

# Sentencing Guidelines Cover Sheet

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

## ◆ 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"/> / <input type="text"/> / <input type="text"/> <small>Month Day Year</small>
Additional Offenses:	<input type="text"/>	<input type="text"/>	<input type="text"/> / <input type="text"/> / <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     
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)

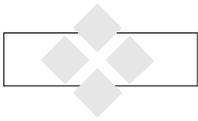
Range Midpoint    
Years Months

Sentence Range   TO    
Years Months 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 ..... <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>

# Murder/Homicide Section A

Offender Name: \_\_\_\_\_

## ◆ Primary Offense

- A. First degree murder Completed: 1 count .....9  
     Attempted or conspired: 1 count .....8
- B. Second degree murder or felony homicide  
     Completed: 1 count .....8  
     Attempted or conspired: 1 count .....4
- C. Voluntary manslaughter  
     Attempted, conspired or completed: 1 count .....5
- D. Involuntary manslaughter  
     Completed: 1 count .....1  
             2 counts .....3  
     Attempted or conspired: 1 count .....1
- E. Aggravated vehicular manslaughter 1 count .....8

**Score**  
▼

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

- Years: 5 - 17 .....5
- 18 - 27 .....6
- 28 - 37 .....7
- 38 or more .....8

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

- Years: Less than 1 .....0
- 1 - 7 .....4
- 8 - 17 .....5
- 18 - 27 .....6
- 28 - 37 .....7
- 38 or more .....8

0	
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## ◆ Weapon Used

- None .....0
- Automobile, simulated weapon or other than listed below .....4
- Knife or firearm .....5

0	
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## ◆ Mandatory Firearm Conviction for Current Event \_\_\_\_\_ If YES, add 3

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

- Years: Less than 1 .....0
- 1 - 12 .....1
- 13 - 28 .....2
- 29 - 42 .....3
- 43 or more .....4

0	
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**SCORE THE FOLLOWING ONLY IF PRIMARY OFFENSE AT CONVICTION IS INVOLUNTARY MANSLAUGHTER WITH A VEHICLE (§ 18.2-36.1(A) OR (B))**

## ◆ Prior Criminal Traffic Misdemeanors

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

0	
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## Total Score

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If total is 7 or less, the guidelines sentence is **Probation/No Incarceration or Incarceration to 6 Months**. If total is 8 or more, go to **Section C**.

# Murder/Homicide ❖ Section C

Offender Name: \_\_\_\_\_

\_\_\_\_ Prior Record Classification \_\_\_\_

Category I    Category II    Other

## ◆ Primary Offense

A. First degree murder		Completed: 1 count .....	Life .....	596 .....	335
		2 counts .....	Life .....	652 .....	367
		Attempted or conspired: 1 count .....	120 .....	118 .....	59
B. Second degree murder or felony homicide		Completed: 1 count .....	354 .....	236 .....	205
		Attempted or conspired: 1 count .....	120 .....	118 .....	59
C. Voluntary manslaughter		Completed: 1 count .....	120 .....	96 .....	48
		2 counts .....	144 .....	96 .....	48
		Attempted or conspired: 1 count .....	60 .....	48 .....	24
		2 counts .....	96 .....	48 .....	24
D. Involuntary manslaughter		Completed: 1 count .....	76 .....	38 .....	19
		Attempted or conspired: 1 count .....	60 .....	38 .....	19
E. Aggravated vehicular manslaughter, attempted, conspired or completed: 1 count .....		213 .....	142 .....	71	

Score

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or

<input type="checkbox"/> Life
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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 completed first degree murder	Points
Maximum Penalty (years)	
Life .....	34

Primary offense other than completed first degree murder	Points
Maximum Penalty (years)	
5 .....	5
10 .....	11
20 .....	21
40 .....	42

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

Primary offense completed first degree murder	Points
Maximum Penalty (years)	
Less than 1 .....	0
1 .....	1
2 .....	2
3 .....	3
4 .....	3
5 .....	4
10 .....	9
20 .....	17
30 .....	26
40 or more .....	34

Primary offense other than completed first degree murder	Points
Maximum Penalty (years)	
Less than 1 .....	0
1 .....	1
2 .....	2
3 .....	3
4 .....	4
5 .....	5
10 .....	11
20 .....	21
30 .....	32
40 or more .....	42

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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 completed first degree murder	Points
Maximum Penalty (years)	
Less than 1 .....	0
1, 2 .....	1
3 .....	2
4, 5 .....	3
10 .....	7
20 .....	14
30 .....	20
40 or more .....	27

Primary offense other than completed first degree murder	Points
Maximum Penalty (years)	
Less than 2 .....	0
2, 3 .....	1
4, 5 .....	2
10 .....	3
20 .....	6
30 .....	10
40 or more .....	13

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## ◆ Weapon Used, Brandished, Feigned or Threatened

Primary offense completed first degree murder
If YES, add 32

Primary offense other than completed first degree murder
<b>Do Not Score</b>

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0		
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## ◆ Legally Restrained at Time of Offense

Primary offense completed first degree murder
If YES, add 13

Primary offense other than completed first degree murder
If YES, add 2

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0		
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## Total Score

See **Murder/Homicide 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
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