

# Weapon/Firearm Section A

Offender Name: \_\_\_\_\_

## ◆ Primary Offense

- A. Maliciously or unlawfully discharge firearm, etc., in/at occupied building (1 count).....2
- B. Discharge firearm from vehicle (1 count).....1
- C. Possess firearm on school property (1 count).....1
- D. Possession of sawed-off shotgun (1 count).....2
- E. Carry concealed weapon, 2nd or 3rd offense (1 count).....2
- F. False statement on firearm consent form (1 count).....1
- G. Possession of firearm, other weapon, explosives or ammunition by convicted felon
  - 1 count .....3
  - 2 counts .....4

**Score**

0

0

## ◆ Primary Offense Remaining Counts Total the maximum penalties for counts of the primary not scored above

Primary offense:

A. Discharge firearm, etc., in/at occupied building	Maximum Penalty (years)	Points
5 - 7	.....	2
8 - 18	.....	3
19 - 28	.....	4
29 - 38	.....	5
39 or more	.....	6

Primary offense: All other offenses	Maximum Penalty (years)	Points
5 - 7	.....	1
8 - 18	.....	2
19 - 28	.....	3
29 - 38	.....	4
39 or more	.....	5

0

## ◆ Additional Offenses Total the maximum penalties for additional offenses, including counts

Primary offense:

A. Discharge firearm, etc., in/at occupied building	Maximum Penalty (years)	Points
Less than 1	.....	0
1 - 7	.....	3
8 - 18	.....	4
19 - 28	.....	5
29 - 38	.....	6
39 or more	.....	7

Primary offense: All other offenses	Maximum Penalty (years)	Points
Less than 1	.....	0
1 - 7	.....	1
8 - 18	.....	2
19 - 28	.....	3
29 - 38	.....	4
39 or more	.....	5

0

## ◆ Victim Injury

- Threatened, emotional, physical or serious .....1
- Life threatening .....2

0

## ◆ Conviction in Current Event Requiring Mandatory Minimum Term (6 mos or more) – If YES, add 8

0

## ◆ Prior Convictions/Adjudications Total the maximum penalties for the 5 most recent and serious prior record events

- Years: Less than 2 .....0
- 2 - 38 .....1
- 39 or more .....2

0

## ◆ Prior Criminal Misdemeanor Convictions (Excludes Traffic)

Primary offense:

E. Carry concealed weapon, 2nd or 3rd offense	Points
1 - 6	.....1
7 or more	.....2

Primary offense: All other offenses
Do Not Score

0

## ◆ Prior Incarcerations/Commitments

If YES, add 4

0

## ◆ Legally Restrained at Time of Offense

Primary offense:

A. Discharge firearm, etc., in/at occupied building	Points
None	.....0
Other than post-incarceration supervision	.....3
Post-incarceration supervision (supervision after incarceration)	.....6

Primary offense: All other offenses	Points
None	.....0
Other than post-incarceration supervision	.....2
Post-incarceration supervision (supervision after incarceration)	.....5

0

## ◆ Type of Additional Offense(s)

Primary offense:

A. Discharge firearm, etc., in/at occupied building	
Additional offense with VCC prefix of WPN or ASL	.....2

Primary offense: All other offenses
Do Not Score

0

### SCORE THE FOLLOWING ONLY IF PRIMARY OFFENSE AT CONVICTION IS F: FALSE STATEMENT ON A FIREARM CONSENT FORM (§ 18.2-308.2:2(K))

## ◆ Basis of False Statement on Consent Form (listed below)

If YES, add 3

Prior felony conviction/juvenile adjudication for crime against person, Other prior felony conviction/juvenile adjudication within 4 years of current offense, Prior domestic assault misdemeanor conviction or Subject to protective order at time of offense

0

## Total Score

If total is 8 or less, go to **Section B**. If total is 9 or more, go to **Section C**.

# Weapon/Firearm Section B

Offender Name: \_\_\_\_\_

## ◆ Primary Offense

- A. Maliciously or unlawfully discharge firearm, etc., in/at occupied building (1 count).....8
- B. Discharge firearm from vehicle (1 count).....8
- C. Possess firearm on school property (1 count).....7
- D. Possession of sawed-off shotgun (1 count).....6
- E. Carry concealed weapon, 2nd or 3rd offense (1 count).....7
- F. False statement on firearm consent form (1 count).....1
- G. Possession of firearm, other weapon, explosives or ammunition by convicted felon (1 count).....7

Score

0	
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## ◆ Primary Offense Remaining Counts Total the maximum penalties for counts of the primary not scored above

