



AB 1706

LEGISLATIVE REPORT

September 1, 2023

Rob Bonta, Attorney General
California Department of Justice
California Justice Information Services Division
Bureau of Criminal Information & Analysis

Table of Contents

Executive Summary	2
Background	3
AB 1793 and AB 1706 At a Glance	5
Mandated Report Content	7
<i>General Information on HSC section 11361.9 (AB 1793)</i>	7
<i>HSC section 11361.9, subdivision (h): Quarterly Progress Report (AB 1706)</i>	7
<i>Counts of Convictions</i>	8
<i>Counts of Cases Challenged</i>	11
<i>Status of Public Awareness Campaign</i>	13
Disclaimers about this Report	14
Appendix A: Section 11361.9 of the Health and Safety Code	15
Appendix B: List of Offenses	17
Appendix C: Demographic Data Visualizations	18
Appendix D: Counts of Subjects	21
Appendix E: Status Update	23

Executive Summary

Assembly Bill (AB) 1706 (Chapter 387, Statutes of 2022) requires the California Department of Justice (DOJ), in consultation with the Judicial Council of California, to produce a quarterly joint progress report to the Legislature regarding the status of AB 1793 (Chapter 993, Statutes of 2018) implementation. This report serves as the third of six quarterly reports that will be submitted to the Legislature.

AB 1793 (e.g. the “Cannabis Convictions: Resentencing Act”) required DOJ, on or before July 1, 2019, to review the records in the state summary criminal history information database and to identify past convictions that are potentially eligible for recall or dismissal of sentence, dismissal and sealing, or redesignation pursuant to Proposition 64, the Control, Regulate, and Tax Adult Use of Marijuana Act (AUMA). DOJ was also required to notify the prosecution of all cases in their jurisdiction that are eligible for recall or dismissal of a sentence, dismissal and sealing, or redesignation.

The tables and graphs provided in this report summarize data as of July 10, 2023.

Background

Proposition 64 (AUMA, 2016) was passed by the voters of California in 2016. AUMA regulates the cultivation, manufacturing, distribution, testing, retail sale, and use of cannabis for nonmedical purposes by individuals 21 years of age and older. Pursuant to Health and Safety Code (HSC), section 11362.1, as amended by the Medicinal and Adult Use Cannabis Regulation and Safety Act (MAUCRSA), an individual 21 years of age or older may, among other things, possess, process, transport, purchase, obtain, or give away, as specified, up to 28.5 grams of cannabis and up to eight grams of concentrated cannabis. Additionally, AUMA authorized individuals who had been convicted under specified statutes and who would not have been guilty of an offense, or would have been guilty of a lesser offense, under AUMA had it been in effect at the time of the offense to petition for the recall or dismissal of a sentence, dismissal and sealing of a conviction, or redesignation as a misdemeanor or infraction (HSC, § 11361.8, subds. [a], [e]).

The Governor signed AB 1793, the Cannabis Convictions: Resentencing Act, on September 30, 2018. In addition to the aforementioned petition procedure, AB 1793 created a process of automatic record clearance. Specifically, it required DOJ on or before July 1, 2019, to review the records in the state summary criminal history information database to identify past convictions that were potentially eligible for recall or dismissal of sentence, dismissal and sealing, or redesignation pursuant to AUMA. Once these potentially eligible convictions were determined, DOJ was required to notify the appropriate prosecuting agency of all cases in its jurisdiction that may have been eligible for recall or dismissal of a sentence, dismissal and sealing, or redesignation.

The prosecution was required to review all cases identified by DOJ and determine whether to challenge the resentencing, dismissal and sealing, or redesignation on or before July 1, 2020. These challenges were authorized when the prosecution determined that the person did not meet the eligibility requirements or presented an unreasonable risk to public safety. The prosecution was required to notify the court about its determination in every case identified by DOJ. If the prosecution determined that it would challenge a particular resentencing, dismissal and sealing, or redesignation, it was required to further notify the public defender. The court was empowered to automatically reduce or dismiss the conviction pursuant to AUMA if the prosecution did not challenge a case by July 1, 2020.

The courts were authorized to adjudicate whether a conviction should be reduced, dismissed, or sealed pursuant to AUMA. Once a determination was made, the court was required to notify DOJ of the disposition. AB 1793 did not specify a date by which the court was required to do so.

Once DOJ received this information, it was required to modify the state summary criminal history information database in conformance with the recall or dismissal of the sentence, dismissal and sealing, or redesignation and to post specified information on its internet website. However, AB 1793's implementation was inconsistent across the state, with California's criminal justice system administered across 58 counties.

To bolster existing implementation efforts of AB 1793, the Governor signed AB 1706, Cannabis Crimes: Resentencing, on September 18, 2022. If a sentence was not challenged by July 1, 2020, AB 1706 required the court to issue an order recalling or dismissing the sentence, dismissing and sealing, or redesignating the conviction no later than March 1, 2023, and required the court to update its records accordingly and to notify DOJ. It also required DOJ, on or before July 1, 2023, to complete the update of the state summary criminal history information database, and ensure that inaccurate state summary criminal history is not disseminated, as specified. DOJ was also required to conduct an awareness campaign so that individuals who may be eligible for relief become aware of methods to verify updates to their criminal history. AB 1706 specified that a conviction, arrest, or other proceeding that has been sealed pursuant to these provisions was deemed never to have occurred. It also required, until June 1, 2024, that DOJ, in consultation with the Judicial Council of California, produce a quarterly joint progress report to the Legislature.

