Office of the State Controller
State-Mandated Costs Claiming Instructions No. 2013-12
Local Agency Ethics – Program No. 334
January 03, 2013
Revised October 1, 2025

In accordance with Government Code (GC) sections 17560 and 17561, eligible claimants may submit claims to the State Controller's Office (SCO) for reimbursement of costs incurred for state-mandated cost programs. This document contains claiming instructions and forms that eligible claimants must use for filing claims for the Local Agency Ethics program. SCO issue these claiming instructions subsequent to the Commission on State Mandates (CSM) adopting the program's Parameters and Guidelines (Ps & Gs). The Ps & Gs are an integral part of the claiming instructions and are located on CSM's website.

On May 25, 2012, CSM adopted a Statement of Decision finding that the test claim legislation imposed a partially reimbursable state-mandated program on general law counties and those eligible special districts subject to the tax-and-spend provisions of Articles XIII A and XIII B, that are required by their enabling acts to provide reimbursement of expenses, within the meaning of Article XIII B, section 6 of the California Constitution and GC section 17514.

# **Exception**

There will be no reimbursement for any period in which the Legislature has suspended the operation of a mandate pursuant to state law.

# **Eligible Claimants**

General law counties and those eligible special districts subject to the tax-and-spend provisions of Articles XIII A and XIII B of the California Constitution, that are required by their enabling act to provide reimbursement of expenses to perform the reimbursable activities, are eligible to claim reimbursement.

To establish proof of eligibility and to minimize payment delays, SCO requests that special district claimants submit a supporting document affirming that the special district received an annual allocation of property tax revenue from the county pursuant to Article XIII A of the California Constitution. This may include a Board of Directors Resolution establishing the appropriation limit for the fiscal year being claimed, in compliance with Article XIII B of the California Constitution.

# **Reimbursement Claim Deadline**

Pursuant to GC section 17560(a), annual reimbursement claims may be filed by **February 15** following the fiscal year in which costs were incurred. If the deadline falls on a weekend or holiday, claims are due the following business day. Claims filed after the deadline must be reduced by a late penalty. **Claims filed more than one year after the deadline will not be accepted.** 

# **Penalty**

# Initial Reimbursement Claims

When filed within one year of the initial filing deadline, claims are assessed a late penalty of 10% of the total amount of the initial claim without limitation pursuant to GC section 17561(d)(3).

# Annual Reimbursement Claims

When filed within one year of the annual filing deadline, claims are assessed a late penalty of 10% of the claim amount, not to exceed \$10,000, pursuant to GC section 17568.

#### **Minimum Claim Cost**

GC section 17564(a) states that no claim may be filed pursuant to sections 17551 and 17561, unless such a claim exceeds one thousand dollars (\$1,000).

#### Reimbursement of Claims

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

Evidence corroborating the source documents may include, but is not limited to, worksheets, cost allocation reports (system generated), purchase orders, contracts, agendas, training packets, and declarations. Declarations must include a certification or declaration stating: "I certify (or declare) under penalty of perjury under the laws of the State of California that the foregoing is true and correct," and must further comply with the requirements of Code of Civil Procedure section 2015.5.

Evidence corroborating the source documents may include data relevant to the reimbursable activities otherwise in compliance with local, state, and federal government requirements. However, these documents cannot be substituted for source documents.

#### **Audit of Costs**

All claims submitted to SCO are subject to review to determine if costs are related to the mandate, are reasonable and not excessive, and if the claim was prepared in accordance with the SCO's claiming instructions and the Ps & Gs adopted by CSM. If any adjustments are made to a claim, the claimant will be notified of the amount adjusted, and the reason for the adjustment.

On-site audits will be conducted by SCO as deemed necessary. Pursuant to GC section 17558.5(a), a reimbursement claim for actual costs filed by a claimant is subject to audit by SCO no later than three years after the date the actual reimbursement claim was filed or last amended, whichever is later.

However, if no funds were appropriated or no payment was made to a claimant for the program for the fiscal year for which the claim was filed, the time for SCO to initiate an audit will commence to run from the date of initial payment of the claim.

# **Record Retention**

All documentation to support actual costs claimed must be retained during the period subject to audit and made available to the SCO upon request. The period subject to audit is at a minimum, three years after the date that the actual reimbursement claim is filed or last amended, whichever is later, or, if no funds are appropriated or no payment is made to a claimant for the program for the fiscal year for which the claim is filed, three years after the date of initial payment of the claim. If an audit has been initiated by the SCO during the period subject to audit, the retention period is extended until the ultimate resolution of any audit findings. Supporting documents must be made available to the SCO on request.

