



DATE: February 24, 2025

TO: ALL COUNTY CHIEF ADMINISTRATIVE/EXECUTIVE OFFICERS

SUBJECT: FISCAL YEAR 2025-26 FELONY INCOMPETENT TO STAND TRIAL (IST) GROWTH CAP QUARTERLY PROGRESS DATA REPORT: QUARTER 2

RE: IST GROWTH CAP DEPARTMENT LETTER: 23-003 - *Corrections reflected below in red*

Please find attached to this memo, a progress report of unreconciled Incompetent to Stand Trial (IST) determination data for the **second** quarter of Fiscal Year (FY) 2025-26 (**October 1, 2025 – December 31, 2025**) provided along with reference to the updates FY 2021-22 baseline IST determination numbers. A copy of all previously issued notices including Department Letter (DL) 23-003 are available on the [DSH Growth Cap Webpage](#).

DSH releases unreconciled data reports, referred to as progress reports, within sixty days following the end of each new quarter. The intent of the progress report is to provide counties with quarterly updates on how the current year trend of felony IST determinations compares to baseline trends so counties have an opportunity to take action that could result in reducing the likelihood of exceeding the IST determination cap and potential funding redirection.

As a reminder, on December 1, 2025, counties were notified of updates made to the methodology utilized to identify the final IST determination count. The data represented in this quarterly progress report is based on the updated methodology. For more information, please refer to the memo available at the following link: [FY24-25 Annual Report and Methodology Updates](#).

Additional Growth Cap Program Announcements

- Final Reconciled Data for FY 2024-25 & Dispute Process
 - The final reconciled data report of annual IST determinations for FY 2024-25 was released on December 1, 2025. That release officially opened the dispute window for [FY 2024-25 IST determination data](#). All counties have until the end of February 2026 to submit claims. Please refer to the new [Attachment E, Dispute Process](#) for instructions on how to submit records for correction.

“Caring Today for a Safe and Healthy Tomorrow”



If you have any questions or require additional information, please send inquiries to: DSHISTGrowthCap@dsh.ca.gov.

C. Edens

Chris Edens
Chief Deputy Director, Program Services
Department of State Hospitals

cc: All Counties' Behavioral Health Directors
All Counties' Sheriffs
All counties' Public Defenders All Counties' District Attorneys
All Presiding Judges of the Superior Courts of California
All counties' Designated Representatives

Attachment(s): Fiscal Year 2025-26 Quarter 2 Progress Report

Department of State Hospitals IST Determinations - FY 2025-26 Quarterly Progress Report, Quarter 2