AB 1793 and AB 1706 At a Glance

On or before July 1, 2019, AB 1793 required DOJ to review the records in the state summary criminal history information database and to identify past convictions that are potentially eligible for recall or dismissal, dismissal and sealing, or redesignation pursuant to AUMA (see HSC § 11361.9).

Additionally, AB 1793:

1. Required DOJ to notify the relevant prosecuting agency of all cases in their jurisdiction that are potentially eligible for recall or dismissal of a sentence, dismissal and sealing, or redesignation.
2. Required the prosecution to, on or before July 1, 2020, review all cases and determine whether to challenge the recall or dismissal of sentence, dismissal and sealing, or redesignation.
3. Authorized the prosecution to challenge the recall or dismissal of sentence, dismissal and sealing, or redesignation if the person did not meet the eligibility requirements or presented an unreasonable risk to public safety.
4. Required the prosecution to notify the public defender and the court when they were challenging a particular recall or dismissal of sentence, dismissal and sealing, or redesignation.
5. Required the prosecution to notify the court when they were not challenging a particular recall or dismissal of sentence, dismissal and sealing, or redesignation.
6. Required the court to automatically reduce or dismiss the conviction pursuant to AUMA if there was no challenge by the prosecution.
7. Required the court to notify DOJ of the recall or dismissal of sentence, dismissal and sealing, or redesignation and the DOJ to modify the state summary criminal history information database, once the court determined that a conviction should be resentenced, dismissed and sealed, or redesignated
8. Required DOJ to post general information on its website.

Beginning March 1, 2023, AB 1706 required DOJ in consultation with Judicial Council of California to submit quarterly joint progress reports to the Legislature.

Additionally, AB 1706:

1. Required the courts to update their records and report all cannabis convictions that have been recalled, dismissed, redesignated, or sealed pursuant to AUMA to DOJ no later than March 1, 2023.
2. Required DOJ to ensure that all of the records in the state summary criminal history information database that have been recalled, dismissed, sealed or redesignated pursuant to AUMA have been updated no later than July 1, 2023.

3. Required DOJ to conduct an awareness campaign regarding record changes for specified cannabis convictions.
4. Required the Judicial Council of California and DOJ to submit quarterly joint progress reports to the Legislature on the status of cases recalled, dismissed, sealed and redesignated, starting March 1, 2023, until June 30, 2024.

See *Appendix A* for the full text of Health and Safety Code section 11361.9, as amended by AB 1706.

Mandated Report Content

General Information on HSC section 11361.9 (AB 1793)

HSC section 11361.9, subdivision (e) mandates that “Department of Justice shall post general information on its internet website about the recall or dismissal of sentences, dismissal and sealing, or redesignation authorized in this section.”

As of June 28, 2019, DOJ provided every county prosecuting agency with state summary criminal history information for any individual that had a past conviction, in their county that was potentially eligible for recall or dismissal of sentence, dismissal and sealing, or redesignation pursuant to AUMA. DOJ has continued to support prosecuting agency and court efforts. Some of the ways that DOJ is supporting this effort include:

- Holding virtual webinars with courts, prosecuting agencies, and the Judicial Council of California to explain AB 1793 and AB 1706, and to discuss roles, responsibilities, mandated timeframes, and processes.
- Publishing Information Bulletin 21-10-CJIS “Assembly Bill (AB) 1793 Cannabis Convictions: Resentencing” (December 08, 2021) (<https://oag.ca.gov/system/files/media/21-10-cjis.pdf>).
- Developing and sharing reports with courts and prosecuting agencies of cases that are still potentially eligible for relief.
- Developing a new technology solution to process bulk AB 1793 related court dispositions using the reports DOJ shared with courts and prosecuting agencies.
- Calling and emailing courts and prosecuting agencies to offer assistance, gather status updates, and address questions or concerns.

DOJ published general information on the Attorney General’s website (<https://oag.ca.gov/fingerprints/record-review/ab1793>) that describes how individuals can request personal criminal history information to verify the updates. The site contains information about contacting prosecuting agencies or public defenders’ offices for information about the status of the prosecuting agency’s review of any potentially eligible cases.

HSC section 11361.9, subdivision (h): Quarterly Progress Report (AB 1706)

AB 1706 amended HSC section 11361.9, subdivision (h) to mandate that “Beginning March 1, 2023, and until June 1, 2024, Department of Justice, in consultation with the Judicial Council, shall submit quarterly joint progress reports to the Legislature.”

Counts of Convictions

As required by HSC section 11361.9, subdivisions (h)(1) and (h)(3), **Table 1** contains:

- (1) “The number of past convictions in the state summary criminal history database that are potentially eligible for recall or dismissal of sentence, dismissal and sealing, or redesignation pursuant to Section 11361.8,” and
- (2) “Total number of cases recalled, dismissed, resentenced, sealed, and redesignated in each county, and the status of the department’s update to the state summary criminal history database.”

