



Sentencing Guidelines Cover Sheet

Scheduled Sentencing Date:

____/____/____

Complete this form ONLY for applicable felonies sentenced on or after July 1, 2018.

◆ OFFENDER

First _____ Middle _____ Last _____ Suffix _____

Date of Birth: _____
Month Day Year

Social Security Number: _____

CCRE: V A _____

CORIS Offender ID: _____

PSI: _____

◆ COURT

Judicial Circuit _____

City/County _____

FIPS Code: _____

Sentencing Judge's Name _____

For Office Use Only

Preparer Name _____ Commonwealth's Attorney

Probation Officer

Prosecuting Commonwealth's Attorney _____ Defense Attorney _____

◆ CONVICTIONS

Offense	Counts	VCC	Offense Date
			<small>Month Day Year</small>
Primary Offense	____	____-____-____	____/____/____
Additional Offenses	____	____-____-____	____/____/____
_____	____	____-____-____	____/____/____

Primary Offense Code Section § _____

Docket Number _____

◆ METHOD OF ADJUDICATION

Jury Trial Sentence Set by Jury: _____
Years Months Days Life Juvenile Fine Only

Bench Trial Guilty Plea Alford Plea/Nolo contendere

◆ SENTENCING GUIDELINES RECOMMENDATION

Section B

- Probation/No Incarceration
- Incarceration 1 Day to 3 Months
- Incarceration 1 Day to 6 Months
- Incarceration 3 to 6 Months
- Probation/No Incarceration or Incarceration to 6 Months

Section B

Mandatory Minimum _____

Section C

- Life Sentence
- Incarceration **(Enter Midpoint and Range Below)**

Range Midpoint _____
Years Months Days

Sentence Range _____ TO _____
Years Months Days

Non Guidelines Offense
(Primary offense is a non guidelines offense)

Recommendation Adjusted for **Mandatory Minimum**

◆ Final Disposition Fill In After Sentence Has Been Pronounced

◆ SENTENCE

Total Time Imposed Before Suspension Life Sentence +

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Total Effective Time to Serve Life Sentence +

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 Sentenced to Time Served

Post Release

Post Release Term § 18.2-10

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Post Release Supervision Period § 19.2-295.2(A).....

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Probation Period (Supervised) § 19.2-303 Indefinite

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Good Behavior Period _____
Years Months Days

Check all that apply

- Incarceration Sentence to Run Concurrently With Another Sentencing Event
- Written Plea Agreement Accepted = Rule 3A:8(c)(1) (A) or (C)
- Plea and Recommendation Accepted = Rule 3A:8(c)(1)(B)
- Oral Sentence Recommendation Accepted
- Restitution \$ _____ Fine \$ _____

Other Sentencing Programs (check all that apply)

- | | | | | | | | | |
|--|---|--|--|--|--|--|--|--|
| <ul style="list-style-type: none"> <input type="checkbox"/> Day Reporting <input type="checkbox"/> Detention Center Incarceration <input type="checkbox"/> Diversion Center Incarceration <input type="checkbox"/> Electronic Monitoring <input type="checkbox"/> § 18.2-251/§ 18.2-258.1 <input type="checkbox"/> Substance Abuse Treatment <input type="checkbox"/> Intensive Probation | <ul style="list-style-type: none"> <input type="checkbox"/> Community-Based Program _____ <input type="checkbox"/> CCAP Detention/Diversion Center Incarceration, 22-28 weeks <input type="checkbox"/> CCAP Detention/Diversion Center Incarceration, 42-48 weeks <input type="checkbox"/> Drug Court <input type="checkbox"/> Youthful Offender <small>(Enter 4 yrs. to serve)</small> <table border="1" style="display: inline-table; vertical-align: middle;"><tr><td style="width: 20px; height: 20px;"></td><td style="width: 20px; height: 20px;"></td><td style="width: 20px; height: 20px;"></td></tr></table> <table border="1" style="display: inline-table; vertical-align: middle;"><tr><td style="width: 20px; height: 20px;"></td><td style="width: 20px; height: 20px;"></td><td style="width: 20px; height: 20px;"></td><td style="width: 20px; height: 20px;"></td></tr></table>
<small>Office Use Only</small> <input type="checkbox"/> DJJ Commitment <input type="checkbox"/> Indeterminate <input type="checkbox"/> Determinate <input type="checkbox"/> Other _____ | | | | | | | |
| | | | | | | | | |
| | | | | | | | | |