From Date of FIST Commitment to DSH and Received through December 31, 2025

UNRECONCILED DATA



Committing County	FY 2021-22 Fnal Adjusted Baseline IST Referrals	FY 2021-22 Monthly Average	FY 2025-26 Quarter 1 (Refresh)	FY 2025-26 Quarter 2	FY 2025-26 Quarter 3	FY 2025-26 Quarter 4	FY 2025-26 YTD Total	FY 2025-26 YTD Monthly Average	Monthly Average Difference
Alameda	88	7.3	36	28			64	10.7	3.3
Alpine	0	0.0	0	0			0	0.0	0.0
Amador	5	0.4	0	3			3	0.5	0.1
Butte	50	4.2	16	13			29	4.8	0.7
Calaveras	2	0.2	0	3			3	0.5	0.3
Colusa	3	0.3	4	0			4	0.7	0.4
Contra Costa	101	8.4	25	24			49	8.2	(0.3)
Del Norte	13	1.1	4	1			5	0.8	(0.3)
El Dorado	25	2.1	11	4			15	2.5	0.4
Fresno	136	11.3	49	44			93	15.5	4.2
Glenn	11	0.9	0	1			1	0.2	(0.8)
Humboldt	54	4.5	11	8			19	3.2	(1.3)
Imperial	21	1.8	7	1			8	1.3	(0.4)
Inyo	3	0.3	1	1			2	0.3	0.1
Kern	236	19.7	46	36			82	13.7	(6.0)
Kings	51	4.3	5	7			12	2.0	(2.3)
Lake	31	2.6	7	5			12	2.0	(0.6)
Lassen	5	0.4	1	4			5	0.8	0.4
Los Angeles	1,512	126.0	344	416			760	126.7	0.7
Madera	27	2.3	0	1			1	0.2	(2.1)
Marin	23	1.9	10	8			18	3.0	1.1
Mariposa	3	0.3	1	0			1	0.2	(0.1)
Mendocino	30	2.5	9	8			17	2.8	0.3
Merced	58	4.8	18	12			30	5.0	0.2
Modoc	0	0.0	0	0			0	0.0	0.0
Mono	2	0.2	1	0			1	0.2	0.0
Monterey	63	5.3	13	10			23	3.8	(1.4)
Napa	27	2.3	2	7			9	1.5	(0.8)
Nevada	3	0.3	2	0			2	0.3	0.1
Orange	85	7.1	18	12			30	5.0	(2.1)
Placer	52	4.3	14	14			28	4.7	0.3
Plumas	3	0.3	1	1			2	0.3	0.1
Riverside	167	13.9	50	34			84	14.0	0.1
Sacramento	226	18.8	52	54			106	17.7	(1.2)
San Benito	11	0.9	2	2			4	0.7	(0.3)
San Bernardino	258	21.5	97	45			142	23.7	2.2
San Diego	228	19.0	84	94			178	29.7	10.7
San Francisco	28	2.3	12	12			24	4.0	1.7
San Joaquin	96	8.0	45	38			83	13.8	5.8
San Luis Obispo	55	4.6	13	20			33	5.5	0.9
San Mateo	51	4.3	9	13			22	3.7	(0.6)
Santa Barbara	88	7.3	24	21			45	7.5	0.2
Santa Clara	121	10.1	16	15			31	5.2	(4.9)
Santa Cruz	64	5.3	8	10			18	3.0	(2.3)
Shasta	40	3.3	26	14			40	6.7	3.3
Sierra	2	0.2	0	0			0	0.0	(0.2)
Siskiyou	13	1.1	6	2			8	1.3	0.3
Solano	79	6.6	20	23			43	7.2	0.6
Sonoma	63	5.3	28	24			52	8.7	3.4
Stanislaus	108	9.0	23	32			55	9.2	0.2
Sutter	16	1.3	6	6			12	2.0	0.7
Tehama	16	1.3	8	4			12	2.0	0.7
Trinity	8	0.7	0	3			3	0.5	(0.2)
Tulare	88	7.3	18	23			41	6.8	(0.5)
Tuolumne	16	1.3	5	5			10	1.7	0.3
Ventura	82	6.8	11	17			28	4.7	(2.2)
Yolo	37	3.1	9	8			17	2.8	(0.3)
Yuba	23	1.9	3	6			9	1.5	(0.4)
DSH Total	4,707	392.3	1,231	1,197			2,428	404.7	12.4

Department of State Hospitals IST Determinations - FY 2025-26, Quarterly Update
 From Date of FIST Commitment to DSH and Received through December 31, 2025