- Years: 5 - 9.....2
- 10 - 19.....3
- 20 - 29.....4
- 30 - 39.....5
- 40 or more.....6

0	
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## ◆ Additional Offenses Total the maximum penalties for additional offenses, including counts

- Years: Less than 1 .....0
- 1 - 9.....2
- 10 - 19.....3
- 20 - 29.....4
- 30 - 39.....5
- 40 or more.....6

0	
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## ◆ Prior Criminal Misdemeanor Convictions (Excludes Traffic)

### Primary offense E: Carry concealed weapon, 2nd/3rd offense

Number of Counts	Score
1 - 2 .....	1
3.....	2
4 or more .....	3

### Primary offense: All other offenses

Do Not Score

0	
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## ◆ Victim Injury

### Primary offense:

A. Discharge firearm, etc., in/at occupied building	Points
Threatened, emotional, physical or serious.....	3
Life threatening.....	4

### Primary offense: All other offenses

	Points
Threatened, emotional, physical or serious.....	2
Life threatening.....	3

0	
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## ◆ Legally Restrained at Time of Offense

if YES, add 1 →

0	
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## Total Score

See **Weapon/Firearm Section B Recommendation Table** to convert score to guidelines sentence.

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# Weapon/Firearm Section C

Offender Name: \_\_\_\_\_

\_\_\_\_ Prior Record Classification \_\_\_\_

## ◆ Primary Offense

Category I    Category II    Other  
(scores for attempted/conspired offenses are in parentheses)

- A. Unlawfully discharge firearm, etc. in/at occupied building  
 Attempted or conspired: 1 count ..... (32) ..... (16) ..... (8)  
 Completed: 1 count ..... 48 ..... 24 ..... 12
- B. Maliciously discharge firearm, etc. in/at occupied building  
 Attempted or conspired: 1 count ..... (32) ..... (16) ..... (8)  
 Completed: 1 count ..... 60 ..... 30 ..... 15
- C. Discharge firearm from vehicle (1 count) ..... 48 ..... 24 ..... 12
- D. Possess firearm on school property (1 count) ..... 32 ..... 16 ..... 8
- E. Possession of sawed-off shotgun (1 count) ..... 36 ..... 18 ..... 9
- F. Carry concealed weapon, 2nd or 3rd offense (1 count) ..... 32 ..... 16 ..... 8
- G. False statement on consent form (1 count) ..... 32 ..... 16 ..... 8
- H. Possession of firearm, other weapon, explosives or ammunition by convicted felon (1 count) 32 ..... 16 ..... 8

Score

0			
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## ◆ Primary Offense Remaining Counts Assign points to each count of the primary not scored above and total the points

Maximum Penalty: 5, 10 ..... 1  
(years)

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## ◆ Additional Offenses Assign points to each additional offense (including counts) and total the points

Maximum Penalty: Less than 5 ..... 0  
(years) 5, 10 ..... 1  
 20 ..... 2  
 30 ..... 3  
 40 or more ..... 5

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## ◆ Firearm Used or Brandished

If YES, add 2 →

0	0		
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## ◆ Victim Injury

Threatened or emotional ..... 2  
 Physical or serious ..... 4  
 Life threatening ..... 5

0	0		
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## ◆ Prior Convictions/Adjudications Assign points to the 5 most recent and serious prior record events and total the points

Primary offense:

B. Maliciously discharge firearm, etc., in/at occupied building	Points
Maximum Penalty (years)	
Less than 20 .....	0
20, 30, 40 or more .....	5

Primary offense: All other offenses

Maximum Penalty (years)	Points
Less than 20 .....	0
20, 30, 40 or more .....	1

0			
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## ◆ Prior Felony Convictions/Adjudications Against Person

Primary offense:

B. Maliciously discharge firearm, etc., in/at occupied building	Points
Number of Counts	
1.....	5
2.....	6
3.....	7
4.....	8
5 or more .....	9

Primary offense: All other offenses

Number of Counts	Points
1.....	1
2.....	2
3.....	3
4.....	4
5 or more .....	5

0	0		
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## ◆ Prior Felony Convictions/Adjudications with the Same VCC Prefix as Primary Offense

Number of Counts: 1 ..... 2  
 2 ..... 4  
 3 ..... 6  
 4 ..... 8  
 5 or more ..... 10

0			
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## ◆ Legally Restrained at Time of Offense

If YES, add 2 →

0	0		
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## Total Score

See **Weapon/Firearm Section C Recommendation Table** for guidelines sentence range.

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