

Sentencing Guidelines Cover Sheet

Scheduled Sentencing Date:

/ /

Complete this form ONLY for applicable felonies sentenced on or after July 1, 2020.

◆ OFFENDER

First _____ Middle _____ Last _____ Suffix _____

Date of Birth: / / Social Security Number: --CCRE: 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
Primary Offense	<input type="text"/>	<input type="text"/> - <input type="text"/> - <input type="text"/>	<input type="text"/> / <input type="text"/> / <input type="text"/>

For a comprehensive list of all offenses in the sentencing event, please refer to the **Offense Details** page following **Section C**.

Primary Offense Code Section § _____ Docket Number _____

◆ METHOD OF ADJUDICATION

 Jury Trial Sentence Set by Jury: 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 Non Guidelines Offense
 Incarceration *(Enter Midpoint and Range Below)*
(Primary offense is a non guidelines offense)

Range Midpoint Sentence Range TO 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 Incarceration Term § 18.2-10 (suspended)

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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 (§ 19.2-306) _____
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)

- Day Reporting
- Electronic Monitoring
- Intensive Probation
- Substance Abuse Treatment
- § 18.2-251/§ 18.2-258.1
- Community-Based Program _____
- CCAP Detention/Diversion Center Incarceration, 22-28 weeks
- CCAP Detention/Diversion Center Incarceration, 42-48 weeks
- Drug Court
- Youthful Offender

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Office Use Only
- DJJ Commitment Indeterminate Determinate
- 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

	<small>Office Use Only</small>										
	<table border="1" style="display: inline-table;"><tr><td> </td><td> </td><td> </td></tr></table> <table border="1" style="display: inline-table;"><tr><td> </td><td> </td><td> </td></tr></table> <table border="1" style="display: inline-table;"><tr><td> </td><td> </td><td> </td><td> </td></tr></table>										

SENTENCING DATE

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

Miscellaneous/Other ❖ Section A

Offender Name: _____

◆ Primary Offense

- A. Perjury, falsely swear an oath (1 count).....1
- B. Nonviolent sex offender, fail to register, etc., 2nd/subsequent (1 count)2
- C. Violent sex offender, fail to register or provide false information (1 count)2
- D. Violent sex offender, fail to register, etc., 2nd/subsequent (1 count)2
- E. Failure to appear in court for felony offense
 - 1 count1
 - 2 counts4
- F. Escape from correctional facility (1 count).....7
- G. Possession or sale of Schedule III drug or marijuana by prisoner (1 count)3
- H. Participation in offense by/for gang (1 count)5
- I. Participation in offense by/for gang with juvenile member (1 count).....6
- J. Provide wireless device to or possession of wireless device by prisoner (1count).....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 - 71
- 8 - 182
- 19 - 283
- 29 - 384
- 39 or more5

▼

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

- Years: Less than 10
- 1 - 71
- 8 - 182
- 19 - 283
- 29 - 384
- 39 or more5

▼

0	
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◆ Victim Injury

- Threatened, emotional, physical or serious physical1
- Life threatening2

▼

0	
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◆ Conviction in Current Event Requiring Mandatory Minimum Term (6 mos or more) If YES, add 8

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

<p>Primary offense: B, C, D or J: Sex offender registry violation or provide wireless device to or possession of wireless device by prisoner</p> <table style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: left;">Years</th> <th style="text-align: right;">Points</th> </tr> </thead> <tbody> <tr> <td>Less than 6</td> <td style="text-align: right;">0</td> </tr> <tr> <td>6-64</td> <td style="text-align: right;">1</td> </tr> <tr> <td>65 or more</td> <td style="text-align: right;">2</td> </tr> </tbody> </table>	Years	Points	Less than 6	0	6-64	1	65 or more	2	<p>Primary offense: All other offenses</p> <table style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: left;">Years</th> <th style="text-align: right;">Points</th> </tr> </thead> <tbody> <tr> <td>Less than 2</td> <td style="text-align: right;">0</td> </tr> <tr> <td>2-38</td> <td style="text-align: right;">1</td> </tr> <tr> <td>39 or more</td> <td style="text-align: right;">2</td> </tr> </tbody> </table>	Years	Points	Less than 2	0	2-38	1	39 or more	2
Years	Points																
Less than 6	0																
6-64	1																
65 or more	2																
Years	Points																
Less than 2	0																
2-38	1																
39 or more	2																

▼

0	
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◆ Prior Incarcerations/Commitments If YES, add 4

0	
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◆ Legally Restrained at Time of Offense

<p>Primary offense: B, C, D or J: Sex offender registry violation or provide wireless device to or possession of wireless device by prisoner</p> <table style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: left;">Any legal restraint.....</th> <th style="text-align: right;">Points</th> </tr> </thead> <tbody> <tr> <td>.....</td> <td style="text-align: right;">1</td> </tr> </tbody> </table>	Any legal restraint.....	Points	1	<p>Primary offense: All other offenses</p> <table style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: left;"></th> <th style="text-align: right;">Points</th> </tr> </thead> <tbody> <tr> <td>None</td> <td style="text-align: right;">0</td> </tr> <tr> <td>Other than post-incarceration supervision.....</td> <td style="text-align: right;">2</td> </tr> <tr> <td>Post-incarceration supervision</td> <td style="text-align: right;">5</td> </tr> </tbody> </table>		Points	None	0	Other than post-incarceration supervision.....	2	Post-incarceration supervision	5
Any legal restraint.....	Points												
.....	1												
	Points												
None	0												
Other than post-incarceration supervision.....	2												
Post-incarceration supervision	5												

