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**SENTENCING PRACTICES FY 1988/89
DETERMINATE SENTENCING LAW**

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PREFACE

This report was prepared to illustrate selected sentencing characteristics under the Determinate Sentencing Law (DSL) and to describe the process of sentence review mandated by Penal Code § 1170(f).^e

During the period FY 1988/89 (July 1, 1988 through June 30, 1989), the Board of Prison Terms reviewed and analyzed the records of a total of 23,434 men and women received in state prison with determinate sentences.[#] This report addresses the length of their sentences including the application of enhancements. The principal count of a commitment is used to identify each case regardless of any subordinate count which may also apply.^{*} For example, a person convicted of the offenses of robbery and second degree burglary would be placed in the robbery offense group. The major offense groups selected for this report represent 98.22% of the DSL prison intake during the given period.

Statutory sentences for certain offenses under the DSL have changed considerably since July 1, 1977, when the law became effective. On January 1, 1979, SB 709 became effective and lengthened the ranges of the sentences for several offenses.^{**} On January 1, 1980, new sentencing provisions for various sex offenses were imposed (Stats. 1979, Ch. 944). In addition, legislation during 1980 (Stats. 1980, Ch. 42 §1) changed sentencing for burglary. Penal Code § 462 stipulated probation will not be generally granted to persons convicted of night-time or felony day-time burglary of an inhabited dwelling.

^e All references to the Penal Code in this report are referred to only by the "§" symbol, unless otherwise noted.

[#] This report does not include the following:

- a) 22,343 cases admitted to the state prison during FY 1988/89 whose records have still not been received from the Department of Corrections;
- b) 9,759 cases received in state prison during FY 1988/89 which were manually reviewed and analyzed.

^{*} When fully consecutive subordinate counts are used, P.C. § 667.6(c) or § 667.6(d), the person is placed in one of the violent sex offense groups.

^{**} The changes made by SB 709 to the sentence ranges were for specified crimes such as:

- a) First degree burglary - 2.3,4 years to 2.4,6 years;
- b) Robbery - 2.3,4 years to 2.3,5 years;
- c) Voluntary manslaughter - 2.3,4 years to 2.4,6 years;
- d) Rape (P.C. § 264 - 3.4,5 years to 3.6,8 years, and (P.C. § 264.1) - 5.6,7 years to 5.7,9 years;
- e) Crimes against children - 3.4,5 years to 3.5,7 years;
- f) Oral copulation - 2.3,4 years to 3.6,8 years.

Effective January 1, 1983 (Stats. 1982, Ch. 1297), all residential burglaries became punishable for felony first degree burglary. Since then, felons who were sentenced to prison for committing daytime burglaries would serve longer terms than felons who committed daytime burglaries in the past.

Over the years, several sentencing provisions and enhancements have been passed dealing with vehicular manslaughter, assault on government officials, food contamination, narcotic offenses, sex offenses, kidnapping, and fraudulent welfare transactions.

The statistical data presented in this report are based on sentences imposed. Effective January 1, 1983, P.C. § 2933 provided for reduction of as much as one-half of the total sentence for performance in work, training, or selected education programs established by the Director of the Department of Corrections.

The sentencing practices presented in this report are almost exclusively concerned with charging, pleading, and sentencing decisions. The report is designed to provide information in a form which will benefit those involved in this process, especially the sentencing judges. It is hoped that this report will improve the sentencing process by demonstrating statewide practices with respect to sentencing for similar offenses committed under similar circumstances.

SENTENCE REVIEW

Penal Code § 1170(f) requires the Board of Prison Terms to review all determinate sentences to state prison and to notify the sentencing court in any case in which the Board determines the sentence to be disparate. To find a case "disparate" the Board must find a "substantial difference" between the sentence imposed in the subject case and the sentences imposed in other cases in which defendants have been convicted of similar crimes under similar circumstances. The Board's review focuses not only on the total term imposed but also on each exercise of judicial discretion in sentencing: selection of the base term level; imposition of concurrent or consecutive sentences; and imposition of additional punishment for enhancements.

The Board's review of sentences for disparity is not a traditional form of sentence review. Courts traditionally review sentences for three elements: legal error, abuse of discretion, and cruel or unusual punishment. The Board's review differs from each of these.

1) It assumes the legality of the sentence imposed and the court's compliance with all sentencing requirements. Any apparent legal errors found in course of the review process are corrected through the usual legal means.

2) It acknowledges that convicted felons have performed acts that society abhors and condemns, that such individuals are often dangerous, and that they deserve the sentence imposed.

3) It does not concern itself with error of any kind. Rather, the Board collects information regarding sentences imposed by judges throughout the state, analyzes this information to find sentencing patterns, makes comparisons of individual cases with comparable cases, and informs the sentencing court when the sentence imposed does not correspond with the statewide sentencing pattern for similar cases. This provides the sentencing court with additional information relevant to sentencing which was not available at the time the court imposed the original sentence. The court then has the opportunity to recall the sentence and resentence the defendant in a more uniform manner.

The Board devoted 18 months to developing and implementing a computer assisted procedure which enables the Board to review large numbers of cases in a legally, adequate, and timely fashion. The process utilizes a three-step procedure which includes a primary screening by computer to identify cases requiring further scrutiny; a secondary screening, by staff, of cases identified by the computer

as requiring further review; and a final review by a Board panel of those cases identified by staff as potentially disparate. The primary screening is the Automated Sentence Review (ASR) model, which sorts all cases by the principal convicted offense, identifies the range of possible sentences for a particular offender, and computes the relative likelihood that each of the possible sentences would be imposed. This provides a sentence distribution based on actual sentences imposed in DSL cases previously reviewed by the Board.

The ASR employs a computer simulation technique which uses the facts in each case to produce 10,000 theoretical sentencings for that case. This review produces two descriptive numbers which are used by the Board to identify cases warranting further scrutiny:

- 1) The percentage of simulated sentencings which would have resulted in a sentence as high as or higher or as low as or lower than the actual sentence imposed, and
- 2) The "z score" is a measure of the difference between an individual's expected sentence, as determined by the simulated sentence distribution, and the actual sentence imposed by the court. If, according to the review, the percentage in a given case is 10 or less, and the "z score" is 1.8 or greater, the case is identified as requiring further analysis. These cases are then submitted to a Board analyst for secondary screening.

The secondary screening includes comparison of the subject case with specific groups of comparable cases drawn from the data base, and careful examination of pertinent documents from the subject case file. Cases which still appear disparate after the review are referred to a Board panel for final decision. The panel consists of two Commissioners and one Deputy Commissioner. If this panel finds the sentence to be disparately high, it orders the Board's legal staff to notify the court.

Effective January 1, 1982, a change in the provisions of § 1170(f), requires the Board to notify the court of its finding that a sentence is disparate, rather than recommend by motion that a disparate sentence be recalled. Notification is also sent to the prisoner whose sentence was reviewed, the district attorney, and the California Judicial Council. The court must schedule a hearing within 120 days of receiving the Board's recommendation. At the hearing, the court may recall the sentence previously imposed and resentence the individual to a sentence no longer than the previous sentence.

The decision in People v. Herrera (1982) 127 Cal.App.3d 590, requires a sentencing judge to undertake a two-part analysis in determining the merits of a Board recommendation that a sentence be recalled as disparate. The judge must first determine whether the sentence imposed is, indeed, disparate, giving the Board's finding of disparity great weight. If the judge finds that the sentence imposed is disparate, he/she must decide whether or not to recall the sentence.

A judge will have met the obligation under the first part of the analysis if the record shows that the judge seriously considered the information provided by the Board and attempted to discern whether, when compared to sentences imposed by other judges, the sentence imposed in the case under review is disparate.

If, after meeting the burden required by the first part, the judge finds that the sentence imposed is not disparate, he/she is not required to conduct further inquiry. If the judge finds that the sentence imposed is disparate, then he/she must undertake the second part of the analysis. To meet the great weight standard in the second part, the judge should treat observed sentencing patterns as guidelines to help promote uniformity of sentencing.

In People v. Martin (August 21, 1986) 42 Cal.3d 437, the California Supreme Court endorsed the frame work established by Herrera, and held that the Board's finding of disparity is entitled to great weight in the trial court, and it must accept that finding unless, based upon substantial evidence, it finds that the Board erred in its analysis. The opinion also requires the trial court to state on the record its reasons for finding its sentence not disparate, and if it still imposes it, the reasons for imposing such sentence.

In People v. Sheppard 169 Cal.App.3d 580, Division 4 of the First District Court of Appeal held that where the Board finds a bargained sentence disparately long, the trial court under § 1192.5 and Sentencing Rule 40, may not change the punishment.

The entire sentence review process is based on a database of 108,603 cases reviewed by the end of calendar year 1990.* The database is carefully and extensively edited for accuracy. It contains detailed charging, conviction, and sentencing information; socioeconomic information about the offender; criminal justice system background information; and statistics about victims of crime. It is perhaps the most complete file of information on prisoners in the country.

* Admissions to the state prison through 12/31/85 for specific offense groups with large frequencies (totalling 76,174 cases) were separated from the master file and aged to archives. Substantial changes in sentencing terms through legislation have affected the groupings to a large extent.

SUMMARY OF FINDINGS

The summaries that follow describe noteworthy information which may be obtained from an examination of the various charts and tables included in the report.

CHARTS

CHART I - LENGTH OF SENTENCE IMPOSED

This histogram shows the frequency with which various ranges of total sentences were imposed. During FY 1988/89, 6,895 (29.42%) of the 23,434 persons entering prison under DSL received sentences of between 17 and 24 months. In the previous year the ratio was 30.72%. Collectively, 19,179 or 81.84% of the prison admissions had a sentence of 48 months or less; the prior year's level was 81.53%.

CHART II - FREQUENCY OF MEAN SENTENCE BY COUNTY

This graph illustrates the variation in mean total sentences by county. There are 57 counties represented in FY 1988/89, with only Alpine county having no offense. The chart shows 5 counties had a mean sentence of 36 months or less; 31 counties had between 37 and 48 months; 12 counties had between 49 and 60 months; 6 counties had between 61 and 72 months; and 3 counties had a mean of over 72 months.

CHART III - ALL OFFENSES: MEAN SENTENCE MAP OF CALIFORNIA BY COUNTY

The map indicates, in various shade patterns, the contrast in mean sentences imposed for each county. The statewide mean sentence for FY 1988/89 increased by 0.75 (1.80%) to 42.51 months, compared to the prior year's mean sentence of 41.76 months. About 43% of the 58 counties in California sustained lower mean sentences than last year's levels. Substantial changes in sentencing patterns that have altered the shading in the map from that of the preceding report occurred in the following counties.

ALL OFFENSES

	FY 1987/88	FY 1988/89	Percent
<u>DECREASE*</u>	<u>Mean</u>	<u>Mean</u>	<u>Change</u>
Amador	56.29	31.50	-44.04%
Inyo	45.07	31.30	-30.55%
Glenn	54.55	40.27	-26.18%
Tehama	80.22	61.22	-23.68%
Madera	41.19	34.39	-16.51%
Napa	50.52	42.35	-16.17%
Solano	44.53	38.16	-14.30%
<u>INCREASE*</u>			
Del Norte	53.60	82.40	53.73%
Siskiyou	39.80	55.37	39.12%
El Dorado	40.53	54.00	33.23%
Sutter	40.55	52.21	28.75%
Calaveras	36.00	44.00	22.22%
Marin	40.10	48.85	21.82%
Imperial	46.90	55.65	18.66%
STATEWIDE	41.76	42.51	1.80%

CHARTS IV-A & IV-B - BURGLARY, FIRST DEGREE AND SECOND DEGREE: MEAN SENTENCE MAP OF CALIFORNIA BY COUNTY

For burglary, first degree and second degree, the statewide average sentence for both offenses has increased by 8.72% and 2.48%, respectively. Substantial changes (increase or decrease) in mean sentences from last year's level have occurred in the following counties.

FIRST DEGREE BURGLARY

	FY 1987/88	FY 1988/89	Percent
<u>DECREASE*</u>	<u>Mean</u>	<u>Mean</u>	<u>Change</u>
Placer	71.42	56.57	-20.79%
Monterey	60.00	48.85	-18.58%
Madera	59.56	51.11	-14.19%
Kings	68.80	59.20	-13.95%
Fresno	63.19	56.00	-11.38%
Mendocino	67.50	60.50	-10.37%
Marin	53.14	48.00	- 9.67%
<u>INCREASE*</u>			
San Luis Obispo	63.56	115.11**	81.10%
Merced	51.27	72.67	41.74%
San Francisco	49.84	67.40	35.23%
Sacramento	64.60	78.91	22.15%
Butte	51.33	62.22	21.12%
Tulare	54.73	66.27	21.09%
Imperial	57.33	67.71	18.11%
STATEWIDE	51.36	55.84	8.72%

* Excludes counties with less than 5 cases in either year.

** There were 5 cases out of 9, each receiving a total term of 120 months or more.

SECOND DEGREE BURGLARY

	FY 1987/88	FY 1988/89	Percent
<u>DECREASE*</u>	<u>Mean</u>	<u>Mean</u>	<u>Change</u>
San Joaquin	22.00	17.90	-18.64%
San Francisco	28.59	23.52	-17.73%
Santa Barbara	38.59	32.00	-17.08%
Solano	38.00	31.67	-16.66%
Fresno	30.00	26.52	-11.60%
Stanislaus	32.86	30.00	- 8.70%
Butte	28.00	25.60	- 8.57%
<u>INCREASE*</u>			
Tulare	26.00	31.67	21.81%
Riverside	22.14	25.06	13.19%
San Mateo	27.20	30.50	12.13%
Los Angeles	24.34	26.03	6.94%
Madera	25.82	27.50	6.51%
Yuba	22.67	24.00	5.87%
San Diego	25.73	26.86	4.39%
STATEWIDE	25.78	26.42	2.48%

The maps on Charts IV-A and IV-B show varying levels of mean sentence lengths between counties for first degree burglary and second degree burglary. For example, in Chart IV-B the counties illustrated with cross-hatch pattern have imposed for second degree burglary, the mean sentence of over 30 months. Other types of shading patterns correspond to different mean sentence length ranges.

CHART V-A & V-B - ROBBERY, FIRST DEGREE AND SECOND DEGREE:
MEAN SENTENCE MAP OF CALIFORNIA, BY COUNTY

This map illustrates the differing mean sentences imposed for first degree robbery and second degree robbery among counties. Among the counties illustrated, the following show a substantial increase or decrease in the mean sentence for robbery.

FIRST DEGREE ROBBERY

	FY 1987/88	FY 1988/89	Percent
<u>DECREASE*</u>	<u>Mean</u>	<u>Mean</u>	<u>Change</u>
Sacramento	88.00	54.57	-37.99%
Santa Clara	82.00	51.67	-36.99%
Riverside	62.00	45.45	-26.69%
San Joaquin	69.60	57.60	-17.24%
Kern	93.23	80.50	-13.65%

FIRST DEGREE ROBBERY (continued)

	FY 1987/88	FY 1988/89	Percent
<u>INCREASE*</u>	<u>Mean</u>	<u>Mean</u>	<u>Change</u>
San Bernardino	44.00	76.20	73.18%
San Francisco	48.60	60.60	24.69%
Fresno	74.32	86.55	16.46%
San Diego	51.56	56.00	8.61%
Alameda	61.88	66.50	7.47%
Orange	65.69	68.00	3.52%
STATEWIDE	60.83	60.89	0.10%

SECOND DEGREE ROBBERY

	FY 1987/88	FY 1988/89	Percent
<u>DECREASE*</u>	<u>Mean</u>	<u>Mean</u>	<u>Change</u>
Fresno	88.65	50.10	-43.49%
San Luis Obispo	90.00	55.20	-38.67%
Tulare	68.00	53.33	-21.57%
San Francisco	57.11	45.96	-19.52%
Contra Costa	71.00	59.23	-16.58%
San Bernardino	60.39	57.26	- 5.18%
Riverside	54.14	51.46	- 4.95%
<u>INCREASE*</u>			
Santa Barbara	54.00	88.00	62.96%
San Joaquin	32.80	43.30	32.01%
Santa Clara	56.48	74.04	31.09%
San Diego	58.22	72.00	23.67%
Solano	59.20	70.40	18.92%
Sacramento	67.62	79.14	17.04%
Kern	62.63	69.00	10.17%
STATEWIDE	57.20	60.83	6.35%

CHART VI-A, VI-B & VI-C - DRUG OFFENSES: MEAN SENTENCE MAP OF CALIFORNIA, BY COUNTY

This map illustrates the various mean sentences imposed for possession of controlled substance, sale of controlled substance, and possession of controlled substance for sale. Among the counties illustrated, the following show a substantial increase or decrease in the mean sentences for these three major drug offenses.

POSSESSION OF CONTROLLED SUBSTANCE

	FY 1987/88	FY 1988/89	Percent
<u>DECREASE*</u>	<u>Mean</u>	<u>Mean</u>	<u>Change</u>
Kings	29.60	28.00	- 5.41%
Kern	26.29	25.16	- 4.30%
Madera	24.00	23.07	- 3.88%
Fresno	24.20	23.39	- 3.35%
San Mateo	21.09	20.41	- 3.22%

POSSESSION OF CONTROLLED SUBSTANCE (continued)

	FY 1987/88	FY 1988/89	Percent
<u>INCREASE*</u>	<u>Mean</u>	<u>Mean</u>	<u>Change</u>
Monterey	22.37	32.80	46.62%
Santa Barbara	24.80	32.29	30.20%
Tulare	28.00	34.29	22.46%
Sacramento	22.80	27.57	20.92%
Lake	26.50	32.00	20.75%
Humboldt	26.40	30.00	13.64%
San Bernardino	23.31	26.18	12.31%
Merced	31.11	34.50	10.90%
STATEWIDE	21.62	23.52	8.79%

SALE OF CONTROLLED SUBSTANCE

	FY 1987/88	FY 1988/89	Percent
<u>DECREASE*</u>	<u>Mean</u>	<u>Mean</u>	<u>Change</u>
Solano	44.73	36.00	-19.52%
Santa Cruz	58.29	47.58	-18.37%
Ventura	54.40	49.50	- 9.01%
Santa Barbara	46.55	43.81	- 5.89%
Santa Clara	43.25	41.48	- 4.09%
San Bernardino	42.72	41.09	- 3.82%
Merced	48.00	46.46	- 3.21%

INCREASE*

Monterey	42.67	49.24	15.40%
San Francisco	35.57	40.55	14.00%
Riverside	36.50	41.02	12.38%
Kings	45.09	50.40	11.78%
Lake	40.00	44.67	11.68%
San Joaquin	37.80	41.25	9.82%
San Mateo	37.00	40.17	8.57%
STATEWIDE	38.68	41.44	7.14%

POSSESSION OF CONTROLLED SUBSTANCE FOR SALE

	FY 1987/88	FY 1988/89	Percent
<u>DECREASE*</u>	<u>Mean</u>	<u>Mean</u>	<u>Change</u>
San Joaquin	28.22	26.21	- 7.12%
San Mateo	36.00	34.00	- 5.56%
Orange	25.91	24.63	- 4.94%
Stanislaus	43.00	41.41	- 3.70%
Los Angeles	32.37	31.88	- 1.51%

POSSESSION OF CONTROLLED SUBSTANCE FOR SALE (continued)

	FY 1987/88	FY 1988/89	Percent
<u>INCREASE*</u>	<u>Mean</u>	<u>Mean</u>	<u>Change</u>
Contra Costa	28.22	35.14	24.52%
Riverside	26.85	31.85	18.62%
Fresno	27.80	32.65	17.45%
San Francisco	26.62	30.78	15.63%
San Bernardino	30.46	33.89	11.26%
STATEWIDE	31.74	32.26	1.64%

The five succeeding charts consist of four progressively nested circles whose areas are in the same proportion as the populations they represent.#

CHART VII - USE OF FIREARM

In Chart VII, the largest circle represents the 1,755 offenders received in prison from July 1, 1988 through June 30, 1989, who used a firearm in the commission of the offense. The remaining circles represent those charged with, those proved, and those who received an enhancement for the use of firearm under §12022.5. During this period, 79.4% of those who used a firearm were charged (82.1% last year), 50.5% were pled and proved (52.7% last year), and 39.0% were imposed (41.2% last year).

The statistics on the enhancements shown on Charts VII - XI are discussed below.

Under P.C. § 1170.1(d) the court may impose an enhancement for use of a firearm (P.C. § 12022.5), infliction of great bodily injury (P.C. § 12022.7) or non-violent and violent prior prison terms (P.C. § 667.5).

The defendant may or may not be charged with the enhancement depending upon 1) the type of offense committed, 2) the circumstances at the time of the offense, and/or 3) the date when the offense was committed. The court may also strike or stay an enhancement which has been imposed.

Anyone who personally used a firearm during the commission or attempted commission of a crime may receive a two-year enhancement (P.C. § 12022.5).

Anyone who personally and intentionally inflicted great bodily injury on a victim during the commission or attempted commission of a crime may receive a three-year enhancement (P.C. § 12022.7).

Anyone who was previously convicted of a felony for which a continuous completed period of incarceration was served in state prison may receive a one-year or a three-year enhancement, depending on whether the present crime and the prior crime were non-violent (P.C. § 667.5(b)) or violent (P.C. § 667.5(a)).

CHART VIII - INFLICTION OF INJURY

This chart shows the degree to which major injury was inflicted, charged, and proved. It also shows the extent to which sentences were enhanced for great bodily injury under §12022.7.

The outermost circle in the chart depicts 1,471 persons received in prison with determinate sentences who inflicted major injury. They constitute 6.3% of the prison intake under the DSL. This is slightly lower than the 6.7% rate of the previous year. Of those felons who inflicted major injury, 64.6% were charged, 35.4% were proved, and 25.6% were imposed with the three-year sentence enhancement under §12022.7.

CHARTS IX AND X - PRIOR PRISON TERMS

These charts show the proportion of people entering prison who have served prior prison terms. The charts also progressively show the extent to which these prior prison term enhancements are charged, proved, and imposed under §667.5, subdivisions (a) and (b).

Chart IX reflects those received in prison during FY 1988/89, who had non-violent prior prison terms. This year's total of 8,644 is 36.89% of the prison DSL intake. Last year's total was 6,956 with a rate of 33.94%. Of those felons who had non-violent prior prison terms, the one-year enhancement based on §667.5(b) was charged to 3,932 (45.5%), pled and proved to 1,959 (22.7%), and imposed to 1,295 (15.0%).

Chart X shows 563 felons serving a determinate sentence who had violent prior prison terms. Out of those who had violent prior prison terms, the three-year enhancement based on §667.5(a) was charged to 22 (3.9%), pled and proved to 1 (0.2%) and none imposed. Last year there was a total of 504 felons serving a determinate sentence with violent prior prison terms, with an enhancement rate of 3 (0.6%). Some felons received a five-year habitual criminal enhancement under §667(a) instead of a traditional three-year enhancement under §667.5(a) for the violent prior felony, which is represented in Chart XI.

CHART XI HABITUAL CRIMINALS P.C. § 667(a)

This chart reflects the number of people received in prison who were convicted of a serious felony. Penal Code § 667(a), states anyone convicted of a serious felony as defined in Penal Code § 1192.7(c) shall receive a five-year enhancement for each prior serious felony conviction.

The largest circle represents the number of felons who were charged with a serious felony. The second largest circle reflects the number of felons for whom the enhancements were pled and proved. The smallest circle represents those for whom the enhancements were imposed.

Chart XI reflects 1,309 felons were charged with P.C. § 667(a), of these, 892 felons were proved and 867 were imposed.

TABLES

TABLE I - PERSONS RECEIVED IN PRISON

For selected counties and offenses, this table shows the distribution of 23,434 people received in prison under the Determinate Sentencing Law (DSL) from July 1, 1988 through June 30, 1989. The 39 offenses listed accounted for 98.22% of the total DSL prison commitments. The remaining 1.78% under "other offenses", consists of numerous other DSL offenses which occur infrequently. This year San Mateo ranked thirteenth, replacing Santa Barbara in the county listing of the top 17 counties.

The largest offense group, possession of controlled substance showed a 13.13% growth from last year's level. There were 2,791 (11.91% of the total DSL commitments) for FY 1988/89 compared to last year's level of 2,467 (12.04%). The following five counties show the highest intake for this offense: Los Angeles, 1,285 (46.04%); San Diego, 189 (6.77%); San Francisco, 144 (5.16%); Kern, 138 (4.94%); and Riverside, 132 (4.73%). "Other counties" accounted for 230 (8.24%).

Sale of controlled substance, the second largest offense group, increased from 1,881 (9.18% of the total DSL commitments) in FY 1987/88 to 2,589 (11.05%) in FY 1988/89. The five counties with the highest frequencies are: Los Angeles, 1,305 (50.41%); San Francisco, 203 (7.84%); Fresno 128 (4.94%); Sacramento, 120 (4.63%); and Alameda, 104 (4.02%). "Other counties" had 183 (7.07%).

First degree burglary is only the third largest offense group, totalling 2,547 cases (10.87%). The five counties with the largest intake are: Los Angeles, 992 (38.95%); San Diego, 239 (9.38%); Orange, 151 (5.93%); Riverside, 127 (4.99%); and Santa Clara, 106 (4.16%). "Other counties" accounted for 244 (9.58%).

The fourth largest offense group is possession of controlled substance for sale. This fiscal year, there were 1,909 offenses in this group, 38.43% more than last year's level of 1,379. The top five counties in terms of frequency are: Los Angeles, 961 (50.34%); Alameda, 111 (5.81%); San Joaquin, 103 (5.40%); Kern 82 (4.30%); Sacramento, 68 (3.56%). "Other counties" had 105 (5.50%).

There were 1,696 second degree robbery offenders,¹ 7.24% of the prison DSL intake. The five counties showing the largest numbers of second degree robbery offenses are: Los Angeles, 1,025 (60.44%); Alameda, 73 (4.30%); San Diego 72 (4.25%); Sacramento, 65 (3.83%); Orange, 65 (3.83%). "Other counties" had 58 (3.42%).

Second Degree burglary accounted for 1,561 or 6.66% of the total DSL commitments, and is ranked only as the sixth largest offense group (ranked fifth last year). The top five counties are: Los Angeles, 711 (45.55%); San Diego, 144 (9.22%); Orange, 68 (4.36%); San Francisco, 67 (4.29%); and Kern, 54 (3.46%). "Other counties" accounted for 157 (10.06%).

The combined prison DSL intake for voluntary, involuntary and vehicular manslaughter showed an increase from 455 (2.22%) of the total DSL commitments in FY 1987/88 to 580 (2.48%) in FY 1988/89. Los Angeles county captured 227 (39.14%); followed by Alameda, 42 (7.24%); San Diego, 37 (6.38%); San Bernardino, 33 (5.69%); and Sacramento, 29 (5.00%). "Other counties" had 67 (11.55%).

Rape, miscellaneous sex offenses and assault to commit sex offense were combined and resulted in a total of 1,266 offenses during FY 1988/89. This is 5.40% of the total DSL offenses. The top five counties were: Los Angeles, 403 (31.83%); San Diego, 105 (8.29%); Santa Clara, 86 (6.79%); Sacramento, 76 (6.00%) and Orange, 65 (5.13%). "Other counties" registered a total of 197 (15.56%).

Other offenses showing significant occurrences during FY 1988/89 are as follows: petty theft with prior, 1,068 (4.56%); assault, 1,034 (4.41%); auto theft, 996 (4.25%); receiving stolen property, 703 (3.00%); manufacturing controlled substance, cultivating, harvesting and processing marijuana, 497 (2.12%); and grand theft 413 (1.76%). First degree robbery ranked 16th in terms of frequency with 350 cases (1.49% of total DSL intake).

¹ Due to legislation effective January 1, 1987 robbery was divided into first degree robbery and second degree robbery. The sentencing range for first degree robbery is 36-48-72 months while the range for second degree robbery is 24-36-40 months.

TABLE II - SUMMARY OF SENTENCE IMPOSED

This table is a statewide statistical summary of prison sentences imposed for all offenses. The average sentence for this year is 42.51 months, 1.80% higher than last year's level of 41.76 months. The median and mode remained at the same level as that of last year, 36 and 24 months, respectively.

TABLE III - SENTENCE IMPOSED BY COUNTY AND BY OFFENSE

While Table II shows information for total sentences for all offenses statewide, this table presents similar information reported by specific offenses and by county.

Below is a comparison of the mean sentences (in months) imposed statewide and listed in descending order, for a limited number of counties. The corresponding number of offenses and median sentences are also given. Counties with less than five cases are not included in the rankings. Some counties shown here are not in the listing in Table III.