◆ REASON FOR DEPARTURE AND/OR MODIFICATION OF JURY SENTENCE

Must be completed pursuant to § 19.2-298.01(B) and/or § 19.2-295(B) / § 19.2-303

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◆ SENTENCING DATE

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Month Day Year

_____ Judge's Signature

◆ ATTACH COURT ORDER AND MAIL Pursuant to § 19.2-298.01(E)

After sentencing, send to:

Virginia Criminal Sentencing Commission • 100 North Ninth Street • Fifth Floor • Richmond, Virginia 23219

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Office Use Only

Other Sexual Assault/Obscenity ❖ Section A

Offender Name: _____

◆ Primary Offense

- A. All attempted or conspired offenses (1 count)..... 1
- B. Production, publication, sale or financing child pornography (1 count)..... 6
- C. Possess child porn (1st Offense) (1 count)..... 5
- D. Possess child porn (2nd or subsequent) (1 count)..... 9
- E. Reproduce, transmit, sell, etc., child porn (1 count)..... 5
- F. Procure minor for obscene material by communications system (1 count)..... 6
- G. Procure minor for prostitution, sodomy, pornography by communications system (1 count)..... 6
- H. Propose sex act by communications system, child less than age 15 (1 count)..... 8
- I. Propose sex act by communications system, child less than age 15, offender 7+ years older (1 count)..... 9
- J. Propose sex act by communications system, child age 15 or more, offender 7+ years older (1 count)..... 6
- K. Propose sex act by communications system, child age 15 or more, offender 7+ yrs old (2nd/subseq.) (1 count)..... 9

Score

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

Primary offense B, C or D: Production or Possession Child Porn	
Years	Points
5-26	2
27 - 52	3
53 or more	4

Primary offense: All other offenses	
Years	Points
5-26	1
27 - 52	2
53 or more	3

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

- Years: Less than 1..... 0
- 1 - 26..... 1
- 27 - 52..... 2
- 53 or more..... 3

0	
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◆ Victim Less than Age 13 at Time of Offense If YES, add 5

0	
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◆ Victim Injury

- Threatened or emotional 2
- Physical, serious or life threatening 4

0	
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◆ Prior Convictions/Adjudications Total maximum penalties for the 5 most recent and serious prior record events

- Years: Less than 3..... 0
- 3 - 18..... 1
- 19 - 31..... 2
- 32 - 44..... 3
- 45 or more..... 4

0	
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◆ Prior Felony Sexual Assault Convictions/Adjudications

- Number of Counts: 1..... 1
- 2..... 2
- 3 or more..... 3

0	
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◆ Prior Incarcerations/Commitments If YES, add 3

0	
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◆ Legally Restrained at Time of Offense

- None..... 0
- Other than parole/post-release, supervised probation or CCCA..... 2
- Parole/post-release, supervised probation or CCCA..... 3

0	
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Total Score

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

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Other Sexual Assault/Obscenity Section B

Offender Name: _____

◆ Primary Offense

- A. Production, publication, sale or financing child pornography (1 count) 1
- B. Possess child porn (1 count)..... 1
- C. Reproduce, transmit, sell, etc., child porn (1 count) 1
- D. Procure minor for obscene material by communications system (1 count)..... 1
- E. Procure minor for prostitution, sodomy, etc. by communications system (1 count) 1
- F. Propose sex act by communications system, child less than age 15 (1 count)..... 6
- G. Propose sex act by communications system, child less than age 15, offender 7+ years (1 count) 6
- H. Propose sex act by communications system, child age 15 or more, offender 7+ years (1 count) 2
- I. Propose sex act by communications system, child age 15 or more, offender 7+ years (2nd/subseq.) (1 count) 2

Score

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

- | | | |
|--------|-----------------|---------------------|
| Years: | 5 - 7 2 | 27 - 30 8 |
| | 8 - 11 3 | 31 - 34 9 |
| | 12 - 15 4 | 35 - 37 10 |
| | 16 - 19 5 | 38 - 41 11 |
| | 20 - 22 6 | 42 or more 12 |
| | 23 - 26 7 | |

