Obispo County Offices of Education	CalSTRS Creditable Compensation; Statutes 1999, Chapter 939 (SB 1074), Statutes 2000, Chapter 1021 (AB 2700), Education Code Section 22119.2.
01-TC-09	12/5/2001	2/4/2002	San Jose USD	Missing Children Report, Statutes 1999, Chapters 1013 and 832, Statutes 1996, Chapter 277; Statutes 1994, Chapter 922; Statutes 1986, Chapter 249; Education Code Section 38139, 49068.5, 49068.6, 49370.

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01-TC-14	5/1/2002	7/31/2002	Clovis USD	Amendment: Agency Fee Arrangements; adding Statutes 2001, Chapter 805; to Statutes 2000, Chapter 893, Statutes 1980, Chapter 816; Government Code Sections 3543, 3546, 3546.3.
01-TC-17	6/3/2002		San Juan USD	<i>Pupil Suspensions II</i> Amendment. Education Code Sections 48900 and 48900.3, as amended by Statutes 1999, Chapter 646; Statutes 2001, Chapter 484. (Amendment to 96-358-04, 96-358-04A, 96-358-03, 98-TC-23)
01-TC-18	6/3/2002		San Juan USD	<i>Pupil Expulsions II</i> Amendment. Education Code Sections 48900, 48900.3, 48915, 48916.1, 48918, 48919, 48923, as added or amended by Statutes 1998, Chapter 489; Statutes 1999, Chapters 332 and 646; and Statutes 2001, Chapters 116, 484, (Amendment to 96-358-03, 96-358-03A, 96-358-03B, 98-TC-23)
01-TC-21	6/28/2002	1/21/2003	San Bernardino CCD	<i>Child Abuse and Neglect Reporting</i> : Statutes 2001, Chapter 754; Statutes 2001, Chapter 133; Statutes 2000, Chapter 916; Statutes 2000, Chapter 287; Statutes 1998, Chapter 311; Statutes 1997, Chapter 134; Statutes 1997, Chapter 83; Statutes 1996, Chapter 1090; Statutes 1996, Chapter 1081; Statutes 1996, Chapter 1080; Statutes 1994, Chapter 3263; Statutes 1993, Chapter 1253; Statutes 1993, Chapter 510; Statutes 1993, Chapter 346; Statutes 1992, Chapter 459; Statutes 1991, Chapter 1102; Statutes 1991, Chapter 132; Statutes 1990, Chapter 1603; Statutes 1990, Chapter 931; Statutes 1988, Chapter 1580; Statutes 1988, Chapter 269; Statutes 1988, Chapter 39; Statutes 1987, Chapter 1459; Statutes 1987, Chapter 1444; Statutes 1987, Chapter 1418; Statutes 1987, Chapter 1020;
				Statutes 1987, Chapter 640; Statutes 1986, Chapter 1289; Statutes 1986, Chapter 248; Statutes 1985, Chapter 1598; Statutes 1985, Chapter 1572; Statutes 1985, Chapter 1528; Statutes 1985, Chapter 1420; Statutes 1985, Chapter 1068; Statutes 1985, Chapter 464; Statutes 1985, Chapter 189; Statutes 1984, Chapter 1718; Statutes 1984, Chapter 1613; Statutes 1984, Chapter 1423; Statutes 1984, Chapter 1391; Statutes 1984, Chapter 1170; Statutes 1982, Chapter 905; Statutes 1981, Chapter 435; Statutes 1981, Chapter 29; Statutes 1980, Chapter 1117; Statutes 1980, Chapter 1071; Statutes 1980, Chapter 855; Statutes 1979, Chapter 373; Statutes 1978, Chapter 136; Statutes 1977, Chapter 958; Statutes 1976, Chapter 1139; Statutes 1976, Chapter 242; Statutes 1975, Chapter 226; Penal Code Sections 273a, 11161.5, 11161.6, 11161.7, 11164, 11165, 11165.1, 11165.2, 11165.3, 11165.4, 11165.5, 11165.6, 11165.7, 11165.9, 11165.14, 11166, 11166.5, 11168 and 11174.3.