<u>TOTAL OFFENSES</u>	<u>Number</u>	<u>Mean</u>	<u>Median</u>
Del Norte	5	82.40	24
Trinity	8	68.50	38
Mono	5	67.20	36
Shasta	99	66.59	48
Sonoma	83	63.28	48
Sacramento	913	62.39	36
Tehama	59	61.22	44
Imperial	63	55.65	36
Siskiyou	19	55.37	36
El Dorado	46	54.00	36
STATEWIDE	23,434	42.51	36
<u>FIRST DEGREE BURGLARY</u>	<u>Number</u>	<u>Mean</u>	<u>Median</u>
San Luis Obispo	9	115.11	120
Sacramento	66	78.91	48
Yolo	7	73.14	48
Merced	18	72.67	52
Santa Barbara	19	70.53	48
Imperial	14	67.71	54
San Francisco	60	67.40	48
Ventura	40	67.30	48
Tulare	30	66.27	48
STATEWIDE	2,547	55.84	48

<u>SECOND DEGREE BURGLARY</u>	<u>Number</u>	<u>Mean</u>	<u>Median</u>
Ventura	9	34.67	24
Santa Barbara	22	32.00	32
Tulare	12	31.67	24
Solano	12	31.67	24
San Mateo	16	30.50	26
Kern	54	30.15	24
Stanislaus	12	30.00	34
Sacramento	37	29.19	24
Santa Cruz	5	28.00	28
Madera	8	27.50	28
STATEWIDE	1,561	26.42	24

<u>FIRST DEGREE ROBBERY</u>	<u>Number</u>	<u>Mean</u>	<u>Median</u>
San Mateo	5	90.40	108
Fresno	11	86.55	72
Kern	8	80.50	46
San Bernardino	20	76.20	72
Orange	18	68.00	48
Alameda	16	66.50	48
Stanislaus	5	64.00	72
San Francisco	20	60.60	54
Los Angeles	148	57.78	48
San Joaquin	5	57.60	72
STATEWIDE	350	60.89	48

<u>SECOND DEGREE ROBBERY</u>	<u>Number</u>	<u>Mean</u>	<u>Median</u>
Santa Barbara	5	88.00	56
Sacramento	65	79.14	60
Ventura	13	77.54	72
Santa Clara	51	74.04	60
San Diego	36	72.00	48
Solano	10	70.40	54
Kern	44	69.00	84
San Mateo	9	66.22	48
Orange	65	64.68	48
Contra Costa	26	59.23	48
STATEWIDE	1,658	60.83	48

<u>POSSESSION OF CONTROLLED SUBSTANCE</u>	<u>Number</u>	<u>Mean</u>	<u>Median</u>
Butte	8	37.00	36
Merced	8	34.50	36
Tulare	7	34.29	36
Monterey	15	32.80	36
Santa Barbara	14	32.29	36
Lake	11	32.00	36
Shasta	12	31.67	30
Yolo	16	30.50	28
Humboldt	6	30.00	30
Imperial	12	29.67	36
STATEWIDE	2,791	23.52	24

<u>SALE OF CONTROLLED SUBSTANCE</u>	<u>Number</u>	<u>Mean</u>	<u>Median</u>
Stanislaus	34	52.35	48
Kings	10	50.40	48
Ventura	16	49.50	48
Monterey	29	49.24	48
Tehama	19	48.84	48
Santa Cruz	19	47.58	36
Sacramento	120	47.33	48
Madera	10	46.80	48
Tulare	17	46.58	48
Merced	13	46.46	48
STATEWIDE	2,591	41.44	36

<u>POSSESSION OF CONTROLLED SUBSTANCE FOR SALE</u>	<u>Number</u>	<u>Mean</u>	<u>Median</u>
Solano	8	45.50	48
Stanislaus	17	41.41	36
Sacramento	68	40.94	48
Tulare	6	38.67	40
Merced	5	38.40	36
San Luis Obispo	5	37.60	36
Ventura	20	37.60	36
Monterey	10	37.20	36
Madera	28	35.71	36
San Diego	64	35.56	36
STATEWIDE	1,909	32.26	36

Note: The figures in the above tables represent sentence imposed, not time served. Sentence imposed potentially may be reduced by one-half of the total sentence for performance in work, training, or selected education

programs established by the Director of Corrections (§2933, Stats. 1982, Ch. 1234, 4).

The percentage of first degree burglary dropped to 10.87% this year, from 11.72% of last year's level. Similar declines occurred for second degree burglary, 6.66% from 7.30%, and first degree robbery, 1.49% from 2.69%.

TABLE IV - SENTENCE LEVEL BY OFFENSE

This table shows the relative frequency with which the three alternative levels of sentence were selected for conviction of a single count of the offenses reported. There is a greater likelihood of the imposition of the middle term for 21 of the 39 offense groups listed. To name a few:

<u>MIDDLE TERM OFFENSES</u>	<u>PERCENT</u>
Assault to commit sex offense	60.87%
Inflict injury spouse/child	56.25%
Mfg/sale of illegal weapons	55.36%
Vehicular manslaughter	54.84%
Auto Theft	52.22%
Petty theft with prior	51.34%
Grand theft	51.27%
Hit and run	50.94%
Burglary second degree	50.62%
Receiving stolen property	48.97%
Forgery	48.47%
DUI with injury	47.25%
Robbery first degree	46.94%
Theft of personal property	46.75%
Attempted robbery	46.58%

On the other hand, none of the offense groups has a greater likelihood of the imposition of the upper term.

The lower term was most frequently imposed in 17 out of the 39 offense groups. To name a few:

<u>LOWER TERM OFFENSES</u>	<u>PERCENT</u>
Escape	74.11%
Institutional offense	72.88%
Possession for sale/sale of PCP	70.53%
Sale of controlled substance	69.92%
Discharge firearm inhabited dwelling	68.89%

<u>LOWER TERM OFFENSES (continued)</u>	<u>PERCENT</u>
Possession of CS for sale	64.10%
Mfg. CS; cultivate/harvest/process marijuana	61.69%
Assault on peace officer	51.61%
Burglary 1st degree	50.25%
Arson	48.68%

TABLE V - SENTENCES IMPOSED: MEN AND WOMEN

This table compares the average prison sentence received by men and women convicted of a single count of the offense reported. There was a total of 15,714 single counts imposed, 91.28% for men and 8.72% for women.

The average sentence imposed for 29 of 39 offense groups was greater for men. In only 5 offense groups was the average sentence greater for women.

AVERAGE SENTENCED IMPOSED - Greater for Men

<u>OFFENSE</u>	<u>Men</u>	<u>Women</u>	<u>Difference</u>
Miscellaneous sex offenses	58.38	31.00	27.38
Kidnapping	63.18	36.00	27.18
Voluntary manslaughter	101.18	81.77	19.41
Attempted burglary	33.09	16.00	17.09
Robbery first degree	52.30	37.80	14.50
Attempted murder	111.34	97.50	13.84
Assault	46.09	34.93	11.16
Robbery second degree	49.72	39.05	10.67
Vehicular manslaughter	52.67	43.43	9.24
Institutional offenses	24.96	16.84	8.12
Involuntary manslaughter	43.92	36.00	7.92
Felon in possession of a gun	23.55	17.60	5.95
Hit and run	27.08	21.60	5.48
Attempted robbery	36.91	31.56	5.35
Other offenses	30.99	27.27	3.72
Forgery	25.94	22.26	3.68
Receiving stolen property	25.43	22.20	3.23
Grand theft	26.21	23.18	3.03
Burglary first degree	50.44	48.00	2.44
Sale of controlled substance	40.45	38.31	2.14
Escape	18.46	16.50	1.96

AVERAGE SENTENCE IMPOSED - Greater for Men (continued)

Burglary second degree	25.66	23.78	1.88
Arson	47.29	45.43	1.86
Theft of personal property	26.47	25.00	1.47
Possession of CS for sale	30.64	29.37	1.27
Possession of CS	22.74	21.67	1.07
Auto theft	24.73	24.00	0.73
Possession for sale/sale of PCP	40.47	40.00	0.47
Checks with non/sufficient funds	24.44	24.00	0.44

AVERAGE SENTENCE SENTENCE IMPOSED - Greater for Women

<u>OFFENSE</u>	<u>Men</u>	<u>Women</u>	<u>Difference</u>
Mfg. CS; cultivate/harvest/ marijuana	31.27	38.25	6.98
Inflict injury to spouse/child	42.37	48.00	5.63
Driving under the influence	26.01	28.62	2.61
Petty theft with prior	23.72	24.29	0.57
False imprisonment/battery	31.79	32.00	0.21

TABLES VI-A, VI-B, VI-C, - SENTENCES UNDER SB 13 AND BILL OF RIGHTS

Tables VI-A, VI-B, and VI-C show the impact of SB 13 (Stats. 1979, Ch.944) and the Victim's Bill of Rights. Table VI-A shows a total of 233* cases with a mean sentence of 231 months, a standard deviation of 484 months, and a range of 6,668 months. Last year's mean sentence was 206 months.

Table VI-B gives statistics on enhancements for various sex offenses. Under §12022.3(a), a three-year enhancement was charged in 101 cases with 49 proved and 37 imposed. Based on §12022.3(b), a two-year enhancement was charged in 18 cases with 6 proved and 5 imposed. Under §12022.8, a five-year enhancement was charged in 50 cases with 26 proved and 21 imposed. Five-year enhancements were imposed based on §667.51 in 7 cases out of 7 proved and 12 charged and under §667.6(a), in 5 cases out of 6 proved and 10 charged. Ten-year enhancements under P.C. §667.6(b) were charged in 4 cases, proved in 2 and imposed on 1.

Table VI-C presents the enhancement for habitual offenders, by quarter periods for FY 1988/89. Based on §667(a), there were 1,309 felons charged with the five-year enhancement, with 892 proved and 867 imposed having a mean sentence of 73.52 months.

* During FY 1988/89, one person was convicted to 60 counts of various sex offenses with enhancements. He was sentenced to 6,684 months in state prison.

TABLES VII-A AND VII-B - USE OF FIREARM

These two tables show the incidence of firearm use by county and by offense. They also show the frequency such use was charged, proved, and imposed.

Statewide, 7.5% of persons entering prison were known to have used a firearm in the commission of an offense. Only (39.0%) of the 1,755 offenders who used a firearm received a two-year enhancement of sentence as provided for in §12022.5.

Among the top 17 counties, Contra Costa shows the highest rate of firearm enhancement (14.9%) followed by Alameda (9.4%) and Los Angeles (8.9%). Stanislaus has the lowest rate of (2.7%). The rate of imposition of enhancement imposed for use of firearm varied from 22.2% in Monterey County to 63.6% in Ventura County.

Firearms were most frequently used in the following offenses: discharging firearm in inhabited dwelling (85.0%), attempted murder (64.3%), voluntary manslaughter (53.1%), kidnapping (46.6%), involuntary manslaughter (46.4%), assault on peace officer (33.3%), robbery second degree (32.4%), robbery first degree (32.0%), assault (30.9%), and attempted robbery (22.2%).

The enhancement of sentence for use of a firearm was imposed most often for the following offenses: voluntary manslaughter (68.3%), involuntary manslaughter (59.4%), second degree robbery (50.7%), false imprisonment/battery (46.2%), kidnapping (45.8%), attempted robbery (42.9%), assault on a peace officer (36.7%), theft of personal property (33.3%), assault (32.6%) and attempted murder (21.2%).

TABLES VIII-A AND VIII-B - INJURY TO VICTIMS

These tables show the frequency with which victims were injured by persons received in prison under DSL. The data is presented by county and by offense.

Overall, 6.3% of the offenders received in prison inflicted major injury to victims while 4.8% of them inflicted some type of minor injury. Of the 23,434 DSL commitments, 4.1% were charged with great bodily injury. A three-year enhancement of sentence as provided for by §12022.7 was imposed on 376 or 39.6% of the 950 persons charged with infliction of great bodily injury. The rate of imposition of enhancement for criminal injury to victims ranged from a low of 5.9% for false imprisonment/battery to a high of 65.7% for attempted murder. By county, the spread was 14.3% for Alameda to 100.0% for Monterey.

TABLES IX-A, IX-B, IX-C, IX-D - PRIOR PRISON TERMS

These tables give the number of persons who entered prison with determinate sentences that had previously served a prior prison term.

There were 563 persons showing a violent prior prison term (2.4% of the total prison intake). Of this number, 22 (3.9%) were charged, and 1 (0.2%) was proved. A three-year enhancement of sentence was not imposed on anyone. A total of 8,644 persons (36.9% of those entering prison under DSL) had previously served prior prison terms for non-violent offenses. Of those who had served, 3,932 (45.5%) were charged. In 1,959 cases (22.7%) the non-violent prior prison term was proved and a one-year enhancement was imposed in 1,295 cases (15.0%), up from last year's level of 1,032 (14.8%).

Only those whose current conviction offenses include a violent offense are potentially eligible for the three-year enhancement of sentence under §667.5(a). This partly explains the differing charging rate between non-violent and violent prior prison terms, 36.9% and 2.4%.

A sizeable proportion of persons with current property offenses had been in prison previously for non-violent offenses, 4,435 or 18.9% of total DSL intake. The property offenses are: petty theft with prior (71.4%); attempted burglary (62.6%); second degree burglary (55.7%); receiving stolen property (50.9%); auto theft (50.8%); theft of personal property (44.0%); attempted robbery (40.7%); grand theft (39.5%); second degree robbery (34.8%); first degree burglary (33.8%); first degree robbery (24.9%).

TABLE X - NUMBER OF COUNTS CONVICTED

This table shows the number of counts of convictions by principal offense. Overall, 15,714 (67.06%) received in prison were convicted of single offenses. Those convicted of two offenses totaled 4,897 (20.90%), while 2,823 (12.05%) were convicted of three or more offenses. The single-count conviction rate for various offenses ranged from a high of 88.41% for involuntary manslaughter to a low of 34.44% assault on a peace officer.

TABLE XI - IMPOSITION OF CONSECUTIVE SENTENCES

This table shows the rate with which consecutive sentences are imposed for differing numbers of non-stayed multiple convictions. For example, 14.40% of persons with three non-stayed multiple convictions received three consecutive sentences, 8.25% received two, 13.63% received one, while 63.72% of these offenders received no consecutive sentences.

TABLE XII - SENTENCE ENHANCEMENT

Table XII illustrates a sampling of 374 records received into the Department of Corrections during a period of January 1, 1988 through July 31, 1989 with the new enhancements imposed. Under Health and Safety Code § 11370.2(a), a three-year enhancement was charged in 198 cases with 58 proved and 27 imposed. Based on Health and Safety Code § 11370.4(a)(1), a three-year enhancement was charged in 99 cases with 46 proved and 29 imposed. Penal Code Section § 12022(d), a one-year enhancement (formerly 12022(b) 7-1-1977 to 12-31-1988) was charged in 110 cases with 51 proved and 31 imposed.

HABITUAL CRIMINAL AND HABITUAL OFFENDERS
INITIATIVE AND LEGISLATIVE PROVISIONS

HABITUAL CRIMINALS (P.C. § 667(a))

Under §667(a), an initiative statute relating to habitual criminals, adopted June 8, 1982, any person convicted of a serious felony, as defined, shall receive a five-year enhancement for each such prior conviction.

The data on Table VI-C show that 1,309 felons were charged with 1,770 enhancements under §667(a) during FY 1988/89. Of this number, 892 were proved with 1,104 enhancements and 867 were imposed with an average sentence of 73.52 months.

HABITUAL OFFENDERS (P.C. § 667.7)

Under §667.7 relating to habitual offenders, effective January 1, 1982, any person who was convicted of a felony in which great bodily injury was inflicted or the defendant used force likely to produce great bodily injury, and the person has served two or more prior prison terms for specified offenses, is an habitual offender, and must be sentenced to state prison for life and shall not be eligible for release on parole for 20 years.

The Supreme Court upheld the enhancement for prior burglary of a residence and resolved the conflict with respect to the double the base term limit of §1170.1, in favor of Proposition 8's unlimited enhancements. (People v. Jackson 37 Cal.3d 826 (1985), Crim. 23622).

OFFENSE KEY

Statutory citations used to define the offense groups studied are presented below. The same offense groups and Penal Code sections are used throughout the report. Sections listed for each offense group are from the Penal Code, unless otherwise noted.

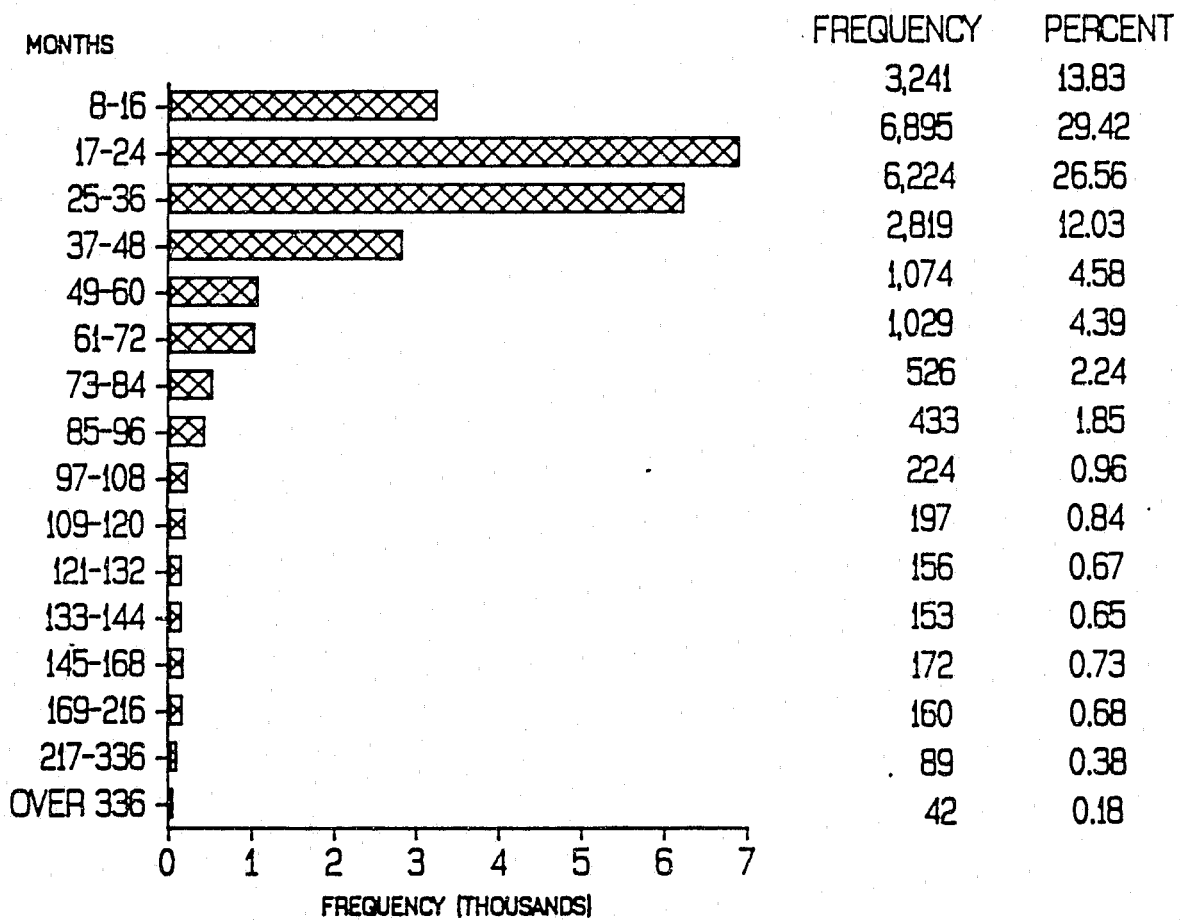
<u>OFFENSE</u>	<u>PENAL CODE SECTION</u>
Voluntary Manslaughter	192(a), 192.1
Involuntary Manslaughter	192(b), 192.2
Vehicular Manslaughter	191.5, 192(c), 192.3, 193.5
Attempted Murder	12308, 664/187, 664/187.2
Driving Under Influence with injury	V.C. §§ 23101, 23153, 23175, 23180, 23185, 23190; H.N. § 655(c)
Assault	217.1(a), 220, 221, 241.1, 241.7, 244; 244.5(b),(c); 245(a), 245.2, 245.3, 245.5(a), 245.5(b), 245.5 (c)
Assault on Peace Officer	241(b), 241.4, 244.5(c), 245(b), 245(c), 245(d)
False Imprisonment and Battery	237, 243, 243(c), 243(d), 243.1, 243.3, 243.4(a), 243.4(b), 243.4(c), 243.7
Robbery, First Degree	211, 213(a)(1), 213.5
Robbery, Second Degree	213(a)(2)
Attempted Robbery	213
Rape	261, 262, 264.1
Kidnapping	207, 208
Assault to Commit Sex Offense	220/261, 220/264.1, 220/286, 220/288a(c), 220/289
Miscellaneous Sex Offenses	265, 266, 266a, 266b, 266c, 266d, 266e, 266f, 266g, 266h, 266i, 266j, 266k, 267, 281, 284 285, 286, 288, 288(a) 288(b), 288(c), 288(d), 288.2, 288a(b), 288a(c), 288a(d), 288a(e), 288a(f), 288a(g), 288a(h), 288a(i), 288a(j), 288a(k), 289(a), 289(b), 289(c), 289(d), 289(e), 289(f), 289(g), 289(h), 289(i), 289(j), 311.4(c), 314.1, 647(a)

OFFENSE (continued)PENAL CODE SECTION

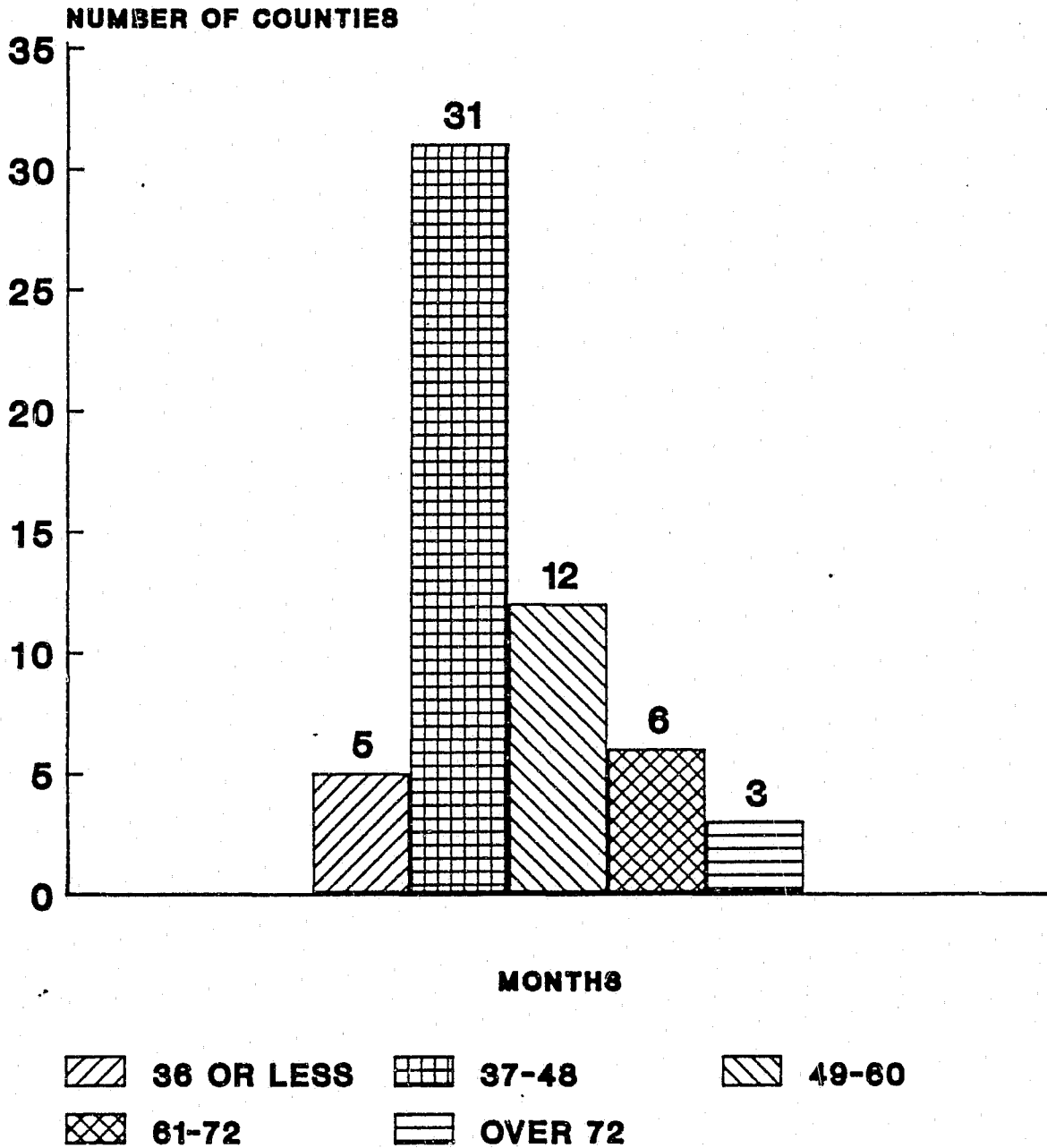
Inflict Cruelty Spouse or Child	271, 273.5, 273a(1), 273d
Arson	451a, 451b, 451c, 451d, 452a, 452b, 452c, 453a
Burglary, First Degree	459.1
Burglary, Second Degree	459.2
Attempted Burglary	664/459.1, 664/459.2
Grand Theft	487.1
Grand Theft Person	487.2
Grand Theft Auto	487.3; V.C. §§ 10851(a), 10851(b)
Petty Theft with Prior Forgery	666 470, 484a, 470a, 470b, 471, 472, 474, 475, 475a, 475b, 476, 481, 484b, 484c, 484e, 484f, 484g, 484h, 484i(b), 485; B4390, 585, 7026.10; H.S. § 11368
Checks with Nonsufficient Funds	476a
Receiving Stolen Property	496, 496.5
Sale of CS (Controlled Substance)	H.S. §§ 11352, 11355, 11360(a), 11361, 11379 11382
Possession for Sale/ Sale of PCP	H.S. §§ 11378.5, 11380(a), 11380.5(a)
Manufacture of CS or Cultivate/ Harvest/Process Marijuana	H.S. §§ 11358, 11360(a), 11361, 11363, 11366, 11366.5(a), 11366.5(b), 11366.5(c), 11366.6, 11366.7, 11379.6(a), 11379.6(b), 11383, 11390, 11391,
Felon in Possession of Gun	12021, 12021.1, 12025(a), 12025(b), 417(b), 417.1, 417.6, 417.8
Escape	4530; 4532(a),(b); 4533, 4534, 4535; W.I. §§ 1768.7(a), 1768.7(b)(1), 1768.7(b)(2)
Institutional Offenses	288a(e), 4131.5, 4501, 4501.5, 4502, 4573, 4573.5, 4573.6, 4574(a), 4574(b), 4600
Manufacture, Sale, Possession of Illegal Weapons	12020, 12220
Hit and Run	V.C. §§ 20001, 2800.2
Discharge Firearm in Inhabited Dwelling	246

CHART I

LENGTH OF SENTENCE IMPOSED
STATEWIDE 23,434 CASES
FISCAL YEAR 1988/89



**CHART II
 FREQUENCY OF MEAN SENTENCE
 BY COUNTY
 FISCAL YEAR 1988/89**



STATE OF CALIFORNIA COUNTY LEGEND

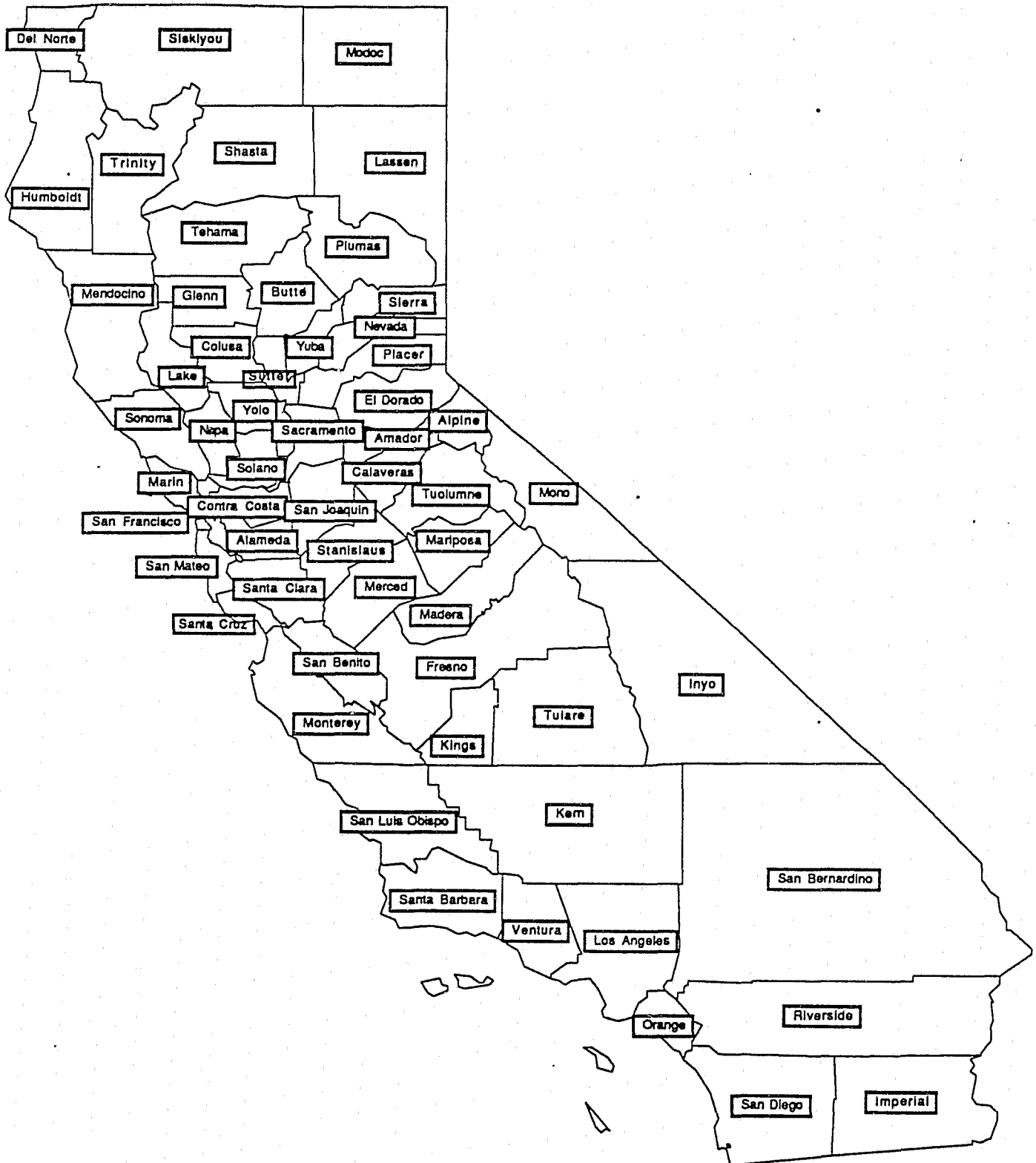


CHART III
MEAN SENTENCE CHOROPLETH MAP*
OF CALIFORNIA BY COUNTY, FY 1988/89
ALL OFFENSES



* Two dimensional graphics that use different color and pattern combinations to indicate levels of magnitude.

