



Judicial Council of California

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Subject Details (With Text)

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Title

Criminal Procedure: Petition and Order for Dismissal (Military Personnel) (Action Required)

Summary

The Criminal Law Advisory Committee recommends two new optional forms, a *Petition for Dismissal (Military Personnel)* (form CR-183/MIL-183) and an *Order for Dismissal (Military Personnel)* (form CR-184/MIL-184), to facilitate court implementation of recent legislation that authorizes courts to order dismissal relief for certain defendants who acquired a criminal record due to a mental health disorder stemming from service in the United States military.

Recommendation

The Criminal Law Advisory Committee recommends that the Judicial Council, effective January 1, 2016, approve:

1. *Petition for Dismissal (Military Personnel)* (form CR-183/MIL-183) for use by petitioners who acquired a criminal record due to a mental health disorder stemming from service in the United States military to request dismissal relief from courts;
2. *Order for Dismissal (Military Personnel)* (form CR-184/MIL-184) for use by courts to order dismissal relief for petitioners who acquired a criminal record due to a mental health disorder stemming from service in the United States military and who meet the statutory requirements.