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

- | | | |
|--------|---------------------|---------------------|
| Years: | Less than 1 0 | 23 - 26 7 |
| | 1 - 2 1 | 27 - 30 8 |
| | 3 - 7 2 | 31 - 34 9 |
| | 8 - 11 3 | 35 - 37 10 |
| | 12 - 15 4 | 38 - 41 11 |
| | 16 - 19 5 | 42 or more 12 |
| | 20 - 22 6 | |

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◆ Victim Less than Age 13 at Time of Offense

If YES, add 3

0	
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◆ Prior Convictions / Adjudications Total the maximum penalties for the 5 most recent and serious prior record events

- | | | |
|--------|---------------------|--|
| Years: | Less than 3 0 | |
| | 3 - 19 1 | |
| | 20 - 39 2 | |
| | 40 or more 3 | |

0	
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◆ Prior Incarcerations / Commitments

If YES, add 1

0	
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SCORE THE FOLLOWING FACTOR **ONLY IF PRIMARY OFFENSE IS D, E, F, G, H OR I: ELECTRONIC SOLICITATION** (§18.2-374.3)

◆ Victim Injury

Threatened, emotional, physical or life threatening 5

0	0	
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Total Score

See **Other Sexual Assault Section B Recommendation Table** to convert score to guidelines sentence.

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Other Sexual Assault/Obscenity **Section C**

Prior Record Classification

◆ Primary Offense

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

A. All attempted or conspired offenses of possess, reproduce, transmit etc. child porn 1 count	(24).....	(12)	(6)
B. All attempted or conspired offenses of electronic solicitation of minor 1 count	(24).....	(12)	(6)
C. Entice, etc., minor to perform in porn; take part in child porn Attempted, conspired or completed: 1 count	68.....	34	17
D. Produce child porn; finance child porn Attempted, conspired or completed: 1 count	100.....	50	25
2 counts.....	216.....	108	54
E. Possess child porn (1st Offense) 1 count	48.....	24	12
F. Possess child porn (2nd or subsequent) 1 count	76.....	38	19
G. Reproduce, transmit, sell, etc., child porn 1 count	100.....	50	25
H. Procure minor for obscene material by communications system 1 count	68.....	34	17
I. Procure minor for prostitution, sodomy, etc. by communications system 1 count	68.....	34	17
J. Propose sex act by communications system, child less than age 15 1 count	68.....	34	17
K. Propose sex act by communications system, child less than age 15, offender 7+ years 1 count	148.....	74	37
L. Propose sex act by communications system, child age 15 or more, offender 7+ years (2nd+) 1 count	68.....	34	17

Score

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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	5
(years) 10	10
20	19
30	29
40 or more	39

0		
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◆ Additional Offenses

Assign points to each additional offense (including counts) and total the points

Primary offense B, H, I, J, K, or L: Electronic Solicitation	
Years	Points
Less than 1	0
1	1
2	2
3	3
4	4
5	8
10	12
20	15
30	18
40 or more	22

Primary offense: All other offenses	
Years	Points
Less than 1	0
1	1
2	2
3	3
4	4
5	5
10	10
20	19
30	29
40 or more	39

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◆ Weapon Used, Brandished, Feigned or Threatened

If YES, add 4

0	0	
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◆ Victim Injury

Primary offense B, H, I, J, K, or L: Electronic Solicitation	
	Points
Threatened or emotional	14
Physical, serious or life threatening.....	15

Primary offense: All other offenses	
	Points
Threatened or emotional	6
Physical, serious or life threatening.....	9

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

Maximum Penalty Less than 2	0
(years) 2, 3, 4, 5	1
10	3
20	6
30	9
40 or more	12

0		
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◆ Prior Felony Sexual Assault Convictions/Adjudications

Number of Counts: 1	8
2	15
3 or more	23

0		
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◆ On Post-Incarceration Supervision

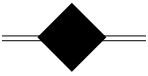
If YES, add 5

0	0	
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Total Score

See Other Sexual Assault Section C Recommendation Table for guidelines sentence range.

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Additional Offenses Continuation Sheet

Offender Name: _____

Offense	Counts	VCC	Offense Date		
			Month	Day	Year
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