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01-TC-22	6/28/2002	11/7/2002	San Juan USD	Academic Performance Index; Education Code Sections 44560 et al., title 5, CCR Sections 1031 through 1039, Statutes 2001 (SB 1295), Chapter 887; Statutes 2001, Chapter 749 (AB 961); Statutes 2001, Chapter 745 (SB 1991); Statutes 2001, Chapter 159 (SB 662); Statutes 2000, Chapter 695 (SB 1552); Statutes 2000, Chapter 190 (AB 2162); Statutes 2000, Chapter 71 (SB 1667); Statutes 1999, Chapter 52 (AB 1114); Statutes 1999/00, Chapter 3 (SB 1)
01-TC-28	6/28/2002	12/8/2003	Clovis USD	Prevailing Wage Rates; Statutes 1989, Chapter 1224; Statutes 1989, Chapter 278; Statutes 1988, Chapter 60; Statutes 1983, Chapter 1054; Statutes 1983, Chapter 681; Statutes 1981, Chapter 449; Statutes 1980, Chapter 992; Statutes 1980, Chapter 962; Statutes 1979, Chapter 373; Statutes 1978, Chapter 1249; Statutes 1977, Chapter 423; Statutes 1976, Chapter 1179; Statutes 1976, Chapter 1174; Statutes 1976, Chapter 864; Statutes 1976, Chapter 599; Statutes 1976, Chapter 538; Statutes 1976, Chapter 281; Labor Code
				Sections 1720, 1720.2, 1720.3, 1726, 1727, 1733, 1735, 1741, 1742, 1742.1, 743, 17.50, 1770, 771, 71.5, -1771.6, 1772, 1773, 1773.1, 1773.2, 1773.3, 1773.5, 1773.6, 1775, 1776, 1777.1, 1777.5, 1777.6, 1777.7, 1812, 1873, 1861; (Continued below to next cell) Public Contract Code Section 22002, Title California Code of 8, Regulations Section 16000, Sections 16001 through 16003.
				Sections 16100 through 16102, Sections 16200 through 16206, Sections 16300 through 16304, Sections 16460 through 16403, Sections 16410 through 16414, Section 16425, Sections 16426 through 16428, Sections 16429 through 16432 Section 164331, Sections 16436 through 16439, Section 16560, Sections 16800 through 16802, Sections 17201 through 17212, Sections 17220 through 17229.
				Sections 17230 through 17237, Sections 17240 through 17253, Sections 47260 through 17264.
02-TC-02	7/17/2002	9/23/2002	County of Los Angeles and San Diego USD	TC Amendment (adding San Diego USD as Co-claimant): Workers' Compensation Disability Benefits for Government Employees. Labor Code Section 4850, as amended by Statutes 2000, Chapters 920 and 929; Statutes 1999, Chapters 224 and 970; Statutes 1989, Chapter 1464; and Statutes 1977, Chapter 981.(Amendment to 00-TC-20)
02-TC-05	09/13/02	12/27/02	Santa Monica CCD	<i>Racial Profiling: Law Enforcement Training (K-14)</i> . Penal Code Section 13519.4, Statutes 2001, Chapter 854 (SB 205); Statutes 2000, Chapter 684 (SB 1102); Statutes 1992, Chapter 1267 (AB 401); Statutes 1990, Chapter 489 (SB 2680).

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02-TC-12	2/11/2003	3/25/2004	San Monica CCD	<i>Crime Statistics Reports (K-14)</i> : Statutes 1979, Chapters 255 and 860 (SB 281 and AB 1421); Statutes 1980, Chapter 1340 (SB 1447); Statutes 1982, Chapters 142 and 147 (SB 561 and Senate Resolution 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, Chapters 872 and 1142 (AB 3472 and SB 1797); Statutes 1998, Chapter 933 (AB 1999); Statutes 1999, Chapters 561, 659, 661, and 662 (AB 59, SB 355, AB 825, and SB 218); Statutes 2000, Chapters 254, 626, and 1001 (SB 2052, AB 715, and SB 1944); Statutes 2001, Chapters 468 and 483 (SB 314 and AB 469); Statutes 2002, Chapter 833 (SB 1807); California Department of Justice, Criminal Statistics Reporting Requirements, March 2000.
02-TC-13	2/21/2003	6/30/2003	San Jose USD	<i>Pupil Safety Notices</i> : Statutes 1983, Chapter 498 (SB 813); Statutes 1984, Chapters 482 and 948 (AB 3757 and AB 2549); Statutes 1986, Chapters 196 and 332 (AB 1541 and AB 2824); Statutes 1992, Chapter 445 and 1317 (AB 3257 and AB 169); Statutes 1993, Chapter 489 (AB 2211); Statutes 1994, Chapter 1172 (AB 2978); Statutes 1996, Chapter 1023 (SB 1023) Statutes 2002, Chapter 492 (AB1859); Education Code Sections 32242, 32243, 32245, 46010.1, 48904, 48904.3 and 48987; Welfare and Institutions Code Section 18285; California Code of Regulation, Title 5, Section 11523.
02-TC-16	2/27/2003	6/13/2003	Santa Monica CCD	<i>Lifeguard Skin Cancer Presumption (K-14)</i> . Statutes 2001, Chapter 846 (AB 663); Labor Code Section 3212.11.
02-TC-17	2/27/2003	6/13/2003	Santa Monica CCD	<i>Hepatitis Presumption (K-14)</i> . Statutes 2000, Chapter 490 (SB 32); Statutes 2001, Chapter 883 (AB 196); Labor Code Section 3212.8.