CHART IV-A
MEAN SENTENCE CHOROPLETH MAP
OF CALIFORNIA BY COUNTY, FY 1988/89
FIRST DEGREE BURGLARY

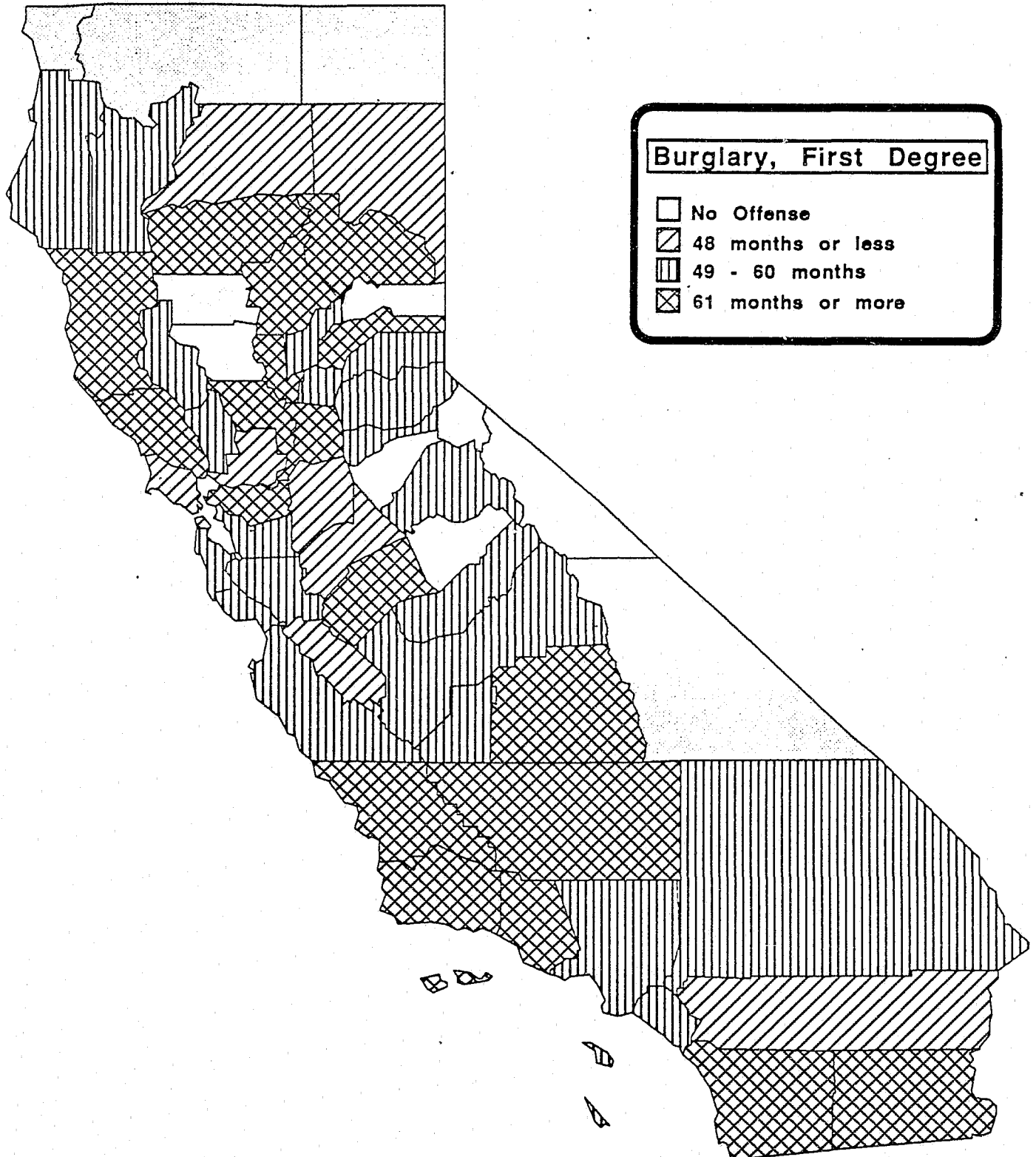


CHART IV-B
MEAN SENTENCE CHOROPLETH MAP
OF CALIFORNIA BY COUNTY, FY 1988/89
SECOND DEGREE BURGLARY

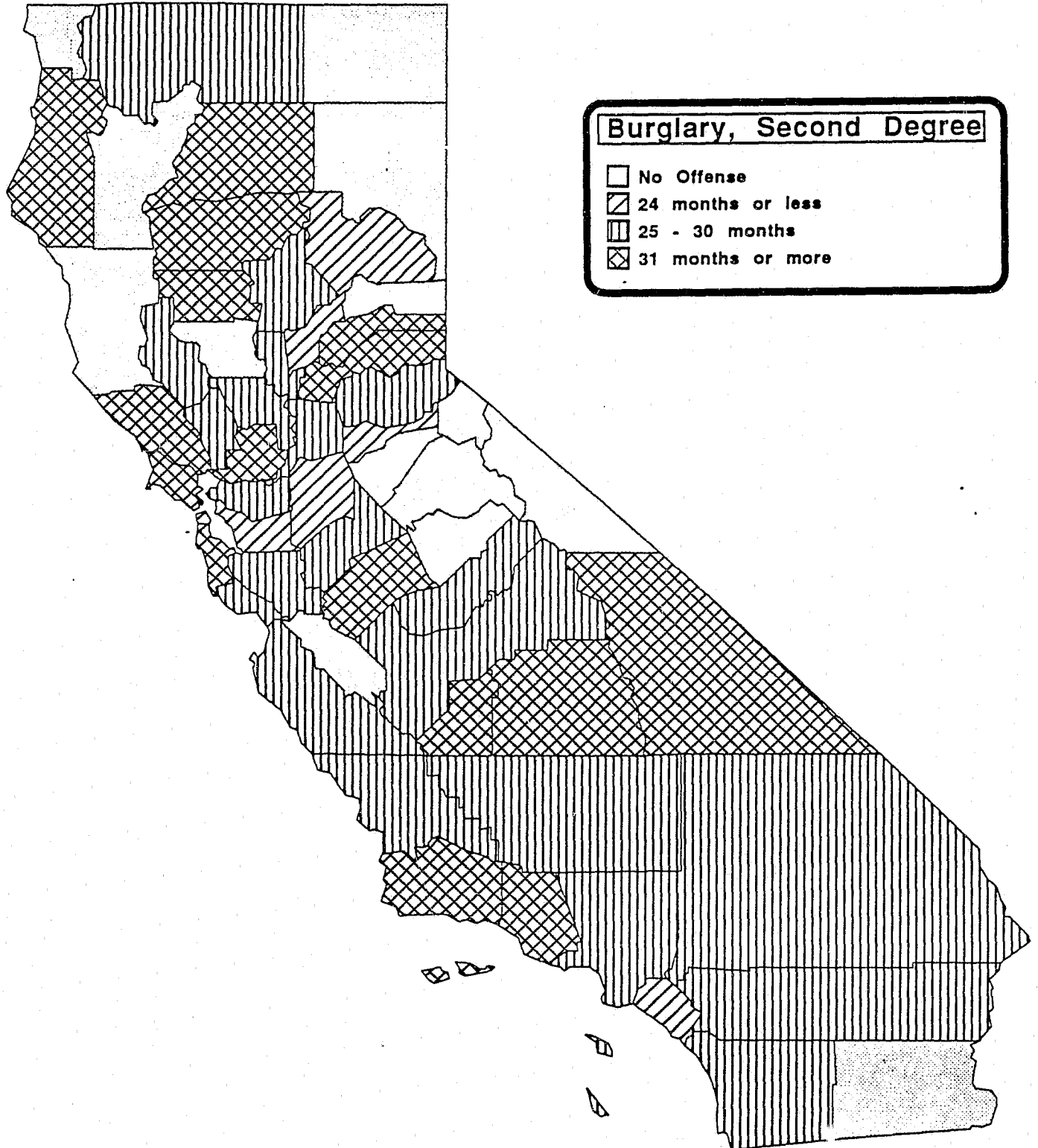


CHART V-A
MEAN SENTENCE CHOROPLETH MAP
OF CALIFORNIA BY COUNTY, FY 1988/89
FIRST DEGREE ROBBERY

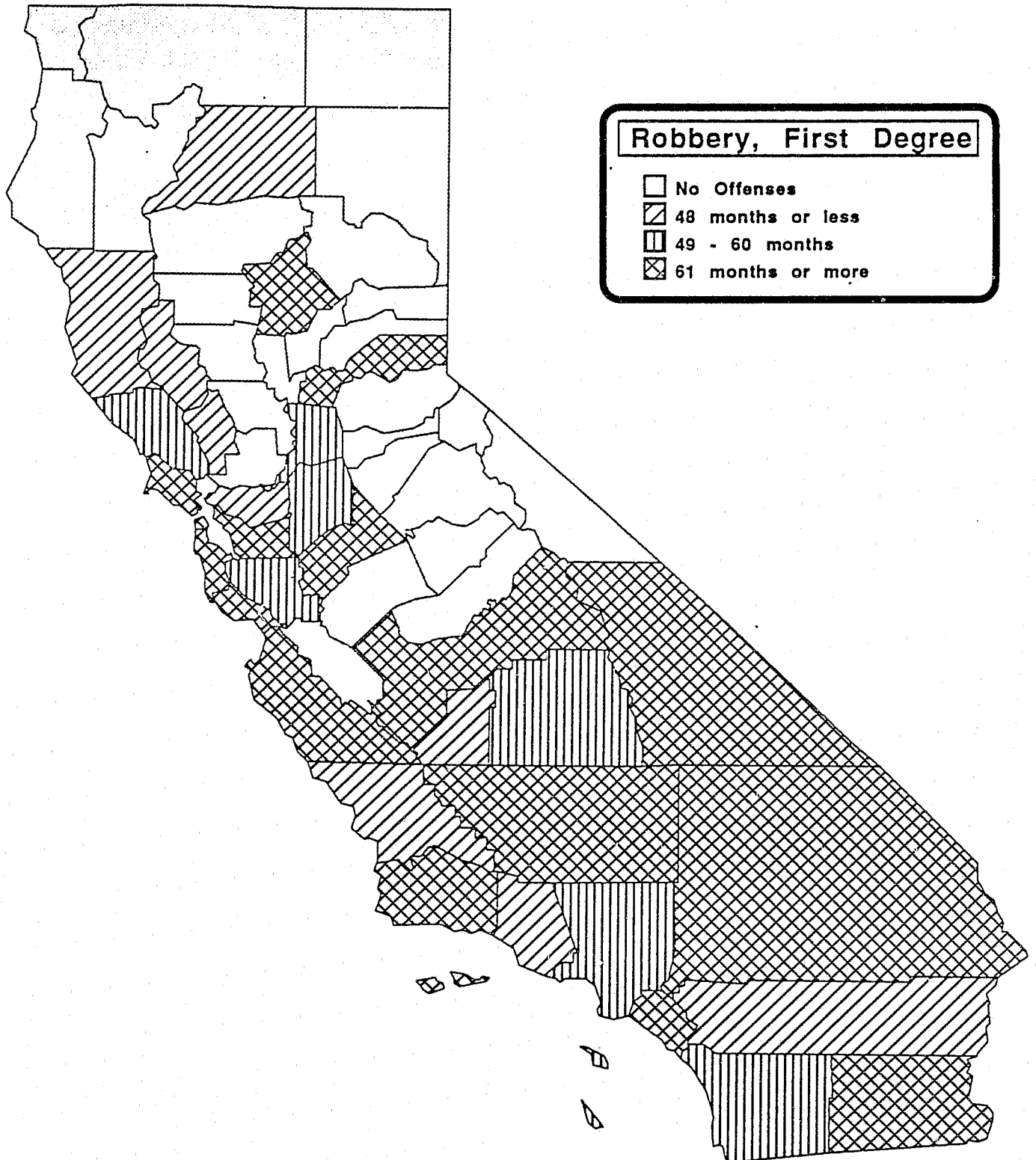


CHART V-B
MEAN SENTENCE CHOROPLETH MAP
OF CALIFORNIA BY COUNTY, FY 1988/89
SECOND DEGREE ROBBERY

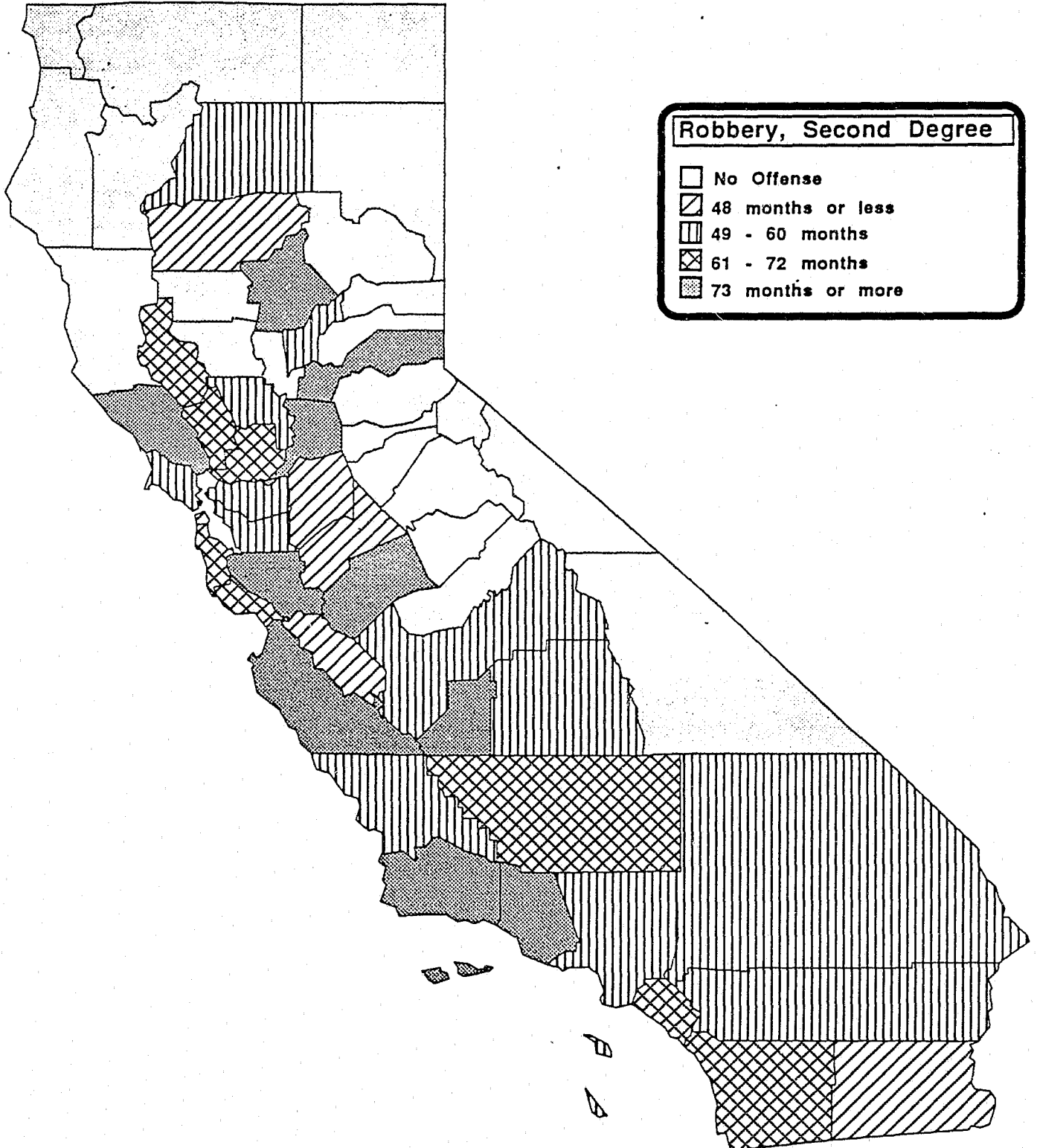


CHART VI-A
MEAN SENTENCE CHOROPLETH MAP
OF CALIFORNIA BY COUNTY , FY 1988/89
POSSESSION OF CONTROLLED SUBSTANCE

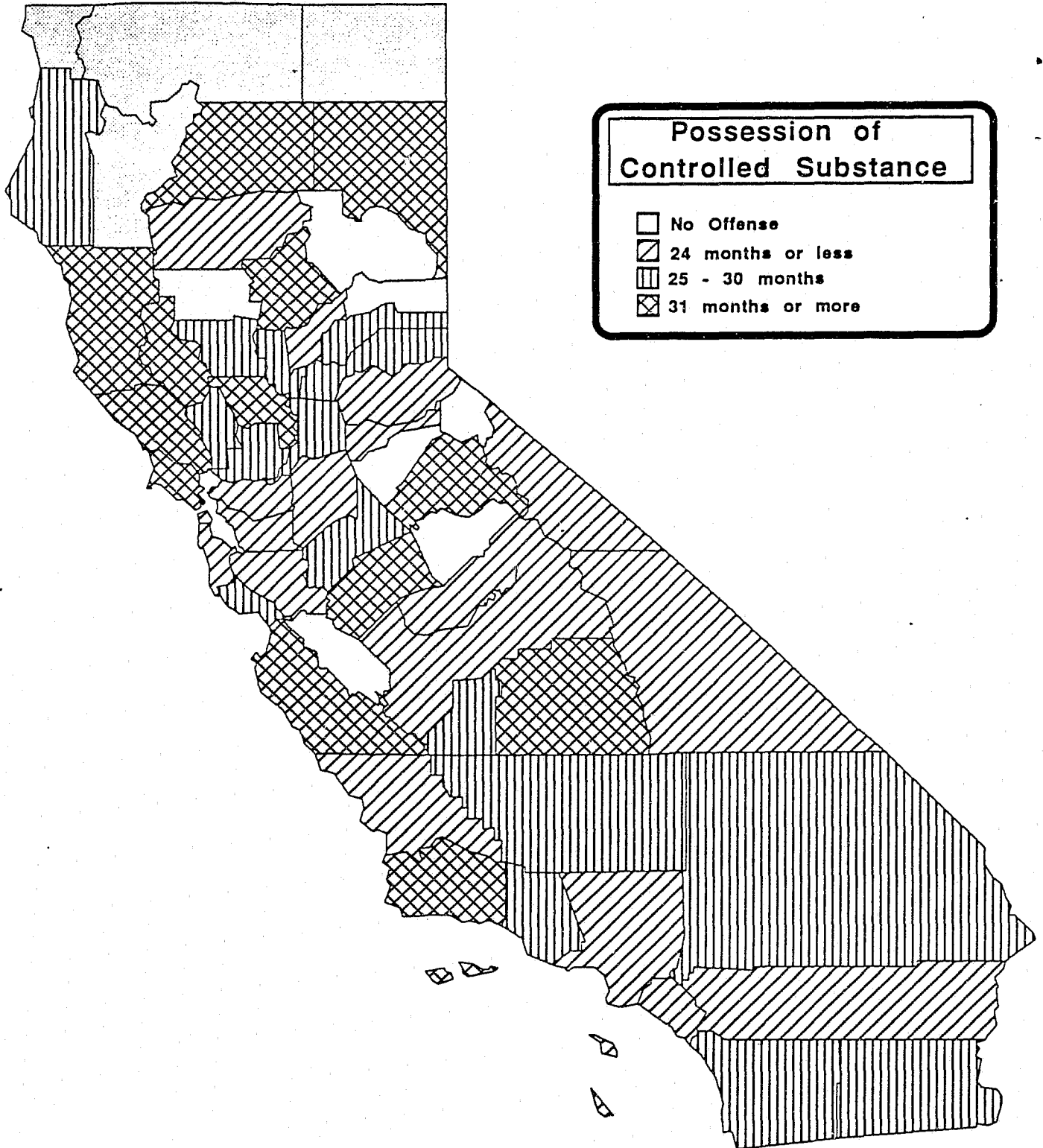


CHART VI-B
MEAN SENTENCE CHOROPLETH MAP
OF CALIFORNIA BY COUNTY, FY 1988/89
SALE OF CONTROLLED SUBSTANCE

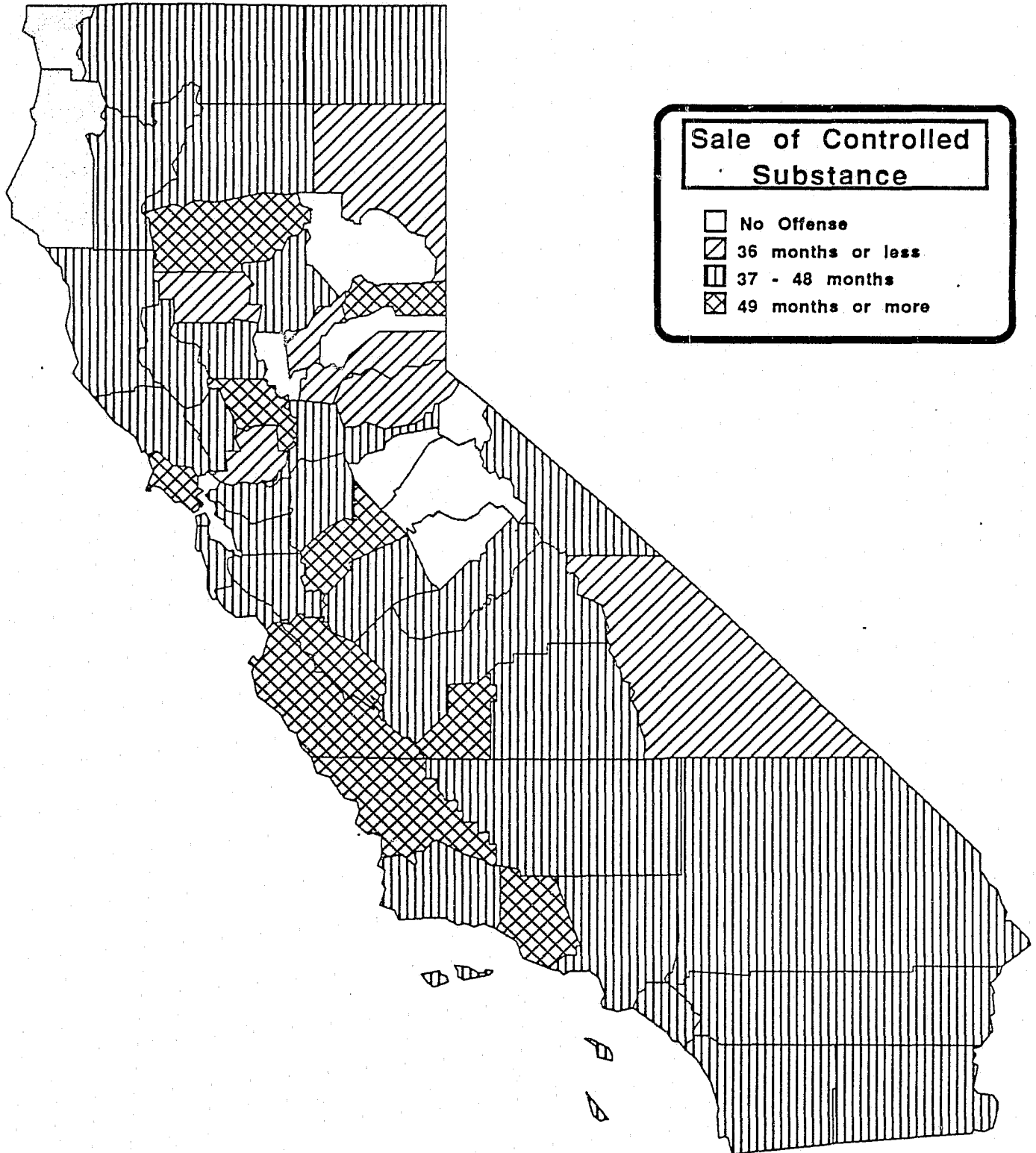
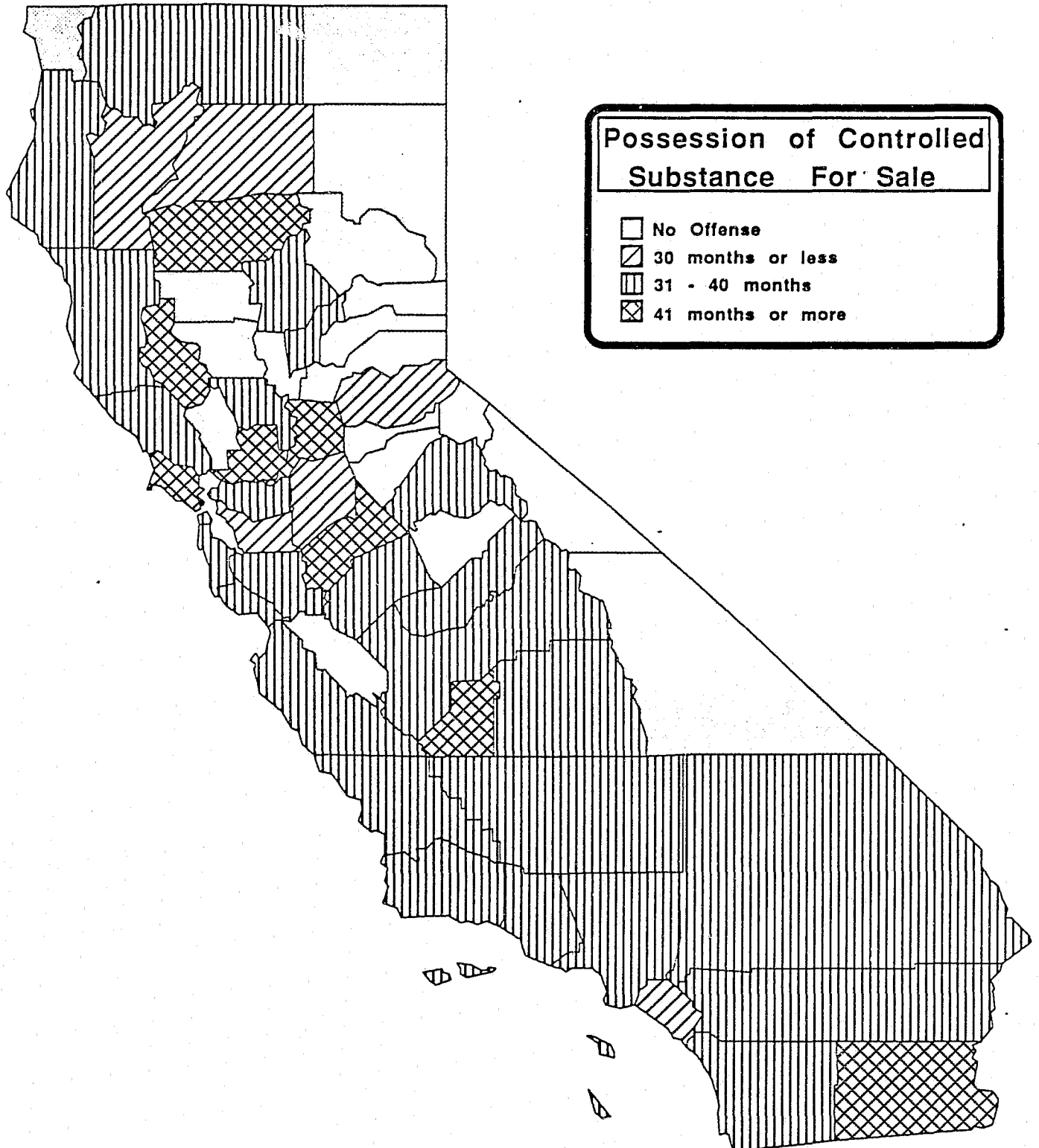


CHART VI-C
MEAN SENTENCE CHOROPLETH MAP
OF CALIFORNIA BY COUNTY, FY 1988/89
POSSESSION OF CONTROLLED SUBSTANCE FOR SALE



**CHART VII
USE OF FIREARM
P. C. § 12022.5^e**

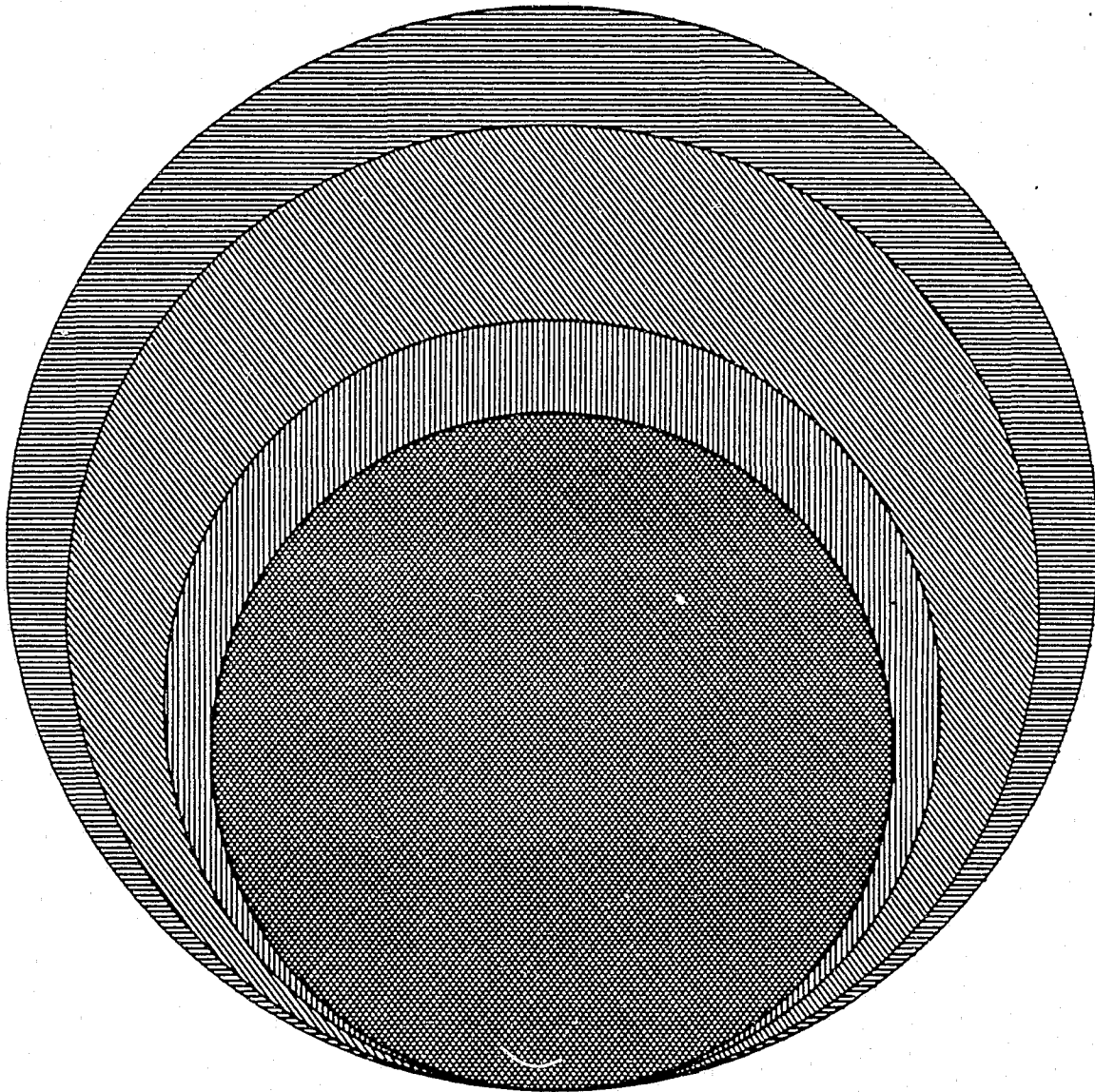






CHART VII USE OF FIREARM P.C. § 12022.5^e			
	1,755 (100.0%)	Used a firearm	
	1,394 (79.4%)	Charged with use of firearm	
	887 (50.5%)	Proved use of firearm	
	685 (39.0%)	Sentence enhanced under P.C. § 12022.5	

^e See page 12 for the interpretation of the chart and page 23 for the interpretation of the data.