# Claim Submission

Electronic submissions of the signed Form FAM-27, all other forms, and supporting documentation are accepted through an online file transfer protocol called the **Data Exchange Portal (DEP).** All information regarding **DEP** is available on the SCO's website.

For more information, contact the Local Reimbursements Section by email.

	LOCAL AGENCY ETHICS CLAIM FOR PAYMENT FORM	For State Controller's Office Use Only (19) Program Number 00334 (20) Date Filed (21) LRS Input	PROGRAM 334
(01) CI	aimant Identification Number	Reimbursement Claim D	Data
(02) CI	aimant Name	(22) FORM 1, (04) 1. (g)	
County	of Location	(23) FORM 1, (04) 2. (g)	
Street	Address or P.O. Box and Suite	(24) FORM 1, (04) 3. (g)	
City, S	tate, and Zip Code	(25) FORM 1, (04) 4. (g)	
(03)	Type of Claim	(26) FORM 1, (06)	
(04)	(09) Reimbursement	(27) FORM 1, (07)	
(05)	(10) Combined	(28) FORM 1, (09)	
(06)	(11) Amended	(29) FORM 1, (10)	
(07)	(12) Fiscal Year of Cost	(30)	
(08)	(13) Total Claimed Amount	(31)	
(14) Le	ess: 10% Late Penalty	(32)	
(15) Le	ess: Prior Claim Payment Received	(33)	
(16) Ne	et Claimed Amount	(34)	
(17) Du	ue from State	(35)	
(18) Du	ue to State	(36)	

# (37) CERTIFICATION OF CLAIM

In accordance with the provisions of Government Code sections 17560 and 17561, I certify that I am the officer authorized by the local agency to file mandated cost claims with the State of California for this program, and certify under penalty of perjury that I have not violated any of the provisions of Article 4, Chapter 1 of Division 4 of Title 1 of the Government Code.

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

The amount for this reimbursement is hereby claimed from the State for payment of actual costs set forth on the attached statements.

I certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct

Signature of Authorized Officer	Date Signed	
	Telephone Number	
Type or Print Name and Title of Authorized Signatory	Email Address	

(38) Name of Agency Contact Person for Claim	Telephone Number	
	Email Address	
Name of Consulting Firm/Claim Preparer	Telephone Number	
	Email Address	

PROGRAM 334	LOCAL AGENCY ETHICS CLAIM FOR PAYMENT INSTRUCTIONS	FORM FAM-27
(01)	Enter the claimant identification number assigned by the State Controller's	Office.
(02)	Enter claimant official name, county of location, street or postal office box city, state, and zip code.	address,
(03) to (08)	Leave blank.	
(09)	If filing a reimbursement claim, enter an "X" in the box on line (09) Reimbu	rsement.
(10)	Not applicable.	
(11)	If filing an amended reimbursement claim, enter an "X" in the box on line ( Amended.	11)
(12)	Enter the fiscal year in which actual costs are being claimed. If actual costs than one fiscal year are being claimed, complete a separate Form FAM-27 fiscal year.	
(13)	Enter the amount of the reimbursement claim as shown on Form 1, line (1 claimed amount must exceed \$1,000; minimum claim must be \$1,001.	1). The total
(14)	Initial reimbursement claims must be filed as specified in the claiming instr Annual reimbursement claims must be filed by <b>February 15</b> , or as specified claiming instructions following the fiscal year in which costs were incurred. filed after the specified date must be reduced by a late penalty. Enter zero was filed on time. Otherwise, enter the result from the following penalty can formula:	ed in the Claims if the claim
	<ul> <li>Late Initial Reimbursement Claims: Form FAM-27, line (13) multiplie without limitation; or</li> </ul>	ed by 10%,
	<ul> <li>Late Annual Reimbursement Claims: Form FAM-27, line (13) multip 10%, late penalty not to exceed \$10,000.</li> </ul>	olied by
(15)	Enter the amount of payment, if any, received for the claim. If no payment received, enter zero.	was
(16)	Enter the net claimed amount by subtracting the sum of lines (14) and (15) (13).	) from line
(17)	If line (16), Net Claimed Amount, is positive, enter that amount on line (17) State.	), Due from
(18)	If line (16), Net Claimed Amount, is negative, enter that amount on line (18 State.	3), Due to
(19) to (21)	Leave blank.	

