

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 (supervision after active incarceration)..... 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** _____

	Score ▼		
Threatened, emotional, or physical	2	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	
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◆ **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	
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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)**

◆ **Prior Incarcerations/Commitments** _____

	▼		
Number: 1	1	0	
2	3		
3 or more	5		

◆ **Prior Misdemeanor Convictions/Adjudications** _____

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

Total Score _____ →

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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

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 of Counts	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

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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