

Sentencing Guidelines Cover Sheet

Complete this form **ONLY** for applicable felonies sentenced on or after **July 1, 2008**.

◆ **OFFENDER**

First: _____ Middle: _____

Last:

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 Suffix:

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Date of Birth: / /
Month Day Year

Social Security Number: - -

CCRE:

V	A								
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 PSI Number:

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For Use by Probation Officer

◆ COURT

Judicial Circuit : City/County: FIPS Code:

Judge's Name: _____

Preparer Name: _____ Preparer Title: ☐ Commonwealth's Attorney ☐ Probation Officer

Prosecuting Commonwealth's Attorney: _____ Defense Attorney: _____

◆ CONVICTIONS

Offense	Counts	VCC	Offense Date
Primary Offense:			Month Day Year

Additional Offenses:

				-					-					/			/		
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_____ - _____ - _____

_____ / _____ / _____

Primary Offense Code Section : § _____ Docket Number: _____

◆ METHOD OF ADJUDICATION

☐ Jury Trial → **Sentence Set by Jury:** ☐ Life Sentence
Enter Sentence

Years			Months		Days

☐ Bench Trial ☐ Guilty Plea ☐ Alford Plea/Nolo contendere

◆ SENTENCING GUIDELINES RECOMMENDATIONS

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

Mandatory Minimum _____

Section C

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

Range Midpoint

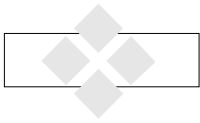
Sentence Range

Years			Months						

☐ Recommendation Adjusted for **Mandatory Minimum**

◆ NONVIOLENT RISK ASSESSMENT Section D of Drug, Fraud, and Larceny Worksheets

- ☐ Recommended for Alternative Punishment
 ☐ Not Applicable
☐ NOT Recommended for Alternative Punishment



Final Disposition

Fill in after sentence has been pronounced.

◆ SENTENCE

	Years	Months	Days	
Total Time Imposed Before Suspension				☐ Life Sentence +
Total Time to Serve (effective)				☐ Life Sentence + ☐ Sentenced to Time Served
Post Release Term §18.2 -10				
Post Release Supervision Period §19.2 - 295.2 (A)				
Probation Period (Supervised) §19.2 - 303				☐ Indefinite

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

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◆ REASON FOR DEPARTURE

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

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◆ 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 • Fifth Floor • 100 North Ninth Street • Richmond, Virginia 23219

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Error Code	Audit Code	PSI	Misc.

Assault Section A

Offender Name: _____

◆ Primary Offense

- A. Assault and battery against a family member, third or subsequent conviction (1 count) 2
- B. Assault and battery against a law enforcement officer, fire or rescue personnel (1 count) 6
- C. Any attempted or conspired assault and battery or unlawful injury (1 count) 1
- D. Unlawful injury to law enforcement officer, fire or rescue personnel (1 count) 7
- E. Any other unlawful injury
 - 1 count 1
 - 2 counts 3
- F. Any attempted or conspired malicious injury or aggravated malicious injury (1 count) 3
- G. Aggravated malicious injury (1 count) 7
- H. Malicious injury to a law enforcement officer, fire or rescue personnel (1 count) 7
- I. Any other malicious injury (1 count) 7
- J. Use of firearm in the commission of a felony (1 count) 4

Score

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

- Years: 3-10 1 24 - 31 4
- 11 - 17 2 32 - 39 5
- 18 - 23 3 40 or more 6

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

- Years: Less than 2 0 24 - 31 4
- 2-10 1 32 - 39 5
- 11 - 17 2 40 or more 6
- 18 - 23 3

0	
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◆ Weapon Used

- None 0
- Simulated weapon or other than firearm 1
- Firearm 2

0	
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◆ Serious Physical Victim Injury _____ If YES, add 2 →

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

- Years: Less than 7 0
- 7 - 23 1
- 24 - 46 2
- 47 or more 3

0	
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◆ Prior Incarcerations/Commitments _____ If YES, add 2 →

0	
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◆ Prior Juvenile Record _____ If YES, add 2 →

0	
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◆ Legally Restrained at Time of Offense

- None 0
- Other than post-incarceration supervision 3
- Post-incarceration supervision 5

0	
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**SCORE THE FOLLOWING ONLY IF PRIMARY OFFENSE AT CONVICTION IS
ASSAULT & BATTERY AGAINST A FAMILY MEMBER § 18.2-57.2(B)**

◆ Type of Prior Felony Person Convictions/Adjudications

- None 0
- Assault and battery against a family member, third or subsequent (§18.2-57.2(B)) 3
- Other person felony 4

0	
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Total Score

If total is 5 or less, go to **Section B**. If total is 6 or more, go to **Section C**.