CHART VIII INFLICTION OF INJURY P. C. § 12022.7^e

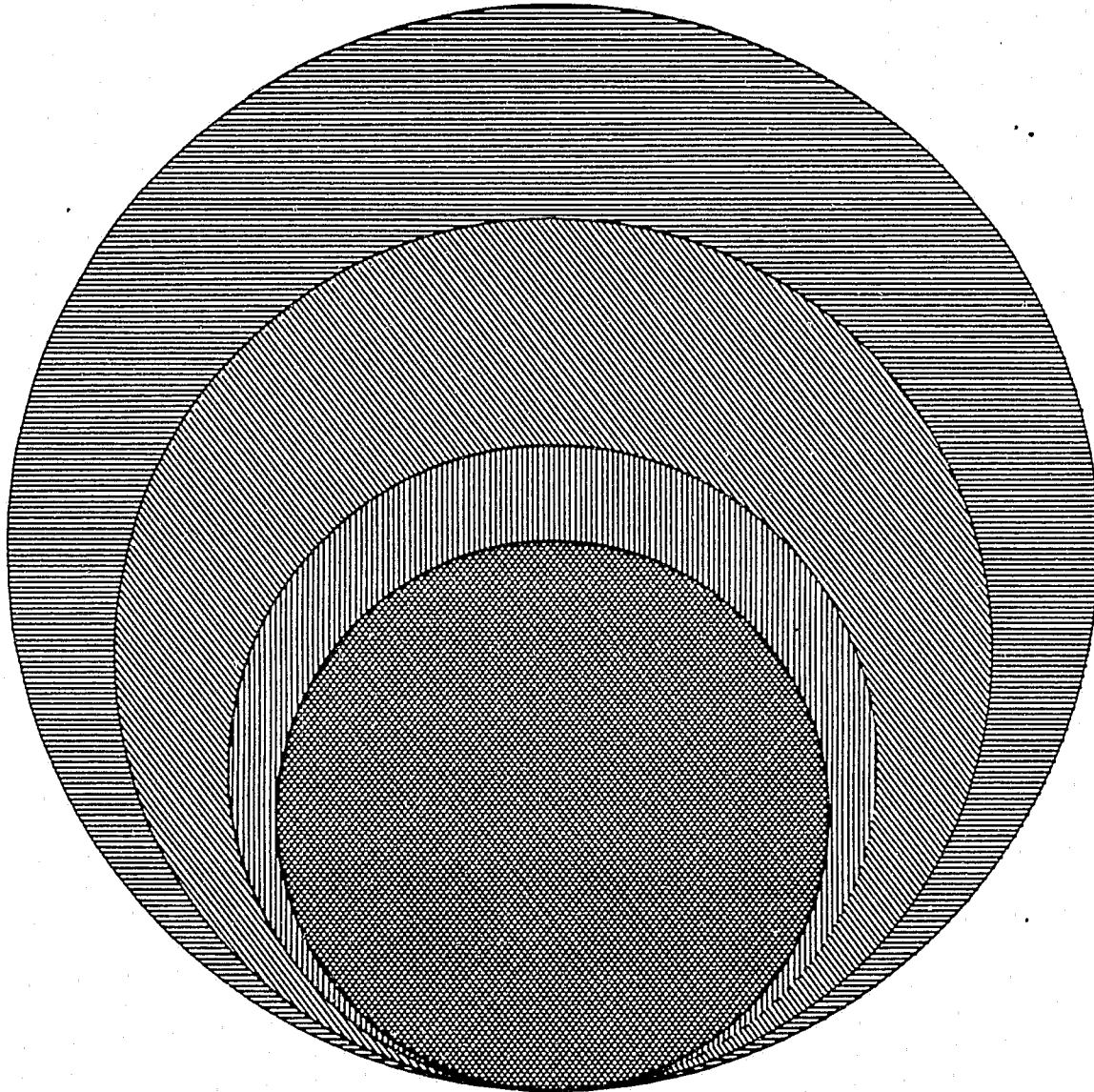


CHART VIII INFLICTION OF INJURY P.C. § 12022.7 ^e			
▬▬▬▬	1,471 (100.0%)	Persons who inflicted major injury (6.3% of persons received in prison)	
▨▨▨▨	950 (64.6%)	Charged inflicted great bodily injury	
▧▧▧▧	520 (35.4%)	Proved inflicted great bodily injury	
▩▩▩▩	376 (25.6%)	Sentence enhanced under P.C. § 12022.7	

^e See page 13 for the interpretation of the chart and page 23 for the interpretation of the data.

CHART IX
NON-VIOLENT PRIOR PRISON TERMS
P. C. § 667.5(b)^e

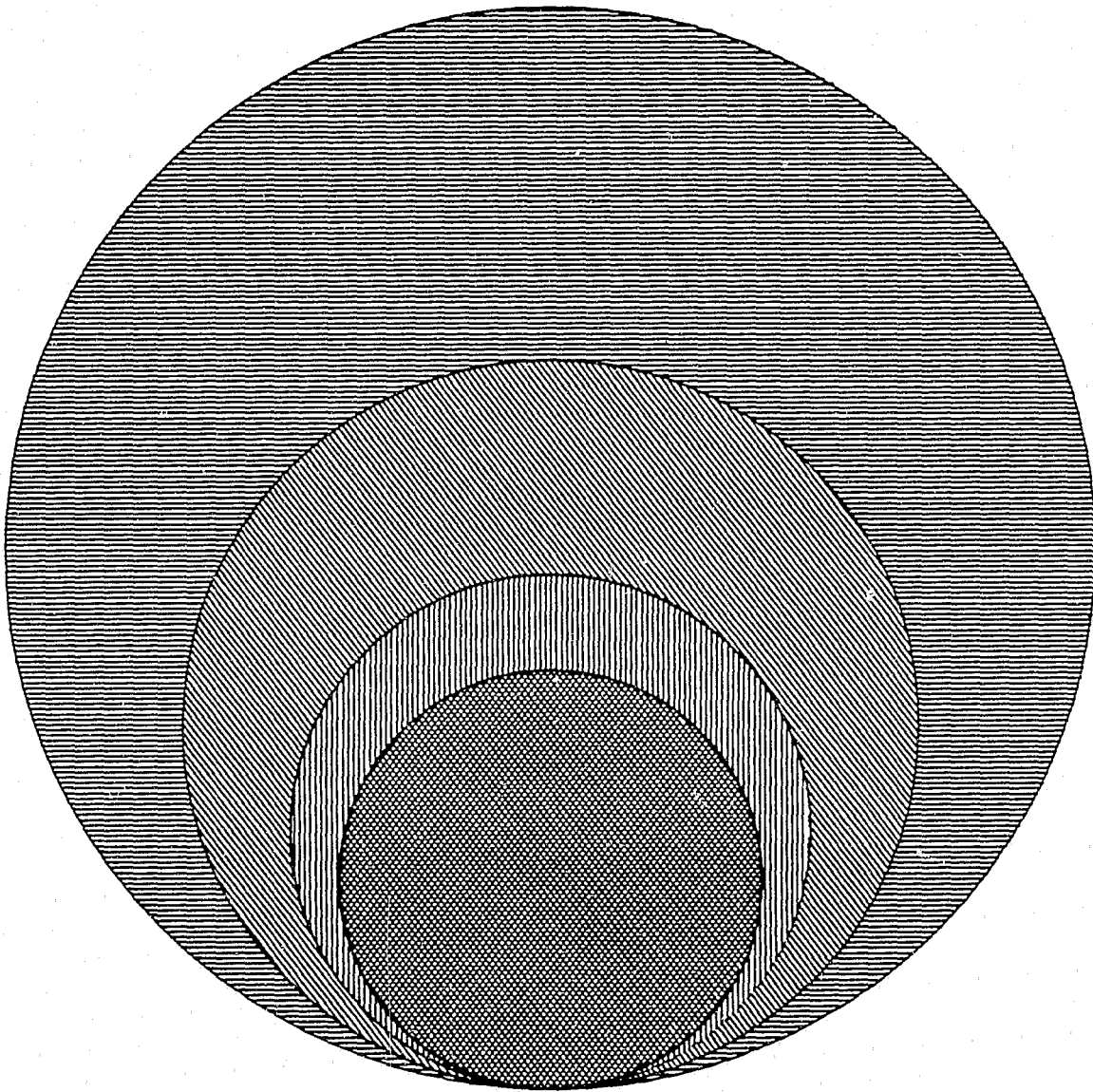






CHART IX		NON-VIOLENT PRIOR PRISON TERMS P.C. § 667.5(b) ^e	
	8,644 (100.0%)	Served non-violent prior prison term	
	3,932 (45.5%)	Charged with non-violent prior prison term	
	1,959 (22.7%)	Proved non-violent prior prison term	
	1,295 (15.0%)	Sentence enhanced under P.C. § 667.5(b)	

^e See page 13 for the interpretation of the chart and page 24 for the interpretation of the data.

CHART X
VIOLENT PRIOR PRISON TERMS
P. C. § 667.5(a) ^e

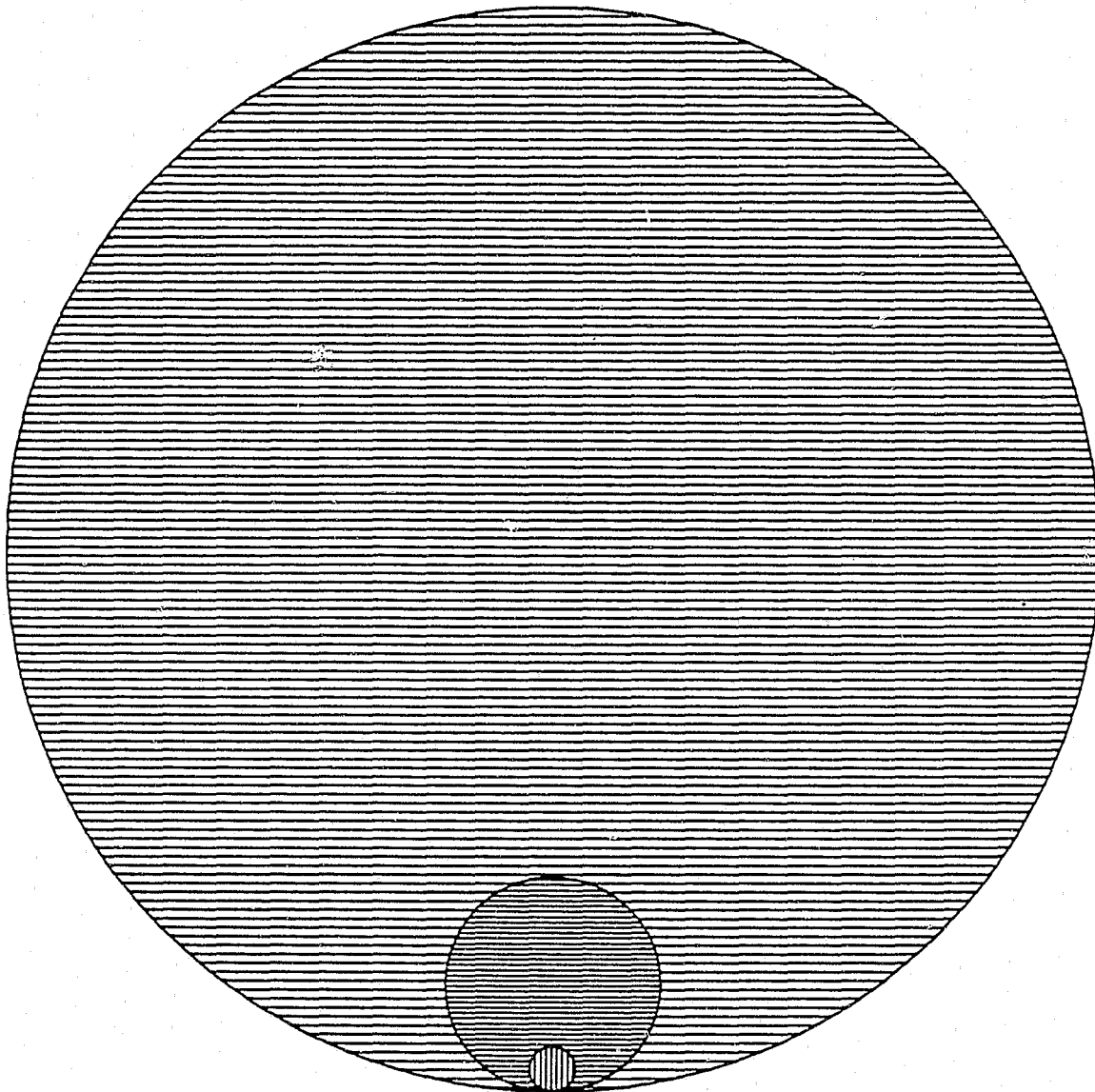






CHART X VIOLENT PRIOR PRISON TERMS P.C. § 667.5(a)^e			
	563 (100.0%)	Served violent prior prison term	
	22 (3.9%)	Charged with violent prior prison term	
	1 (0.2%)	Proved violent prior prison term	
	0 (0.0%)	Sentence enhanced under P.C. § 667.5(a)	

^e See page 13 for the interpretation of the chart and page 24 for the interpretation of the data.

**CHART XI
HABITUAL CRIMINALS
P. C. § 667(a)^e**

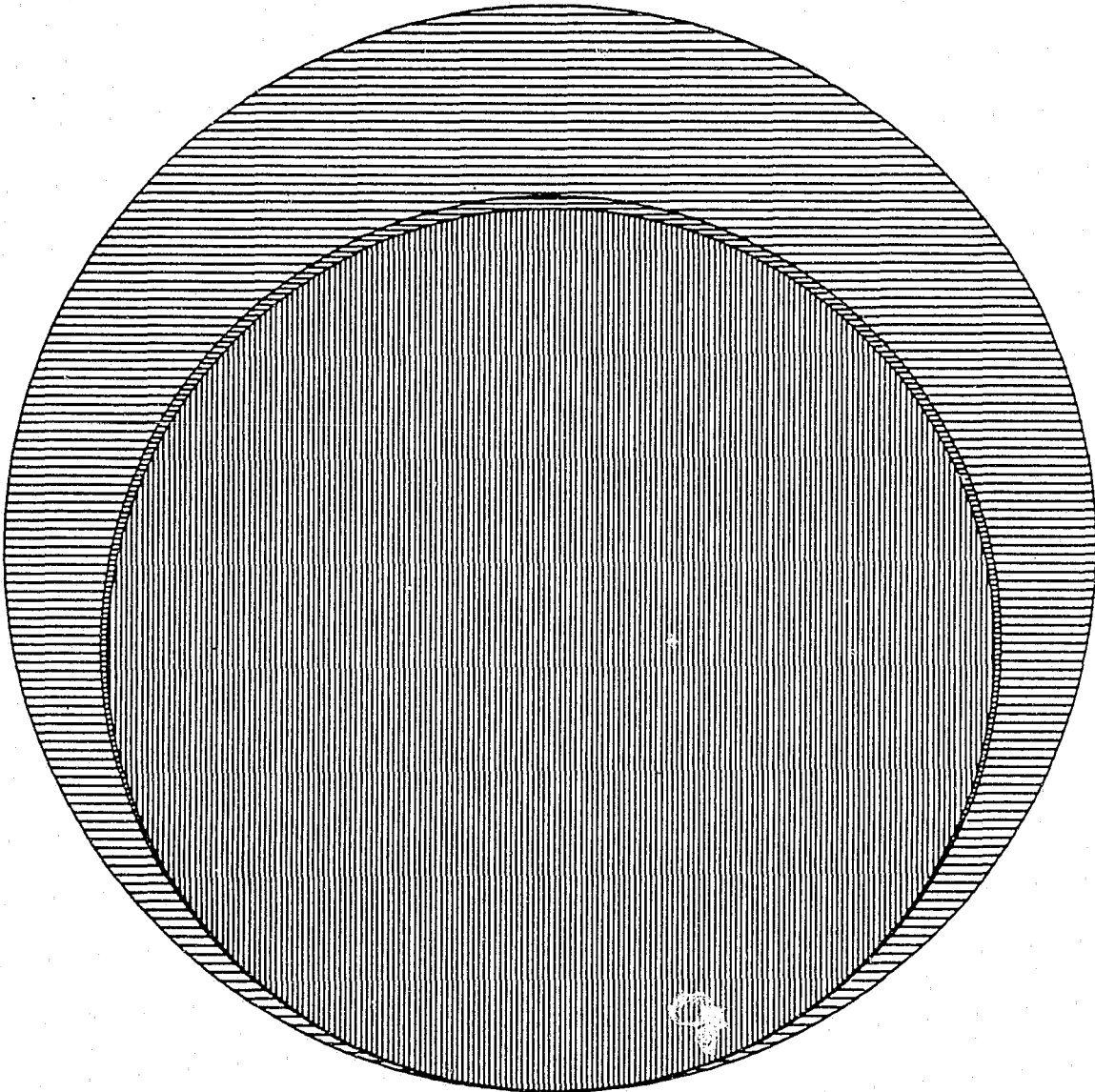





CHART XI HABITUAL CRIMINALS P.C. § 667(a)^e			
	1,309 (100.0%)	Charged with prior serious felony	
	892 (68.1%)	Proved with prior serious felony	
	867 (66.2%)	Sentence enhanced under P.C. § 667(a)	

^e See page 14 for the interpretation of the chart and page 25 for the interpretation of the data.

TABLE I
NUMBER OF PERSONS RECEIVED IN PRISON, BY OFFENSE, BY COUNTY
FISCAL YEAR 1988/89

	ALAMEDA	CONTRA COSTA	FRESNO	KERN	LOS ANGELES	MONTEREY	ORANGE	RIVER-SIDE	SACRAMENTO	SAN BERNARDINO
VOLUNTARY MANSLAUGHTER	38	7	4	15	173	2	7	12	18	16
INVOLUNTARY MANSLAUGHTER	2	1	5	1	23	0	2	0	1	9
VEHICULAR MANSLAUGHTER	2	3	4	2	31	1	10	5	10	8
ATTEMPTED MURDER	7	4	1	4	86	1	5	9	2	3
DRIVING UNDER THE INFLUENCE CAUSING INJURY	1	1	17	17	72	5	11	3	14	8
ASSAULT	59	9	32	26	437	7	21	24	52	38
ASSAULT ON A PEACE OFFICER	3	2	2	4	30	2	4	6	2	7
FALSE IMPRISONMENT AND BATTERY	2	3	11	4	39	1	4	5	13	5
FIRST DEGREE ROBBERY	16	3	11	8	148	1	18	11	14	20
SECOND DEGREE ROBBERY	73	26	21	44	1,025	4	65	37	65	57
ATTEMPTED ROBBERY	7	4	4	6	105	0	8	3	2	4
RAPE	13	4	6	6	83	1	13	8	7	7
ASSAULT TO COMMIT SEX OFFENSE	2	1	2	1	23	1	4	1	4	2
MISCELLANEOUS SEX OFFENSES	22	12	27	27	297	6	48	43	65	29
INFLECT CRUELTY SPOUSE OR CHILD	2	2	3	9	31	1	1	6	8	1
KIDNAPPING	0	3	3	2	52	0	7	3	7	5
ARSON	4	1	1	4	42	0	7	3	4	5
FIRST DEGREE BURGLARY	94	46	68	98	992	33	151	127	66	89
SECOND DEGREE BURGLARY	53	19	46	54	711	20	68	49	37	50
ATTEMPTED BURGLARY	9	2	3	4	49	1	3	1	4	3
GRAND THEFT	9	4	18	14	161	3	19	15	14	15
THEFT OF PERSONAL PROPERTY	12	2	8	3	77	2	7	7	10	12
AUTO THEFT	40	11	30	32	419	5	60	36	22	56
PETTY THEFT WITH PRIOR	34	12	82	52	216	15	36	47	30	59
FORGERY	6	11	14	21	102	5	6	12	12	25

TABLE I
NUMBER OF PERSONS RECEIVED IN PRISON, BY OFFENSE, BY COUNTY
FISCAL YEAR 1988/89

	SAN DIEGO	SAN FRANCISCO	SAN JOAQUIN	SAN MATEO	SANTA CLARA	STANISLAUS	VENTURA	OTHER COUNTIES	TOTAL
VOLUNTARY MANSLAUGHTER	20	14	13	1	8	1	0	26	375
INVOLUNTARY MANSLAUGHTER	8	2	3	1	2	0	0	9	69
VEHICULAR MANSLAUGHTER	9	3	3	1	4	4	4	32	136
ATTEMPTED MURDER	11	2	1	2	4	1	3	8	154
DRIVING UNDER THE INFLUENCE CAUSING INJURY	7	1	4	1	17	9	16	40	244
ASSAULT	64	49	18	13	40	9	12	124	1,034
ASSAULT ON A PEACE OFFICER	9	1	0	0	8	1	2	7	90
FALSE IMPRISONMENT AND BATTERY	18	11	3	0	11	0	3	47	180
FIRST DEGREE ROBBERY	28	20	5	5	12	5	4	21	350
SECOND DEGREE ROBBERY	72	51	23	9	51	2	13	58	1,696
ATTEMPTED ROBBERY	19	6	4	2	4	1	2	8	189
RAPE	25	3	5	5	17	1	3	32	239
ASSAULT TO COMMIT SEX OFFENSE	6	3	2	3	8	2	1	5	71
MISCELLANEOUS SEX OFFENSES	74	9	28	9	61	11	28	160	956
INFLECT CRUELTY SPOUSE OR CHILD	7	7	1	1	10	2	2	40	134
KIDNAPPING	5	4	3	1	3	0	0	5	103
ARSON	5	3	2	1	5	1	0	16	104
FIRST DEGREE BURGLARY	239	60	37	35	106	22	40	244	2,547
SECOND DEGREE BURGLARY	144	67	21	16	28	12	9	157	1,561
ATTEMPTED BURGLARY	15	0	1	2	2	1	0	7	107
GRAND THEFT	44	12	4	5	16	7	12	41	413
THEFT OF PERSONAL PROPERTY	12	14	5	3	6	1	1	27	209
AUTO THEFT	128	13	6	9	26	7	5	91	996
PETTY THEFT WITH PRIOR	143	11	30	59	42	26	31	143	1,068
FORGERY	25	9	6	4	15	9	12	82	376

TABLE I
NUMBER OF PERSONS RECEIVED IN PRISON, BY OFFENSE, BY COUNTY
FISCAL YEAR 1988/89

	ALAMEDA	CONTRA COSTA	FRESNO	KERN	LOS ANGELES	MONTEREY	ORANGE	RIVER-SIDE	SACRAMENTO	SAN BERNARDINO
CHECKS WITH INSUFFICIENT FUNDS	0	3	3	5	13	0	2	3	0	2
RECEIVING STOLEN PROPERTY	17	7	33	26	187	6	39	28	38	35
POSSESSION OF CONTROLLED SUBSTANCE	79	9	59	138	1,285	15	94	132	84	101
POSSESSION OF CONT. SUBS. FOR SALE	111	14	37	82	961	10	57	54	68	53
SALE OF CONTROLLED SUBSTANCE	104	13	128	64	1,305	29	47	43	120	66
POSSESSION FOR SALE OR SALE OF PCP	1	0	0	8	87	0	2	7	1	3
MFG CONT SUBSTANCE CULTIVATE, HARVEST, PROCESS MARIJUANA	4	1	2	7	336	4	15	6	8	15
FELON IN POSSESSION OF A GUN	31	8	5	8	119	3	8	15	20	24
ESCAPE	1	3	10	16	25	2	3	4	14	6
INSTITUTIONAL OFFENSES	1	0	2	15	21	14	4	9	42	18
MANUFACTURE OR SALE OR POSSESSION OF ILLEGAL WEAPONS	0	0	2	1	14	0	0	5	6	3
HIT AND RUN	4	1	2	3	21	0	2	3	2	1
DCH FIREARM IN INHABITED DWELLING	2	2	1	4	32	1	3	4	3	2
OTHER OFFENSES	24	8	12	19	114	7	16	15	24	25
TOTAL OF ALL OFFENSES	889	262	719	854	9,944	208	877	801	913	887

TABLE I
NUMBER OF PERSONS RECEIVED IN PRISON, BY OFFENSE, BY COUNTY
FISCAL YEAR 1988/89

	SAN DIEGO	SAN FRANCISCO	SAN JOAQUIN	SAN MATEO	SANTA CLARA	STANISLAUS	VENTURA	OTHER COUNTIES	TOTAL
CHECKS WITH INSUFFICIENT FUNDS	9	1	1	2	3	2	2	20	71
RECEIVING STOLEN PROPERTY	75	22	11	16	19	13	7	124	703
POSSESSION OF CONTROLLED SUBSTANCE	189	144	22	29	123	35	23	230	2,791
POSSESSION OF CONT. SUBS. FOR SALE	64	59	103	44	50	17	20	105	1,909
SALE OF CONTROLLED SUBSTANCE	64	203	32	46	92	34	16	183	2,589
POSSESSION FOR SALE OR SALE OF PCP	6	6	0	1	20	0	0	2	144
MFG CONT SUBSTANCE CULTIVATE, HARVEST, PROCESS MARIJUANA	23	14	7	1	3	7	2	42	497
FELON IN POSSESSION OF A GUN	28	17	6	2	7	6	1	37	345
ESCAPE	22	0	6	3	4	2	0	22	143
INSTITUTIONAL OFFENSES	16	1	2	0	1	3	0	57	206
MANUFACTURE OR SALE OR POSSESSION OF ILLEGAL WEAPONS	7	0	3	0	1	1	1	30	74
HIT AND RUN	5	1	1	2	2	1	2	10	63
DCH FIREARM IN INHABITED DWELLING	3	1	7	1	3	2	1	8	80
OTHER OFFENSES	30	8	6	6	8	5	5	86	418
TOTAL OF ALL OFFENSES	1,678	852	435	341	842	263	283	2,386	23,434

STATISTICAL MEASURES OF SENTENCE LENGTH

Three types of statistical measures of sentence length are used in this report. They are measures of central tendency, measures of dispersion, and measures of location.