PROGRAM 334	LOCAL AGENCY ETHICS CLAIM FOR PAYMENT INSTRUCTIONS (CONTINUED)	FORM FAM-27
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- (22) to (29) Bring forward the cost information as specified in the left-hand column of lines (22) through (29) for the reimbursement claim, e.g., Form 1, (04) 1. (g), means the information is located on Form 1, block (04), line 1., column (g). Enter the information on the same line but in the right-hand column. Cost information should be rounded to the nearest dollar, i.e., no cents. The indirect costs percentage should be shown as a whole number and without the percent symbol, i.e., 35.19% should be shown as 35. Completion of this data block will expedite the process.
- (30) to (36) Leave blank.
  - (37) Read the statement of Certification of Claim. The claim must be signed and dated by the agency's authorized officer, and include their typed or printed name, title, telephone number, and email address. Claims cannot be paid unless accompanied by an original signed certification. Please sign the Form FAM-27 in blue ink or electronic signature. If submitting by U.S. Postal Service or by other delivery service, attach a copy of the FAM-27 to the top of the claim package.
  - (38) Enter the name, telephone number, and email address of the agency contact person for the claim. If the claim was prepared by a consultant, type or print the name of the consulting firm, claim preparer, telephone number, and email address.

Electronic submissions of the signed Form FAM-27, all other forms, and supporting documentation are accepted through an online file transfer protocol called the Data Exchange Portal (DEP). All information regarding <u>DEP</u> is available on the SCO's website.

For more information, contact the Local Reimbursements Section by email.

**Mandated Cost Manual for Local Agencies** 

	ogram 34	LC	OCAL AGENCY ETHICS CLAIM SUMMARY							FORM 1	
(01)	) Claimant (02)									Fisc	cal Year
										20	_/20
(03)	Departm	nent									
Dire	ect Costs					Obj	ect Acco	unts			
(04)	Reimbur	(a) Salaries	(b) Benefi	its	(c) Materials and Supplies	(d) Contract Services	(e) Fixed Assets		(f) avel	(g) Total	
1.	types of o	written policy specifying the occurrences that qualify a of the legislative body to eimbursement of expenses.									
2.		expense report forms to the sof the legislative body.									
3.	to meet the	nformation on training courses he ethics training requirements nce annually.									
4.		training records indicating the d providers for five years.									
(05)	Total Dir	ect Costs									
Indi	irect Cost	ts									
(06)	Indirect	Cost Rate	[F	Refer to C	Claim	Summary	Instructions]				%
(07)	Total In	direct Costs	[F	Refer to C	Claim	Summary	Instructions]				
(80)	Total Di	rect and Indirect Costs		[Lir	ne (05	5)(g) plus li	ne (07)]				
Cos	st Reduct	ion									
(09)	Less: C	Offsetting Revenues									
(10)	Less: O	ther Reimbursements									
(11)	Total Cl	aimed Amount		ine (08)	minu	s {line (09)	plus line (10	<del></del> D)}]			

PROGRAM

CLAIM SUMMARY
INSTRUCTIONS

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- (01) Enter the name of the claimant.
- (02) Enter the fiscal year of costs.
- (03) If more than one department has incurred costs for this mandate, give the name of each department. A separate Form 1 should be completed for each department.
- (04) For each reimbursable activity, enter the totals from Form 2, line (05), columns (d) through (i), to Form 1, block (04), columns (a) through (f), in the appropriate row. Total each row.
- (05) Total columns (a) through (g).
- (06) Indirect costs may be computed through a flat rate in accordance with the Office of Management and Budget Circular, Code of Federal Regulations, title 2, section 200.414(f) without preparing an Indirect Cost Rate Proposal (ICRP). For submission of claims for fiscal year 2024-25, cost incurred from July 1, 2024 through September 30, 2024, a 10% flat rate should be applied to direct labor costs, excluding fringe benefits. Effective October 1, 2024, a 15% flat rate should be applied to direct labor costs, excluding fringe benefits. If using a flat rate for fiscal year 2024-25 costs, a separate Form 1 must be submitted to detail when the cost was incurred and which flat rate was applied.
- (07) If the flat rate is used for indirect costs, multiply Total Salaries, line (05)(a), by the flat rate, excluding fringe benefits. If an ICRP is submitted, multiply applicable costs used in the distribution base for the computation of the indirect cost rate by the Indirect Cost Rate, line (06). If more than one department is reporting costs, each must have its own ICRP for the program.
- (08) Enter the sum of Total Direct Costs, line (05)(g), and Total Indirect Costs, line (07).
- (09) If applicable, enter any offsetting revenue received by the claimant for this mandate from any state or federal source. Submit a schedule detailing the revenue sources and amounts.
- (10) If applicable, enter the amount of other reimbursements received from any source including, but not limited to, service fees collected, federal funds, and other state funds that reimbursed any portion of the mandated cost program. Submit a schedule detailing the reimbursement sources and amounts.
- (11) From Total Direct and Indirect Costs, line (08), subtract the sum of Offsetting Revenues, line (09), and Other Reimbursements, line (10). Enter the remainder on this line and carry the amount forward to Form FAM-27, line (13) of the Reimbursement Claim.

