Sentencing Guidelines Cover Sheet

Complete this form ONLY for applicable felonies sentenced on or after **July 1, 2009**.

Clear Form

OFFENDER

First: _____ Middle: _____

Last: _____ Suffix: _____

Date of Birth: ____ / ____ / ____ (Month / Day / Year) Social Security Number: _____

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 (Month / Day / Year)
Primary Offense: _____		____ - ____ - ____	____ / ____ / ____
Additional Offenses: _____		____ - ____ - ____	____ / ____ / ____
_____		____ - ____ - ____	____ / ____ / ____

More Offenses

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 ____ Years ____ Months

Sentence Range ____ Years ____ Months **TO** ____ Years ____ Months

☐ Recommendation Adjusted for **Mandatory Minimum**

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

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

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
☐ 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

REASON FOR DEPARTURE

Office Use Only

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

SENTENCING DATE

Judge's Signature

Month / Day / Year

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

Error Code | Audit Code | PSI | Misc.

Burglary/Dwelling — Section A

Offender Name:

◆ Primary Offense

A. Occupied dwelling with intent to commit a misdemeanor without deadly weapon (1 count) 1
B. Dwelling with intent to commit larceny, etc. without deadly weapon; Dwelling at night without deadly weapon
- 1 count 3
- 2 counts 5
- 3 counts 7

C. Dwelling at night with intent to commit larceny with deadly weapon (1 count) 7
D. Dwelling with intent to commit larceny, etc. with deadly weapon (1 count) 5
E. Occupied dwelling with intent to commit misdemeanor with deadly weapon (1 count) 9
F. Dwelling with intent to commit murder, rape, robbery or arson with or without a deadly weapon (1 count) 14

Score

◆ Primary Offense Additional Counts

Total the maximum penalties for counts of the primary not scored above

Years:
- 5 - 14 1
- 15 - 27 2
- 28 - 43 3
- 44 or more 4

0

◆ Additional Offenses

Total the maximum penalties for additional offenses, including counts

Years:
- Less than 5 0
- 5 - 14 1
- 15 - 27 2
- 28 - 43 3
- 44 or more 4

0

◆ Mandatory Firearm Conviction for Current Event

If YES, add 3 → 0

◆ Weapon Used

- None 0
- Simulated weapon or other than listed below 2
- Knife 4
- Firearm 8

0

◆ Prior Convictions/Adjudications

Total the maximum penalties for the 5 most recent and serious prior record events

Years:
- Less than 2 0
- 2 - 8 1
- 9 - 19 2
- 20 - 31 3
- 32 - 41 4
- 42 or more 5

0

◆ Prior Adult Felony Property Convictions

Number:
- 1 1
- 2 - 5 2
- 6 - 10 3
- 11 or more 4

0

◆ Prior Juvenile Property Adjudications

Number:
- 1- 2 1
- 3 -11 2
- 12 or more 3

0

◆ Prior Misdemeanor Convictions/Adjudications

Number:
- 1 1
- 2 - 4 2
- 5 - 6 3
- 7 - 9 4
- 10 or more 5

0

◆ Prior Incarcerations/Commitments

If YES, add 3 → 0

◆ Prior Revocations of Parole/Post-Release, Supervised Probation or CCCA

If YES, add 1 → 0

◆ Prior Juvenile Record

If YES, add 2 → 0

◆ Legally Restrained at Time of Offense

- None 0
- Other than parole/post-release, supervised probation or CCCA 3
- Parole/post-release, supervised probation or CCCA 7

0

Total Score → 0

If total is 13 or less, go to **Section B**. If total is 14 or more, go to **Section C**.

Burglary/Dwelling — Section B

Offender Name:

◆ Primary Offense

Score

A. Dwelling with intent to commit larceny, etc. without deadly weapon (all counts) 1
B. Dwelling at night with intent to commit larceny, etc. without deadly weapon (all counts) 1
C. Other than listed above (all counts) 4

0

◆ Prior Convictions/Adjudications

Total the maximum penalties for the 5 most recent and serious prior record events

Years:
1 - 32 1
33 or more 2

0

◆ Prior Misdemeanor Convictions/Adjudications

Number:
1 - 2 1
3 - 5 2
6 - 8 3
9 or more 4

0

◆ Prior Juvenile Record

If YES, add 4 → 0

◆ Legally Restrained at Time of Offense

If YES, add 3 → 0

Total Score → 0

See **Burglary/Dwelling Section B Recommendation Table** to convert score to guidelines sentence.

Burglary/Dwelling — Section C

Offender Name:

◆ Primary Offense

Prior Record Classification: Category I | Category II | Other

Dwelling Without Weapon

		Category I	Category II	Other
A. Occupied dwelling with intent to commit a misdemeanor without deadly weapon (1 count)		48	32	16
B. Dwelling with intent to commit murder, rape, robbery or arson without deadly weapon				
Completed:	1 count	90	60	30
Attempted/conspired:	1 count	60	30	15
C. Dwelling with intent to commit larceny, etc. without deadly weapon				
Completed:	1 count	54	36	18
Attempted/conspired:	1 count	36	18	9
D. Dwelling at night with intent to commit larceny etc. without deadly weapon				
Completed:	1 count	54	36	18
Attempted/conspired:	1 count	36	18	9

Dwelling With Weapon

		Category I	Category II	Other
E. Occupied dwelling with intent to commit misdemeanor with deadly weapon				
Completed:	1 count	114	76	38
Attempted/conspired:	1 count	76	38	19
F. Dwelling with intent to commit larceny, etc. with deadly weapon				
Completed:	1 count	90	60	30
Attempted/conspired:	1 count	60	30	15
G. Dwelling with intent to commit murder, rape, robbery or arson with deadly weapon; or Dwelling at night with intent to commit larceny, etc. with deadly weapon				
Completed:	1 count	168	112	56
	2 counts	456	304	152
Attempted/conspired:	1 count	112	56	28
	2 counts	240	152	76
	3 counts	304	152	76

Score ▼

◆ Primary Offense Additional Counts

Assign points to each count of the primary not scored above and total the points

Maximum Penalty (years)	
5,10	1
20	3
Life	6

◆ Additional Offenses

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

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

◆ Weapon Used

Other than listed below	0
Knife or firearm	12

◆ Physical or Serious Physical Victim Injury

If YES, add 10 →

◆ Prior Convictions/Adjudications

Assign points to the 5 most recent and serious prior record events and total the points

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

◆ Prior Felony Burglary Convictions/Adjudications

Number:	
1	2
2	3
3	5
4	6
5	8
6 or more	9

◆ Prior Felony Convictions/Adjudications Against Person

Number:	
1	4
2	9
3	13
4 or more	17

◆ On Parole/Post-Release, Supervised Probation or CCCA at Time of Offense

If YES, add 3 →

Total Score

See **Burglary/Dwelling Section C Recommendation Table** for guidelines sentence range.

Go to Cover **Clear Form**

Additional Offenses *Continuation Sheet*

Offender Name:

Offense	Counts	VCC	Offense Date (Month / Day / Year)
		- -	/ /
		- -	/ /
		- -	/ /
		- -	/ /
		- -	/ /
		- -	/ /
		- -	/ /
		- -	/ /
		- -	/ /
		- -	/ /
		- -	/ /

Clear Form