

Rape Sentencing Guidelines Cover Sheet

Complete this form ONLY for applicable felonies sentenced on or after July 1, 2007.

◆ OFFENDER

First: _____ Middle: _____

Last: _____ Suffix: _____

Date of Birth: _____ / _____ / _____ Social Security Number: _____ - _____ - _____
Month Day Year

CCRE: V A _____ PSI Number: _____
For Use by Probation Officer

◆ COURT

Judicial Circuit : _____ City/County: _____ FIPS Code: _____

Judge's Name: _____ Office Use Only

Preparer Name: _____ Preparer Title: 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"/>
Additional Offenses:	<input type="text"/>	<input type="text"/>	<input type="text"/>
	<input type="text"/>	<input type="text"/>	<input type="text"/>

Primary Offense Code Section : § _____ Docket Number: _____

◆ METHOD OF ADJUDICATION

Jury Trial → Sentence Set by Jury: Life Sentence Years Months Days

Bench Trial Guilty Plea Alford Plea/Nolo contendere

◆ SENTENCING GUIDELINES RECOMMENDATIONS

Section C

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

Range Midpoint Years Months

Sentence Range Years Months TO Years Months

Recommendation Adjusted for **Mandatory Minimum**

Modifications Based on Risk Assessment

The upper end of the sentence range can be adjusted based on the risk assessment level.

Characteristics of the offender and the circumstances of the offense may have correlated with a significant risk of recidivism among other sex offenders. If so, the upper end of the recommended sentence range has been increased by:

Check one

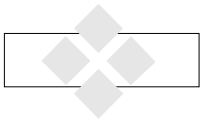
300% - Level 1

100% - Level 2

50% - Level 3

No Adjustment

Adjusted High End Years Months



Final Disposition

Fill in after sentence has been pronounced.

◆ SENTENCE

	Years	Months	Days	
Total Time Imposed Before Suspension <input type="checkbox"/> Life Sentence +	<input type="text"/>	<input type="text"/>	<input type="text"/>	
Total Time to Serve (effective) <input type="checkbox"/> Life Sentence +	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="checkbox"/> Sentenced to Time Served
Post Release Term §18.2 -10	<input type="text"/>	<input type="text"/>	<input type="text"/>	
Post Release Supervision Period §19.2 - 295.2 (A)	<input type="text"/>	<input type="text"/>	<input type="text"/>	
Probation Period (Supervised) §19.2 - 303 <input type="checkbox"/> Indefinite	<input type="text"/>	<input type="text"/>	<input type="text"/>	

Check all that apply

- Incarceration Sentence to Run Concurrently With Another Sentencing Event
- Written Plea Agreement Accepted Oral Sentence Recommendation Accepted
- Restitution \$, , . Fine \$, , .

Other Sentencing Programs (Check all that apply)

- Day Reporting
- Diversion Center Incarceration
- Electronic Monitoring
- Unsupervised Probation
- §18.2-251
- Community-Based Program _____
Specify type or name of program
- Detention Center Incarceration
- Drug Court
- Intensive Probation
- Youthful Offender
- Other _____
Specify type or name of program

Office Use Only

<input type="text"/>	<input type="text"/>
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◆ REASON FOR DEPARTURE

Must be completed pursuant to §19.2-298.01(B)

Office Use Only

<input type="text"/>	<input type="text"/>	<input type="text"/>
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◆ SENTENCING DATE

<input type="text"/>	/	<input type="text"/>	/	<input type="text"/>
<small>Month</small>		<small>Day</small>		<small>Year</small>

Judge's Signature

◆ ATTACH COURT ORDER AND MAIL

Pursuant to §19.2-298.01(E) _____

After sentencing, send to:

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

Office Use Only

<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<small>Error Code</small>	<small>Audit Code</small>	<small>PSI</small>	<small>Misc.</small>

Rape Section A

Offender Name: _____

◆ **Offender's Age at Time of Offense** _____

Younger than 35 years	12	↓ <input style="width: 40px; height: 20px;" type="text"/>
35 to 46 years	4	
Older than 46 years	0	

◆ **Less than 9th Grade Education** _____ **If YES, add 4** →

◆ **Not Regularly Employed** _____ **If YES, add 5** →

◆ **Offender's Relationship with Victim** _____

Victim Under Age 10	Relative	0	↓ <input style="width: 40px; height: 20px;" type="text" value="0"/>
	Known to victim (not relative or step-parent)	4	
	Stranger	4	
	Step-parent	9	
Victim Age 10 or more	Relative	2	
	Known to victim (not relative or step-parent)	3	
	Stranger	8	
	Step-parent	2	

◆ **Location of Offense** _____

Place of employment	0	↓ <input style="width: 40px; height: 20px;" type="text" value="0"/>
Shared victim/offender residence	3	
Outdoors	3	
Motor Vehicle	4	
Victim's residence (not offender's)	5	
Offender's residence or other residence	9	
Location other than listed	3	

◆ **Prior Adult Felony/Misdemeanor Arrests for Crimes Against Person** _____

Number: 0 Felonies	1 - 3 Misdemeanors	1	↓ <input style="width: 40px; height: 20px;" type="text"/>
	4+ Misdemeanors	8	
1 Felony	0 - 2 Misdemeanors	5	
	3+ Misdemeanors	8	
2+ Felonies	0 - 3 Misdemeanors	8	
	4+ Misdemeanors	15	

◆ **Prior Incarcerations/Commitments** _____ **If YES, add 3** →

◆ **Prior Treatment** _____

Prior mental health commitment	0	↓ <input style="width: 40px; height: 20px;" type="text" value="0"/>
Prior mental health treatment	2	
Prior alcohol or drug treatment	3	
No prior treatment	4	

Risk Score _____ →

- Risk Level**
(Risk Score)
- 44 or more Level 1
 - 34 - 43 Level 2
 - 28 - 33 Level 3
 - up to 27 No Adjustment

Go to **Section C**

Rape Section C

Offender Name: _____

There is no Section B for this offense.

◆ Primary Offense _____

— Prior Record Classification —

Category I Category II Other

A. Attempted or conspired forcible rape, forcible sodomy or object sexual penetration			
1 count	60	30	15
B. Forcible rape or object sexual penetration, victim under age 13			
1 - 2 counts	312	208	117
3 counts	882	588	331
C. Forcible sodomy, victim under age 13			
1 - 2 counts	354	236	133
3 counts	882	588	331
D. Forcible rape or object sexual penetration, victim age 13 or older			
1 count	402	268	151
2 counts	882	588	331
E. Forcible sodomy, victim age 13 or older			
1 count	324	216	122
2 counts	882	588	331

Score
▼

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

Maximum Penalty:	10	5
(years)	Life	18

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

Maximum Penalty:	Less than 2	0
(years)	2, 3	1
	4, 5	2
	10	5
	20	9
	30	14
	40 or more	18

◆ Weapon Used, Brandished, Feigned or Threatened _____ If YES, add 39 →

◆ Victim Injury _____

Threatened or emotional	3
Physical	20
Serious physical	76

◆ Prior Felony Sexual Assault Convictions/Adjudications _____

Number:	1	13
	2	26
	3 or more	39

Total Score _____ →

See Rape Section C Recommendation Table for guidelines sentence range.

If necessary, on the cover sheet also enter the adjusted high end of the guidelines sentence range based on Risk Level: 1 2 3 or n/a



Additional Offenses Continuation Sheet

Offender Name: _____

Offense	Counts	VCC	Offense Date		
			Month	Day	Year
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