Mandated Cost Manual for Local Agencies

PROGRAM 334		LOCAL AGENCY ETHICS ACTIVITY COST DETAIL								
(01) Claiman	t			(02)				Fisc 20	al Year _/20	
1. Adopt occurr legisla expen 2. Provid	rsable Activities: Contact a written policy specifies that qualify a stive body to receive ses.  The expense report for legislative body.	ecifying the a member e reimburs	e types of of the ement of		<ol> <li>Provide the ethic annually</li> <li>Maintain</li> </ol>	informations training	n on trainii requireme ecords ind	ng course: nts at leas	st once	
(04) Description	on of Expenses					Object A	ccounts			
Classifications,	(a) ee Names, Job Functions Performed, otion of Expenses	(b) Hourly Rate or Unit Cost	(c) Hours Worked or Quantity	(d) Salaries	(e) Benefits	(f) Materials and Supplies	(g) Contract Services	(h) Fixed Assets	(i) Travel	
(05) Total	Subtotal	Page:	_of							

PROGRAM 334

# LOCAL AGENCY ETHICS ACTIVITY COST DETAIL INSTRUCTIONS

FORM **2** 

- (01) Enter the name of the claimant.
- (02) Enter the fiscal year of costs.
- (03) Check the box which indicates the activity being claimed. Check only one box per form. A separate Form 2 must be prepared for each applicable activity.
- (04) The following table identifies the type of information required to support reimbursable costs. To itemize costs for the activity checked in block (03), enter each employee name, job classification, a brief description of the activities performed, productive hourly rate, actual time spent, fringe benefits, supplies used, contract services, fixed assets, and travel expenses. The descriptions required in column (04)(a) must be of sufficient detail to explain the cost of activities or items being claimed.

Required Documentation to Support Reimbursable Costs											
Object	Columns										
Accounts	(a)	(b)	(c)	(d)	(e)	(f)	(g)	(h)	(i)	Documents with the Claim	
Salaries	Employee Name and Job Classification	Hourly Rate	Hours Worked	Salaries equal Hourly Rate times Hours Worked						Copy of Timesheets	
Benefits	Activities Performed	Benefit Rate			Benefits equal Benefit Rate times Salaries						
Materials and Supplies	Description of Supplies Used	Unit Cost	Quantity Used			Costs equal Unit Cost times Quantity Used				Copy of Invoices	
Contract Services	Name of Contractor and Specific Tasks Performed	Hourly Rate	Hours Worked Inclusive Dates of Service				Costs equal Hourly Rate times Hours Worked or Total Contract Cost			Copy of Contract and/or Invoices	
Fixed Assets	Description of Equipment Purchased	Unit Cost times Quantity	Usage					Costs equal Total Cost times Usage		Copy of Contract and/or Invoices	
Travel	Purpose of Trip, Name and Title, Destination, Departure Date, and Return Date	Per Diem Rate, Mileage Rate, and Travel Cost	Days, Miles, and Travel Mode						Costs equal Rate times Days or Miles	Rate(s) Verification and/or Invoices	

(05) Total line (04), columns (d) through (i) and enter the sums on this line. Check the appropriate box to indicate if the amount is a total or subtotal. If more than one form is needed to detail activity costs, number each page. Enter totals from line (05), columns (d) through (i) to Form 1, block (04), columns (a) through (f) in the appropriate row.