02-TC-19	5/12/2003	8/18/2003	Santa Monica CCD	<i>CalSTRS Service Credit</i> . Statutes 1993, Chapter 893 (AB 1796); Statutes 1994, Chapters 20 (SB 858), 507 (AB 2647), 603 (AB 2554), and 933 (AB 3171); Statutes 1995, Chapters 390 (AB 1122), 394 (AB 948), and 592 (AB 1298); Statutes 1996, Chapters 383 (AB 3221), 608 (AB 2673), 634 (SB 2041), 680 (SB 1877), and 1165 (AB 3032); Statutes 1997, Chapters 482 (SB 471) and 838 (SB 227) Statutes 1998, Chapters 965 (AB 2765), 967 (AB 2804), 1006 (AB 1102), 1048 (SB 2085), and 1076 (SB 2126); Statutes 1999, Chapter 939 (SB 1074) Statutes 2000, Chapters 402 (AB 649), 880 (SB 1694), 1020 (AB 820), 1021 (AB 2700), 1025 (AB 816), and 1032 (SB 1435); Statutes 2001, Chapters 77 (SB 165), 159 (SB 662), 802 (SB 499), and 803 (SB 501); Statutes 2002, Chapter 375 (AB 2982); Education Code Section 22000, et al.

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02-TC-21	5/23/2003		Contra Costa CCD	Tuition Fee Waivers. Statutes 1975, Chapter 78 (SB 82); Statutes 1976, Chapter 990 (AB 4289); Statutes 1977, Chapters 36 and 242 (AB 447 and AB 645); Statutes 1979, Chapter 797 (AB 1549); Statutes 1980, Chapters 580 and 789 (AB 2567 and AB 2825); Statutes 1981, Chapter 102 (AB 251); Statutes 1982, Chapter 1070 (AB 2627); Statutes 1983, Chapter 317 (SB 646); Statutes 1988, Chapter 753 (AB 3958); Statutes 1989, Chapters 424, 900, and 985 (AB 1237, AB 259, and SB 716); Statutes 1990, Chapter 1372 (SB 1854); Statutes 1991, Chapter 455 (AB 1745); Statutes 1992, Chapters 170 and 1236 (AB 3058 and SB 2000); Statutes 1993, Chapter 8 (AB 46); Statutes 1995, Chapters 389 and 758 (AB 723 and AB 446); Statutes 1997, Chapter 438 (AB 1317); Statutes 1998, Chapter 952 (AB 639); Statutes 2000, Chapters 571 and 949 (AB 1346 and AB 632); Statutes 2001, Chapter 814 (AB 540); and Statutes 2002, Chapter 450 (AB 1746) Education Code Section 68044, et al. California Code of Regulations, Title 5, Section 54002, et al. Revised Guidelines and Information, "Exemption from Nonresident Tuition," Chancellor of the California Community Colleges (May 2

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02-TC-22	5/23/2003		West Kern CCD	<i>Disabled Student Programs and Services</i> . Education Code Sections 67300, 67301, 67302, 67310, 67311, 67312, and 84850, as added and amended by Statutes 1977, Chapter 36 (AB 447), Statutes 1978, Chapter 1403 (AB 2670), Statutes 1979, Chapters 282 and 1035 (AB 8 and SB 186), Statutes 1981, Chapter 796 (SB 1053), Statutes 1982, Chapter 251 (AB 1729), Statutes 1983, Chapter 323 (AB 223), Statutes 1985, Chapter 903 (SB 1160), Statutes 1986, Chapter 248 SB 2451), Statutes 1987, Chapters 829 and 998 (AB 746 and SB 252), Statutes 1990, Chapters 1066 and 1206 (AB 2625 and AB 3929), Statutes 1991, Chapter 626 (AB 1021), Statutes 1992, Chapter 1243 (AB 3090), Statutes 1995, Chapter 758 (AB 446), Statutes 1999, Chapter 379 (AB 422), and Statutes 2001, Chapter 745 (SB 1191);
				California Code of Regulations, Title 5, Sections 54100, 55522, 55602.5, 56000, 56002, 56004, 56005, 56006, 56008, 56010, 56020, 56022, 56026, 56027, 56028, 56029, 56030, 56032, 56034, 56036, 56038, 56040, 56042, 56044, 56046, 56048, 56050, 56052, 56054, 56060, 56062, 56064, 56066, 56068, 56070, 56072, 56074, and 56076; and Implementing Guidelines for Title 5 Regulations, Disabled Student Programs and Services