Table 1: Counts of Potentially Eligible Past Convictions and Counts of Cases Recalled, Dismissed, Resentenced, Sealed and Redesignated.

County	Past convictions that were potentially eligible for recall or dismissal of sentence, dismissal and sealing, or redesignation pursuant to HSC section 11361.8 (As of July 2019)	Past convictions that are potentially eligible for recall or dismissal of sentence, dismissal and sealing, or redesignation pursuant to HSC section 11361.8 (As of July 10, 2023)	Total number of cases recalled, dismissed, resentenced, sealed or redesignated pursuant to HSC section 11361.8 (As of July 10, 2023)
ALAMEDA	10,007	52	9,955
ALPINE	39	0	39
AMADOR	296	88	208
BUTTE	1,448	21	1,427
CALAVERAS	338	11	327
COLUSA	298	10	288
CONTRA COSTA	3,407	177	3,230
DEL NORTE	358	127	231
EL DORADO	1,047	132	915
FRESNO	3,575	270	3,305
GLENN	381	57	324
HUMBOLDT	1,658	493	1,165
IMPERIAL	1,767	1,509	258
INYO	225	3	222
KERN	3,832	208	3,624
KINGS	698	176	522
LAKE	654	0	654
LASSEN	252	89	163
LOS ANGELES	70,097	2,232	67,865
MADERA	1,052	87	965

MARIN	608	372	236
MARIPOSA	286	19	267
MENDOCINO	1,468	17	1,451
MERCED	946	2	944
MODOC	141	18	123
MONO	90	0	90
MONTEREY	1,797	11	1,786
NAPA	834	229	605
NEVADA	691	182	509
ORANGE	14,355	3,211	11,144
PLACER	1,430	320	1,110
PLUMAS	187	72	115
RIVERSIDE	8,164	72	8,092
SACRAMENTO	6,755	753	6,002
SAN BENITO	340	9	331
SAN BERNARDINO	11,121	911	10,210
SAN DIEGO	29,074	181	28,893
SAN FRANCISCO	7,804	5	7,799
SAN JOAQUIN	3,822	1,549	2,273
SAN LUIS OBISPO	1,229	0	1,229
SAN MATEO	2,688	20	2,668
SANTA BARBARA	1,834	3	1,831
SANTA CLARA	10,193	810	9,383
SANTA CRUZ	1,552	61	1,491
SHASTA	2,022	0	2,022
SIERRA	69	0	69
SISKIYOU	560	0	560
SOLANO	2,210	125	2,085
SONOMA	3,303	7	3,296
STANISLAUS	2,448	29	2,419
SUTTER	303	22	281
TEHAMA	1,020	45	975
TRINITY	658	317	341
TULARE	2,665	37	2,628
TUOLUMNE	593	124	469

VENTURA	1,732	5	1,727
YOLO	846	18	828
YUBA	383	8	375
TOTAL	227,650	15,306	212,344

See *Appendix B* for the list of offenses used by DOJ to identify past convictions that are potentially eligible for recall or dismissal of sentence, dismissal and sealing, or redesignation pursuant to HSC section 11361.8.

See *Appendix C* for breakdowns by race and gender of subjects eligible for or granted relief.

See *Appendix D* for count of subjects as of July 10, 2023 with past convictions that are potentially eligible for recall or dismissal of sentence, dismissal and sealing, or redesignation pursuant to HSC section 11361.8.

See *Appendix E*, for more information on the status of updates to the state summary criminal history database.

Counts of Cases Challenged

HSC section 11361.9, subdivision (h)(2), requires DOJ to report the “Status of cases challenged by the prosecution, and all relevant statistical information regarding the disposition of the challenged cases in each county.”

The following data in **Table 2** was reported to DOJ by either the county court or the prosecuting agency. Table 2 reflects that 71% of counties have reported data to DOJ regarding the number of challenged cases, but did not provide information regarding disposition of such cases.

Where a county has Not Reported (NR) to DOJ the number of convictions that have been challenged, a NR notation has been made.

Table 2: Count of past convictions challenged by the prosecution.

County	Past convictions challenged by the prosecution (As of July 10, 2023)
ALAMEDA	0
ALPINE	0
AMADOR	NR
BUTTE	0
CALAVERAS	0
COLUSA	9
CONTRA COSTA	0
DEL NORTE	10
EL DORADO	0
FRESNO	3
GLENN	3
HUMBOLDT	0
IMPERIAL	NR
INYO	NR
KERN	190
KINGS	0
LAKE	0
LASSEN	NR
LOS ANGELES	1,904
MADERA	2
MARIN	NR
MARIPOSA	NR
MENDOCINO	NR

MERCED	0
MODOC	5
MONO	0
MONTEREY	0
NAPA	62
NEVADA	NR
ORANGE	260
PLACER	13
PLUMAS	NR
RIVERSIDE	11
SACRAMENTO	1
SAN BENITO	NR
SAN BERNARDINO	0
SAN DIEGO	0
SAN FRANCISCO	0
SAN JOAQUIN	0
SAN LUIS OBISPO	0
SAN MATEO	14
SANTA BARBARA	0
SANTA CLARA	NR
SANTA CRUZ	0
SHASTA	NR
SIERRA	0
SISKIYOU	0
SOLANO	NR
SONOMA	NR
STANISLAUS	1
SUTTER	4
TEHAMA	13
TRINITY	NR
TULARE	31
TUOLUMNE	6
VENTURA	0
YOLO	18
YUBA	5

Status of Public Awareness Campaign

Pursuant to HSC section 11361.9, subdivision (h)(4), the report shall include “The status of the department’s public awareness campaign to provide notification to impacted individuals.”

