

AMENDED IN SENATE AUGUST 14, 2000
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 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 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 ~~any of 3~~ *either of 2 specified* mandated programs and would provide for allocation of the savings by the Controller, as specified. The bill would require the ~~commission~~ *Commission on State Mandates* 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. 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 city, county, city and county, special district, or
12 school district filing a claim for reimbursement of
13 state-mandated local costs may submit findings to the
14 Controller identifying savings generated from
15 implementation of ~~any one~~ *either* of the following ~~three~~
16 mandates:

17 ~~(1) Seriously emotionally disturbed children who are~~
18 ~~out of state placement (Chapter 1474, Statutes of 1984).~~

19 ~~(2)~~

20 (1) Services to Handicapped Students (Chapter 1747,
21 Statutes of 1984).

22 ~~(3)~~

23 (2) Child Abduction and Recovery (Chapter 1399,
24 Statutes of 1976). ~~¶~~

25 (c) *If* the Controller finds that the city, county, city
26 and county, special district, or school district has
27 generated reduced costs over a reasonable period of time
28 as a result of efficiencies taken by the city, county, city
29 and county, special district, or school district, he or she



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

11 ~~(e)~~

12 (d) The Commission on State Mandates shall decide
13 any appeals of the Controller's decision regarding
14 whether or not a savings has occurred.

15 ~~(d)~~

16 (e) The Savings Allocation Program shall only apply to
17 General Fund savings of actual cost mandates, as
18 determined by the Commission on State Mandates.

19 ~~(e)~~

20 (f) The Controller shall report to the Legislature on or
21 before January 1, 2006, on the amount of any savings
22 realized through this program.

23 ~~(f)~~

24 (g) This section shall remain in effect only until
25 January 1, 2007, and as of that date is repealed, unless a
26 later enacted statute, that is enacted before January 1,
27 2007, deletes or extends that date.

28 ~~SEC. 2. This act shall become operative on January 1,~~
29 ~~2003.~~