02-TC-24	6/5/2003		San Juan USD and Santa Monica CCD	<i>Reporting Improper Governmental Activities</i> . Education Code Sections 44110, 44111, 44112, 44113, 44114, 87160, 87161, 87162, 87163, and 87164, as added and amended by Statutes 2000, Chapter 531 (AB 531), Statutes 2001, Chapters 159 and 416 (SB 662 and AB 647), and Statutes 2002, Chapter 81 (AB 2034)
02-TC-25	6/5/2003		Los Rios CCD	<i>Notice to Students</i> . Education Code Sections 66281.5 and 66721.5, as added and amended by Statutes 1998, Chapter 914 (AB 499), and Statutes 2000, Chapter 187 (AB 1918); and California Code of Regulations, Title 5, Sections 51006, 54626, 54805, 55005, 55202, 55530, 55534, 55750, 55752, 55753, 55758, 55759, 55760, 55761, 55762, 55764, 55765, 55800, 58102, 58104, 59404, and 59410
02-TC-26	6/10/2003	4/19/2004	San Bernardino CCD	<i>Peace Officer Instructor Training</i> . Title 11, California Code of Regulations, Sections 1001, 1052, 1055, 1056, 1058, 1070, 1071, and 1082
02-TC-27	6/13/2003		Santa Monica CCD	<i>Employment of College Faculty and Administrators</i> . Education Code Sections 70901, 87356, 87357, 87358, 87359, 87360, 87360.1, 87611, 87663, 87714, 87740, 87743.2, 87743.3, 87743.4, and 87743.5; as added and amended by Statutes 2000, Chapter 124, Statutes 1998, Chapter 1023, Statutes 1995, Chapter 758, Statutes 1993, Chapter 506, Statutes 1990, Chapter 1302, Statutes 1988, Chapter 973, Statutes 1981, Chapter 470; and California Code of Regulations, Title 5, Sections 53130, 53403, 53406, 53407, 53410, 53410.1, 53412, 53414, 53415, 53416, 53417, 53420, and 53430

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02-TC-28	6/13/2003		Long Beach CCD	Cal Grants. Education Code Sections 69432.8, 69432.9, 69433, 69433.5, 69433.6, 69433.7, 69434, 69434.5, 69435, 69435.3, 69436, 69436.5, 69437, 69437.3, 69437.6, 69439, 69440, and 69514.6; as added and amended by Statutes 2001, Chapter 159, Statutes 2001, Chapter 8, and Statutes 2000, Chapter 403; and, California Code of Regulations, Title 5, Sections 30002, 30007, 30023, 30026, 30027, and 30032
02-TC-29	6/13/2003	4/28/2004	West Kern CCD	Extended Opportunity Programs and Services. Education Code Sections 69640, 69641, 69641.5, 69643, 69648, 69649, 69652, 69655, and 69656; as added and amended by Statutes 1990, Chapter 1455, Statutes 1990, Chapter 1372, Statutes 1985, Chapter 1586, and Statutes 1984, Chapter 1178; and, California Code of Regulations, Title 5, Sections 56200, 56201, 56202, 56204, 56206, 46208, 56210, 56220, 56222, 56224, 56226, 56230, 56232, 56234, 56236, 56238, 56240, 56252, 56254, 56256, 56258, 56260, 56262, 56264, 56270, 56272, 56274, 56276, 56278, 56280, 56290, 56292, 56293, 56295, 56296, and 56298; and EOPS Implementing Guidelines, Chancellor of the California Community Colleges (January 2002)
02-TC-30	6/18/2003	3/23/2004	Clovis USD	School Facilities Funding Requirements. (See attached document for California Code of Regulations, Education Code Sections, and Chapter Bills.)