Measures of central tendency are generally referred to as averages. They include the mean or arithmetic average calculated by first summing all sentences and then dividing by the number of sentences. The median is calculated by first ranking all sentences from the smallest to the largest and then selecting either the middle sentence or the mean of the two middle sentences. The mode is the most frequently occurring sentence.

Measures of dispersion include the standard deviation, calculated by taking the square root of the average squared difference between each sentence and the mean sentence. The range is calculated by taking the difference between the highest and lowest sentence, while the inter-quartile range represents the difference between the third and first quartiles.

Measures of location illustrate the "shape" of the data. The first quartile is also the 25th percentile, while the third quartile is the 75th percentile, and the second quartile or the median is the 50th percentile. The other measures of location presented include the 10th, 90th, 95th, and 99th percentiles. Percentiles are calculated by first ranking the data and then multiplying the total number of sentences ranked by the appropriate decimal. For example, the 10th percentile corresponds to a multiplication factor of 0.10. This yields the rank (when rounded) of the corresponding percentile data point.

TABLE II

TOTAL PRISON SENTENCE IMPOSED
STATISTICAL SUMMARY

FISCAL YEAR 1988/89

Statewide: 23,434 Persons

MEASURES OF CENTRAL TENDENCY

Mean (Arithmetic Average)	43 months
Median (50th Percentile)	36 months
Mode (Most Frequent)	24 months

MEASURES OF DISPERSION

Standard Deviation	60 months
Range (Highest - Lowest)	6,676 months
Q3 - Q1 (Third Quartile - First Quartile)	24 months

MEASURES OF LOCATION

Q1 (First Quartile)	24 months
Q3 (Third Quartile)	48 months
10th Percentile	16 months
90th Percentile	72 months
95th Percentile	108 months
99th Percentile	192 months
Lowest Sentence	8 months
Highest Sentence ¹	6,684 months

¹ One person was convicted of 60 counts of various sex offenses with enhancements for use of deadly weapon and inflicting great bodily injury to victim during the commission of these sex offenses. The total term given was 557 years (6,684 months).

TABLE III
TOTAL PRISON SENTENCE IMPOSED, STATISTICAL SUMMARY, BY OFFENSE, BY COUNTY
SENTENCE IN MONTHS
FISCAL YEAR 1988/89

	ALAMEDA	CONTRA COSTA	FRESNO	KERN	LOS ANGELES	MONTEREY	ORANGE	RIVER-SIDE	SACRA-MENTO	SAN BERNAR-DINO
VOLUNTARY MANSLAUGHTER										
NUMBER RECEIVED	38	7	4	15	173	2	7	12	18	16
MEAN	121.68	90.86	-	82	100.79	-	97.71	120	90.44	95.75
MEDIAN	113	84	-	75	92	-	72	114	90	90
RANGE	132	108	-	120	216	-	62	174	156	162
STANDARD DEVIATION	51.32	39.1	-	41.49	46.58	-	38.22	44.9	43.14	48.54
INVOLUNTARY MANSLAUGHTER										
NUMBER RECEIVED	2	1	5	1	23	0	2	0	1	9
MEAN	-	-	52.8	-	43.83	-	-	-	-	37.33
MEDIAN	-	-	48	-	48	-	-	-	-	36
RANGE	-	-	12	-	72	-	-	-	-	24
STANDARD DEVIATION	-	-	6.57	-	16.43	-	-	-	-	9.38
VEHICULAR MANSLAUGHTER										
NUMBER RECEIVED	2	3	4	2	31	1	10	5	10	8
MEAN	-	-	-	-	49.81	-	67.2	40	37.6	41
MEDIAN	-	-	-	-	48	-	48	32	40	40
RANGE	-	-	-	-	124	-	120	48	56	48
STANDARD DEVIATION	-	-	-	-	25.5	-	43.52	20.4	18.11	17.86
ATTEMPTED MURDER										
NUMBER RECEIVED	7	4	1	4	86	1	5	9	2	3
MEAN	114.86	-	-	-	119.07	-	117.6	118.67	-	-
MEDIAN	120	-	-	-	108	-	120	120	-	-
RANGE	84	-	-	-	228	-	90	108	-	-
STANDARD DEVIATION	28.45	-	-	-	43.6	-	41.05	35.11	-	-
DRIVING UNDER THE INFLUENCE CAUSING INJURY										
NUMBER RECEIVED	1	1	17	17	72	5	11	3	14	8
MEAN	-	-	41.29	30.12	24.33	27.2	21.82	-	30.57	21
MEDIAN	-	-	36	24	24	24	16	-	36	24
RANGE	-	-	32	32	52	20	20	-	32	32
STANDARD DEVIATION	-	-	11.42	10.59	9.51	8.67	7.87	-	9.23	4.14
ASSAULT										
NUMBER RECEIVED	59	9	32	26	437	7	21	24	52	38
MEAN	38.24	46.22	47.25	46.77	47.8	51.43	42.67	37.83	51.38	44.84
MEDIAN	36	36	36	48	36	60	36	46	36	36
RANGE	12	96	72	60	216	24	56	48	240	60
STANDARD DEVIATION	18.97	30.67	20.43	18.2	25.86	11.41	17.99	16.26	36.54	17.53
ASSAULT ON A PEACE OFFICER										
NUMBER RECEIVED	3	2	2	4	30	2	4	6	2	7
MEAN	-	-	-	-	59.8	-	-	64	-	76
MEDIAN	-	-	-	-	48	-	-	48	-	60
RANGE	-	-	-	-	108	-	-	84	-	90
STANDARD DEVIATION	-	-	-	-	32.66	-	-	35.33	-	30
FALSE IMPRISONMENT AND BATTERY										
NUMBER RECEIVED	2	3	11	4	39	1	4	5	13	5
MEAN	-	-	38.91	-	35.18	-	-	38	36	49.6
MEDIAN	-	-	36	-	36	-	-	36	24	36
RANGE	-	-	36	-	54	-	-	36	104	104
STANDARD DEVIATION	-	-	17.72	-	12.59	-	-	10.95	26.58	44.24
FIRST DEGREE ROBBERY										
NUMBER RECEIVED	16	3	11	8	148	1	18	11	14	20
MEAN	66.5	-	86.55	80.5	57.78	-	68	45.45	54.57	46.2
MEDIAN	48	-	72	46	48	-	48	46	46	42
RANGE	108	-	128	172	268	-	192	72	84	120
STANDARD DEVIATION	38.42	-	61.06	69.82	40.1	-	54.66	21.78	27.02	34.83

TABLE III
TOTAL PRISON SENTENCE IMPOSED, STATISTICAL SUMMARY, BY OFFENSE, BY COUNTY
SENTENCE IN MONTHS
FISCAL YEAR 1988/89

	SAN DIEGO	SAN FRANCISCO	SAN JOAQUIN	SAN MATEO	SANTA CLARA	STANISLAUS	VENTURA	OTHER COUNTIES	TOTAL
VOLUNTARY MANSLAUGHTER									
NUMBER RECEIVED	20	14	13	1	8	1	0	26	375
MEAN	95	78.86	97.23	--	96	--	--	108.92	101.63
MEDIAN	84	72	88	--	102	--	--	132	96
RANGE	144	168	120	--	96	--	--	120	216
STANDARD DEVIATION	34.36	45.08	40.15	--	42.55	--	--	37.01	45.13
INVOLUNTARY MANSLAUGHTER									
NUMBER RECEIVED	8	2	3	1	2	0	0	9	62
MEAN	45	--	--	--	--	--	--	50.67	43.3
MEDIAN	42	--	--	--	--	--	--	48	48
RANGE	48	--	--	--	--	--	--	72	72
STANDARD DEVIATION	15.38	--	--	--	--	--	--	21.45	15.7
VEHICULAR MANSLAUGHTER									
NUMBER RECEIVED	9	3	3	1	4	4	4	32	136
MEAN	58.67	--	--	--	--	--	--	57.75	53.44
MEDIAN	72	--	--	--	--	--	--	48	48
RANGE	96	--	--	--	--	--	--	152	152
STANDARD DEVIATION	32	--	--	--	--	--	--	32.7	30.71
ATTEMPTED MURDER									
NUMBER RECEIVED	11	2	1	2	4	1	3	8	154
MEAN	109.09	--	--	--	--	--	--	133.5	119.38
MEDIAN	96	--	--	--	--	--	--	112	108
RANGE	84	--	--	--	--	--	--	156	228
STANDARD DEVIATION	28.63	--	--	--	--	--	--	53.62	41.33
DRIVING UNDER THE INFLUENCE CAUSING INJURY									
NUMBER RECEIVED	7	1	4	1	17	9	16	40	244
MEAN	32.57	--	--	--	25.76	32	28.5	30.6	37.07
MEDIAN	36	--	--	--	24	36	24	30	24
RANGE	24	--	--	--	32	24	24	40	40
STANDARD DEVIATION	9.07	--	--	--	9.74	8.49	7.14	9.99	9.96
ASSAULT									
NUMBER RECEIVED	64	49	18	13	40	9	12	124	1034
MEAN	46.88	42.37	44.44	53.69	54.7	69.33	54	51.74	47.73
MEDIAN	36	36	36	60	48	60	48	48	36
RANGE	144	120	72	120	120	168	84	192	240
STANDARD DEVIATION	23.78	22.73	22.58	32.39	28.29	52.57	24.27	25.7	25.62
ASSAULT ON A PEACE OFFICER									
NUMBER RECEIVED	9	1	0	0	8	1	2	7	90
MEAN	50.67	--	--	--	53	--	--	90.29	61.51
MEDIAN	48	--	--	--	52	--	--	84	48
RANGE	36	--	--	--	76	--	--	168	168
STANDARD DEVIATION	10	--	--	--	31.55	--	--	56.61	34.55
FALSE IMPRISONMENT AND BATTERY									
NUMBER RECEIVED	18	11	3	0	11	0	3	47	180
MEAN	22.33	22.82	--	--	29.82	--	--	24.13	25.31
MEDIAN	26	36	--	--	24	--	--	24	28
RANGE	120	36	--	--	44	--	--	132	128
STANDARD DEVIATION	26.08	9.01	--	--	11.91	--	--	12.11	17.16
FIRST DEGREE ROBBERY									
NUMBER RECEIVED	28	20	5	5	12	5	4	21	350
MEAN	59	60.6	57.6	60.4	51.67	64	--	60.67	60.89
MEDIAN	48	44	48	48	48	72	--	48	48
RANGE	108	112	48	108	84	60	--	108	268
STANDARD DEVIATION	28.72	32.63	21.47	57.87	21.54	26.98	--	17.9	38.59

TABLE III
TOTAL PRISON SENTENCE IMPOSED, STATISTICAL SUMMARY, BY OFFENSE, BY COUNTY
SENTENCE IN MONTHS
FISCAL YEAR 1988/89

	ALAMEDA	CONTRA COSTA	FRESNO	KERN	LOS ANGELES	MONTEREY	ORANGE	RIVER-SIDE	SACRAMENTO	SAN BERNARDINO
SECOND DEGREE ROBBERY										
NUMBER RECEIVED	73	26	21	44	1025	4	65	37	65	57
MEAN	56.55	59.23	50.1	69	57.56	-	64.68	51.46	79.14	57.26
MEDIAN	36	48	48	60	33	-	48	42	60	48
RANGE	192	316	72	180	30	-	276	120	240	204
STANDARD DEVIATION	40.94	51.83	24.81	46.74	36.16	-	52.98	32.8	65.34	40.82
ATTEMPTED ROBBERY										
NUMBER RECEIVED	7	4	4	6	105	0	8	3	2	4
MEAN	27.43	-	-	26	32.65	-	27	-	-	-
MEDIAN	22	-	-	30	28	-	28	-	-	-
RANGE	32	-	-	30	28	-	38	-	-	-
STANDARD DEVIATION	14.68	-	-	9.03	21.02	-	27.53	-	-	-
RAPE										
NUMBER RECEIVED	13	4	6	6	83	1	13	8	7	7
MEAN	104	-	160	88.67	101.69	-	78.46	149.5	109.71	141.14
MEDIAN	104	-	100	100	72	-	72	88	96	112
RANGE	1302	-	200	200	404	-	120	228	228	150
STANDARD DEVIATION	42.71	-	151.35	18.18	87.54	-	42.32	177.16	75.08	71.62
ASSAULT TO COMMIT SEX OFFENSE										
NUMBER RECEIVED	2	1	2	1	23	1	4	1	4	2
MEAN	-	-	-	-	62.09	-	-	-	-	-
MEDIAN	-	-	-	-	48	-	-	-	-	-
RANGE	-	-	-	-	108	-	-	-	-	-
STANDARD DEVIATION	-	-	-	-	24.21	-	-	-	-	-
MISCELLANEOUS SEX OFFENSES										
NUMBER RECEIVED	22	12	27	27	297	6	48	43	65	22
MEAN	87.27	86.33	110.81	96.44	88.2	104.67	90.75	94.05	278.46	95.86
MEDIAN	72	72	72	72	84	84	72	72	88	72
RANGE	248	136	660	276	848	132	440	768	6648	420
STANDARD DEVIATION	65.13	43.47	151.45	75.49	96.81	51.38	75.77	118.85	880.61	76.93
INFLECT CRUELTY SPOUSE OR CHILD										
NUMBER RECEIVED	2	2	3	9	31	1	1	6	8	1
MEAN	-	-	-	40	50.84	-	-	43.33	45	-
MEDIAN	-	-	-	36	48	-	-	48	36	-
RANGE	-	-	-	64	64	-	-	24	60	-
STANDARD DEVIATION	-	-	-	13.42	20.01	-	-	9.61	25.46	-
KIDNAPPING										
NUMBER RECEIVED	0	3	3	2	52	0	7	3	7	5
MEAN	-	-	-	-	91.92	-	61.71	-	106.86	64.8
MEDIAN	-	-	-	-	84	-	60	-	104	60
RANGE	-	-	-	-	348	-	84	-	168	60
STANDARD DEVIATION	-	-	-	-	56.35	-	28.08	-	67.2	30.12
ARSON										
NUMBER RECEIVED	4	1	1	4	42	0	7	3	4	5
MEAN	-	-	-	-	53.52	-	70.86	-	-	49.8
MEDIAN	-	-	-	-	42	-	60	-	-	36
RANGE	-	-	-	-	164	-	120	-	-	64
STANDARD DEVIATION	-	-	-	-	34.36	-	43	-	-	25.52
FIRST DEGREE BURGLARY										
NUMBER RECEIVED	94	46	68	98	992	33	151	127	66	89
MEAN	52.51	60.7	56	62.12	52.52	48.85	58.68	40	78.91	50.83
MEDIAN	34	48	48	48	48	48	48	24	48	48
RANGE	244	144	108	248	264	108	288	168	300	100
STANDARD DEVIATION	43.7	36.68	27.23	46.86	34.6	24.53	44.5	26.59	62.91	22.02

TABLE III
TOTAL PRISON SENTENCE IMPOSED, STATISTICAL SUMMARY, BY OFFENSE, BY COUNTY
SENTENCE IN MONTHS
FISCAL YEAR 1988/89

	SAN DIEGO	SAN FRANCISCO	SAN JOAQUIN	SAN MATEO	SANTA CLARA	STANISLAUS	VENTURA	OTHER COUNTIES	TOTAL
SECOND DEGREE ROBBERY									
NUMBER RECEIVED	72	51	23	9	51	2	13	58	1696
MEAN	57.06	45.96	43.3	66.22	74.04	--	77.54	71.66	57.58
MEDIAN	48	36	24	48	60	--	72	60	48
RANGE	144	96	132	188	168	--	168	216	360
STANDARD DEVIATION	31.45	28.84	34.27	55.97	46.61	--	47.9	45.31	40.23
ATTEMPTED ROBBERY									
NUMBER RECEIVED	19	6	4	2	4	1	2	8	189
MEAN	44.32	41.33	--	--	--	--	--	35.5	29.26
MEDIAN	32	20	--	--	--	--	--	24	16
RANGE	164	80	--	--	--	--	--	24	164
STANDARD DEVIATION	44.53	29.25	--	--	--	--	--	7.23	25.63
RAPE									
NUMBER RECEIVED	25	3	5	5	17	1	3	32	239
MEAN	109.44	--	44	150.4	85.76	--	--	40.63	106.63
MEDIAN	84	--	27	120	72	--	--	42	72
RANGE	164	--	96	180	154	--	--	96	164
STANDARD DEVIATION	111.78	--	26.53	86.19	104.4	--	--	196.71	112.18
ASSAULT TO COMMIT SEX OFFENSE									
NUMBER RECEIVED	6	3	2	3	8	2	1	5	71
MEAN	32.67	--	--	--	44.5	--	--	31.2	29.56
MEDIAN	48	--	--	--	48	--	--	108	48
RANGE	64	--	--	--	60	--	--	108	144
STANDARD DEVIATION	20.93	--	--	--	19.29	--	--	43.76	30.83
MISCELLANEOUS SEX OFFENSES									
NUMBER RECEIVED	74	9	28	9	61	11	28	160	958
MEAN	110.38	86.22	64.29	106.67	78.3	75.27	78.43	103.98	105.44
MEDIAN	72	36	60	72	72	72	72	72	72
RANGE	164	168	216	336	224	84	132	368	698
STANDARD DEVIATION	110.23	122.44	42.74	108.24	49.47	30.87	30.04	70.47	247.75
INFLECT CRUELTY SPOUSE OR CHILD									
NUMBER RECEIVED	7	7	1	1	10	2	2	40	134
MEAN	51.43	36	--	--	49.6	--	--	42.1	44.66
MEDIAN	48	36	--	--	36	--	--	36	36
RANGE	48	72	--	--	72	--	--	84	92
STANDARD DEVIATION	17.95	12	--	--	31	--	--	16.55	19.33
KIDNAPPING									
NUMBER RECEIVED	5	4	3	1	3	0	0	5	103
MEAN	98.4	--	--	--	--	--	--	133.6	88.82
MEDIAN	72	--	--	--	--	--	--	104	72
RANGE	120	--	--	--	--	--	--	228	348
STANDARD DEVIATION	51.89	--	--	--	--	--	--	93.02	53.79
ARSON									
NUMBER RECEIVED	5	3	2	1	5	1	0	16	104
MEAN	46.4	--	--	--	45.6	--	--	49.25	51.81
MEDIAN	36	--	--	--	36	--	--	36	36
RANGE	64	--	--	--	72	--	--	84	164
STANDARD DEVIATION	24.75	--	--	--	28.65	--	--	29.24	32.7
FIRST DEGREE BURGLARY									
NUMBER RECEIVED	239	60	37	35	106	22	40	244	2547
MEAN	61.17	67.4	45.51	53.49	54.91	47.64	67.3	63.31	55.84
MEDIAN	48	48	40	48	48	48	48	48	48
RANGE	288	240	120	140	216	48	168	276	400
STANDARD DEVIATION	43.26	49.18	26.97	35.07	41.04	14.71	38.94	38.08	38.48

TABLE III
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SENTENCE IN MONTHS
FISCAL YEAR 1988/89

	ALAMEDA	CONTRA COSTA	FRESNO	KERN	LOS ANGELES	MONTEREY	ORANGE	RIVER-SIDE	SACRAMENTO	SAN BERNARDINO
SECOND DEGREE BURGLARY										
NUMBER RECEIVED	53	19	46	54	711	20	68	49	37	50
MEAN	10.6	26.11	26.52	30.15	26.03	27.4	21	25.06	24.19	27.36
MEDIAN	16	24	24	24	24	24	16	24	24	24
RANGE	2	20	32	44	68	20	20	22	24	24
STANDARD DEVIATION	7.86	7.35	9.37	10.24	10.36	6.13	6.99	11.25	13.06	7.85
ATTEMPTED BURGLARY										
NUMBER RECEIVED	9	2	3	4	49	1	3	1	4	3
MEAN	19.78	-	-	-	20.61	-	-	-	-	-
MEDIAN	24	-	-	-	24	-	-	-	-	-
RANGE	28	-	-	-	48	-	-	-	-	-
STANDARD DEVIATION	10.12	-	-	-	28.01	-	-	-	-	-
GRAND THEFT										
NUMBER RECEIVED	9	4	18	14	161	3	19	15	14	15
MEAN	20.89	-	33.78	31.43	27.06	-	22.74	25.87	27.71	29.27
MEDIAN	16	-	24	24	24	-	24	24	24	24
RANGE	20	-	56	36	56	-	20	32	44	56
STANDARD DEVIATION	6.86	-	17.42	10.74	11.22	-	7.19	11.6	10.58	13.56
THEFT OF PERSONAL PROPERTY										
NUMBER RECEIVED	12	2	8	3	77	2	7	7	10	12
MEAN	24	-	25	-	25.25	-	19.43	23.43	28.4	31
MEDIAN	20	-	24	-	24	-	16	24	24	24
RANGE	32	-	20	-	44	-	8	20	32	32
STANDARD DEVIATION	10.65	-	7.63	-	9.27	-	4.28	6.7	10.23	8.72
AUTO THEFT										
NUMBER RECEIVED	40	11	30	32	419	5	60	36	22	56
MEAN	18.3	28.36	28.67	27.38	24.85	26.4	22.33	27.56	25.82	26.14
MEDIAN	16	24	24	24	24	24	24	24	24	24
RANGE	20	48	32	42	56	28	28	32	32	32
STANDARD DEVIATION	4.43	14.47	7.8	9.21	8.51	10.43	6.72	10.33	7.97	6.95
PETTY THEFT WITH PRIOR										
NUMBER RECEIVED	34	12	82	57	216	15	36	47	30	59
MEAN	17.18	22.33	26.63	28	22.65	24	19	19.57	26.4	24.81
MEDIAN	16	24	24	24	24	24	16	16	24	24
RANGE	8	20	20	24	44	20	8	8	22	28
STANDARD DEVIATION	2.88	7.6	7.14	8.08	7.6	8.86	4.72	4.02	9.37	6.2
FORGERY										
NUMBER RECEIVED	6	11	14	21	102	5	6	12	12	25
MEAN	20	30.55	27.71	28.38	26.12	20.8	17.33	21	26	35.92
MEDIAN	16	24	24	24	24	24	16	20	24	24
RANGE	16	20	28	22	44	20	8	20	20	20
STANDARD DEVIATION	6.69	8.25	8.37	9.71	9.71	4.38	3.27	6.18	6.71	8.09
CHECKS WITH INSUFFICIENT FUNDS										
NUMBER RECEIVED	0	3	3	5	13	0	2	3	0	2
MEAN	-	-	-	22	24.31	-	-	-	-	-
MEDIAN	-	-	-	24	24	-	-	-	-	-
RANGE	-	-	-	14	28	-	-	-	-	-
STANDARD DEVIATION	-	-	-	17.2	10.26	-	-	-	-	-
RECEIVING STOLEN PROPERTY										
NUMBER RECEIVED	17	7	33	26	187	6	33	28	38	35
MEAN	21.18	21.14	29.7	26.15	24.96	26.8	24.46	25.86	29.79	29.14
MEDIAN	16	16	24	24	24	24	24	24	24	24
RANGE	20	20	48	44	44	20	20	20	24	44
STANDARD DEVIATION	7.32	7.56	12.73	10.63	8.32	17.66	8.34	9.2	12.64	10.25

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SENTENCE IN MONTHS
FISCAL YEAR 1988/89

	SAN DIEGO	SAN FRANCISCO	SAN JOAQUIN	SAN MATEO	SANTA CLARA	STANISLAUS	VENTURA	OTHER COUNTIES	TOTAL
SECOND DEGREE BURGLARY									
NUMBER RECEIVED	144	67	21	16	28	12	9	157	1561
MEAN	26.86	23.52	17.9	30.5	26.86	20	26.67	21.34	26.42
MEDIAN	24	24	16	26	24	24	26	24	24
RANGE	44	44	20	32	56	20	46	26	68
STANDARD DEVIATION	7.77	8.82	5.16	10.62	13.28	7.14	12.65	10.12	10.12
ATTEMPTED BURGLARY									
NUMBER RECEIVED	15	0	1	2	2	1	0	7	107
MEAN	26.53	--	--	--	--	--	--	24	32.93
MEDIAN	24	--	--	--	--	--	--	24	24
RANGE	192	--	--	--	--	--	--	58	196
STANDARD DEVIATION	47.61	--	--	--	--	--	--	13.42	30.44
GRAND THEFT									
NUMBER RECEIVED	44	12	4	5	16	7	12	41	413
MEAN	21	22	--	12	26.5	24.43	27.33	22.29	28.57
MEDIAN	22	22	--	12	26	24	28	24	24
RANGE	47	44	--	20	48	28	48	24	64
STANDARD DEVIATION	13.53	13.1	--	4.53	13.05	10.69	14.63	10.64	12.24
THEFT OF PERSONAL PROPERTY									
NUMBER RECEIVED	12	14	5	3	6	1	1	27	209
MEAN	27	21.14	17.6	--	24.67	--	--	26.15	27.23
MEDIAN	24	22	16	--	20	--	--	24	24
RANGE	12	44	30	--	20	--	--	24	64
STANDARD DEVIATION	5.43	9.17	3.58	--	10.86	--	--	10.2	11.41
AUTO THEFT									
NUMBER RECEIVED	128	13	6	9	26	7	5	91	996
MEAN	26.84	11.54	20.67	19.56	26.62	25.71	28.4	21.3	25.72
MEDIAN	24	16	16	16	24	24	24	24	24
RANGE	44	20	20	40	56	12	16	40	140
STANDARD DEVIATION	7.24	7.4	8.16	4.22	12.29	4.54	15.65	16.36	9.69
PETTY THEFT WITH PRIOR									
NUMBER RECEIVED	143	11	30	59	42	26	31	143	1068
MEAN	24.2	23.27	20.13	27.78	19.43	28.62	24.68	27.89	24.22
MEDIAN	24	26	16	24	16	24	24	24	24
RANGE	32	46	20	28	20	32	26	32	44
STANDARD DEVIATION	6.51	11.43	5.41	7.21	5.27	7.81	9.51	8.67	7.94
FORGERY									
NUMBER RECEIVED	25	9	6	4	15	9	12	82	376
MEAN	26.72	26.67	22	--	31.47	33.78	28.67	30.83	27.35
MEDIAN	24	24	20	--	28	24	24	32	24
RANGE	28	32	20	--	56	36	24	56	56
STANDARD DEVIATION	8.54	11.83	7.9	--	14.65	13.58	8.84	9.54	9.79
CHECKS WITH INSUFFICIENT FUNDS									
NUMBER RECEIVED	9	1	1	2	3	2	2	20	71
MEAN	22.67	--	--	--	--	--	--	27.6	25.07
MEDIAN	24	--	--	--	--	--	--	24	24
RANGE	20	--	--	--	--	--	--	32	44
STANDARD DEVIATION	6.32	--	--	--	--	--	--	9.44	9.56
RECEIVING STOLEN PROPERTY									
NUMBER RECEIVED	75	22	11	16	19	13	7	124	703
MEAN	26.88	21.82	21.45	25.75	27.16	20.15	24.86	21.74	27.02
MEDIAN	24	24	16	20	24	24	24	28	24
RANGE	44	20	24	40	32	24	16	56	44
STANDARD DEVIATION	7.46	5.62	8.81	12.48	11.74	7.77	13.01	11.71	10.37

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SENTENCE IN MONTHS
FISCAL YEAR 1988/89

