

AMENDED IN SENATE AUGUST 7, 2000
AMENDED IN ASSEMBLY MAY 17, 2000
AMENDED IN ASSEMBLY APRIL 24, 2000

CALIFORNIA LEGISLATURE—1999–2000 REGULAR SESSION

ASSEMBLY BILL

No. 2684

Introduced by Assembly Member Bock

February 25, 2000

An act to add ~~Section 17560.5 to~~ *and repeal Section 17560.5* of the Government Code, relating to state-mandated local costs.

LEGISLATIVE COUNSEL'S DIGEST

AB 2684, as amended, Bock. State-mandated local costs.

Existing law establishes specified procedures for local agencies and school districts to file claims with the Commission on State Mandates for reimbursement of state-mandated local programs and for payment of those claims by the Controller.

This bill would establish a Savings Allocation Program. The program would authorize a ~~local agency~~ *city, county, city and county, special district*, or school district when filing a claim, to submit findings to the Controller identifying savings generated from the implementation of ~~the mandated program~~ *any of 3 mandated programs* and would provide for allocation of the savings by the Controller, as specified. The bill would require the commission to decide any appeals of the Controller's decision regarding whether or not a savings has

occurred. *The bill would require the Controller to report to the Legislature on or before January 1, 2006, on any savings realized through this program. ~~These provisions would become operative on January 1, 2003.~~ The bill would repeal these provisions on January 1, 2007, unless a later enacted statute extends or deletes that date.*

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

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

1 SECTION 1. Section 17560.5 is added to the
 2 Government Code, to read:
 3 17560.5. (a) A Savings Allocation Program is hereby
 4 established. The Controller shall develop administrative
 5 procedures for the program, *which shall include*
 6 *eligibility standards, criteria for any award, application*
 7 *procedures, and deadlines*, pursuant to a process that is in
 8 compliance with the rulemaking provisions of the
 9 Administrative Procedure Act (Chapter 3.5
 10 (commencing with Section 11340) of Part 1 of Division 3).
 11 (b) A ~~local agency~~ *city, county, city and county, special*
 12 *district*, or school district filing a claim for reimbursement
 13 of state-mandated local costs may submit findings to the
 14 Controller identifying savings generated from
 15 implementation of ~~the mandate.~~ *any one of the following*
 16 *three mandates:*
 17 (1) *Seriously emotionally disturbed children who are*
 18 *out-of-state placement (Chapter 1474, Statutes of 1984).*
 19 (2) *Services to Handicapped Students (Chapter 1747,*
 20 *Statutes of 1984).*
 21 (3) *Child Abduction and Recovery (Chapter 1399,*
 22 *Statutes of 1976).* If the Controller finds that the ~~local~~
 23 ~~agency~~ *city, county, city and county, special district*, or
 24 school district has generated reduced costs over a
 25 reasonable period of time as a result of efficiencies taken
 26 by the ~~local agency~~ *city, county, city and county, special*
 27 *district*, or school district, he or she shall provide to the
 28 ~~local agency~~ *city, county, city and county, special district,*
 29 or school district, or school district an appropriate amount



1 representing a portion, not exceeding one-third, of the
2 realized savings. The remainder of the realized savings
3 shall be paid to the General Fund after reimbursement to
4 the Controller for reasonable administrative costs. *This*
5 *reimbursement, if any, shall begin no later than January*
6 *1, 2003.* These amounts shall be paid at the time that the
7 claim is paid from funds made available by the
8 Legislature for this purpose.

9 (c) The ~~commission~~ *Commission on State Mandates*
10 shall decide any appeals of the Controller's decision
11 regarding whether or not a savings has occurred.

12 (d) The Savings Allocation Program shall only apply to
13 General Fund savings of actual cost mandates, as
14 determined by the ~~commission~~ *Commission on State*
15 *Mandates.*

16 (e) *The Controller shall report to the Legislature on or*
17 *before January 1, 2006, on the amount of any savings*
18 *realized through this program.*

19 (f) *This section shall remain in effect only until*
20 *January 1, 2007, and as of that date is repealed, unless a*
21 *later enacted statute, that is enacted before January 1,*
22 *2007, deletes or extends that date.*

23 SEC. 2. This act shall become operative on January 1,
24 2003.