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File Number	Original Filing Date	Record Close Date	Claimant	Name of Test Claim: Subject Statutes; Executive Orders
02-TC-31	6/23/2003		Santa Monica CCD	<p><i>Minimum Conditions for State Aid. Education Code Sections 212, 212.5, 213, 214, 221.5, 221.7, 66010.2, 66010.7, 66016, 66030, 66251, 66252, 66261, 66261.5, 66262, 66262.5, 66263, 66264, 66270, 66271.7, 66281.5, 66290, 66291, 66292, 66292.3, 66271, 66271.5, 66722, 66722.5, 66731, 66732, 66736, 66737, 66738, 66740, 66741, 66742, 66743, 70901, 70901.5, 70902, 71027, 72011, 72012, 72013, 72014, 78015, 78016, 78211.5, 78212, 78213, 78214, 78215, 78216, 81820, 81821, 81823, 87101, 87102, 87482.6, 87482.7, as added and amended by Statutes 2002. Chapter 1169, Statutes 2000, Chapter 187, Statutes 1999, Chapter 587, Statutes 1998, Chapters 1023, 914, 365, Statutes 1995, Chapters 758 and 493, Statutes 1991, Chapters 1198, 1188, and 1038, Statutes 1990, Chapters 1667 and 1372, Statutes 1988, Chapters 1514 and 973, Statutes 1986, Chapter 1467, Statutes 1984, Chapter 1371, Statutes 1983, Chapters 537 and 143, Statutes 1982, Chapters 1329 and 1117, Statutes 1981, Chapters 891 and 470, Statutes 1980, Chapter 910, Statutes 1979, Chapters 977 and 797, Statutes 1977, Chapters 967 and 36, Statutes 1976, Chapters 1176, 10</i></p> <p>and California Code of Regulations, Title 5, Sections 51000, 51002, 51004, 51006, 51008, 51010, 51012, 51014, 51016, 51018, 51020, 51021, 51023, 51023.5, 51024, 51025, 51026, 51027, 51100, 51102, 53001, 53002, 53003, 53004, 53005, 53006, 53020, 53021, 53022, 53023, 53024, 53025, 53026, 53033, 53034, 53200, 53202, 53203, 53204, 53207, 53300, 53301, 53302, 53308, 53309, 53310, 53311, 53312, 53314, 54220, 55000, 55002, 55004, 55005, 55006, 55100, 55130, 55150, 55160, 55170, 55182, 55200, 55201, 55202, 55205, 55207, 55209, 55211, 55213, 55215, 55217, 55219, 55300, 55316, 55316.5, 55320, 55321, 55322, 55340, 55350, 55401, 55402, 55403, 55404, 55500, 55502, 55510, 55512, 55514, 55516, 55518, 55520, 55521, 55522, 55523, 55524, 55525, 55526, 55530, 55532, 55534, 55600, 55601, 55602, 55602.5, 55603, 55605, 55607, 55620.</p> <p>55630, 55750, 55751, 55752, 55753, 55753.5, 55753.7, 55754, 55755, 55756, 55756.5, 55757, 55758, 55758.5, 55759, 55760, 55761, 55762, 55763, 55764, 55765, 55800, 55800.5, 55801, 55805.5, 55806, 55807, 55808, 55809, 55825, 55827, 55828, 55829, 55830, 55831, 58102, 58104, 58106, 58107, 58108; and Handbook of Accreditation and Policy Manual, Accrediting Commission for Community and Junior Colleges (Summer 2002); Program and Course Approval Handbook, Chancellor's Office California Community Colleges (September 2001); and Student Equity Guidelines for Developing a Plan, Fall 2002. The Academic Senate for California Community Colleges (Appendix 1: Chancellor's Office "Student Equity Plan Review Procedures and Instructions"); Appendix 3: Chancellor's Office Student Equity: Regulations and Guidelines, Revised May 14, 1997, adopted by the Academic Senate Fall 2002) (Hereafter cited as Education Code Section 212, et al.)</p>

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File Number	Original Filing Date	Record Close Date	Claimant	Name of Test Claim: Subject Statutes; Executive Orders
02-TC-33	6/23/2003	#####	Bakersfield City School District and Sweetwater UHSD	<i>Comprehensive School Safety Plans II</i> . Education Code Sections 35294.1, 35294.2, 35294.6, 35294.8, Statutes 2001, Chapter 646; Statutes 2001, Chapter 890; Statutes 2002, Chapter 91; Statutes 2002, Chapter 506; Statutes 2002, Chapter 735.
02-TC-34	6/23/2003		Riverside USD and the Palomar CCD	<i>Student Records. Minimum Conditions for State Aid</i> . Education Code Sections 49062, 49065, 49067, 49068, 49069.3, 49069.5, 49076.5, 49077, 49078, 76220, 76223, 76225, 76234, 76244, 76245, and 76246 as added and amended by Statutes 1975, Chapter 816; Statutes 1976, Chapter 1297; Statutes 1980, Chapter 1347; Statutes 1983, Chapter 498; Statute 1989, Chapter 593; Statutes 1993, Chapter 561; Statutes 1995, Chapter 758; Statutes 1996, Chapter 879; Statutes 1998, Chapter 311; Statutes 1998, Chapter 846; and Statutes 2000, Chapter 67
