

Weapon/Firearm ❖ Section A

Offender Name: _____

1 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 count3
 2 counts4

Score

0	
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2 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	
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3 Additional Offenses Total the maximum penalties for additional offenses, including counts

Primary offense:

A. Discharge firearm, etc., in/at occupied building

Maximum Penalty (years) (12 months = 1 year)	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) (12 months = 1 year)	Points
Less than 1	0
1 - 7	1
8 - 18	2
19 - 28	3
29 - 38	4
39 or more	5

0	
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4 Victim Injury

- Threatened, emotional, physical or serious physical1
Life threatening2

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

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

- Years: Less than 2.....0
2 - 381
39 or more2

0	
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7 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	
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8 Prior Incarcerations/Commitments

If YES, add 4 →

0	
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9 Legally Restrained at Time of Offense

Primary offense:

A. Discharge firearm, etc., in/at occupied building

Points
None.....0
Other, supervised probation3
Parole, post-release, supv. prob. after incarceration6

Primary offense: All other offenses

Points
None.....0
Other, supervised probation2
Parole, post-release, supv. prob. after incarceration5

0	
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10 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	
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**SCORE THE FOLLOWING ONLY IF PRIMARY OFFENSE AT CONVICTION IS
F: FALSE STATEMENT ON A FIREARM CONSENT FORM (§ 18.2-308.2:2(K))**

11 Basis of False Statement on Consent Form (listed below)

If YES, add 3 →

0	
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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

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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Weapon/Firearm ❖ Section B

Offender Name: _____

1 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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2 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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3 Additional Offenses Total the maximum penalties for additional offenses, including counts _____

- Years: Less than 10
- (12 months = 1 year) 1 - 9.....2
- 10 - 19.....3
- 20 - 29.....4
- 30 - 39.....5
- 40 or more.....6

0	
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4 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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5 Victim Injury _____

Primary offense:

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

Primary offense: All other offenses _____

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

0	
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6 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 B

Weapon/Firearm Section C

Offender Name: _____

1 Primary Offense

____ Prior Record Classification ____

☐ 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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2 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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3 Additional Offenses Assign points to each additional offense (including counts) and total the points

Maximum Penalty: Less than 5 0
(years) 5, 10, 15 1
20 2
30 3
40, 50, Life 5

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4 Firearm Used or Brandished

If YES, add 2 →

0	0	
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5 Victim Injury

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

0	0	
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6 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
Maximum Penalty (years) Points
Less than 20 0
20, 30, 40, 50, Life..... 5

Primary offense: All other offenses

Maximum Penalty (years) Points
Less than 20 0
20, 30, 40, 50, Life..... 1

0		
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7 Prior Felony Convictions/Adjudications Against Person

Primary offense:

B. Maliciously discharge firearm, etc., in/at occupied building
Number of Counts Points
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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8 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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9 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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Weapon/Firearm/Section C