AB 1706 amended HSC section 11361.9, subdivision (e) to mandate that “The department shall conduct an awareness campaign about the recall or dismissal of sentences, dismissal and sealing, or redesignation authorized in this section, so that individuals that may be impacted by this process are informed of the process pursuant to Article 5 (commencing with Section 11120) of Chapter 1 of Title 1 of Part 4 of the Penal Code, to request their criminal history information to verify the updates or how to contact the courts, prosecution, or public defenders’ offices to assist in verifying the updates.”

DOJ continues to work with prosecuting agencies and courts who perform the recall or dismissal of a sentence, dismissal and sealing, or redesignation pursuant to HSC section 11361.8.

On August 14 and 21, 2023, DOJ hosted webinar meetings to increase awareness about AB 1793 and AB 1706. In attendance were 36 individuals from 18 agencies, which included public defenders, district attorneys, and court staff.

Disclaimers about this Report

The data published in this report reflects the most current analysis work performed by DOJ and may differ from other data previously provided by DOJ. DOJ is constantly striving to improve processes; any changes in data are a product of those improvements.

Appendix A: Section 11361.9 of the Health and Safety Code

(a) On or before July 1, 2019, the Department of Justice shall review the records in the state summary criminal history information database and shall identify past convictions that are potentially eligible for recall or dismissal of sentence, dismissal and sealing, or redesignation pursuant to Section 11361.8. The department shall notify the prosecution of all cases in their jurisdiction that are eligible for recall or dismissal of sentence, dismissal and sealing, or redesignation.

(b) The prosecution shall have until July 1, 2020, to review all cases and determine whether to challenge the recall or dismissal of sentence, dismissal and sealing, or redesignation.

(c) (1) The prosecution may challenge the resentencing of a person who is still serving a sentence pursuant to this section when the person does not meet the criteria established in Section 11361.8.

(2) The prosecution may challenge the dismissal and sealing or redesignation of a person pursuant to this section who has completed their sentence for a conviction when the person does not meet the criteria established in Section 11361.8.

(3) On or before July 1, 2020, the prosecution shall inform the court and the public defender's office in their county when they are challenging a particular recall or dismissal of sentence, dismissal and sealing, or redesignation. The prosecution shall inform the court when they are not challenging a particular recall or dismissal of sentence, dismissal and sealing, or redesignation.

(4) The public defender's office, upon receiving notice from the prosecution pursuant to paragraph (3), shall make a reasonable effort to notify the person whose resentencing or dismissal is being challenged.

(d) (1) If the prosecution did not challenge the recall or dismissal of sentence, dismissal and sealing, or redesignation of a conviction on or before July 1, 2020, the conviction shall be deemed unchallenged, recalled, dismissed, and redesignated, as applicable, and the court shall issue an order, recalling or dismissing the sentence, dismissing and sealing, or redesignating the conviction in each case pursuant to Section 11361.8 no later than March 1, 2023.

(2) On or before March 1, 2023, the court shall update its records in accordance with this section, and shall report all convictions that have been recalled, dismissed, redesignated, or sealed to the Department of Justice for adjustment of the state summary criminal history information database.

(3) On or before July 1, 2023, the Department of Justice shall ensure that all of the records in the state summary criminal history information database that have been recalled, dismissed, sealed, or redesignated pursuant to this section have been updated, and shall ensure that inaccurate state summary criminal history is not disseminated. For those individuals whose state summary criminal history information was disseminated pursuant to Section 11105 of the Penal Code in the 30 days prior to an update based on this section, and the requesting entity is still entitled to receive the state summary criminal history information, the Department of Justice shall provide a subsequent notice to the entity.

(e) The Department of Justice shall post general information on its internet website about the recall or dismissal of sentences, dismissal and sealing, or redesignation authorized in this section.

The department shall conduct an awareness campaign about the recall or dismissal of sentences, dismissal and sealing, or redesignation authorized in this section, so that individuals that may be impacted by this process are informed of the process pursuant to Article 5 (commencing with Section 11120) of Chapter 1 of Title 1 of Part 4 of the Penal Code, to request their criminal history information to verify the updates or how to contact the courts, prosecution, or public defenders' offices to assist in verifying the updates. If an individual requests their criminal history information to verify updates to their criminal history made pursuant to this section, the department may provide a one-time fee waiver of its fees under Section 11123 of the Penal Code for processing and responding to the request.

(f) A conviction, arrest, or other proceeding that has been ordered sealed pursuant to Section 11361.8, is deemed never to have occurred, and the person may reply accordingly to any inquiry about the events.