	ALAMEDA	CONTRA COSTA	FRESNO	KERN	LOS ANGELES	MONTEREY	ORANGE	RIVER-SIDE	SACRAMENTO	SAN BERNARDINO
POSSESSION OF CONTROLLED SUBSTANCE										
NUMBER RECEIVED	79	9	59	138	1285	15	94	132	84	101
MEAN	16.73	22.67	23.39	25.16	22.68	32.8	18.26	22.27	27.57	26.18
MEDIAN	16	16	24	24	24	36	16	24	24	24
RANGE	20	26	32	44	52	32	20	32	56	52
STANDARD DEVIATION	6.26	9.8	7.64	7.83	7.84	8.97	4.56	6.94	10.92	8.27
POSSESSION OF CONT. SUBS. FOR SALE										
NUMBER RECEIVED	111	14	37	82	961	10	57	54	68	53
MEAN	28.4	35.14	32.65	33.02	31.88	37.2	24.63	31.85	40.94	33.89
MEDIAN	24	36	24	30	36	36	24	36	36	36
RANGE	44	40	56	56	76	36	32	32	64	44
STANDARD DEVIATION	8.58	10.78	12.28	11.89	10.92	13.21	7.78	8.62	12.59	10.51
SALE OF CONTROLLED SUBSTANCE										
NUMBER RECEIVED	104	13	128	64	1305	29	47	43	120	66
MEAN	38.23	42.15	44.25	45.19	39.9	49.24	37.02	41.02	47.33	41.09
MEDIAN	36	36	36	36	36	48	36	36	48	36
RANGE	76	34	68	68	84	72	36	36	72	72
STANDARD DEVIATION	8.26	9.18	13.1	14.51	7.87	15.16	4.9	12.1	14.01	12.52
POSSESSION FOR SALE OR SALE OF PCP										
NUMBER RECEIVED	1	0	0	8	87	0	2	7	1	3
MEAN	-	-	-	43.5	49.59	-	-	39.43	-	-
MEDIAN	-	-	-	42	42	-	-	36	-	-
RANGE	-	-	-	24	24	-	-	12	-	-
STANDARD DEVIATION	-	-	-	8.93	6.63	-	-	5.86	-	-
MFG CONT SUBSTANCE CULTIVATE, HARVEST, PROCESS MARIJUANA										
NUMBER RECEIVED	4	1	2	7	336	4	15	6	8	15
MEAN	-	-	-	44	39.14	-	31.73	48	33.5	49.07
MEDIAN	-	-	-	46	29	-	24	42	24	60
RANGE	-	-	-	80	88	-	24	40	24	88
STANDARD DEVIATION	-	-	-	29.39	8.57	-	14.06	21.47	13.17	18.97
FELON IN POSSESSION OF A GUN										
NUMBER RECEIVED	31	8	5	8	119	3	8	15	20	24
MEAN	18.58	31	10.4	24	32.92	13	20	20.53	24	27.67
MEDIAN	16	24	10	24	24	-	20	16	24	24
RANGE	30	30	30	30	32	-	30	30	30	30
STANDARD DEVIATION	5.52	22.7	9.21	8.28	8.38	-	4.28	5.83	7.33	7.88
ESCAPE										
NUMBER RECEIVED	1	3	10	16	25	2	3	4	14	6
MEAN	-	-	21.6	19	19.6	-	-	-	22.57	15.33
MEDIAN	-	-	16	16	16	-	-	-	16	16
RANGE	-	-	8	32	204	-	-	-	116	60
STANDARD DEVIATION	-	-	8.68	8.2	40.28	-	-	-	11.16	1.63
INSTITUTIONAL OFFENSES										
NUMBER RECEIVED	1	0	2	15	21	14	4	9	42	18
MEAN	-	-	-	34.67	24.19	31.43	-	29.33	26.86	19.6
MEDIAN	-	-	-	24	24	24	-	24	24	24
RANGE	-	-	-	140	20	92	-	56	92	60
STANDARD DEVIATION	-	-	-	34.83	6.98	23.1	-	18.76	13.92	0
MANUFACTURE OR SALE OR POSSESSION OF ILLEGAL WEAPONS										
NUMBER RECEIVED	0	0	2	1	14	0	0	5	6	3
MEAN	-	-	-	-	22.29	-	-	21.6	24.67	-
MEDIAN	-	-	-	-	16	-	-	16	24	-
RANGE	-	-	-	-	20	-	-	20	20	-
STANDARD DEVIATION	-	-	-	-	6.97	-	-	8.76	6.41	-

TABLE III
TOTAL PRISON SENTENCE IMPOSED, STATISTICAL SUMMARY, BY OFFENSE, BY COUNTY
SENTENCE IN MONTHS
FISCAL YEAR 1988/89

	SAN DIEGO	SAN FRANCISCO	SAN JOAQUIN	SAN MATEO	SANTA CLARA	STANISLAUS	VENTURA	OTHER COUNTIES	TOTAL
POSSESSION OF CONTROLLED SUBSTANCE									
NUMBER RECEIVED	189	144	22	29	123	35	23	230	2791
MEAN	26.46	20.75	19.45	20.41	22.57	29.03	26.09	28.07	23.52
MEDIAN	24	16	16	16	24	24	24	24	24
RANGE	52	44	44	20	40	42	22	48	56
STANDARD DEVIATION	8.11	7.37	9.59	5.17	7.77	8.59	7.22	9.71	8.36
POSSESSION OF CONT. SUBS. FOR SALE									
NUMBER RECEIVED	64	59	103	44	50	17	20	105	1909
MEAN	15.56	30.78	26.21	34	33.52	11.41	17.6	37.07	32.26
MEDIAN	16	24	24	30	16	16	16	36	36
RANGE	72	32	36	104	36	38	48	68	104
STANDARD DEVIATION	10.95	12.12	6.85	17	8.85	12.8	15.27	12.66	11.38
SALE OF CONTROLLED SUBSTANCE									
NUMBER RECEIVED	64	203	32	46	92	34	16	183	2589
MEAN	41.38	40.55	41.25	40.17	41.48	52.35	49.5	45.73	41.44
MEDIAN	36	36	36	36	36	36	48	48	36
RANGE	40	48	84	88	44	68	48	68	88
STANDARD DEVIATION	9.57	8.6	15.22	12.13	8.61	15.46	11.49	12.67	10.27
POSSESSION FOR SALE OR SALE OF PCP									
NUMBER RECEIVED	6	6	0	1	20	0	0	2	144
MEAN	46	40	-	-	41.4	-	-	-	40.5
MEDIAN	48	36	-	-	36	-	-	-	36
RANGE	12	12	-	-	34	-	-	-	34
STANDARD DEVIATION	4.9	6.2	-	-	7.26	-	-	-	6.93
MFG CONT SUBSTANCE CULTIVATE HARVEST, PROCESS MARIJUANA									
NUMBER RECEIVED	23	14	7	1	3	7	2	42	497
MEAN	27.26	29.14	26	-	-	29.14	-	41.71	32
MEDIAN	26	24	26	-	-	26	-	26	26
RANGE	40	34	34	-	-	40	-	68	68
STANDARD DEVIATION	16.44	7.75	9.8	-	-	15.01	-	19.76	15.72
FELON IN POSSESSION OF A GUN									
NUMBER RECEIVED	28	17	6	2	7	6	1	37	345
MEAN	26.43	22.35	17.33	-	22.29	26	-	30.81	24.26
MEDIAN	26	16	16	-	24	24	-	24	24
RANGE	38	30	36	-	30	30	-	36	68
STANDARD DEVIATION	7.25	6.61	5.27	-	7.25	4.9	-	9.93	9.24
ESCAPE									
NUMBER RECEIVED	22	0	6	3	4	2	0	22	143
MEAN	22.18	-	19.33	-	-	-	-	24.27	24.87
MEDIAN	16	-	16	-	-	-	-	16	16
RANGE	44	-	23	-	-	-	-	68	204
STANDARD DEVIATION	11.63	-	10.25	-	-	-	-	20.61	25.1
INSTITUTIONAL OFFENSES									
NUMBER RECEIVED	16	1	2	0	1	3	0	57	206
MEAN	24	-	-	-	-	-	-	29.89	27.01
MEDIAN	24	-	-	-	-	-	-	24	24
RANGE	34	-	-	-	-	-	-	56	140
STANDARD DEVIATION	7.59	-	-	-	-	-	-	14.36	16.12
MANUFACTURE OR SALE OR POSSESSION OF ILLEGAL WEAPONS									
NUMBER RECEIVED	7	0	3	0	1	1	1	30	74
MEAN	25.14	-	-	-	-	-	-	29.33	26.16
MEDIAN	24	-	-	-	-	-	-	24	24
RANGE	20	-	-	-	-	-	-	32	32
STANDARD DEVIATION	8.23	-	-	-	-	-	-	9.12	8.54

TABLE III
TOTAL PRISON SENTENCE IMPOSED, STATISTICAL SUMMARY, BY OFFENSE, BY COUNTY
SENTENCE IN MONTHS
FISCAL YEAR 1988/89

	ALAMEDA	CONTRA COSTA	FRESNO	KERN	LOS ANGELES	MONTEREY	ORANGE	RIVER-SIDE	SACRAMENTO	SAN BERNARDINO
HIT AND RUN										
NUMBER RECEIVED	4	1	2	3	21	0	2	3	2	1
MEAN	-	-	-	-	32.86	-	-	-	-	-
MEDIAN	-	-	-	-	24	-	-	-	-	-
RANGE	-	-	-	-	50	-	-	-	-	-
STANDARD DEVIATION	-	-	-	-	7.39	-	-	-	-	-
DCH FIREARM IN INHABITED DWELLING										
NUMBER RECEIVED	2	2	1	4	32	1	3	4	3	2
MEAN	-	-	-	-	47.13	-	-	-	-	-
MEDIAN	-	-	-	-	36	-	-	-	-	-
RANGE	-	-	-	-	70	-	-	-	-	-
STANDARD DEVIATION	-	-	-	-	18.11	-	-	-	-	-
OTHER OFFENSES										
NUMBER RECEIVED	24	8	12	19	114	7	16	15	24	25
MEAN	16.33	36.75	29.33	33.89	41.12	48	29.38	37.73	46.83	50.24
MEDIAN	12	30	24	24	24	36	24	24	42	24
RANGE	40	70	60	68	184	100	62	146	144	68
STANDARD DEVIATION	9.36	22.19	20.33	18.1	34.46	33.72	15.44	37.12	29.29	17.4
TOTAL OF ALL OFFENSES										
NUMBER RECEIVED	889	262	719	854	9944	208	877	801	913	887
MEAN	39.29	47.64	41.47	41.55	40.86	43.81	41.29	38.84	62.39	40.52
MEDIAN	24	36	36	36	36	36	24	24	36	36
RANGE	260	228	676	284	856	192	440	776	6676	444
STANDARD DEVIATION	35.86	36.19	42.12	33.64	34.47	28.99	40	43.98	243.61	31.21

TABLE III
 TOTAL PRISON SENTENCE IMPOSED, STATISTICAL SUMMARY, BY OFFENSE, BY COUNTY
 SENTENCE IN MONTHS
 FISCAL YEAR 1988/89

	SAN DIEGO	SAN FRANCISCO	SAN JOAQUIN	SAN MATEO	SANTA CLARA	STANISLAUS	VENTURA	OTHER COUNTIES	TOTAL
HIT AND RUN									
NUMBER RECEIVED	5	1	1	2	2	1	2	10	63
MEAN	22.8	-	-	-	-	-	-	36	27.11
MEDIAN	20	-	-	-	-	-	-	24	24
RANGE	-	-	-	-	-	-	-	24	32
STANDARD DEVIATION	8.67	-	-	-	-	-	-	9.8	9.62
DCH FIREARM IN INHABITED DWELLING									
NUMBER RECEIVED	3	1	7	1	3	2	1	8	80
MEAN	-	-	60	-	-	-	-	59	53.95
MEDIAN	-	-	60	-	-	-	-	60	40
RANGE	-	-	60	-	-	-	-	48	148
STANDARD DEVIATION	-	-	22.98	-	-	-	-	16.8	27.17
OTHER OFFENSES									
NUMBER RECEIVED	30	8	6	6	8	5	5	86	418
MEAN	33.67	38	59.33	22	25	24	45.6	36.07	36.06
MEDIAN	24	28	34	20	24	24	48	24	24
RANGE	118	32	168	20	24	34	44	120	184
STANDARD DEVIATION	23.25	30.24	63.22	7.9	9.97	8.49	16.64	24.12	27.95
TOTAL OF ALL OFFENSES									
NUMBER RECEIVED	1678	852	435	341	842	263	283	2386	23434
MEAN	43.1	37.54	36.51	40	44.28	40.63	49.09	46.96	42.51
MEDIAN	36	36	24	36	36	36	36	36	36
RANGE	768	368	228	356	428	192	332	948	6676
STANDARD DEVIATION	41.58	28.93	28.73	36.94	36.8	22.47	32.85	43.28	60.1

*STATISTICAL INFORMATION NOT SHOWN FOR FEWER THAN 5 CASES.

TABLE IV
SENTENCE LEVEL, BY OFFENSE
STATEWIDE
(PERSONS CONVICTED OF A SINGLE COUNT)
BY NUMBER AND PERCENT
FISCAL YEAR 1988/89

OFFENSE	LOWER	MIDDLE	UPPER
VOLUNTARY MANSLAUGHTER	75 23.36%	139 43.30%	107 33.33%
INVOLUNTARY MANSLAUGHTER	23 37.70%	25 40.98%	13 21.31%
VEHICULAR MANSLAUGHTER	15 24.19%	34 54.84%	13 20.97%
ATTEMPTED MURDER	24 27.59%	38 43.68%	25 28.74%
DRIVING UNDER THE INFLUENCE CAUSING INJURY	64 35.16%	86 47.25%	32 17.58%
ASSAULT	285 37.40%	346 45.41%	131 17.19%
ASSAULT ON A PEACE OFFICER	16 51.61%	12 38.71%	3 9.68%
FALSE IMPRISONMENT AND BATTERY	41 35.65%	45 39.13%	29 25.22%
FIRST DEGREE ROBBERY	71 36.22%	92 46.94%	33 16.84%
SECOND DEGREE ROBBERY	499 46.38%	416 38.66%	161 14.96%

TABLE IV
SENTENCE LEVEL, BY OFFENSE
STATEWIDE
(PERSONS CONVICTED OF A SINGLE COUNT)
BY NUMBER AND PERCENT
FISCAL YEAR 1988/89

OFFENSE	LOWER	MIDDLE	UPPER
ATTEMPTED ROBBERY	39 26.71%	68 46.58%	39 26.71%
RAPE	53 44.17%	42 35.00%	25 20.83%
ASSAULT TO COMMIT SEX OFFENSE	14 30.43%	28 60.87%	4 8.70%
MISCELLANEOUS SEX OFFENSES	190 46.12%	156 37.86%	66 16.02%
INFLECT INJURY SPOUSE OR CHILD	27 28.13%	54 56.25%	15 15.63%
KIDNAPPING	17 47.22%	14 38.89%	5 13.89%
ARSON	37 48.68%	25 32.89%	14 18.42%
FIRST DEGREE BURGLARY	791 50.25%	604 38.37%	179 11.37%
SECOND DEGREE BURGLARY	369 32.60%	573 50.62%	190 16.78%
ATTEMPTED BURGLARY	28 30.43%	40 43.48%	24 26.09%

TABLE IV
 SENTENCE LEVEL, BY OFFENSE
 STATEWIDE
 (PERSONS CONVICTED OF A SINGLE COUNT)
 BY NUMBER AND PERCENT
 FISCAL YEAR 1988/89

OFFENSE	LOWER	MIDDLE	UPPER
GRAND THEFT	88 32.00%	141 51.27%	46 16.73%
THEFT OF PERSONAL PROPERTY	49 28.99%	79 46.75%	41 24.26%
AUTO THEFT	222 31.85%	364 52.22%	111 15.93%
PETTY THEFT WITH PRIOR	323 36.13%	459 51.34%	112 12.53%
FORGERY	62 31.63%	95 48.47%	39 19.90%
CHECKS WITH INSUFFICIENT FUNDS	15 38.46%	14 35.90%	10 25.64%
RECEIVING STOLEN PROPERTY	152 31.28%	238 48.97%	96 19.75%
POSSESSION OF CONTROLLED SUBSTANCE	953 45.45%	913 43.54%	231 11.02%
POSSESSION OF CONTROLLED SUBSTANCE FOR SALE	834 64.10%	393 30.21%	74 5.69%
SALE OF CONTROLLED SUBSTANCE	1,102 69.92%	386 24.49%	88 5.58%

TABLE IV
SENTENCE LEVEL, BY OFFENSE
STATEWIDE
(PERSONS CONVICTED OF A SINGLE COUNT)
BY NUMBER AND PERCENT
FISCAL YEAR 1988/89

OFFENSE	LOWER	MIDDLE	UPPER
POSSESSION FOR SALE OR SALE OF PCP	67 70.53%	24 25.26%	4 4.21%
MFG CONTROLLED SUBSTANCE CULT, HARVEST, PROCESS MARIJ	161 61.69%	91 34.87%	9 3.45%
FELON IN POSSESSION OF A GUN	134 46.21%	119 41.03%	37 12.76%
ESCAPE	83 74.11%	24 21.43%	5 4.46%
INSTITUTIONAL OFFENSES	129 72.88%	39 22.03%	9 5.08%
MANUFACTURE OR SALE OR POSSESSION OF ILLEGAL WEAPONS	14 25.00%	31 55.36%	11 19.64%
HIT AND RUN	13 24.53%	27 50.94%	13 24.53%
DCH FIREARM IN INHABITED DWELLING	31 68.89%	13 28.89%	1 2.22%
OTHER OFFENSES	91 33.46%	125 45.96%	56 20.59%
TOTAL OF ALL OFFENSES	7,201 45.83%	6,412 40.80%	2,101 13.37%

TABLE V
MEAN TOTAL SENTENCE IN MONTHS, BY OFFENSE, BY SEX
STATEWIDE

(PERSONS CONVICTED OF A SINGLE COUNT)
 BY MONTHS AND NUMBER OF PEOPLE

FISCAL YEAR 1988/89

OFFENSE	MEN	WOMEN
VOLUNTARY MANSLAUGHTER	101.18 278	81.77 43
INVOLUNTARY MANSLAUGHTER	43.92 53	36.00 8
VEHICULAR MANSLAUGHTER	52.67 48	43.43 14
ATTEMPTED MURDER	111.34 79	97.50 8
DRIVING UNDER THE INFLUENCE CAUSING INJURY	26.01 169	28.62 13
ASSAULT	46.09 717	34.93 45
ASSAULT ON A PEACE OFFICER	47.23 31	- 0
FALSE IMPRISONMENT AND BATTERY	31.79 112	32.00 3
FIRST DEGREE ROBBERY	52.30 176	37.80 20
SECOND DEGREE ROBBERY	49.72 1,013	39.05 63

TABLE V
MEAN TOTAL SENTENCE IN MONTHS, BY OFFENSE, BY SEX
STATEWIDE

(PERSONS CONVICTED OF A SINGLE COUNT)
 BY MONTHS AND NUMBER OF PEOPLE

FISCAL YEAR 1988/89

OFFENSE	MEN	WOMEN
ATTEMPTED ROBBERY	36.91 137	31.56 9
RAPE	64.93 120	- 0
ASSAULT TO COMMIT SEX OFFENSE	51.13 46	- 0
MISCELLANEOUS SEX OFFENSES	58.38 408	31.00 4
INFLICT INJURY SPOUSE OR CHILD	42.37 81	48.00 15
KIDNAPPING	63.18 34	36.00 2
ARSON	47.29 62	45.43 14
FIRST DEGREE BURGLARY	50.44 1,502	48.00 72
SECOND DEGREE BURGLARY	25.66 1,058	23.78 74
ATTEMPTED BURGLARY	33.09 90	16.00 2

TABLE V
MEAN TOTAL SENTENCE IN MONTHS, BY OFFENSE, BY SEX
STATEWIDE

(PERSONS CONVICTED OF A SINGLE COUNT)
BY MONTHS AND NUMBER OF PEOPLE

FISCAL YEAR 1988/89

OFFENSE	MEN	WOMEN
GRAND THEFT	26.21 226	23.18 49
THEFT OF PERSONAL PROPERTY	26.47 157	25.00 12
AUTO THEFT	24.73 678	24.00 19
PETTY THEFT WITH PRIOR	23.72 712	24.29 182
FORGERY	25.94 134	22.26 62
CHECKS WITH INSUFFICIENT FUNDS	24.44 27	24.00 12
RECEIVING STOLEN PROPERTY	25.43 466	22.20 20
POSSESSION OF CONTROLLED SUBSTANCE	22.74 1,876	21.67 221
POSSESSION OF CONTROLLED SUBSTANCE FOR SALE	30.64 1,202	29.37 99
SALE OF CONTROLLED SUBSTANCE	40.45 1,394	38.31 182

TABLE V
MEAN TOTAL SENTENCE IN MONTHS, BY OFFENSE, BY SEX
STATEWIDE

(PERSONS CONVICTED OF A SINGLE COUNT)
 BY MONTHS AND NUMBER OF PEOPLE

FISCAL YEAR 1988/89

OFFENSE	MEN	WOMEN
POSSESSION FOR SALE OR SALE OF PCP	40.47 86	40.00 9
MFG CONTROLLED SUBSTANCE CULT, HARVEST, PROCESS MARIJ	31.27 245	38.25 16
FELON IN POSSESSION OF A GUN	23.55 285	17.60 5
ESCAPE	18.46 96	16.50 16
INSTITUTIONAL OFFENSES	24.96 158	16.84 19
MANUFACTURE OR SALE OR POSSESSION OF ILLEGAL WEAPONS	25.43 56	- 0
HIT AND RUN	27.08 48	21.60 5
DCH FIREARM IN INHABITED DWELLING	45.33 45	- 0
OTHER OFFENSES	30.99 239	27.27 33
TOTAL OF ALL OFFENSES	36.85 14,344	31.59 1,370

TABLE VI-A

TOTAL PRISON SENTENCE IMPOSED
AS PROVIDED FOR IN SEX OFFENSES LEGISLATION¹

EFFECTIVE JANUARY 1, 1980

FISCAL YEAR 1988/89

Statewide: 233 Cases²

MEASURES OF CENTRAL TENDENCY

Mean (Arithmetic Average)	231 months
Median (50th Percentile)	144 months
Mode (Most Frequent)	144 months

MEASURES OF DISPERSION

Standard Deviation	484 months
Range (Highest - Lowest)	6,668 months
Q3 - Q1 (Third Quartile - First Quartile)	144 months

MEASURES OF LOCATION

Q1 (First Quartile)	96 months
Q3 (Third Quartile)	240 months
10th Percentile	39 months
90th Percentile	427 months
95th Percentile	583 months
99th Percentile	2,128 months
Lowest Sentence	16 months
Highest Sentence ³	6,684 months

¹ Stats. 1979, Ch. 944.

² These 233 cases are included among the 23,434 cases used in the main body of the report.

³ One person was convicted of 60 counts of various sex offenses with enhancements for use of deadly weapon and inflicting great bodily injury to victim during the commission of these sex offenses. The total term given was 557 years (6,684 months).

TABLE VI-B
 SENTENCE ENHANCEMENT⁴
 AS PROVIDED FOR IN SEX OFFENSES LEGISLATION
 FISCAL YEAR 1988/89

Enhancement Type	Charged	Proved/Found	Imposed
P.C. § 12022.3(a)*	101 100.0%	49 48.51%	37 36.63%
P.C. § 12022.3(b)*	28 100.0%	6 21.43%	5 17.86%
P.C. § 12022.8*	50 100.0%	26 52.00%	21 42.00%
P.C. § 667.51#	12 100.0%	7 58.33%	7 58.33%
P.C. § 667.6(a)*	10 100.0%	6 60.0%	5 50.0%
P.C. § 667.6(b)*	4 100.0%	2 50.0%	1 25.0%

⁴ Enhancement Key is on Page 75.

* Stats. 1979 Ch. 944, Effective 1-1-80.

P.C. § 667.51(a) Stats. 1981 Ch. 1064, effective 1-1-82.

⁴ Enhancement Key

<u>Penal Code §</u>	<u>Sentence</u>	<u>Description</u>
12022.3(a)	3 years	Used firearm or deadly weapon in the violation of §§261, 264.1, 286, 288, 288a or 289.
12022.3(b)	2 years	Armed with firearm or deadly weapon in the violation of §§261, 264.1, 286, 288, 288a, or 289.
12022.8	5 years	Inflicted great bodily injury (significant/substantial physical injury) in the violation of §§261.(2), 261.(3), 264.1, 288(b), 289 or sodomy or oral copulation by force or violence as provided for in §288a or 286.
667.51(a)	5 years	Violation of §288 lewd & lascivious act on a child under the age of 14 years, with a prior conviction on violations of §§261, 264.1, 285, 286, 288, 288a, or 289.
667.6(a)	5 years	Violations of §§261.(2), 261.(3), 264.1, 288(b), 289, or sodomy or oral copulation in violation of §286 or §288a by force or violence with any prior conviction of any these offenses.
667.6(b)	10 years	Violations specified in §667.6(a) with two or more prior convictions specified in §667.5.

TABLE VI-C
 SENTENCE ENHANCEMENT
 HABITUAL OFFENDERS P.C. §667(a)**
 FISCAL YEAR 1988/89

	<u>Jul - Sep 1988</u>	<u>Oct - Dec 1988</u>	<u>Jan - Mar 1989</u>	<u>Apr - Jun 1989</u>	<u>TOTAL</u>
<u>Charged</u>					
Felons Received	299	290	353	367	1,309
Number of Enhancements	397	383	476	514	1,770
Mean	1.33	1.32	1.35	1.40	1.35
Median	1.00	1.00	1.00	1.00	1.00
<u>Proved</u>					
Felons Received	206	193	251	242	892
Number of Enhancements	240	243	311	310	1,104
Mean	1.17	1.26	1.24	1.28	1.24
Median	1.00	1.00	1.00	1.00	1.00
<u>Imposed</u>					
Felons Received	197	189	247	234	867
Sentences (in months)	13,690	13,870	18,300	17,880	63,740
Mean	69.49	73.39	74.09	76.41	73.52
Median	60.00	60.00	60.00	60.00	60.00

** Refers to the "Victim's Bill of Rights" passed by voter reference on June 8, 1982. It provides for a five-year enhancement to any person convicted of a serious felony who previously has been convicted of a serious felony for each such prior conviction on charges brought and tried separately. The terms of the present offense and each enhancement shall run consecutively.

TABLE VII - A
SENTENCE ENHANCEMENT FOR FIREARM (P.C. SEC. 12022.5), BY COUNTY
(ALL OFFENSES)

USE - CHARGING - PROVING - IMPOSITION

FISCAL YEAR 1988/89

COUNTY	GUN NUMBER OF CASES	USED β	CHARGED α OF THOSE USED	PROVED θ OF THOSE USED	IMPOSED δ OF THOSE USED
ALAMEDA	889 100.0%	84 9.4% 100.0%	72 - 85.7%	45 - 53.6%	29 - 34.5%
CONTRA COSTA	262 100.0%	39 14.9% 100.0%	29 - 74.4%	20 - 51.3%	11 - 28.2%
FRESNO	719 100.0%	25 3.5% 100.0%	19 - 76.0%	10 - 40.0%	10 - 40.0%
KERN	854 100.0%	63 7.4% 100.0%	44 - 69.8%	25 - 39.7%	23 - 36.5%
LOS ANGELES	9,944 100.0%	889 8.9% 100.0%	734 - 82.6%	478 - 53.8%	365 - 41.1%
MONTEREY	208 100.0%	9 4.3% 100.0%	8 - 88.9%	3 - 33.3%	2 - 22.2%
ORANGE	877 100.0%	67 7.6% 100.0%	49 - 73.1%	35 - 52.2%	19 - 28.4%
RIVERSIDE	801 100.0%	49 6.1% 100.0%	39 - 79.6%	24 - 49.0%	20 - 40.8%
SACRAMENTO	913 100.0%	80 8.8% 100.0%	57 - 71.3%	48 - 60.0%	43 - 53.8%
SAN BERNARDINO	887 100.0%	66 7.4% 100.0%	59 - 89.4%	37 - 56.1%	34 - 51.5%

TABLE VII - A
 SENTENCE ENHANCEMENT FOR FIREARM (P.C. SEC. 12022.5), BY COUNTY
 (ALL OFFENSES)

USE - CHARGING - PROVING - IMPOSITION

FISCAL YEAR 1988/89

GUN COUNTY	NUMBER OF CASES	USED [∪]	CHARGED ^α OF THOSE USED	PROVED ^θ OF THOSE USED	IMPOSED ^δ OF THOSE USED
SAN DIEGO	1,678 100.0%	111 6.6% 100.0%	89 - 80.2%	41 - 36.9%	38 - 34.2%
SAN FRANCISCO	852 100.0%	40 4.7% 100.0%	27 - 67.5%	19 - 47.5%	13 - 32.5%
SAN JOAQUIN	435 100.0%	33 7.6% 100.0%	29 - 87.9%	16 - 48.5%	8 - 24.2%
SANTA BARBARA	201 100.0%	6 3.0% 100.0%	4 - 66.7%	3 - 50.0%	3 - 50.0%
SANTA CLARA	842 100.0%	40 4.8% 100.0%	29 - 72.5%	19 - 47.5%	12 - 30.0%
STANISLAUS	263 100.0%	7 2.7% 100.0%	6 - 85.7%	3 - 42.9%	3 - 42.9%
VENTURA	283 100.0%	11 3.9% 100.0%	10 - 90.9%	8 - 72.7%	7 - 63.6%
OTHER COUNTIES	2,526 100.0%	136 5.4% 100.0%	90 - 66.2%	53 - 39.0%	45 - 33.1%
STATEWIDE	23,434 100.0%	1,755 7.5% 100.0%	1,394 - 79.4%	887 - 50.5%	685 - 39.0%

[∪] Number of people who used a firearm at least once. This excludes people who feigned use of a firearm or who had an inoperable firearm.

^α Number of people charged at least once with use of a firearm.

^θ Number of people found to have used a firearm at least once.

^δ Number of people experiencing at least one two-year enhancement of sentence as provided for in P.C. § 12022.5.