02-TC-35	6/24/2003		Clovis USD and Santa Monica CCD	<i>Public Contracts (K-14)</i> . Public Contract Code Sections 2000, 2001, 3300, 6610, 7104, 7101, 7109, 9203, 10299, 12109, 20100, 20101, 20102, 20103.5, 20103.6, 20103.8, 20104, 20104.2, 20104.4, 20104.6, 20104.50, 20107, 20110, 20111, 20111.5, 20116, 20650, 20651, 20651.5, 20657, 20659, 22300; Business and Professions Code Section 7028.15; and California Code of Regulations, Title 5, Sections 59500, 59504, 59505, 59506, and 59509. Statutes 1976, Chapter 921; Statutes 1977, Chapters 36 and 631; Statutes 1980, Chapter 1255; Statutes 1981, Chapters 194 and 470; Statutes 1982, Chapters 251, 465, and 513; Statutes 1983, Chapter 256; Statutes 1984, Chapters 173, 728, and 758; Statutes 1985,
				Chapter 1073; Statutes 1986, Chapters 886 and 1060; Statutes 1987, Chapter 102; Statutes 1988, Chapters 538 and 1408; Statutes 1989, Chapters 330, 869, and 1163; Statutes 1990, Chapters 321, 694, 808, and 1414; Statutes 1991, Chapters 785 and 933; Statutes 1992, Chapters 294, 799, and 1042; Statutes 1993, Chapters 1032 and 1195; Statutes 1994, Chapter 726; Statutes 1995, Chapter 504, and 897; Statutes 1997, Chapters 390 and 722; Statutes 1998, Chapters 657 and 857; Statutes 1999, Chapter 972; Statutes 2000, Chapters 126, 127, 159, 292, and 776; and Statutes 2002, Chapter 455
02-TC-36	6/25/2003	8/18/2003	Clovis USD	<i>Surplus Property Advisory Committees</i> . Education Code Sections 17387, 17388, 17389, 17390, and 17391 as added and amended by Statutes 1982, Chapter 689, Statutes 1984, Chapter 584, Statutes 1986, Chapter 1124, Statutes 1987, Chapter 655, and Statutes 1996, Chapter 277
02-TC-37	6/26/2003		Berkeley USD and Sacramento City USD	<i>Adult Education Enrollment Reporting</i> . Statutes 1999, Chapter 50; Statutes 2000, Chapter 52; Statutes 2001, Chapter 106; Statutes 2002, Chapter 379; and Letters from the California Department of Education, dated July 6, 1999, April 24, 2000, and August 1, 2002.

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02-TC-42	6/27/2003	3/1/2004	Clovis USD	Developer Fees. Education Code Sections 17620, 17621, 17622, 17623, 17624, 17625, and 17626 and Government Code Sections 65970, 65971, 65972, 65973, 65974, 65974.5, 65975, 65976, 65977, 65978, 65979, 65980, 65981, 65995, 65995.1, 65995.2, 65995.5, 65995.7, 65996, 65997, 65998, 66001, 66002, 66004, 66005, 66006, 66007, 66008, 66016, 66017, 66018, 66018.5, 66020, 66022, 66023, 66024, 66025, 66030, 66031, 66032, 66034, and 66037 as added and amended by Statutes 1977, Chapter 955; Statutes 1979, Chapter 282; Statutes 1980, Chapter 1354; Statutes 1981, Chapter 201; Statutes 1982, Chapter 923; Statutes 1983, Chapters 921 and 1254; Statutes 1984, Chapter 1062; Statutes 1985, Chapter 1498; Statutes 1986, Chapters 136, 685, 887, 888; Statutes 1987, Chapters 927, 1002, 1037, 1184, and 1346; Statutes 1988, Chapters 29, 160, 418, 912, 926; Statutes 1989, Chapters 170 and 1209; Statutes 1989, Chapter 1217; Statutes 1990, Chapters 633 and 1572; Statutes 1991, Chapter 536; Statutes 1992, Chapters 169, 231, 487, 605; r 1354; Statutes 1993, Chapters 589 and 1195; Statutes 1994, Chapters 300, 983, 1228; Statutes 1995, Chapter 686
02-TC-43	6/27/2003	2/25/2004	Clovis USD	Stats. 1997, Chapter 772; Stats. 1998, Chapter 407; Stats. 1998, Chapter 689; Stats. 1999, Chapter 300; Stats. 1999, Chapter 858; Stats. 2000, Chapter 135; Stats. 2002, Chapter 33; and Stats. 2002, Chapter 1016
02-TC-44	6/27/2003	9/18/2003	Clovis USD	Hazardous Materials Assessments. Education Code Sections 17072.13, 17210, 17210.1, 17211, 17212, 17212.5, 17213, 17213.1, 17213.2, 17251, 17315, and Health and Safety Code Sections 25358.7 and 25358.7.1 as added and amended by Stats. 1976, Chapter 557; Stats. 1977, Chapter 242; Stats. 1978, Chapter 362; Stats. 1982, Chapter 735; Stats. 1990, Chapter 1602; Stats. 1991, Chapter 1183; Stats. 1996, Chapter 277; Stats. 1999, Chapters 992 and 1002; Stats. 2000, Chapter 443; Stats. 2001, Chapters 159, 422, and 865; and Stats. 2002, Chapter 935