(g) Courts that have previously eliminated court records covered by this article pursuant to Sections 68152 and 68153 of the Government Code are compliant with the provisions of subdivision (c) of Section 11361.5. Courts that have previously eliminated court records covered by this article pursuant to Sections 68152 and 68153 of the Government Code shall report to the Department of Justice, in a manner prescribed by the Department of Justice, that the relevant records have been destroyed and that the records are otherwise reduced, dismissed, or sealed in accordance with this section.

(h) Beginning March 1, 2023, and until June 1, 2024, the Department of Justice, in consultation with the Judicial Council, shall submit quarterly joint progress reports to the Legislature that include, but are not limited to, all of the following information:

(1) Total number of cases recalled, dismissed, resentenced, sealed, and redesignated in each county, and the status of the department's update to the state summary criminal history database.

(2) Status of cases challenged by the prosecution, and all relevant statistical information regarding the disposition of the challenged cases in each county.

(3) The number of past convictions in the state summary criminal history database that are potentially eligible for recall or dismissal of sentence, dismissal and sealing, or redesignation pursuant to Section 11361.8.

(4) The status of the department's public awareness campaign to provide notification to impacted individuals.

(i) It is the intent of the Legislature that persons who are currently serving a sentence or who proactively petition for a recall or dismissal of sentence, dismissal and sealing, or redesignation pursuant to Section 11361.8 be prioritized for review.

(Amended by Stats. 2022, Ch. 387, Sec. 1. (AB 1706) Effective January 1, 2023.)

Appendix B: List of Offenses

Table 3: List of offenses used by DOJ to identify past convictions that are potentially eligible for recall or dismissal of sentence, dismissal and sealing, or redesignation pursuant to HSC section 11361.8.

Offense Code Description	Charge Level *
11357(C) HS-POSS MARIJUANA OVER 28.5 GRAMS	M
11357(B) HS-POSS MARIJUANA 28.5- GRAMS	M
11357(A) HS-POSSESS CONCENTRATED CANNABIS	M
11357(B) HS-POSS MARIJUANA 28.5- GRAMS	I
11357 HS-POSSESS MARIJUANA/HASHISH	F
11357(A) HS-POSSESS MARIJUANA/HASHISH	F
11357(A) HS-POSSESS CONCENTRATED CANNABIS	F
11357(C) HS-POSS MARIJUANA OVER 1 OZ/28.5 GRM	M
11357(B) HS-POSSESS MARIJUANA UNDER 1 OZ	M
11357 HS-POSSESS MARIJUANA/HASHISH	M
11357(D) HS-POSS MARIJ:SPECIFIC CIRCUMSTANCES	M
11357(E) HS-POSS MARIJ:SPECIFIC CIRCUMSTANCES	M
11358 HS-PLANT/CULTIVATE/ETC MARIJUANA/HASH	F
11358(A) HS-PLANT/CULTIVATE/ETC MARIJ/HASHISH	F
11358(B) HS-PLANT/CULTIVATE MARIJUANA W/PRIOR	F
11359 HS-POSSESS MARIJUANA FOR SALE	F
11359(A) HS-POSSESS MARIJUANA/HASH FOR SALE	F
11360(B) HS-GIVE/TRNSP/ETC MARIJUANA 28.5-GRAM	M
11360 HS-SELL/TRANSPORT/ETC MARIJUANA/HASH	F
11360(A) HS-SELL OR TRANSPORT MARIJUANA/HASH	F
11360(B) HS-SELL/TRANSPORT MARIJUANA W/PRIOR	F
11360(C) HS-GIVE/TRANSPORT ETC MARIJUANA	M
11360(B) HS-GIVE/TRANSPORT/ETC MARIJUANA	M
11360(A) HS-SELL/TRANS/ETC MARIJ/HASH	F
11360(B) HS-GIVE/TRANSP MARIJUANA UNDER 1 OZ	M
11360(A) HS-GIVE/ETC MARIJ OVER 1 OZ/28.5 GRM	F
11360(A) HS-SELL/FURNISH/ETC MARIJUANA/HASH	F

* Charge Level designates if the offense is tabled as a Felony (F), Misdemeanor (M), or Infraction (I).