▼

0	
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SCORE THE FOLLOWING FACTOR ONLY IF PRIMARY OFFENSE IS H OR I: GANG OFFENSE (§ 18.2-46.2)

◆ Type of Additional or Prior Record Convictions/Adjudications

Violent Additional or Prior Record Convictions/Adjudications If YES, add 2

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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Miscellaneous/Other Section B Offender Name: _____

◆ Primary Offense _____

- A. Perjury, falsely swear an oath (1 count).....7
- B. Nonviolent sex offender, fail to register, etc., 2nd/subsequent (1 count)7
- C. Violent sex offender, fail to register or provide false information (1 count)8
- D. Violent sex offender, fail to register, etc., 2nd/subsequent (1 count)9
- E. Failure to appear in court for felony offense (1 count).....10
- F. Escape from correctional facility (1 count).....10
- G. Possession or sale of Schedule III drug or marijuana by prisoner (1 count)7
- H. Participation in offense by/for gang (1 count)7
- I. Participation in offense by/for gang with juvenile member (1 count).....8
- J. Provide wireless device to or possession of wireless device by prisoner (1count).....8

Score

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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 10
- 1 - 9.....2
- 10 - 19.....3
- 20 - 29.....4
- 30 - 39.....5
- 40 or more.....6

0	
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◆ Type of Additional Offense _____

Primary offense:
H or I: Gang Offense (§ 18.2-46.2)

Points
Additional Offense of Assault(Felony or Misdemeanor) . 1

Primary offense:
All other offenses

Do Not Score

0	
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◆ Victim Injury _____

- Threatened, emotional, physical or serious physical2
- Life threatening3

0	
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◆ Prior Incarcerations/Commitments _____

Primary offense:
B, C, or D: Sex offender registry violation or J: Provide wireless device to or possession of device by prisoner
If YES, Add 1

Do Not Score

Primary offense:
All other offenses

Do Not Score

0	
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◆ Type of Prior Convictions/Adjudications _____

- Score if Primary Offense B,C, or D: Sex Offender Registry Violations**
- 2 or more Prior Sex Offender Misdemeanors Registry Violations.....1
- 1 or more Prior Sex Offender Felony Registry Violations2
- Score if Primary Offense: H or I: Gang Offense (§ 18.2-46.2)**
- Prior Juvenile Felony Person Adjudication1
- Score if Primary Offense: J: Provide Wireless Device**
- 0 to 1 Prior Felony Conviction/ Adjudication against a Person0
- 2 or more Prior Felony Convictions/ Adjudication against a Person1

0	
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◆ Legally Restrained at Time of Offense _____ If YES, add 1 →

0	
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Total Score _____

See Miscellaneous/Other Section B Recommendation Table to convert score to guidelines sentence.

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Miscellaneous/Other Section C Offender Name: _____

— Prior Record Classification —

Primary Offense _____ Category I Category II Other

A. Perjury, falsely swear an oath (1 count).....	12.....	6.....	3
B. Nonviolent sex offender, fail to register, etc., 2nd/subsequent (1 count)	8.....	4.....	2
C. Violent sex offender, fail to register or provide false info. (1 count).....	8.....	4.....	2
D. Violent sex offender, fail to register, etc., 2nd/subsequent (1 count)	16.....	8.....	4
E. Failure to appear in court for felony offense (1 count)	32.....	16.....	8
F. Escape from correctional facility (1 count).....	40.....	20.....	10
G. Possession or sale of Schedule III drug or marijuana by prisoner (1 count)	32.....	16.....	8
H. Participation in offense by/for gang (1 count)	84.....	42.....	21
I. Participation in offense by/for gang with juvenile member (1 count).....	104.....	52.....	26
J. Provide wireless device to or possession of wireless device by prisoner (1count).....	8.....	4.....	2

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, 10 1

(years)

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

Years:	Less than 5	0
	5, 10	1
	20	2
	30	3
	40 or more.....	5

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Type of Additional Offense (Violent Additional Offense (as defined in § 17.1-805))

<p>Primary offense: H or I: Gang Offense (§ 18.2-46.2) Violent Additional Offense (as defined in § 17.1-805) Points And Primary is without a Juvenile (MOB1291F5)..... 12 And Primary is with a Juvenile (MOB1292F4)..... 16</p>	<p>Primary offense: All other offenses Do Not Score</p>
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▼

0		
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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 ▼

Maximum Penalty: Less than 20 0

(years) 20, 30, 40 or more..... 1

0	0	
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Prior Felony Convictions/Adjudications Against Person _____

Number of Counts:	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

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0	0	
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Legally Restrained at Time of Offense _____ **If YES, add 2** →

0	0	
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Total Score _____ →

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See Miscellaneous Section C Recommendation Table for guidelines sentence range.



Offense Details

Offender Name:

Offense	Counts	VCC	Offense Date	Docket No.
Primary Offense				
1.				

Additional Offense	Counts	VCC	Offense Date	Docket No.
1.				
2.				
3.				
4.				
5.				
6.				
7.				
8.				
9.				
10.				
11.				
12.				
13.				
14.				
15.				
16.				
17.				
18.				
19.				
20.				