				Deferred Maintenance Programs. Education Code Sections 17582, 17583, 17584, 17584.1, 17584.2, 17585, 17586, 17587, 17588, 17589, 17590, 17591, 17592, 49410, 49410.2, 49410.5, 49410.7 as added or amended by Stats. 1979, Chapter 282; Stats. 1980, Chapters 40 and 1354; Stats. 1981, Chapters 371, 649 and 1093; Stats. 1982, Chapter 525; Stats. 1983, Chapters 753 and 800; Stats. 1984, Chapters 1234 and 1751; Stats. 1985, Chapters 759 and 1587; Stats. 1986, Chapters 886, 1258 and 1451; Stats. 1987, Chapters 917 and 1254; Stats. 1989, Chapters 83 and 711; Stats. 1990, Chapter 1263; Stats. 1996, Chapter 277; Stats. 1999, Chapter 390; and Stats. 2002, Chapters 1075 and 1084; and

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File Number	Original Filing Date	Record Close Date	Claimant	Name of Test Claim: Subject Statutes; Executive Orders
03-TC-01	7/9/2003	1/8/2004	San Diego USD	<i>School Bus Safety III</i> . Education Code Sections 38047.5, 38047.6, 38048, and 39831.5; and Vehicle Code Sections 22112, 22454, 27316, and 27316.5 as added or amended by Stats. 1999, Chapters 647 and 648; Stats. 2001, Chapter 581; Stats. 2002, and Chapters 360 and 397
03-TC-02	7/28/2003		Solana Beach School District	<i>Uniform Complaint Procedures (K-12)</i> . Education Code Sections 200, 220, 231.5, 250, 251, 253, 260, 261, 262.3, and 262.4; and Government Code Sections 11135, 11136, 11137, 11138, and 11139 as added or amended by Stats. 1977, Chapter 972; Stats. 1982, Chapter 1117; Stats. 1988, Chapter 1514; Stats. 1990, Chapter 1372; Stats. 1992, Chapters 417, 906, and 913; Stats. 1993, Chapter 1123; Stats. 1994, Chapter 146; Stats. 1998, Chapter 914; Stats. 1999, Chapters 587 and 591; Stats. 2001, Chapter 708; Stats. 2002, Chapters 300 and 1102; and Title 5, California Code of Regulations Sections 4600, 4610, 4611, 4620, 4621, 4622, 4630, 4631, 4632, 4640, 4650, 4651, 4652, 4660, 4661, 4662, 4663, 4664, 4665 and 4670
03-TC-03	8/29/2003	5/12/2004	San Diego USD	<i>Charter Schools IV</i> . Education Code Sections 1628, 42100, 47602, 47604.3, 47604.4, 47605, 47605.1, 47605.6, 47605.8, 47611.5, 47612.1, 47613.1, 47620, 47626, and 47652; Government Code Section 3540.1, as added or amended by Stats. 1999, Chapter 828 and Statutes 2002, Chapter 1058
03-TC-05	9/12/2003		Santa Monica CCD	<i>California Community Colleges Budget and Accounting Manual</i> . Title 5, California Code of Regulations, Section 59010; California Community Colleges Budget and Accounting Manual 2000 Edition
03-TC-06	9/22/2003		Castro Valley USD	<i>California English Language Development Test - 2</i> . Education Code Sections 48985, 52164, 52164.1, 52164.2, 52164.3, 52164.5, and 52164.6 as added or amended by Stats. 1977, Chapter 36; Statutes 1978, Chapter 848; Statutes 1980, Chapter 1339; Statutes 1981, Chapter 219; and Statutes 1994, Chapter 922; and Title 5, California Code of Regulations Sections 11300, 11301, 11302, 11303, 11304, 11305, 11306, 11307, 11308, 11309, 11310, 11316, 11510, 11511, 11511.5, 11512, 11512.5, 11513, 11513.5, 11514, 11516.5, and 11517

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File Number	Original Filing Date	Record Close Date	Claimant	Name of Test Claim: Subject Statutes; Executive Orders
03-TC-07	9/22/2003	3/23/2004	Castro Valley USD	<i>Instructional Materials Funding Requirements</i> . Education Code Sections 60000, 60002, 60045, 60048, 60119, 60200, 60242, 60242.5, 60248, 60252, 60421, 60422, 60423, 60424, 60501, 60510.5, and 60521 as added or amended by Statutes 1976, Chapter 817; Statutes 1977, Chapter 36; Statutes 1979, Chapter 282; Statutes 1982, Chapter 1503; Statutes 1983, Chapter 498; Statutes 1985, Chapter 1440; Statutes 1985, Chapters 1470, 1546, and 1597; Statutes 1986, Chapter 211; Statutes 1987, Chapter 1452; Statutes 1989, Chapter 1181; Statutes 1991, Chapters 353, 529, and 1028; Statutes 1993, Chapter 56; Statutes 1994, Chapter 927; Statutes 1995, Chapters 325, 413, 534, and 764; Statutes 1996, Chapter 124; Statutes 1997, Chapter 251; Statutes 1999, Chapters 276 and 646; Statutes 2000, Chapter 461; Statutes 2002, Chapter 802; and Statutes 2003, Chapter 4; California Code of Regulations, Title 5, Sections 9505, 9530, 9531, 9532, and 9535; and Standards for Evaluating Instructional Materials for Social Content (2000 Edition)