Committing County	Initial Count - FY 2025-26 IST Determinations	FIST Commitments Removed from Count						Updated FY 2025-26 IST Determinations	2025-26 Diversion Offset	
		Program Revokes	Re-Commits	Deaths	Cancelled	Re-Evaluated 1372	EASS 1372		Diversion Credit/Offset	Final Adjusted IST Determinations Count
Alameda	67	0	1	0	1		1	64	64	
Alpine	0	0	0	0	0		0	0	0	
Amador	3	0	0	0	0		0	3	3	
Butte	29	0	0	0	0		0	29	29	
Calaveras	3	0	0	0	0		0	3	3	
Colusa	4	0	0	0	0		0	4	4	
Contra Costa	57	0	4	0	0		4	49	49	
Del Norte	7	0	1	0	0		1	5	5	
El Dorado	16	0	1	0	0		0	15	15	
Fresno	103	0	6	1	1		2	93	93	
Glenn	1	0	0	0	0		0	1	1	
Humboldt	21	0	1	0	0		1	19	19	
Imperial	8	0	0	0	0		0	8	8	
Inyo	2	0	0	0	0		0	2	2	
Kern	87	0	5	0	0		0	82	82	
Kings	13	0	0	0	0		1	12	12	
Lake	13	0	1	0	0		0	12	12	
Lassen	6	0	0	0	0		1	5	5	
Los Angeles	800	2	36	1	1		0	760	760	
Madera	1	0	0	0	0		0	1	1	
Marin	18	0	0	0	0		0	18	18	
Mariposa	1	0	0	0	0		0	1	1	
Mendocino	17	0	0	0	0		0	17	17	
Merced	34	0	2	0	0		2	30	30	
Modoc	0	0	0	0	0		0	0	0	
Mono	1	0	0	0	0		0	1	1	
Monterey	26	0	3	0	0		0	23	23	
Napa	13	0	1	0	1		2	9	9	
Nevada	2	0	0	0	0		0	2	2	
Orange	34	0	2	0	1		1	30	30	
Placer	31	1	1	0	0		1	28	28	
Plumas	2	0	0	0	0		0	2	2	
Riverside	93	0	7	0	0		2	84	84	
Sacramento	108	0	2	0	0		0	106	106	
San Benito	5	0	0	0	0		1	4	4	
San Bernardino	149	0	6	0	0		1	142	142	
San Diego	189	0	11	0	0		0	178	178	
San Francisco	28	0	0	0	2		2	24	24	
San Joaquin	91	0	1	0	5		2	83	83	
San Luis Obispo	37	0	1	0	0		3	33	33	
San Mateo	26	0	4	0	0		0	22	22	
Santa Barbara	55	0	4	0	0		6	45	45	
Santa Clara	37	0	3	0	0		3	31	31	
Santa Cruz	20	0	1	0	0		1	18	18	
Shasta	43	0	2	0	1		0	40	40	
Sierra	0	0	0	0	0		0	0	0	
Siskiyou	8	0	0	0	0		0	8	8	
Solano	49	0	4	0	0		2	43	43	
Sonoma	60	0	7	0	0		1	52	52	
Stanislaus	60	0	4	0	0		1	55	55	
Sutter	13	0	0	0	0		1	12	12	
Tehama	12	0	0	0	0		0	12	12	
Trinity	4	0	0	0	1		0	3	3	
Tulare	46	0	4	0	0		1	41	41	
Tuolumne	12	0	0	0	0		2	10	10	
Ventura	28	0	0	0	0		0	28	28	
Yolo	18	0	1	0	0		0	17	17	
Yuba	9	0	0	0	0		0	9	9	
DSH Total	2,620	3	127	2	14		46	2,428	2,428	
Monthly Avg.	437	0	11	0	1		4	421	405	

Methodology Notes:

FY 2021-22 Baseline determinations reflect FIST referrals received with a commitment date to a DSH funded program in FY 2025-26 and referrals were received no later than 12/31/2025. This methodology would be applied to IST Determinations for all subsequent years.

Adjustments to the FIST determination count include:

Program Revokes - these are FIST individuals who may have been committed to DSH and placed in a diversion or CBR program in a prior fiscal year then revoked from the program and subsequently re-referred to DSH (inpatient) on the same charge in the applicable fiscal year.

Cancelled FIST commitments/referrals to DSH include FIST individuals who were committed to DSH and either competency was restored or case was dismissed while waiting in jail prior to DSH treatment and/or re-evaluation. Cancelled FIST commitments are excluded as one of the adjustments reducing the FY 2021-22 baseline count. For FY 2024-25 and all future years, cancelled commitments will be incorporated as an adjustment and reduced from the IST determination counts.

EASS 1372 includes IST individuals who were found competent after participation in EASS services, but were removed from the DSH wait list prior to admission to a DSH program bed in a JBCT, State Hospital, Community Inpatient Facility, CBR, Diversion or CONREP.

Refer to DL 23-003, Attachment C, regarding the methodology applied for the Diversion Credit.