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Assault ❖ Section B

Offender Name: _____

◆ **Victim Injury** _____

Threatened, emotional, or physical	2	Score ▼ 0
Serious physical	4	

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

Years: Less than 5	1	▼ 0
5 or more	2	

◆ **Weapon Used or Brandished** _____ If YES, add 2 →

▼

0

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

Years: Less than 5	0	▼ 0
5 - 18	1	
19 - 38	2	
39 or more	3	

◆ **Prior Juvenile Record** _____ If YES, add 3 →

▼

0

**SCORE THE FOLLOWING ONLY IF PRIMARY OFFENSE AT CONVICTION IS
ASSAULT & BATTERY AGAINST A FAMILY MEMBER § 18.2-57.2(B)**

◆ **Prior Incarcerations/Commitments** _____

Number: 1	1	▼ 0
2	3	
3 or more	5	

◆ **Prior Misdemeanor Convictions/Adjudications** _____

Number: 1 - 2	0	▼ 0
3 - 5	1	
6 - 8	2	
9 or more	3	

Total Score _____

▶

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

Assault — Section C

Offender Name: _____

____ Prior Record Classification ____

◆ Primary Offense _____ ☐ Category I ☐ Category II ☐ Other

A. Assault and battery against a family member, third or subsequent conviction (1 count)	28	14	7
B. Assault and battery against a law enforcement officer, fire or rescue personnel (1 count)	32	16	8
C. Unlawful injury (1 count)	32	16	8
D. Any attempted or conspired malicious injury (1 count)	68	34	17
E. Any completed malicious injury			
1 count	102	68	34
2 counts	120	80	40
3 counts	204	136	68
F. Aggravated malicious injury (1 count)	264	176	88
G. Use of firearm in the commission of a felony- first offense (1 count)	32	32	32
H. Use of firearm in the commission of a felony- subsequent offense (1 count)	56	56	56

Score

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

Primary offense malicious, aggravated malicious wounding or use of firearm	Maximum Penalty (years)	Points
3	2	
5	3	
10	6	
20	13	
30	19	
Life	26	

Primary offense unlawful Injury or any assault and battery

Maximum Penalty (years)	Points
5	3
10	5

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

Primary offense malicious, aggravated malicious wounding or use of firearm	Maximum Penalty (years)	Points
Less than 1	0	
1, 2	1	
3	2	
4, 5	3	
10	6	
20	13	
30	19	
40 or more	26	

Primary offense unlawful Injury or any assault and battery

Maximum Penalty (years)	Points
Less than 1	0
1, 2	1
3, 4	2
5	3
10	5
20	11
30	16
40 or more	22

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◆ Weapon Used

Primary offense malicious, aggravated malicious wounding or use of firearm	Points
Simulated weapon or other than listed below	0
Knife or firearm	4

Primary offense unlawful Injury or any assault and battery

Simulated weapon or other than listed below	0
Knife	2
Firearm	3

0	0	
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◆ Number of Victims Receiving Serious Physical Injury

Primary offense malicious, aggravated malicious wounding or use of firearm	Number	Score
1	14	
2	70	
3 or more	85	

Primary offense unlawful Injury or any assault and battery

Number	Score
1 or more	3

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 malicious, aggravated malicious wounding or use of firearm	Maximum Penalty (years)	Points
Less than 5	0	
5, 10	1	
20	2	
30	3	
40 or more	4	

Primary offense unlawful Injury or any assault and battery

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

0		
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◆ Prior Felony Convictions/Adjudications Against Person

Primary offense malicious, aggravated malicious wounding or use of firearm	Number	Score
1	6	
2	12	
3 or more	18	

Primary offense unlawful Injury or any assault and battery

Do Not Score

0		
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◆ Legally Restrained at Time of Offense

Primary offense malicious, aggravated malicious wounding or use of firearm	Points
If YES, add 6	

Primary offense unlawful Injury or any assault and battery

If YES, add 2

0	0	
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Total Score _____

See 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
_____		- -			
_____		- -			
_____		- -			
_____		- -			
_____		- -			
_____		- -			
_____		- -			
_____		- -			
_____		- -			
_____		- -			
_____		- -			