Appendix C: Demographic Data Visualizations

Figure 1: Subjects Eligible for or Granted Relief, Breakdown by Race

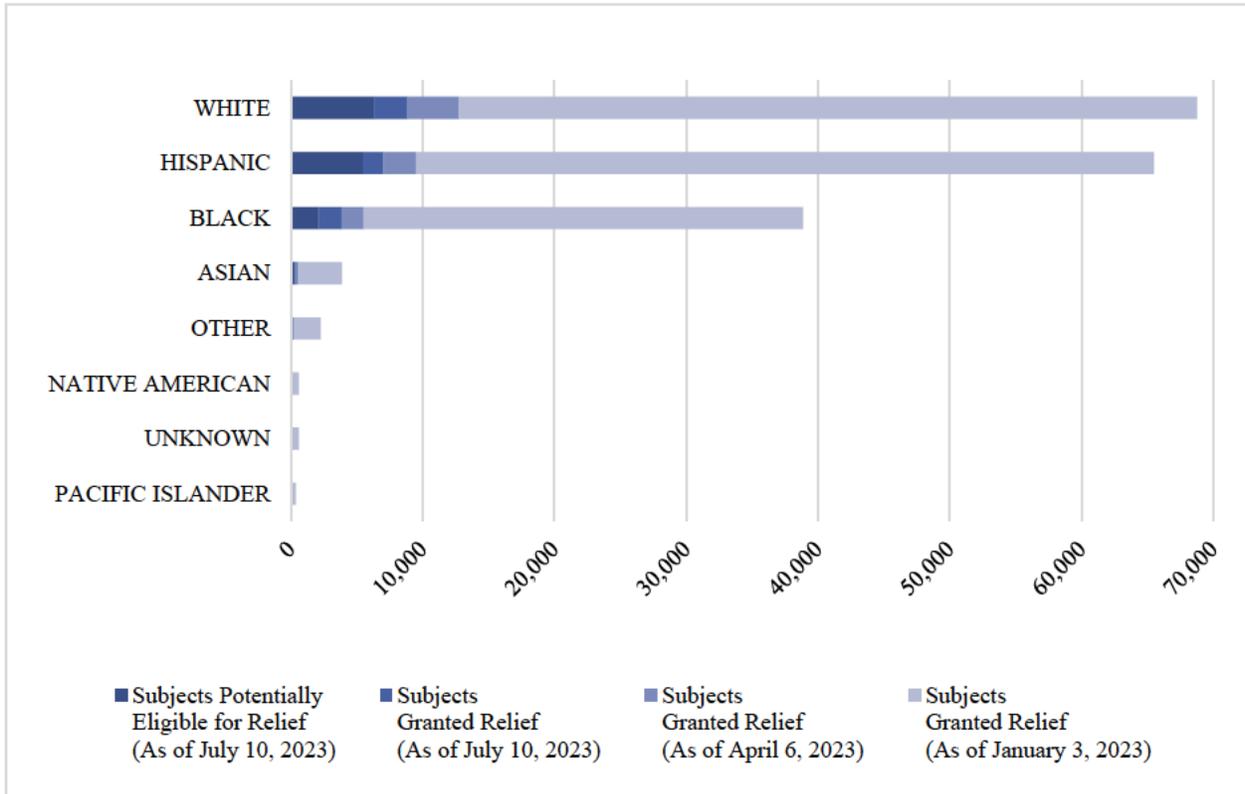


Figure 2: Subjects Eligible for or Granted Relief, Breakdown by Gender

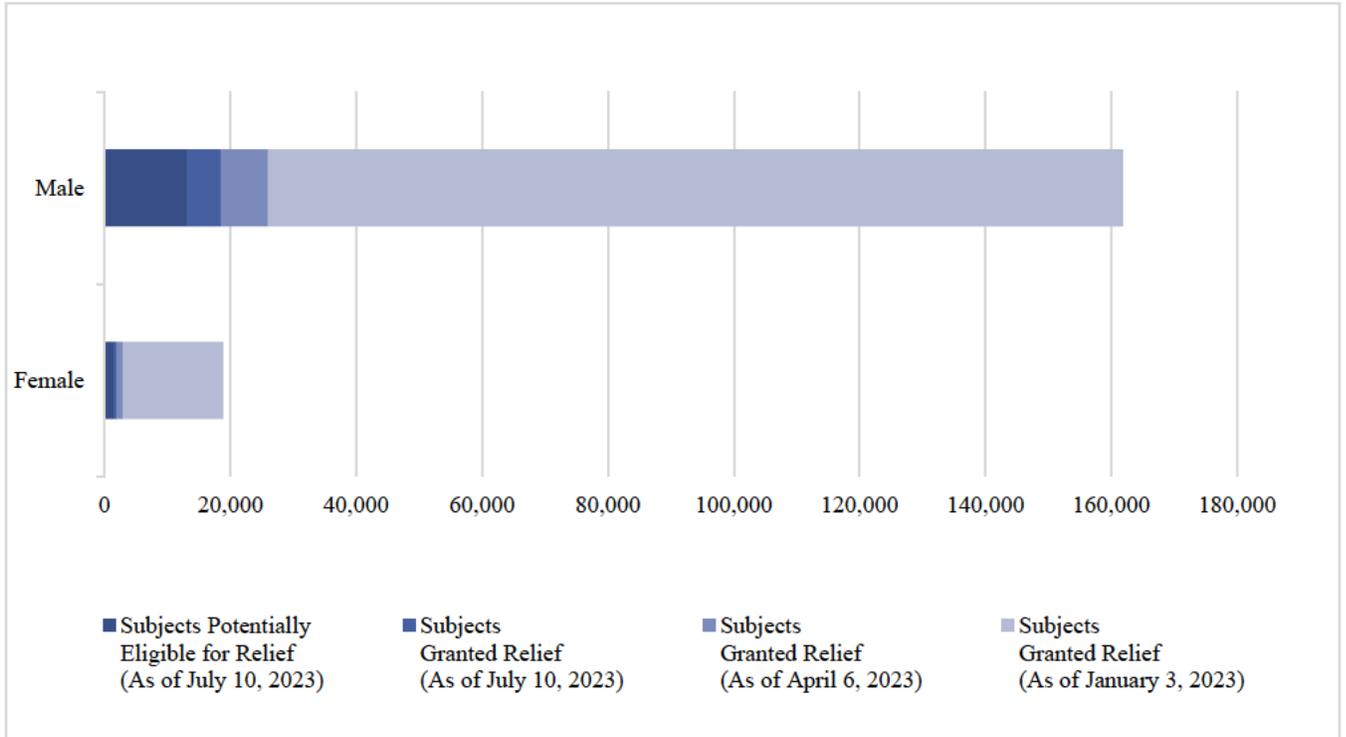
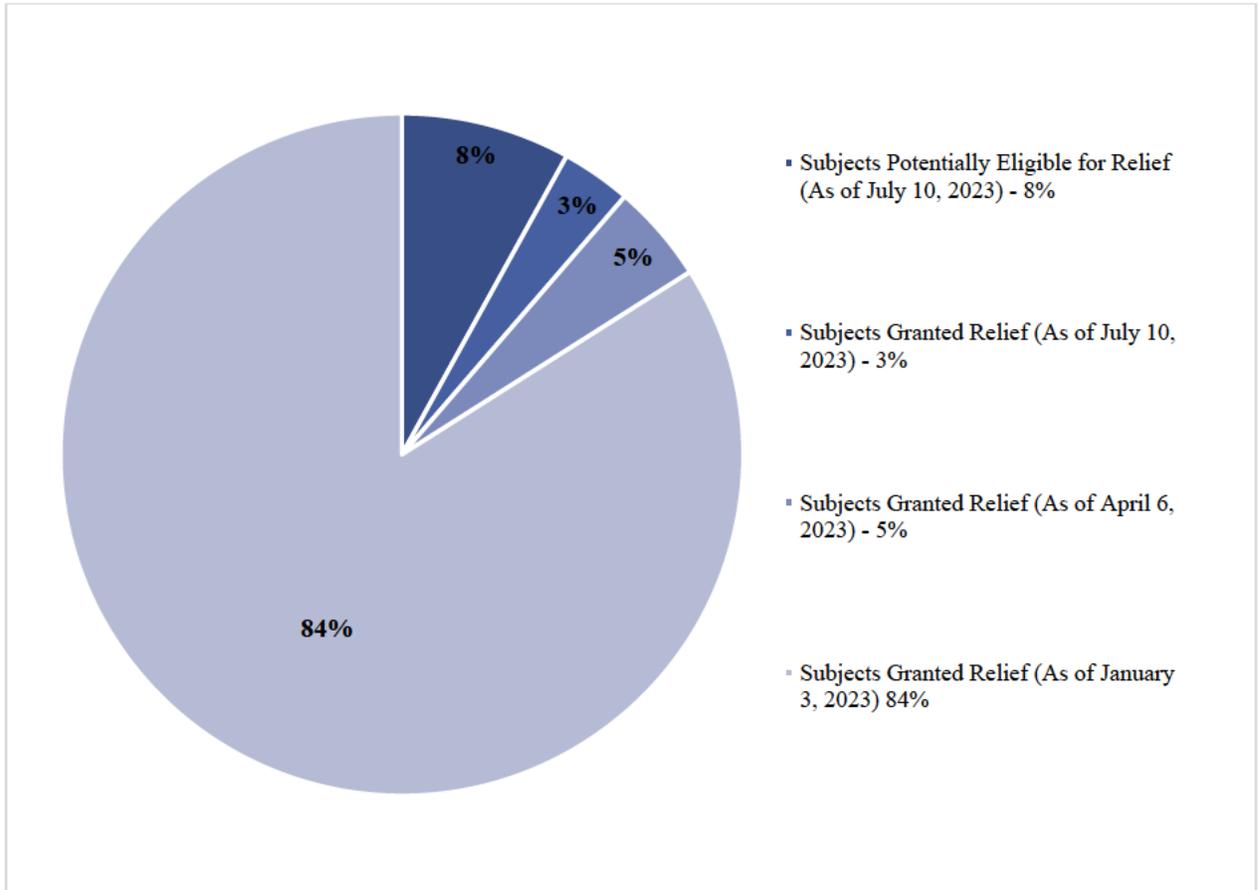


Figure 3: Percentage of Subjects Eligible for or Granted Relief



Appendix D: Counts of Subjects

Table 6: As of July 10, 2023, count of subjects with past convictions that are potentially eligible for recall or dismissal of sentence, dismissal and sealing, or redesignation pursuant to HSC section 11361.8.

County	Subjects with past convictions that were potentially eligible for recall or dismissal of sentence, dismissal and sealing, or redesignation pursuant to HSC section 11361.8 (As of July 2019)	Subjects with past convictions that are potentially eligible for recall or dismissal of sentence, dismissal and sealing, or redesignation pursuant to HSC section 11361.8 (As of July 10, 2023)	Total number of subjects with past convictions that received either recall or dismissal of sentence, dismissal and sealing, or redesignation pursuant to HSC section 11361.8 (As of July 10, 2023)
ALAMEDA	7,222	51	7,171
ALPINE	36	0	36
AMADOR	238	85	153
BUTTE	1,201	21	1,180
CALAVERAS	269	11	258
COLUSA	246	10	236
CONTRA COSTA	2,412	169	2,243
DEL NORTE	304	125	179
EL DORADO	856	125	731
FRESNO	2,938	265	2,673
GLENN	304	55	249
HUMBOLDT	1,147	478	669
IMPERIAL	1,610	1,467	143
INYO	201	3	198
KERN	3,051	206	2,845
KINGS	597	171	426
LAKE	511	0	511
LASSEN	210	86	124
LOS ANGELES	54,858	1,912	52,946
MADERA	871	84	787
MARIN	492	359	133
MARIPOSA	242	19	223
MENDOCINO	1,092	17	1,075
MERCED	774	2	772
MODOC	110	17	93