TABLE VII - B
SENTENCE ENHANCEMENT FOR FIREARM (P.C. SEC. 12022.5), BY OFFENSE
STATEWIDE

USE - CHARGING - PROVING - IMPOSITION

FISCAL YEAR 1988/89

GUN OFFENSE	NUMBER OF CASES	USED %	CHARGED ^α OF THOSE USED	PROVED ^θ OF THOSE USED	IMPOSED ^δ OF THOSE USED
VOLUNTARY MANSLAUGHTER	375 100.0%	199 53.1% 100.0%	187 - 94.0%	164 - 82.4%	136 - 68.3%
INVOLUNTARY MANSLAUGHTER	69 100.0%	32 46.4% 100.0%	31 - 96.9%	22 - 68.8%	19 - 59.4%
VEHICULAR MANSLAUGHTER	136 100.0%	0 - 100.0%	0 - -	0 - -	0 - -
ATTEMPTED MURDER	154 100.0%	99 64.3% 100.0%	88 - 88.9%	35 - 35.4%	21 - 21.2%
DRIVING UNDER THE INFLUENCE CAUSING INJURY	244 100.0%	0 - 100.0%	0 - -	0 - -	0 - -
ASSAULT	1,034 100.0%	319 30.9% 100.0%	252 - 79.0%	141 - 44.2%	104 - 32.6%
ASSAULT ON A PEACE OFFICER	90 100.0%	30 33.3% 100.0%	21 - 70.0%	15 - 50.0%	11 - 36.7%
FALSE IMPRISONMENT AND BATTERY	180 100.0%	13 7.2% 100.0%	11 - 84.6%	7 - 53.8%	6 - 46.2%
FIRST DEGREE ROBBERY	350 100.0%	112 32.0% 100.0%	91 - 81.3%	57 - 50.9%	45 - 40.2%
SECOND DEGREE ROBBERY	1,696 100.0%	550 32.4% 100.0%	463 - 84.2%	345 - 62.7%	279 - 50.7%

TABLE VII-B
SENTENCE ENHANCEMENT FOR FIREARM (P.C. SEC. 12022.5), BY OFFENSE
STATEWIDE

USE - CHARGING - PROVING - IMPOSITION

FISCAL YEAR 1988/89

OFFENSE	GUN NUMBER OF CASES	USED δ	CHARGED ^α OF THOSE USED	PROVED ^θ OF THOSE USED	IMPOSED ^δ OF THOSE USED
ATTEMPTED ROBBERY	189 100.0%	42 22.2% 100.0%	42 - 100.0%	30 - 71.4%	18 - 42.9%
RAPE	239 100.0%	12 5.0% 100.0%	7 - 58.3%	2 - 16.7%	2 - 16.7%
ASSAULT TO COMMIT SEX OFFENSE	71 100.0%	0 - 100.0%	0 - -	0 - -	0 - -
MISCELLANEOUS SEX OFFENSES	956 100.0%	18 1.9% 100.0%	10 - 55.6%	4 - 22.2%	2 - 11.1%
INFLICT CRUELTY SPOUSE OR CHILD	134 100.0%	5 3.7% 100.0%	2 - 40.0%	0 - -	0 - -
KIDNAPPING	103 100.0%	48 46.6% 100.0%	39 - 81.3%	31 - 64.6%	22 - 45.8%
ARSON	104 100.0%	1 1.0% 100.0%	0 - -	0 - -	0 - -
FIRST DEGREE BURGLARY	2,547 100.0%	45 1.8% 100.0%	35 - 77.8%	13 - 28.9%	9 - 20.0%
SECOND DEGREE BURGLARY	1,561 100.0%	5 0.3% 100.0%	3 - 60.0%	2 - 40.0%	0 - -
ATTEMPTED BURGLARY	107 100.0%	0 - 100.0%	0 - -	0 - -	0 - -

TABLE VII-B

SENTENCE ENHANCEMENT FOR FIREARM (P.C. SEC. 12022.5), BY OFFENSE
STATEWIDE

USE - CHARGING - PROVING - IMPOSITION

FISCAL YEAR 1988/89

GUN OFFENSE	NUMBER OF CASES	USED ^ϕ	CHARGED ^{α'} OF THOSE USED	PROVED ^θ OF THOSE USED	IMPOSED ^δ OF THOSE USED
GRAND THEFT	413 100.0%	0 - 100.0%	0 - -	0 - -	0 - -
THEFT OF PERSONAL PROPERTY	209 100.0%	6 2.9% 100.0%	4 - 66.7%	2 - 33.3%	2 - 33.3%
AUTO THEFT	996 100.0%	12 1.2% 100.0%	8 - 66.7%	1 - 8.3%	0 - -
PETTY THEFT WITH PRIOR	1,068 100.0%	0 - 100.0%	0 - -	0 - -	0 - -
FORGERY	376 100.0%	0 - 100.0%	0 - -	0 - -	0 - -
CHECKS WITH INSUFFICIENT FUNDS	71 100.0%	0 - 100.0%	0 - -	0 - -	0 - -
RECEIVING STOLEN PROPERTY	703 100.0%	4 0.6% 100.0%	2 - 50.0%	0 - -	0 - -
POSSESSION OF CONTROLLED SUBSTANCE	2,791 100.0%	12 0.4% 100.0%	8 - 66.7%	0 - -	0 - -
POSSESSION OF CONT. SUBS. FOR SALE	1,909 100.0%	20 1.0% 100.0%	8 - 40.0%	2 - 10.0%	1 - 5.0%
SALE OF CONTROLLED SUBSTANCE	2,589 100.0%	10 0.4% 100.0%	10 - 100.0%	4 - 40.0%	2 - 20.0%

TABLE VII-B
 SENTENCE ENHANCEMENT FOR FIREARM (P.C. SEC. 12022.5), BY OFFENSE
 STATEWIDE
 USE - CHARGING - PROVING - IMPOSITION
 FISCAL YEAR 1988/89

GUN OFFENSE	NUMBER OF CASES	USED ^U	CHARGED ^α OF THOSE USED	PROVED ^θ OF THOSE USED	IMPOSED ^δ OF THOSE USED
POSSESSION FOR SALE OR SALE OF PCP	144 100.0%	2 1.4% 100.0%	0 - -	0 - -	0 - -
MFG CONT SUBSTANCE CULTIVATE, HARVEST, PROCESS MARIJUANA	497 100.0%	2 0.4% 100.0%	2 - 100.0%	0 - -	0 - -
FELON IN POSSESSION OF A GUN	345 100.0%	45 13.0% 100.0%	15 - 33.3%	0 - -	0 - -
ESCAPE	143 100.0%	1 0.7% 100.0%	0 - -	0 - -	0 - -
INSTITUTIONAL OFFENSES	206 100.0%	0 - 100.0%	1 - -	1 - -	0 - -
MANUFACTURE OR SALE OR POSSESSION OF ILLEGAL WEAPONS	74 100.0%	4 5.4% 100.0%	1 - 25.0%	0 - -	0 - -
HIT AND RUN	63 100.0%	0 - 100.0%	0 - -	0 - -	0 - -
DCH FIREARM IN INHABITED DWELLING	80 100.0%	68 85.0% 100.0%	31 - 45.6%	3 - 4.4%	2 - 2.9%
OTHER OFFENSES	418 100.0%	39 9.3% 100.0%	22 - 56.4%	6 - 15.4%	4 - 10.3%
TOTAL OF ALL OFFENSES	23,434 100.0%	1,755 7.5% 100.0%	1,394 - 79.4%	887 - 50.5%	685 - 39.0%

^U Number of people who used a firearm at least once. This excludes people who feigned use of a firearm or who had an inoperable firearm.

^α Number of people charged at least once with use of a firearm.

^θ Number of people found to have used a firearm at least once.

^δ Number of people experiencing at least one two-year enhancement of sentence as provided for in P.C. § 12022.5.

TABLE VIII - A
 SENTENCE ENHANCEMENT FOR CRIMINAL INJURY TO VICTIM
 (P.C. SEC. 12022.7), BY COUNTY
 (ALL OFFENSES)
 INFLECTION - CHARGING - PROVING - IMPOSITION
 FISCAL YEAR 1988/89

COUNTY	NUMBER OF CASES	INJURY INFLICTED		CHARGED	PROVED OF THOSE CHARGED	IMPOSED OF THOSE CHARGED
		MINOR	MAJOR			
ALAMEDA	889 100.0%	29 3.3%	58 6.5%	49 5.5% 100.0%	12 - 24.5%	7 - 14.3%
CONTRA COSTA	262 100.0%	10 3.8%	21 8.0%	12 4.6% 100.0%	6 - 50.0%	3 - 25.0%
FRESNO	719 100.0%	49 6.8%	41 5.7%	22 3.1% 100.0%	13 - 59.1%	11 - 50.0%
KERN	854 100.0%	44 5.2%	53 6.2%	24 2.8% 100.0%	9 - 37.5%	8 - 33.3%
LOS ANGELES	9,944 100.0%	479 4.8%	615 6.2%	448 4.5% 100.0%	269 - 60.0%	179 - 40.0%
MONTEREY	208 100.0%	10 4.8%	18 8.7%	7 3.4% 100.0%	7 - 100.0%	7 - 100.0%
ORANGE	877 100.0%	27 3.1%	33 3.8%	24 2.7% 100.0%	18 - 75.0%	11 - 45.8%
RIVERSIDE	801 100.0%	40 5.0%	31 3.9%	12 1.5% 100.0%	7 - 58.3%	7 - 58.3%
SACRAMENTO	913 100.0%	74 8.1%	81 8.9%	32 3.5% 100.0%	20 - 62.5%	19 - 59.4%
SAN BERNARDINO	887 100.0%	32 3.6%	32 3.6%	29 3.3% 100.0%	8 - 27.6%	8 - 27.6%

TABLE VIII - A
 SENTENCE ENHANCEMENT FOR CRIMINAL INJURY TO VICTIM
 (P.C. SEC. 12022.7), BY COUNTY
 (ALL OFFENSES)
 INFLICTION - CHARGING - PROVING - IMPOSITION
 FISCAL YEAR 1988/89

COUNTY	NUMBER OF CASES	INJURY INFLICTED		CHARGED	PROVED OF THOSE CHARGED	IMPOSED OF THOSE CHARGED
		MINOR [♥]	MAJOR [‡]			
SAN DIEGO	1,678 100.0%	79 4.7%	106 6.3%	76 4.5% 100.0%	29 - 38.2%	26 - 34.2%
SAN FRANCISCO	852 100.0%	40 4.7%	57 6.7%	49 5.8% 100.0%	15 - 30.6%	9 - 18.4%
SAN JOAQUIN	435 100.0%	16 3.7%	18 4.1%	16 3.7% 100.0%	8 - 50.0%	4 - 25.0%
SANTA BARBARA	201 100.0%	16 8.0%	19 9.5%	10 5.0% 100.0%	9 - 90.0%	5 - 50.0%
SANTA CLARA	842 100.0%	41 4.9%	60 7.1%	38 4.5% 100.0%	30 - 78.9%	20 - 52.6%
STANISLAUS	263 100.0%	11 4.2%	17 6.5%	7 2.7% 100.0%	5 - 71.4%	4 - 57.1%
VENTURA	283 100.0%	12 4.2%	27 9.5%	13 4.6% 100.0%	8 - 61.5%	7 - 53.8%
OTHER COUNTIES	2,526 100.0%	111 4.4%	184 7.3%	82 3.2% 100.0%	47 - 57.3%	41 - 50.0%
STATEWIDE	23,434 100.0%	1,120 4.8%	1,471 6.3%	950 4.1% 100.0%	520 - 54.7%	376 - 39.6%

♥ The victim was momentarily unconscious or required simple emergency treatment for cuts, bruises, etc.

‡ The victim was unconscious for an extended period of time, required extensive emergency room treatment, had to be hospitalized, suffered temporary physical and/or mental damage, suffered significant scarring, loss of or impairment of physical function or limb, recurrent pain, continuing disability or mental trauma.

TABLE VIII-B
 SENTENCE ENHANCEMENT FOR CRIMINAL INJURY TO VICTIM
 (P.C. SEC. 12022.7), BY OFFENSE
 STATEWIDE
 INFLICTION - CHARGING - PROVING - IMPOSITION
 FISCAL YEAR 1988/89

OFFENSE	NUMBER OF CASES	INJURY INFLICTED		CHARGED	PROVED OF THOSE CHARGED	IMPOSED OF THOSE CHARGED
		MINOR ♥	MAJOR ‡			
VOLUNTARY MANSLAUGHTER	375 100.0%	6 1.6%	27 7.2%	35 9.3% 100.0%	8 - 22.9%	6 - 17.1%
INVOLUNTARY MANSLAUGHTER	69 100.0%	0 -	2 2.9%	4 5.8% 100.0%	1 - 25.0%	0 - -
VEHICULAR MANSLAUGHTER	136 100.0%	15 11.0%	34 25.0%	1 0.7% 100.0%	0 - -	0 - -
ATTEMPTED MURDER	154 100.0%	10 6.5%	122 79.2%	105 68.2% 100.0%	84 - 80.0%	69 - 65.7%
DRIVING UNDER THE INFLUENCE CAUSING INJURY	244 100.0%	51 20.9%	99 40.6%	0 - 100.0%	0 - -	0 - -
ASSAULT	1,034 100.0%	185 17.9%	594 57.4%	490 47.4% 100.0%	290 - 59.2%	200 - 40.8%
ASSAULT ON A PEACE OFFICER	90 100.0%	20 22.2%	17 18.9%	7 7.8% 100.0%	5 - 71.4%	3 - 42.9%
FALSE IMPRISONMENT AND BATTERY	180 100.0%	40 22.2%	63 35.0%	17 9.4% 100.0%	1 - 5.9%	1 - 5.9%
FIRST DEGREE ROBBERY	350 100.0%	60 17.1%	34 9.7%	20 5.7% 100.0%	9 - 45.0%	6 - 30.0%
SECOND DEGREE ROBBERY	1,696 100.0%	287 16.9%	141 8.3%	99 5.8% 100.0%	51 - 51.5%	38 - 38.4%

TABLE VIII - B
 SENTENCE ENHANCEMENT FOR CRIMINAL INJURY TO VICTIM
 (P.C. SEC. 12022.7), BY OFFENSE
 STATEWIDE
 INFLICTION - CHARGING - PROVING - IMPOSITION
 FISCAL YEAR 1988/89

OFFENSE	NUMBER OF CASES	INJURY INFLICTED		CHARGED	PROVED OF THOSE CHARGED	IMPOSED OF THOSE CHARGED
		MINOR ♡	MAJOR ‡			
ATTEMPTED ROBBERY	189 100.0%	44 23.3%	20 10.6%	12 6.3% 100.0%	7 - 58.3%	2 - 16.7%
RAPE	239 100.0%	26 10.9%	20 8.4%	11 4.6% 100.0%	3 - 27.3%	3 - 27.3%
ASSAULT TO COMMIT SEX OFFENSE	71 100.0%	10 14.1%	6 8.5%	3 4.2% 100.0%	1 - 33.3%	1 - 33.3%
MISCELLANEOUS SEX OFFENSES	956 100.0%	31 3.2%	36 3.8%	15 1.6% 100.0%	5 - 33.3%	4 - 26.7%
INFLICT CRUELTY SPOUSE OR CHILD	134 100.0%	39 29.1%	69 51.5%	38 28.4% 100.0%	20 - 52.6%	13 - 34.2%
KIDNAPPING	103 100.0%	13 12.6%	13 12.6%	13 12.6% 100.0%	3 - 23.1%	3 - 23.1%
ARSON	104 100.0%	1 1.0%	3 2.9%	1 1.0% 100.0%	0 - -	0 - -
FIRST DEGREE BURGLARY	2,547 100.0%	63 2.5%	29 1.1%	17 0.7% 100.0%	8 - 47.1%	6 - 35.3%
SECOND DEGREE BURGLARY	1,561 100.0%	19 1.2%	7 0.4%	2 0.1% 100.0%	0 - -	0 - -
ATTEMPTED BURGLARY	107 100.0%	2 1.9%	0 -	0 - 100.0%	0 - -	0 - -

TABLE VIII - B
 SENTENCE ENHANCEMENT FOR CRIMINAL INJURY TO VICTIM
 (P.C. SEC. 12022.7), BY OFFENSE
 STATEWIDE
 INFLICTION - CHARGING - PROVING - IMPOSITION
 FISCAL YEAR 1988/89

OFFENSE	NUMBER OF CASES	INJURY INFLICTED		CHARGED	PROVED OF THOSE CHARGED	IMPOSED OF THOSE CHARGED
		MINOR [♥]	MAJOR [‡]			
GRAND THEFT	413 100.0%	5 1.2%	0	0 100.0%	0 -	0 -
THEFT OF PERSONAL PROPERTY	209 100.0%	38 18.2%	4 1.9%	2 100.0%	0 -	0 -
AUTO THEFT	996 100.0%	19 1.9%	3 0.3%	0 100.0%	0 -	0 -
PETTY THEFT WITH PRIOR	1,068 100.0%	9 0.8%	1 0.1%	1 100.0%	0 -	0 -
FORGERY	376 100.0%	1 0.3%	1 0.3%	1 100.0%	0 -	0 -
CHECKS WITH INSUFFICIENT FUNDS	71 100.0%	0	0	0 100.0%	0 -	0 -
RECEIVING STOLEN PROPERTY	703 100.0%	3 0.4%	1 0.1%	0 100.0%	0 -	0 -
POSSESSION OF CONTROLLED SUBSTANCE	2,791 100.0%	17 0.6%	5 0.2%	3 100.0%	0 -	0 -
POSSESSION OF CONT. SUBS. FOR SALE	1,909 100.0%	9 0.5%	11 0.6%	5 100.0%	0 -	0 -
SALE OF CONTROLLED SUBSTANCE	2,589 100.0%	14 0.5%	14 0.5%	6 100.0%	1 16.7%	1 16.7%

TABLE VIII-B
 SENTENCE ENHANCEMENT FOR CRIMINAL INJURY TO VICTIM
 (P.C. SEC. 12022.7), BY OFFENSE
 STATEWIDE
 INFLICTION - CHARGING - PROVING - IMPOSITION
 FISCAL YEAR 1988/89

OFFENSE	NUMBER OF CASES	INJURY INFLICTED		CHARGED	PROVED OF THOSE CHARGED	IMPOSED OF THOSE CHARGED
		MINOR [♥]	MAJOR [‡]			
POSSESSION FOR SALE OR SALE OF PCP	144 100.0%	6 4.2%	1 0.7%	1 0.7% 100.0%	0 -	0 -
MFG CONT SUBSTANCE CULTIVATE, HARVEST, PROCESS MARIJUANA	497 100.0%	2 0.4%	1 0.2%	2 0.4% 100.0%	0 -	0 -
FELON IN POSSESSION OF A GUN	345 100.0%	3 0.9%	2 0.6%	1 0.3% 100.0%	0 -	0 -
ESCAPE	143 100.0%	2 1.4%	2 1.4%	2 1.4% 100.0%	0 -	0 -
INSTITUTIONAL OFFENSES	206 100.0%	22 10.7%	15 7.3%	2 1.0% 100.0%	0 -	0 -
MANUFACTURE OR SALE OR POSSESSION OF ILLEGAL WEAPONS	74 100.0%	4 5.4%	1 1.4%	0 -	0 -	0 -
HIT AND RUN	63 100.0%	12 19.0%	26 41.3%	0 -	0 -	0 -
DCH FIREARM IN INHABITED DWELLING	80 100.0%	7 8.8%	7 8.8%	5 6.3% 100.0%	3 60.0%	3 60.0%
OTHER OFFENSES	418 100.0%	25 6.0%	40 9.6%	29 6.9% 100.0%	20 69.0%	17 58.6%
TOTAL OF ALL OFFENSES	23,434 100.0%	1,120 4.8%	1,471 6.3%	950 4.1% 100.0%	520 54.7%	376 39.6%

♥ The victim was momentarily unconscious or required simple emergency treatment for cuts, bruises, etc.

‡ The victim was unconscious for an extended period of time, required extensive emergency room treatment, had to be hospitalized, suffered temporary physical and/or mental damage, suffered significant scarring, loss of or impairment of physical function or limb, recurrent pain, continuing disability or mental trauma.

TABLE IX-A
 VIOLENT PRIOR PRISON TERMS SERVED, BY COUNTY
 SERVED - CHARGED - FOUND - IMPOSED
 FISCAL YEAR 1988/89

PRIORS COUNTY	NUMBER OF CASES	SERVED	CHARGED OF THOSE SERVED	FOUND OF THOSE SERVED	IMPOSED* OF THOSE SERVED
ALAMEDA	889 100.0%	24 2.7% 100.0%	1 - 4.2%	0 - -	0 - -
CONTRA COSTA	262 100.0%	12 4.6% 100.0%	0 - -	0 - -	0 - -
FRESNO	719 100.0%	17 2.4% 100.0%	0 - -	0 - -	0 - -
KERN	854 100.0%	21 2.5% 100.0%	0 - -	0 - -	0 - -
LOS ANGELES	9,944 100.0%	240 2.4% 100.0%	13 - 5.4%	0 - -	0 - -
MONTEREY	208 100.0%	5 2.4% 100.0%	0 - -	0 - -	0 - -
ORANGE	877 100.0%	16 1.8% 100.0%	1 - 6.3%	0 - -	0 - -
RIVERSIDE	801 100.0%	12 1.5% 100.0%	0 - -	0 - -	0 - -
SACRAMENTO	913 100.0%	35 3.8% 100.0%	0 - -	0 - -	0 - -
SAN BERNARDINO	887 100.0%	25 2.8% 100.0%	0 - -	0 - -	0 - -

TABLE IX-A
 VIOLENT PRIOR PRISON TERMS SERVED, BY COUNTY^e
 SERVED - CHARGED - FOUND - IMPOSED
 FISCAL YEAR 1988/89

PRIORS COUNTY	NUMBER OF CASES	SERVED	CHARGED OF THOSE SERVED	FOUND OF THOSE SERVED	IMPOSED* OF THOSE SERVED
SAN DIEGO	1,678 100.0%	31 1.8% 100.0%	2 - 6.5%	0 - -	0 - -
SAN FRANCISCO	852 100.0%	19 2.2% 100.0%	0 - -	0 - -	0 - -
SAN JOAQUIN	435 100.0%	11 2.5% 100.0%	2 - 18.2%	0 - -	0 - -
SANTA BARBARA	201 100.0%	4 2.0% 100.0%	0 - -	0 - -	0 - -
SANTA CLARA	842 100.0%	18 2.1% 100.0%	0 - -	0 - -	0 - -
STANISLAUS	263 100.0%	7 2.7% 100.0%	0 - -	0 - -	0 - -
VENTURA	283 100.0%	2 0.7% 100.0%	0 - -	0 - -	0 - -
OTHER COUNTIES	2,526 100.0%	64 2.5% 100.0%	3 - 4.7%	1 - 1.6%	0 - -
STATEWIDE	23,434 100.0%	563 2.4% 100.0%	22 - 3.9%	1 - 0.2%	0 - -

^e Definitions of violent/non-violent offenses are on page 102.

* Three-year enhancement for violent prior prison term can be imposed only when offender currently stands convicted of a violent offense.

TABLE IX-B
 VIOLENT PRIOR PRISON TERMS SERVED, BY OFFENSE
 SERVED - CHARGED - FOUND - IMPOSED
 FISCAL YEAR 1988/89

PRIORS OFFENSE	NUMBER OF CASES	SERVED	CHARGED OF THOSE SERVED	FOUND OF THOSE SERVED	IMPOSED% OF THOSE SERVED
VOLUNTARY MANSLAUGHTER	375 100.0%	9 2.4% 100.0%	1 - 11.1%	0 - -	0 - -
INVOLUNTARY MANSLAUGHTER	69 100.0%	0 - 100.0%	0 - -	0 - -	0 - -
VEHICULAR MANSLAUGHTER	136 100.0%	0 - 100.0%	0 - -	0 - -	0 - -
ATTEMPTED MURDER	154 100.0%	2 1.3% 100.0%	0 - -	0 - -	0 - -
DRIVING UNDER THE INFLUENCE CAUSING INJURY	244 100.0%	2 0.8% 100.0%	0 - -	0 - -	0 - -
ASSAULT	1,034 100.0%	28 2.7% 100.0%	4 - 14.3%	0 - -	0 - -
ASSAULT ON A PEACE OFFICER	90 100.0%	0 - 100.0%	0 - -	0 - -	0 - -
FALSE IMPRISONMENT AND BATTERY	180 100.0%	9 5.0% 100.0%	0 - -	0 - -	0 - -
FIRST DEGREE ROBBERY	350 100.0%	9 2.6% 100.0%	0 - -	0 - -	0 - -
SECOND DEGREE ROBBERY	1,696 100.0%	58 3.4% 100.0%	2 - 3.4%	0 - -	0 - -

TABLE IX-B
VIOLENT PRIOR PRISON TERMS SERVED, BY OFFENSE
SERVED - CHARGED - FOUND - IMPOSED
FISCAL YEAR 1988/89

PRIORS OFFENSE	NUMBER OF CASES	SERVED	CHARGED OF THOSE SERVED	FOUND OF THOSE SERVED	IMPOSED* OF THOSE SERVED
ATTEMPTED ROBBERY	189 100.0%	2 1.1% 100.0%	1 - 50.0%	0 - -	0 - -
RAPE	239 100.0%	12 5.0% 100.0%	0 - -	0 - -	0 - -
ASSAULT TO COMMIT SEX OFFENSE	71 100.0%	8 11.3% 100.0%	0 - -	0 - -	0 - -
MISCELLANEOUS SEX OFFENSES	956 100.0%	51 5.3% 100.0%	2 - 3.9%	1 - 2.0%	0 - -
INFLECT CRUELTY SPOUSE OR CHILD	134 100.0%	5 3.7% 100.0%	0 - -	0 - -	0 - -
KIDNAPPING	103 100.0%	2 1.9% 100.0%	0 - -	0 - -	0 - -
ARSON	104 100.0%	2 1.9% 100.0%	0 - -	0 - -	0 - -
FIRST DEGREE BURGLARY	2,547 100.0%	39 1.5% 100.0%	4 - 10.3%	0 - -	0 - -
SECOND DEGREE BURGLARY	1,561 100.0%	36 2.3% 100.0%	3 - 8.3%	0 - -	0 - -
ATTEMPTED BURGLARY	107 100.0%	3 2.8% 100.0%	0 - -	0 - -	0 - -

TABLE IX - B
 VIOLENT PRIOR PRISON TERMS SERVED, BY OFFENSE
 SERVED - CHARGED - FOUND - IMPOSED
 FISCAL YEAR 1988/89

PRIORS OFFENSE	NUMBER OF CASES	SERVED	CHARGED OF THOSE SERVED	FOUND OF THOSE SERVED	IMPOSED* OF THOSE SERVED
GRAND THEFT	413 100.0%	4 1.0% 100.0%	0 - -	0 - -	0 - -
THEFT OF PERSONAL PROPERTY	209 100.0%	6 2.9% 100.0%	1 - 16.7%	0 - -	0 - -
AUTO THEFT	996 100.0%	23 2.3% 100.0%	1 - 4.3%	0 - -	0 - -
PETTY THEFT WITH PRIOR	1,068 100.0%	32 3.0% 100.0%	0 - -	0 - -	0 - -
FORGERY	376 100.0%	9 2.4% 100.0%	0 - -	0 - -	0 - -
CHECKS WITH INSUFFICIENT FUNDS	71 100.0%	1 1.4% 100.0%	0 - -	0 - -	0 - -
RECEIVING STOLEN PROPERTY	703 100.0%	19 2.7% 100.0%	1 - 5.3%	0 - -	0 - -
POSSESSION OF CONTROLLED SUBSTANCE	2,791 100.0%	59 2.1% 100.0%	1 - 1.7%	0 - -	0 - -
POSSESSION OF CONT. SUBS. FOR SALE	1,909 100.0%	32 1.7% 100.0%	1 - 3.1%	0 - -	0 - -
SALE OF CONTROLLED SUBSTANCE	2,589 100.0%	40 1.5% 100.0%	0 - -	0 - -	0 - -

TABLE IX-B
VIOLENT PRIOR PRISON TERMS SERVED, BY OFFENSE^e
SERVED - CHARGED - FOUND - IMPOSED
FISCAL YEAR 1988/89

PRIORS OFFENSE	NUMBER OF CASES	SERVED	CHARGED OF THOSE SERVED	FOUND OF THOSE SERVED	IMPOSED* OF THOSE SERVED
POSSESSION FOR SALE OR SALE OF PCP	144 100.0%	1 0.7% 100.0%	0 - -	0 - -	0 - -
MFG CONT SUBSTANCE CULTIVATE, HARVEST, PROCESS MARIJUANA	497 100.0%	4 0.8% 100.0%	0 - -	0 - -	0 - -
FELON IN POSSESSION OF A GUN	345 100.0%	32 9.3% 100.0%	0 - -	0 - -	0 - -
ESCAPE	143 100.0%	4 2.8% 100.0%	0 - -	0 - -	0 - -
INSTITUTIONAL OFFENSES	206 100.0%	3 1.5% 100.0%	0 - -	0 - -	0 - -
MANUFACTURE OR SALE OR POSSESSION OF ILLEGAL WEAPONS	74 100.0%	1 1.4% 100.0%	0 - -	0 - -	0 - -
HIT AND RUN	63 100.0%	0 - 100.0%	0 - -	0 - -	0 - -
DCH FIREARM IN INHABITED DWELLING	80 100.0%	1 1.3% 100.0%	0 - -	0 - -	0 - -
OTHER OFFENSES	418 100.0%	15 3.6% 100.0%	0 - -	0 - -	0 - -
TOTAL OF ALL OFFENSES	23,434 100.0%	563 2.4% 100.0%	22 - 3.9%	1 - 0.2%	0 - -

^e Definitions of violent/non-violent offenses are on page 102.

