

DEPARTMENT: Board of Supervisors BY: Eric Erickson PHONE: 966-4744
Chairman *EJ*

RECOMMENDED ACTION AND JUSTIFICATION: (Policy Item: Yes ___ No x)

Adopt the attached two Resolutions Supporting Legislation to Require the Federal and State Governments to Completely Finance any Local Mandates

BACKGROUND AND HISTORY OF BOARD ACTIONS:

On February 23, 1993, the Sacramento County Board of Supervisors adopted two resolutions requiring the federal and state governments to completely finance any local mandates. The attached letter and supporting documents from the Chairman of the Sacramento Board of Supervisors requests that all counties support this action. Congressman Gary Condit is sponsoring legislation to put an end to the imposition of Federal mandates on state and local governments without funding those mandates. A letter and draft legislation is attached.

This action would support state and federal mandated programs being fully financed by those governments before requiring local governments to comply. Programs are being mandated without funding and the costs are becoming a financial burden to state and local governments.

LIST ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

1. Adopt the resolutions.
2. Adopt only one resolution; either federal or state funding of mandates will be supported by the Board.
3. Do not adopt the resolutions. Mariposa County will not go on record as supporting the legislation.

COSTS: (x) Not Applicable
 A. Budgeted current FY \$ _____
 B. Total anticipated costs \$ _____
 C. Required additional funding \$ _____
 D. Internal transfers \$ _____

SOURCE: () 4/5ths Vote Required
 A. Unanticipated revenues \$ _____
 B. Reserve for contingencies \$ _____
 C. Source description: _____
 Balance in Reserve for Contingencies, _____
 if approved: \$ _____

SPECIAL INSTRUCTIONS:
 List the attachments and number the pages consecutively:
 Letter from Sacramento Co. Board Chairman _____
 Supporting Documents from Sacramento County _____
 Letter & Draft Legislation from Cong Condit _____

CLERK'S USE ONLY:
 Res. No.: 93-175 + 93-176 Ord. No. _____
 Vote - Ayes: _____ Noes: _____
 Absent: 1 Abstained: _____
 Approved: 4 Denied: _____
 Minute Order Attached () No Action Necessary

The foregoing instrument is a correct copy of the original on file in this office.
 Date: _____
 ATTEST: MARGIE WILLIAMS, Clerk of the Board
 County of Mariposa, State of California
 By: _____
 Deputy

ADMINISTRATIVE OFFICER'S RECOMMENDATION:
 This item on agenda as:
 _____ Recommended
 _____ Not Recommended
 _____ For Policy Determination
 _____ Submitted with Comment
 _____ Returned for Further Action
 Comment: _____

 A.O. Initials: _____

RESOLUTION No. 93- 175

WHEREAS, the Federal Government has consistently passed legislation which mandates activities or responsibilities to local government entities; and

WHEREAS, these mandates frequently result in new programs or requirements with substantial costs; and

WHEREAS, the costs of these mandates are, in the absence of federal appropriations to implement the mandates, shifted to state or local government without any long- or short-term reimbursements; and

WHEREAS, these unfunded mandates result in a substantial financial burden on counties and result in an inability of Mariposa County to provide basic local government services to its citizens;

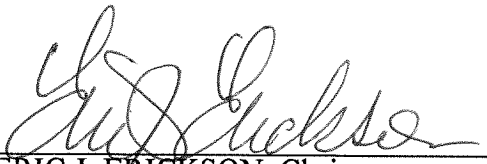
NOW THEREFORE BE IT RESOLVED that the Board of Supervisors supports the proposed Federal legislation which is being sponsored by Congressman Gary Condit which would end the practice of imposing Federal mandates on state or local governments and ensure that the Federal Government pays the costs incurred by those governments in complying with certain requirements under Federal Statutes and regulations.

PASSED AND ADOPTED by the Mariposa County Board of Supervisors, a political subdivision of the State of California, this 23rd day of March, 1993 by the following vote:

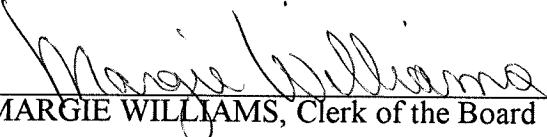
AYES: Baggett, Balmain, Erickson, Parker

NOES: None

ABSENT: Taber


ERIC J. ERICKSON, Chair
Mariposa County Board of Supervisors

ATTEST:


MARGIE WILLIAMS, Clerk of the Board

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:


JEFFREY G. GREEN, County Counsel

RESOLUTION No. 93- 176

WHEREAS, the State Government has consistently passed legislation which mandates activities or responsibilities to Mariposa County and other local government entities; and

WHEREAS, these mandates frequently result in new programs or requirements with substantial costs; and

WHEREAS, the costs of these mandates are, in the absence of state appropriations to implement the mandates, shifted to local government without any long- or short-term reimbursements; and

WHEREAS, these unfunded mandates result in substantial financial burdens on Mariposa County and result in an inability of Mariposa County to provide basic local government services to its citizens; and

WHEREAS, equal protection should be recognized by the State in that they are currently claiming that the Federal Government is acting irresponsibly by not funding mandated services to illegal immigrants while they practice similar treatment in state mandates to local governments;

NOW THEREFORE BE IT RESOLVED that the Board of Supervisors supports state legislation being introduced which would end the practice of imposing state mandates on local governments and ensure that the State pays the costs incurred by those governments in complying with certain requirements under state statutes and regulations.

PASSED AND ADOPTED by the Mariposa County Board of Supervisors, a political subdivision of the State of California, this 23rd day of March, 1993 by the following vote:

AYES: Baggett, Balmain, Erickson, Parker

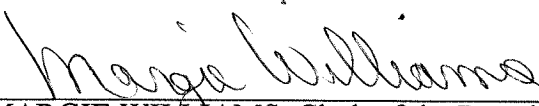
NOES: None

ABSENT: Taber



ERIC J. ERICKSON, Chair
Mariposa County Board of Supervisors

ATTEST:



MARGIE WILLIAMS, Clerk of the Board

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:



JEFFREY G. GREEN, County Counsel