MONO	77	0	77
MONTEREY	1,407	10	1,397
NAPA	660	221	439
NEVADA	556	173	383
ORANGE	11,895	3,111	8,784
PLACER	1,134	313	821
PLUMAS	156	69	87
RIVERSIDE	6,724	72	6,652
SACRAMENTO	5,072	718	4,354
SAN BENITO	273	9	264
SAN BERNARDINO	8,939	905	8,034
SAN DIEGO	25,929	179	25,750
SAN FRANCISCO	5,222	5	5,217
SAN JOAQUIN	2,740	1,373	1,367
SAN LUIS OBISPO	1,011	0	1,011
SAN MATEO	2,081	20	2,061
SANTA BARBARA	1,498	3	1,495
SANTA CLARA	7,716	794	6,922
SANTA CRUZ	1,164	59	1,105
SHASTA	1,655	0	1,655
SIERRA	56	0	56
SISKIYOU	493	0	493
SOLANO	1,720	125	1,595
SONOMA	2,118	7	2,111
STANISLAUS	1,928	29	1,899
SUTTER	243	22	221
TEHAMA	804	43	761
TRINITY	545	311	234
TULARE	2,310	37	2,273
TUOLUMNE	455	122	333
VENTURA	1,448	5	1,443
YOLO	674	18	656
YUBA	340	8	332
TOTAL	180,835	14,499	166,336

Appendix E: Status Update

The “DOJ Processing” counts in **Table 7** below reflect the number of transactions received and being processed by DOJ. Prior to July 1, 2023, DOJ successfully completed processing all transactions that were received by March 1, 2023.

The “Court Deemed Case Ineligible” counts reflect the number of cases that courts have identified as not eligible for further updates. Courts are not planning to provide DOJ with any updates on these cases.

The “Transferred to Another Jurisdiction” counts reflect the number of cases that courts have identified as having been transferred to another county. DOJ will continue working with both the transferring and receiving counties to ensure these cases are addressed.

The “Case Not Found in Court System” counts reflect the number of cases that courts have identified as not being in their case management systems. Some cases that cannot be found may be due to the age of cases, the practice of purging eligible cases from court databases, or court case management system migrations and data conversions. Courts will not be able to provide DOJ with any updates on these cases.

Table 7: Status Update

County	DOJ Processing	Court Deemed Case Ineligible	Transferred to Another Jurisdiction	Case Not Found in Court System
ALAMEDA	37	0	0	0
ALPINE	0	0	0	0
AMADOR	0	0	0	0
BUTTE	0	12	2	6
CALAVERAS	0	0	0	0
COLUSA	0	0	0	0
CONTRA COSTA	0	0	0	0
DEL NORTE	0	0	0	0
EL DORADO	2	0	3	0
FRESNO	0	258	0	0
GLENN	0	0	0	0
HUMBOLDT	0	0	0	0
IMPERIAL	0	0	0	0
INYO	0	0	0	0
KERN	4	0	30	0
KINGS	0	36	0	172
LAKE	0	0	0	95
LASSEN	0	0	0	0
LOS ANGELES	1	0	0	0
MADERA	0	14	3	40

MARIN	0	0	0	0
MARIPOSA	0	3	13	2
MENDOCINO	0	0	0	0
MERCED	0	0	0	0
MODOC	0	0	0	0
MONO	0	0	0	0
MONTEREY	0	0	0	0
NAPA	0	0	0	0
NEVADA	0	0	0	0
ORANGE	0	100	0	33
PLACER	0	0	32	273
PLUMAS	0	0	0	0
RIVERSIDE	73	16	45	0
SACRAMENTO	0	0	0	0
SAN BENITO	0	0	0	0
SAN BERNARDINO	1	0	0	0
SAN DIEGO	0	0	0	0
SAN FRANCISCO	3	0	0	0
SAN JOAQUIN	0	0	0	0
SAN LUIS OBISPO	0	0	0	0
SAN MATEO	0	0	0	0
SANTA BARBARA	0	0	0	0
SANTA CLARA	0	0	0	0
SANTA CRUZ	0	32	0	0
SHASTA	0	0	0	0
SIERRA	0	0	0	0
SISKIYOU	0	0	0	0
SOLANO	0	0	0	0
SONOMA	0	0	0	0
STANISLAUS	0	4	23	0
SUTTER	0	15	1	1
TEHAMA	0	0	0	0
TRINITY	0	0	0	0
TULARE	2	0	0	2
TUOLUMNE	0	5	0	0
VENTURA	0	0	0	0
YOLO	2	0	0	0
YUBA	0	0	0	2
TOTAL	125	495	152	626