* Three-year enhancement for violent prior prison term can be imposed only when offender currently stands convicted of a violent offense.

TABLE IX-C
 NON-VIOLENT PRIOR PRISON TERMS SERVED, BY COUNTY
 SERVED - CHARGED - FOUND - IMPOSED
 FISCAL YEAR 1988/89

PRIORS COUNTY	NUMBER OF CASES	SERVED	CHARGED OF THOSE SERVED	FOUND OF THOSE SERVED	IMPOSED OF THOSE SERVED
ALAMEDA	889 100.0%	332 37.3% 100.0%	154 - 46.4%	42 - 12.7%	21 - 6.3%
CONTRA COSTA	262 100.0%	93 35.5% 100.0%	68 - 73.1%	54 - 58.1%	27 - 29.0%
FRESNO	719 100.0%	259 36.0% 100.0%	73 - 28.2%	37 - 14.3%	34 - 13.1%
KERN	854 100.0%	353 41.3% 100.0%	231 - 65.4%	64 - 18.1%	55 - 15.6%
LOS ANGELES	9,944 100.0%	3,733 37.5% 100.0%	1,630 - 43.7%	833 - 22.3%	478 - 12.8%
MONTEREY	208 100.0%	81 38.9% 100.0%	38 - 46.9%	20 - 24.7%	19 - 23.5%
ORANGE	877 100.0%	339 38.7% 100.0%	213 - 62.8%	149 - 44.0%	35 - 10.3%
RIVERSIDE	801 100.0%	285 35.6% 100.0%	75 - 26.3%	48 - 16.8%	38 - 13.3%
SACRAMENTO	913 100.0%	359 39.3% 100.0%	65 - 18.1%	55 - 15.3%	52 - 14.5%
SAN BERNARDINO	887 100.0%	318 35.9% 100.0%	118 - 37.1%	56 - 17.6%	49 - 15.4%

TABLE IX-C
 NON-VIOLENT PRIOR PRISON TERMS SERVED, BY COUNTY^e
 SERVED - CHARGED - FOUND - IMPOSED
 FISCAL YEAR 1988/89

PRIORS COUNTY	NUMBER OF CASES	SERVED	CHARGED OF THOSE SERVED	FOUND OF THOSE SERVED	IMPOSED OF THOSE SERVED
SAN DIEGO	1,678 100.0%	639 38.1% 100.0%	373 - 58.4%	127 - 19.9%	112 - 17.5%
SAN FRANCISCO	852 100.0%	317 37.2% 100.0%	194 - 61.2%	53 - 16.7%	32 - 10.1%
SAN JOAQUIN	435 100.0%	123 28.3% 100.0%	22 - 17.9%	4 - 3.3%	4 - 3.3%
SANTA BARBARA	201 100.0%	77 38.3% 100.0%	48 - 62.3%	35 - 45.5%	32 - 41.6%
SANTA CLARA	842 100.0%	278 33.0% 100.0%	163 - 58.6%	89 - 32.0%	49 - 17.6%
STANISLAUS	263 100.0%	118 44.9% 100.0%	55 - 46.6%	35 - 29.7%	32 - 27.1%
VENTURA	283 100.0%	78 27.6% 100.0%	51 - 65.4%	44 - 56.4%	43 - 55.1%
OTHER COUNTIES	2,526 100.0%	862 34.1% 100.0%	361 - 41.9%	214 - 24.8%	183 - 21.2%
STATEWIDE	23,434 100.0%	8,644 36.9% 100.0%	3,932 - 45.5%	1,959 - 22.7%	1,295 - 15.0%

^e Definitions of violent/non-violent offenses are on page 102.

TABLE IX-D
 NON-VIOLENT PRIOR PRISON TERMS SERVED, BY OFFENSE
 SERVED - CHARGED - FOUND - IMPOSED
 FISCAL YEAR 1988/89

PRIORS OFFENSE	NUMBER OF CASES	SERVED	CHARGED OF THOSE SERVED	FOUND OF THOSE SERVED	IMPOSED OF THOSE SERVED
VOLUNTARY MANSLAUGHTER	375 100.0%	57 15.2% 100.0%	15 - 26.3%	10 - 17.5%	10 - 17.5%
INVOLUNTARY MANSLAUGHTER	69 100.0%	7 10.1% 100.0%	4 - 57.1%	2 - 28.6%	2 - 28.6%
VEHICULAR MANSLAUGHTER	136 100.0%	6 4.4% 100.0%	2 - 33.3%	0 - -	0 - -
ATTEMPTED MURDER	154 100.0%	28 18.2% 100.0%	12 - 42.9%	4 - 14.3%	2 - 7.1%
DRIVING UNDER THE INFLUENCE CAUSING INJURY	244 100.0%	38 15.6% 100.0%	8 - 21.1%	6 - 15.8%	5 - 13.2%
ASSAULT	1,034 100.0%	281 27.2% 100.0%	128 - 45.6%	64 - 22.8%	48 - 17.1%
ASSAULT ON A PEACE OFFICER	90 100.0%	26 28.9% 100.0%	15 - 57.7%	7 - 26.9%	5 - 19.2%
FALSE IMPRISONMENT AND BATTERY	180 100.0%	56 31.1% 100.0%	24 - 42.9%	10 - 17.9%	7 - 12.5%
FIRST DEGREE ROBBERY	350 100.0%	87 24.9% 100.0%	41 - 47.1%	17 - 19.5%	15 - 17.2%
SECOND DEGREE ROBBERY	1,696 100.0%	591 34.8% 100.0%	279 - 47.2%	150 - 25.4%	98 - 16.6%

TABLE IX-D
 NON-VIOLENT PRIOR PRISON TERMS SERVED, BY OFFENSE
 SERVED - CHARGED - FOUND - IMPOSED
 FISCAL YEAR 1988/89

PRIORS OFFENSE	NUMBER OF CASES	SERVED	CHARGED OF THOSE SERVED	FOUND OF THOSE SERVED	IMPOSED OF THOSE SERVED
ATTEMPTED ROBBERY	189 100.0%	77 40.7% 100.0%	36 - 46.8%	21 - 27.3%	11 - 14.3%
RAPE	239 100.0%	42 17.6% 100.0%	12 - 28.6%	5 - 11.9%	3 - 7.1%
ASSAULT TO COMMIT SEX OFFENSE	71 100.0%	16 22.5% 100.0%	8 - 50.0%	5 - 31.3%	3 - 18.8%
MISCELLANEOUS SEX OFFENSES	956 100.0%	125 13.1% 100.0%	47 - 37.6%	28 - 22.4%	23 - 18.4%
INFLECT CRUELTY SPOUSE OR CHILD	134 100.0%	31 23.1% 100.0%	17 - 54.8%	5 - 16.1%	5 - 16.1%
KIDNAPPING	103 100.0%	19 18.4% 100.0%	14 - 73.7%	11 - 57.9%	10 - 52.6%
ARSON	104 100.0%	29 27.9% 100.0%	8 - 27.6%	5 - 17.2%	3 - 10.3%
FIRST DEGREE BURGLARY	2,547 100.0%	862 33.8% 100.0%	409 - 47.4%	218 - 25.3%	150 - 17.4%
SECOND DEGREE BURGLARY	1,561 100.0%	869 55.7% 100.0%	457 - 52.6%	273 - 31.4%	193 - 22.2%
ATTEMPTED BURGLARY	107 100.0%	67 62.6% 100.0%	34 - 50.7%	16 - 23.9%	12 - 17.9%

TABLE IX-D
NON - VIOLENT PRIOR PRISON TERMS SERVED, BY OFFENSE
SERVED - CHARGED - FOUND - IMPOSED
FISCAL YEAR 1988/89

PRIORS OFFENSE	NUMBER OF CASES	SERVED	CHARGED OF THOSE SERVED	FOUND OF THOSE SERVED	IMPOSED OF THOSE SERVED
GRAND THEFT	413 100.0%	163 39.5% 100.0%	71 - 43.6%	41 - 25.2%	30 - 18.4%
THEFT OF PERSONAL PROPERTY	209 100.0%	92 44.0% 100.0%	46 - 50.0%	26 - 28.3%	23 - 25.0%
AUTO THEFT	996 100.0%	506 50.8% 100.0%	244 - 48.2%	131 - 25.9%	82 - 16.2%
PETTY THEFT WITH PRIOR	1,068 100.0%	763 71.4% 100.0%	316 - 41.4%	135 - 17.7%	94 - 12.3%
FORGERY	376 100.0%	182 48.4% 100.0%	77 - 42.3%	42 - 23.1%	31 - 17.0%
CHECKS WITH INSUFFICIENT FUNDS	71 100.0%	25 35.2% 100.0%	9 - 36.0%	2 - 8.0%	1 - 4.0%
RECEIVING STOLEN PROPERTY	703 100.0%	358 50.9% 100.0%	173 - 48.3%	94 - 26.3%	71 - 19.8%
POSSESSION OF CONTROLLED SUBSTANCE	2,791 100.0%	1,218 43.6% 100.0%	600 - 49.3%	284 - 23.3%	149 - 12.2%
POSSESSION OF CONT. SUBS. FOR SALE	1,909 100.0%	532 27.9% 100.0%	250 - 47.0%	106 - 19.9%	56 - 10.5%
SALE OF CONTROLLED SUBSTANCE	2,589 100.0%	695 26.8% 100.0%	298 - 42.9%	127 - 18.3%	81 - 11.7%

TABLE IX-D
 NON-VIOLENT PRIOR PRISON TERMS SERVED, BY OFFENSE^e
 SERVED - CHARGED - FOUND - IMPOSED
 FISCAL YEAR 1988/89

PRIORS OFFENSE	NUMBER OF CASES	SERVED	CHARGED OF THOSE SERVED	FOUND OF THOSE SERVED	IMPOSED OF THOSE SERVED
POSSESSION FOR SALE OR SALE OF PCP	144 100.0%	33 22.9% 100.0%	14 - 42.4%	5 - 15.2%	3 - 9.1%
MFG CONT SUBSTANCE CULTIVATE, HARVEST, PROCESS MARIJUANA	497 100.0%	138 27.8% 100.0%	49 - 35.5%	14 - 10.1%	7 - 5.1%
FELON IN POSSESSION OF A GUN	345 100.0%	242 70.1% 100.0%	104 - 43.0%	52 - 21.5%	30 - 12.4%
ESCAPE	143 100.0%	78 54.5% 100.0%	20 - 25.6%	5 - 6.4%	2 - 2.6%
INSTITUTIONAL OFFENSES	206 100.0%	115 55.8% 100.0%	23 - 20.0%	5 - 4.3%	4 - 3.5%
MANUFACTURE OR SALE OR POSSESSION OF ILLEGAL WEAPONS	74 100.0%	35 47.3% 100.0%	12 - 34.3%	7 - 20.0%	6 - 17.1%
HIT AND RUN	63 100.0%	22 34.9% 100.0%	9 - 40.9%	6 - 27.3%	6 - 27.3%
DCH FIREARM IN INHABITED DWELLING	80 100.0%	11 13.8% 100.0%	5 - 45.5%	3 - 27.3%	3 - 27.3%
OTHER OFFENSES	418 100.0%	122 29.2% 100.0%	42 - 34.4%	17 - 13.9%	11 - 9.0%
TOTAL OF ALL OFFENSES	23,434 100.0%	8,644 36.9% 100.0%	3,932 - 45.5%	1,959 - 22.7%	1,295 - 15.0%

^e Definitions of violent/non-violent offenses are on page 102.

^a Violent offenses as enumerated in this report consist of the following:

P.C.	§187	Murder;
	§192	Voluntary Manslaughter;
	§203	Mayhem;
	* §261(2)	Forcible rape;
	** §286(c)	Sodomy by force;
	*** §288a(c)	Oral copulation by force;
	§288	Lewd and lascivious act on child under the age of 14 years;

***	§213 (211)	Robbery, Rape, or Burglary
	§264 (261(2) or (3))	ONLY WHEN GREAT BODILY INJURY
	§461 (459)	(GBI) WAS INFLICTED MAY also be recorded as victim harmed.

§12022.5	Felony in which use of firearm was pled and proved;
§12022.7	Any felony in which GBI was pled and proved;
§12022(b)#	Robbery in an inhabited dwelling where deadly or dangerous weapon was used;
§451##	Arson
§289(a)##	Sexual penetration by foreign object against victim's will by force and unlawful bodily harm on the victim or another person;

Any felony punishable by death or by imprisonment for life is also considered violent.

-
- * Effective 1-1-81.
 - ** Statutes modified 1-1-76; previously included in §286 and §288a. For convictions recorded under starred sections, the record must reflect felonies committed with force.
 - *** Statutes modified 7-1-77. Prior to that date, GBI could be included in these individual sections.
 - # Effective 1-1-88.
 - ## Effective 1-1-89.

Non-violent offenses are all those not listed above.

TABLE X

NUMBER OF PERSONS RECEIVED IN PRISON, BY PRINCIPAL OFFENSE
BY NUMBER OF COUNTS CONVICTED.

FISCAL YEAR 1988/89

OFFENSE	COUNTS CONVICTED	ONE	TWO	THREE OR MORE
VOLUNTARY MANSLAUGHTER		321 85.60%	39 10.40%	15 4.00%
INVOLUNTARY MANSLAUGHTER		61 88.41%	7 10.14%	1 1.45%
VEHICULAR MANSLAUGHTER		62 45.59%	47 34.56%	27 19.85%
ATTEMPTED MURDER		87 56.49%	37 24.03%	30 19.48%
DRIVING UNDER THE INFLUENCE CAUSING INJURY		182 74.59%	49 20.08%	13 5.33%
ASSAULT		762 73.69%	205 19.83%	67 6.48%
ASSAULT ON A PEACE OFFICER		31 34.44%	22 24.44%	37 41.11%
FALSE IMPRISONMENT AND BATTERY		115 63.89%	46 25.56%	19 10.56%
FIRST DEGREE ROBBERY		196 56.00%	80 22.86%	74 21.14%
SECOND DEGREE ROBBERY		1,076 63.44%	333 19.63%	287 16.92%

TABLE X

NUMBER OF PERSONS RECEIVED IN PRISON, BY PRINCIPAL OFFENSE
BY NUMBER OF COUNTS CONVICTED

FISCAL YEAR 1988/89

OFFENSE	COUNTS CONVICTED	ONE	TWO	THREE OR MORE
ATTEMPTED ROBBERY	146 77.25%	25 13.23%	18 9.52%	
RAPE	120 50.21%	50 20.92%	69 28.87%	
ASSAULT TO COMMIT SEX OFFENSE	46 64.79%	12 16.90%	13 18.31%	
MISCELLANEOUS SEX OFFENSES	412 43.10%	226 23.64%	318 33.26%	
INFLECT INJURY SPOUSE OR CHILD	96 71.64%	30 22.39%	8 5.97%	
KIDNAPPING	36 34.95%	39 37.86%	28 27.18%	
ARSON	76 73.08%	14 13.46%	14 13.46%	
FIRST DEGREE BURGLARY	1,574 61.80%	558 21.91%	415 16.29%	
SECOND DEGREE BURGLARY	1,132 72.52%	288 18.45%	141 9.03%	
ATTEMPTED BURGLARY	92 85.98%	12 11.21%	3 2.80%	

TABLE X

NUMBER OF PERSONS RECEIVED IN PRISON, BY PRINCIPAL OFFENSE
BY NUMBER OF COUNTS CONVICTED

FISCAL YEAR 1988/89

OFFENSE	COUNTS CONVICTED	ONE	TWO	THREE OR MORE
GRAND THEFT		275 66.59%	74 17.92%	64 15.50%
THEFT OF PERSONAL PROPERTY		169 80.86%	31 14.83%	9 4.31%
AUTO THEFT		697 69.98%	216 21.69%	83 8.33%
PETTY THEFT WITH PRIOR		894 83.71%	135 12.64%	39 3.65%
FORGERY		196 52.13%	99 26.33%	81 21.54%
CHECKS WITH INSUFFICIENT FUNDS		39 54.93%	15 21.13%	17 23.94%
RECEIVING STOLEN PROPERTY		486 69.13%	148 21.05%	69 9.82%
POSSESSION OF CONTROLLED SUBSTANCE		2,097 75.13%	543 19.46%	151 5.41%
POSSESSION OF CONTROLLED SUBSTANCE FOR SALE		1,301 68.15%	431 22.58%	177 9.27%
SALE OF CONTROLLED SUBSTANCE		1,576 60.87%	691 26.69%	322 12.44%

TABLE X

NUMBER OF PERSONS RECEIVED IN PRISON, BY PRINCIPAL OFFENSE
BY NUMBER OF COUNTS CONVICTED*

FISCAL YEAR 1988/89

OFFENSE	COUNTS CONVICTED	ONE	TWO	THREE OR MORE
POSSESSION FOR SALE OR SALE OF PCP		95 65.97%	38 26.39%	11 7.64%
MFG CONTROLLED SUBSTANCE CULT, HARVEST, PROCESS MARIJ		261 52.52%	156 31.39%	80 16.10%
FELON IN POSSESSION OF A GUN		290 84.06%	35 10.14%	20 5.80%
ESCAPE		112 78.32%	23 16.08%	8 5.59%
INSTITUTIONAL OFFENSES		177 85.92%	19 9.22%	10 4.85%
MANUFACTURE OR SALE OR POSSESSION OF ILLEGAL WEAPONS		56 75.68%	14 18.92%	4 5.41%
HIT AND RUN		53 84.13%	7 11.11%	3 4.76%
DCH FIREARM IN INHABITED DWELLING		45 56.25%	21 26.25%	14 17.50%
OTHER OFFENSES		272 65.07%	82 19.62%	64 15.31%
TOTAL OF ALL OFFENSES		15,714 67.06%	4,897 20.90%	2,823 12.05%

* Multiple counts may be different than principal count.

TABLE XI

COUNTS IMPOSED CONSECUTIVELY BY NON-STAYED MULTIPLE CONVICTIONS#

FISCAL YEAR 1988/89

Non-stayed Multiple Conviction	Multiple convictions Imposed Consecutively											TOTAL	
	0	1	2	3	4	5	6	7	8	9	10		
0	16,174												16,174
	100.00%												100.00%
1	3,842	852											4,694
	81.85%	18.15%											100.00%
2	1,061	227	175										1,463
	72.52%	15.52%	11.96%										100.00%
3	332	71	43	75									521
	63.72%	13.63%	8.25%	14.40%									100.00%
4	128	45	19	20	28								240
	53.33%	18.75%	7.92%	8.33%	11.67%								100.00%
5	50	12	10	13	7	19							111
	45.05%	10.81%	9.01%	11.71%	6.31%	17.12%							100.00%
6	31	6	6	6	3	2	9						63
	49.21%	9.52%	9.52%	9.52%	4.76%	3.17%	14.29%						100.00%
7	16	6	7	6	2	0	1	7					45
	35.56%	13.33%	15.56%	13.33%	4.44%	0.00%	2.22%	15.56%					100.00%
8	12	1	2	3	3	3	0	1	5				30
	40.00%	3.33%	6.67%	10.00%	10.00%	10.00%	0.00%	3.33%	16.67%				100.00%
9	10	3	2	2	0	1	4	0	0	3			25
	40.00%	12.00%	8.00%	8.00%	0.00%	4.00%	16.00%	0.00%	0.00%	12.00%			100.00%
10	13	8	4	14	1	3	1	4	4	2	14		68
	19.12%	11.76%	5.88%	20.59%	1.47%	4.41%	1.47%	5.88%	5.88%	2.94%	20.59%		100.00%
TOTAL	21,669	1,231	268	139	44	28	15	12	9	5	14		23,434
	92.47%	5.25%	1.14%	0.59%	0.19%	0.12%	0.06%	0.05%	0.04%	0.02%	0.06%		100.00%

Multiple convictions not stayed pursuant to P.C. § 654.

TABLE XII
NEW SENTENCE ENHANCEMENTS
FISCAL YEAR 1988/89

Enhancement Type	Charged	Proved/Found	Imposed
H.S. § 11353.6(b)	4 100.00%	1 25.00%	0 0.00%
H.S. § 11370.2(a)	198 100.00%	58 29.29%	27 13.64%
H.S. § 11370.2(b)	5 100.00%	3 60.00%	2 40.00%
H.S. § 11370.2(c)	10 100.00%	4 40.00%	4 40.00%
H.S. § 11370.4(a)(1)	99 100.00%	46 46.46%	29 29.29%
H.S. § 11370.4(a)(2)	20 100.00%	15 75.00%	7 35.00%
H.S. § 11370.4(a)(3)	9 100.00%	7 77.77%	4 44.44%
H.S. § 11370.4(a)(4)	3 100.00%	0 0.00%	0 0.00%
H.S. § 11370.4(b)(1)	5 100.00%	2 40.00%	2 40.0%
H.S. § 11379.8(a)(1)	2 100.00%	0 0.00%	0 0.00%

TABLE XII
NEW SENTENCE ENHANCEMENTS
FISCAL YEAR 1988/89

Enhancement Type	Charged	Proved/found	Imposed
H.S. § 11379.8(a)(2)	1 100.00%	0 0.00%	0 0.00%
P.C. § 12022.55	9 100.00%	2 22.22%	2 22.22%
P.C. § 12022.5(a)	17 100.00%	5 29.41%	4 23.53%
P.C. § 12022.5(b)	3 100.00%	0 0.00%	0 0.00%
P.C. § 12022(b)	18 100.00%	13 72.22%	13 72.22%
P.C. § 12022(c)	3 100.00%	0 100.00%	0 100.00%
P.C. § 12022(d)	110 100.00%	51 46.36%	31 28.18%
P.C. § 667.8	6 100.00%	5 83.33%	1 16.67%
P.C. § 667.85	1 100.00%	1 100.00%	1 100.00%
P.C. § 667.8(a)	24 100.00%	11 45.83%	5 20.83%
P.C. § 667.8(b)	7 100.00%	2 28.57%	2 28.57%

TABLE XII
 NEW SENTENCE ENHANCEMENTS*
 FISCAL YEAR 1988/89#

Enhancement Type	Charged	Proved/Found	Imposed
P.C. § 667.9	7 100.00%	3 42.86%	3 42.86%
V.C. § 23182	18 100.00%	6 33.33%	7 38.89%

* Enhancement Key is on page 111.

As provided in Legislation for 1983 through 1989; statistics is based on a sample of 374 inmates received in January 1, 1988 through July 31, 1989.

NEW SENTENCE ENHANCEMENTS KEY

<u>SECTION CODE §</u>	<u>SENTENCE</u>	<u>DESCRIPTION</u>
H.S. § 11353.6(b)	3 years 4 years 5 years	Violations H.S. §§ 11351.5, 11352, 11379.6 committed upon or within 1,000 feet of a public or private school by person 18 years or older. Effective: 1-1-1989
H.S. § 11370.2(a)	3 years	Violations of H.S. §§ 11351, 11351.5, 11352 with a prior conviction of H.S. §§ 11351, 11351.5, 11352, 11378, 11378.5, 11379, 11379.5, 11379.6, 11380, 11380.5, or 11383. Effective: 1-1-1986
H.S. § 11370.2(b)	3 years	Violations H.S. §§ 11378.5, 11379.5, 11379.6, 11380.5 or 11383 with a prior conviction (same offenses listed in H.S. § 11370.2(a)). Effective: 1-1-1986
H.S. § 11370.2(c)	3 years	Violations of H.S. §§ 11378 or 11379 with a prior conviction (same offenses listed in H.S. § 11370.2(a)). Effective: 1-1-1987
H.S. § 11370.4(a)(1)	3 years	Violations of H.S. §§ 11351, 11351.5 or 11352 where substance contains Heroin or Cocaine in excess of 3 pounds by weight. Effective: 1-1-1986

NEW SENTENCE ENHANCEMENTS KEY (continued)

H.S. § 11370.4(a)(2)	5 years	Violations of H.S. §§ 11351, 11351.5 or 11352 where substance contains Heroin or Cocaine in excess of 10 pounds by weight. Effective: 1-1-1986
H.S. § 11370.4(a)(3)	10 years	Violations of H.S. §§ 11351, 11351.5 or 11352 where substance contains Heroin or Cocaine in excess of 25 pounds by weight. Effective: 1-1-1986
H.S. § 11370.4(a)(4)	15 years	Violations of H.S. §§ 11351, 11351.5 or 11352 where substance contains Heroin or Cocaine in excess of 100 pounds by weight. Effective: 1-1-1988
H.S. § 11370.4(b)(1)	3 years	Violations of H.S. §§ 11378, 11378.5, 11379 or 11379.5 where substance contained methamphetamine, amphetamine and phencyclidine (PCP) and its analogs of PCP in excess of 3 pounds by weight or 9 gallons of liquid. Effective: 1-1-1987
H.S. § 11379.8(a)(1)	3 years	Violations of H.S. § 11379.6 manufacturing any substance which contain methamphetamine, amphetamine and PCP, analogs of or precursors to PCP where substance exceeds 1 pound by weight or 3 gallons by liquid volume. Effective: 1-1-1986

NEW SENTENCE ENHANCEMENTS KEY (continued)

H.S. § 11379.8(a)(2)	5 years	Violations of H.S. § 11379.6 manufacturing any substance which contain methamphetamine, amphetamine and PCP, analogs of or precursors to PCP where substance exceeds 3 pounds by weight or 10 gallons by liquid volume. Effective: 1-1-1986
P.C. § 12022.55	5 years	Personally discharge firearm from a motor vehicle in the commission of a felony which caused great bodily injury or death. Effective: 9-26-1987
P.C. § 12022.5(a)	2 years	Personal use of firearm Effective: 9-26-1987 to 12-31-1987
P.C. § 12022.5(b)	5 years	Personally discharge firearm at an occupied motor vehicle which caused great bodily injury or death. Effective: 9-26-1987 to 12-31-1987
P. C. § 12022(b)	3 years 4 years 5 years	Personally armed with firearm during the commission of violation of H.S. §§ 11351, 11351.5, 11352, 11366.5, 11366.6, 11378, 11378.5, 11379, 11379.5, 11379.6. Effective: 1-1-1989 to 9-30-1989
P.C. § 12022(b)	1 year	Personal use of deadly or dangerous weapon. Effective: 10-1-1989

NEW SENTENCE ENHANCEMENTS KEY (continued)

P.C. § 12022(c) 1 year Personally NOT armed
 2 years with firearm but has
 3 years knowledge that another
 principal is personally
 armed with firearm in
 the commission or
 attempted of violation
 of H.S. §§ 11351,
 11351.5 11352, 11366.5,
 11366.6, 11378,
 11378.5, 11379,
 11379.5, 11379.6.
 Effective: 1-1-1989 to
 9-30-1989

P.C. § 12022(c) 3 years Personally armed with
 4 years firearm in the commis-
 5 years sion or attempt of
 violations H.S.
 § 11351, 11351.5,
 11352, 11366.5,
 11366.6; 11378,
 11378.5, 11379,
 11379.5, 11379.6.
 Effective: 10-1-1989

P.C. § 12022(d) 1 year Personal use of deadly
 or dangerous weapon.
 Effective: 1-1-1989 to
 9-30-1989

P.C. § 12022(d) 1 year Personally NOT armed
 2 years with firearm but has
 3 years knowledge that another
 principal is personally
 armed with firearm in
 the commission or
 attempted of violation
 of H.S. §§ 11351,
 11351.5, 11352,
 11366.5, 11366.6,
 11378, 11378.5, 11379,
 11379.5, 11379.6.
 Effective: 10-1-1989

NEW SENTENCE ENHANCEMENTS KEY (continued)

P.C. § 667.8	3 years	Violations of P.C. §§ 261, 264.1, 286, 288a, 289, who for the purpose of committing that sexual offense, kidnapped victim, in violation of P.C. § 207. Effective: 1-1-1984 to 7-2-1986
P.C. § 667.85	5 years	Violation of P.C. § 207 who kidnapped a child under 14 years with the intent to permanently deprive custody of child from parent or or legal guardian. Effective: 1-1-1986
P.C. § 667.8(a)	3 years	Violations of P.C. §§ 261, 264.1, 286, 288a, 289, who for the purpose of committing that sexual offense, kidnapped victim in violation of P.C. § 207. Effective: 7-3-1986
P.C. § 667.8(b)	9 years	Violation of P.C. §§ 286(c), 288, 288a(c) who for the purpose of committing that sexual offense, kidnapping the victim under the age of 14 at the time of the offense. Effective: 7-3-1986
P.C. § 667.9	2 years	Violations of P.C. §§ 211, 207, 209, 261(2); 286, 288a, by force; P.C. §§ 203, 459, first degree, with a prior conviction from the above listed offenses, and commits a crime against a person 65 years or older, blind, paraplegic, quadriplegic and under the age of 14. Effective: 1-1-1986

NEW SENTENCE ENHANCEMENTS KEY (continued)

V.C. § 23182

1 year	Punishment for injuries
2 years	which causes bodily
3 years	injury or death to
	more than one victim
	while driving in viola-
	tion of V.C. § 23153
	upon a felony convic-
	tion. One year for
	each additional victim;
	three-years maximum.
	Effective: 1-1-1986