03-TC-09	9/25/2003		San Diego County Office of Education	<i>Teacher Credentialing</i> . Education Code Sections 44225, 44225.7, 44300, 44301, 44326, 44327, 44332, 44830, 44830.3, 44842, 44885.5, 44901, and 45037, as added or amended by Statutes 1975, Chapter 228; Statutes 1981, Chapter 1136; Statutes 1982, Chapters 206, 436, 471, and 1388; Statutes 1983, Chapters 498, 536, 1038, and 1302; Statutes 1984, Chapter 482; Statutes 1985, Chapter 747; Statutes 1986, Chapter 989; Statutes 1987, Chapter 1468; Statutes 1988, Chapter 1355; Statutes 1989, Chapter 375; Statutes 1991, Chapter 590; Statutes 1992, Chapter 1050; Statutes 1993, Chapter 378; Statutes 1994, Chapters 673 and 922; Statutes 1996, Chapters 303 and 948; Statutes 1997, Chapter 934; Statutes 1998, Chapters 533 and 547; Statutes 1999, Chapters 281 and 381; Statutes 2001, Chapter 585; Statutes 2002, Chapters 1069 and 1087; and California Code of Regulations, Title 5, Sections 80005, 80016, 80020.4.1, 80023.1, 80023.2, 80025, 80025.1, 80025.5, 80026, 80026.1, 80026.5, 80026.6, 80027, 80035, 80035.5, 80036, 80036.1, 80036.3, 80037, 80037.5, 80038, 80040, 80043, 80045, 80047.2, 80047.4, 80048.2, 80048.3, 80054, 80055.1, 80055.2, 80058.2, 80070.2, 80070.3, 80070.4, 80070.6, 80071.4, 80413.3, 80556, 80556.1 and 80601
03-TC-16	9/29/2003	5/27/2004	San Jose USD	<i>Parental Involvement Programs</i> . Education Code Sections 11500, 11501, 11502, 11503, 11504, 11506, 49091.10, 49091.14, 51101, 51101.1, as added or amended by Statutes 1990, Chapter 1400; Statutes 1998, Chapters 864 and 1031; Statutes 2001, Chapter 749; and Statutes 2002, Chapter 1037

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File Number	Original Filing Date	Record Close Date	Claimant	Name of Test Claim; Subject Statutes; Executive Orders
03-TC-17	9/29/2003	4/22/2004	Clovis USD	<p><i>California Environmental Quality Act (CEQA)</i>; Education Code Section 17025; Government Code Sections 66031 and 66034; and Public Resources Code Sections 21002.1, 21003, 21003.1, 21080.09, 21080.1, 21801.3, 21080.4, 21081, 21081.6, 21082, 21082.1, 21082.2, 21083, 21083.2, 21091, 21092, 21092.1 through 21092.6, 21094, 21100, 21102, 21150, 21151, 21151.2, 21151.8, 21152 through 21154, 21157, 21157.1, 21157.5, 21158, 21161, 21165 through 21167, 21167.6, 21167.6.5, 21167.8 and 21168.9 as added or amended by Statutes 1970, Chapter 1433; Statutes 1972, Chapter 1154; Statutes 1975, Chapter 222; Statutes 1976, Chapter 1312; Statutes 1977, Chapter 1200; Statutes 1983, Chapter 967; Statutes 1984, Chapters 571 and 1514; Statutes 1985, Chapter 85; Statutes 1987, Chapter 1452; Statutes 1989, Chapters 626 and 659; Statutes 1991, Chapters 905, 1183, and 1212; Statutes 1993, Chapters 375, 1130, and 1131; Statutes 1994, Chapters 1230 and 1294; Statutes 1995, Chapter 801; Statutes 1996, Chapters 277, 444, 547, and 799; Statutes 1997, Chapter 415; Statutes 2000, Chapter 738; Statutes 2001, Chapter 867; Statutes 2002, Chapter</p> <p>and California Code of Regulations, Title 5, Sections 14011 and 57121; and California Code of Regulations, Title 14 Sections 15002, 15004, 15020, 15021, 15022, 15025, 15041 through 15043, 15050, 15053, 15060, 156061 through 15064, 15604.5, 15604.7, 15605, 15070 through 15075, 15081.5, 15082, 15084 through 15095, 15100, 15104, 15122 through 15126.6, 15128 through 15130, 15132, 15140, 15142, 15143, 15145, 15147 through 15150, 15152, 15153, 15162, 15164 through 15168, 15176 through 15179, 15184 through 15186, 15201, 15203, 15205, 15206, 15208, 15223, 15225, and 15367; and the California State Clearinghouse Handbook – 2000</p>

