



# Judicial Council of California

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January 19, 2024

## Subject Text

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**File #:** 23-130, **Version:** 1

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### **Title**

### **Rules and Forms | Criminal Law: Circumstances in Aggravation (Action Required)**

#### **Summary**

The Criminal Law Advisory Committee recommends revisions to the optional Judicial Council felony plea form to reflect statutory changes regarding the right to trial on aggravating circumstances in order to justify imposition of the upper term of a criminal offense or enhancement, and to improve consistency throughout the form.

#### **Recommendation**

The Criminal Law Advisory Committee recommends that the Judicial Council, effective January 1, 2024, revise *Plea Form, With Explanations and Waiver of Rights--Felony* (form CR-101) to reflect statutory changes regarding the right to a trial on circumstances in aggravation and to make technical changes to improve consistency throughout the form.