



# Sentencing Guidelines Cover Sheet

Scheduled Sentencing Date:

\_\_\_\_/\_\_\_\_/\_\_\_\_

Complete this form ONLY for applicable felonies sentenced on or after July 1, 2012.

## OFFENDER

First \_\_\_\_\_ Middle \_\_\_\_\_ Last \_\_\_\_\_ Suffix \_\_\_\_\_

Date of Birth: \_\_\_\_/\_\_\_\_/\_\_\_\_  
Month Day Year

Social Security Number: \_\_\_\_\_

CCRE:  V  A \_\_\_\_\_ CORIS Offender ID: \_\_\_\_\_ PSI #: \_\_\_\_\_

## COURT

Judicial Circuit: \_\_\_\_ City/County: \_\_\_\_\_ FIPS Code: \_\_\_\_\_

Sentencing Judge's Name: \_\_\_\_\_ For Office Use Only

Preparer Name: \_\_\_\_\_  Commonwealth's Attorney  Probation Officer

Prosecuting Commonwealth's Attorney: \_\_\_\_\_ Defense Attorney: \_\_\_\_\_

## CONVICTIONS

Offense	Counts	VCC	Offense Date
			<small>Month Day Year</small>
Primary Offense	____	_____	____/____/____
Additional Offenses	____	_____	____/____/____
_____	____	_____	____/____/____

Primary Offense Code Section § \_\_\_\_\_ Docket Number \_\_\_\_\_

### Crime was Witnessed by or Committed in the Presence of a Child

Please check box if any crime(s) in current event were witnessed by or committed in the presence of a minor child (age 17 or under).  
A child is present if he or she is within sight or sound of the offense when it occurs. This information is for research purposes only.

## METHOD OF ADJUDICATION

Jury Trial Sentence Set by Jury: \_\_\_\_ Years \_\_\_\_ Months \_\_\_\_ Days  Life  Juvenile  Fine Only  
 Bench Trial  Guilty Plea  Alford Plea/Nolo contendere

## SENTENCING GUIDELINES RECOMMENDATION

### 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

### Section B

Mandatory Minimum \_\_\_\_\_

### Section C

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

Range Midpoint: \_\_\_\_ Years \_\_\_\_ Months \_\_\_\_ Days

Sentence Range: \_\_\_\_ Years \_\_\_\_ Months \_\_\_\_ Days TO \_\_\_\_ Years \_\_\_\_ Months \_\_\_\_ Days

Recommendation Adjusted for Mandatory Minimum



# Miscellaneous/Other Section A Offender Name: \_\_\_\_\_

## ◆ Primary Offense

- A. Perjury, falsely swear an oath (1 count) ..... 1
- B. Nonviolent sex offender, fail to register, etc., 2nd/subsequent (1 count) ..... 2
- C. Violent sex offender, fail to register or provide false information (1 count) ..... 2
- D. Violent sex offender, fail to register, etc., 2nd/subsequent (1 count) ..... 2
- E. Failure to appear in court for felony offense
  - 1 count ..... 1
  - 2 counts ..... 4
- F. Escape from correctional facility (1 count) ..... 7
- G. Possession or sale of Schedule III drug or marijuana by prisoner (1 count) ..... 3
- H. Participation in offense by/for gang (1 count) ..... 5
- I. Participation in offense by/for gang with juvenile member (1 count) ..... 6

**Score**

0

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

- Years: 5 - 7 ..... 1
- 8 - 18 ..... 2
- 19 - 28 ..... 3
- 29 - 38 ..... 4
- 39 or more ..... 5

0

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

- Years: Less than 1 ..... 0
- 1 - 7 ..... 1
- 8 - 18 ..... 2
- 19 - 28 ..... 3
- 29 - 38 ..... 4
- 39 or more ..... 5

0

## ◆ Victim Injury

- Threatened, emotional or physical ..... 1
- Serious physical ..... 2

0

## ◆ Mandatory Firearm Conviction for Current Event If YES, add 6

0

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

Primary offense sex offender registry violation	
Years	Points
Less than 6	0
6-64	1
65 or more	2

Primary offense OTHER THAN sex offender registry violation	
Years	Points
Less than 2	0
2-38	1
39 or more	2

0

## ◆ Prior Incarcerations/Commitments If YES, add 4

0

## ◆ Legally Restrained at Time of Offense

Primary offense sex offender registry violation	
	Points
Any legal restraint	1

Primary offense OTHER THAN sex offender registry violation	
	Points
None	0
Other than post-incarceration supervision	2
Post-incarceration supervision	5

0

**SCORE THE FOLLOWING FACTOR ONLY IF PRIMARY OFFENSE IS A GANG OFFENSE (§ 18.2-46.2)**

## ◆ Violent Additional or Prior Record Convictions/Adjudications If YES, add 2

0

## Total Score

If total is 8 or less, go to **Section B**. If total is 9 or more, go to **Section C**.

**Miscellaneous/Other** ❖ **Section B** Offender Name: \_\_\_\_\_

◆ **Primary Offense** \_\_\_\_\_

A. Perjury, falsely swear an oath (1 count) .....	7
B. Nonviolent sex offender, fail to register, etc., 2nd/subsequent (1 count) .....	7
C. Violent sex offender, fail to register or provide false information (1 count) .....	8
D. Violent sex offender, fail to register, etc., 2nd/subsequent (1 count) .....	9
E. Failure to appear in court for felony offense (1 count) .....	10
F. Escape from correctional facility (1 count) .....	10
G. Possession or sale of Schedule III drug or marijuana by prisoner (1 count) .....	7
H. Participation in offense by/for gang (1 count) .....	7
I. Participation in offense by/for gang with juvenile member (1 count) .....	8

**Score**  
▼

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

Years: 5 - 9 .....	2
10 - 19 .....	3
20 - 29 .....	4
30 - 39 .....	5
40 or more .....	6

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

Years: Less than 1 .....	0
1 - 9 .....	2
10 - 19 .....	3
20 - 29 .....	4
30 - 39 .....	5
40 or more .....	6

◆ **Victim Injury** \_\_\_\_\_

Threatened, emotional or physical .....	2
Serious physical .....	3

◆ **Legally Restrained at Time of Offense** \_\_\_\_\_ If YES, add 1 →

**SCORE THE FOLLOWING FACTOR ONLY IF PRIMARY OFFENSE IS SEX OFFENDER REGISTRY VIOLATION (§ 18.2-472.1)**

◆ **Prior Incarcerations/Commitments** \_\_\_\_\_ If YES, add 1 →

**SCORE THE FOLLOWING FACTOR ONLY IF PRIMARY OFFENSE IS A GANG OFFENSE (§ 18.2-46.2)**

◆ Score factors and enter the total score \_\_\_\_\_

A. Additional Offense of Assault (Felony or Misdemeanor) .....	1	<input type="text"/>	+	=	Enter A + B Total	<input type="text" value="0"/> <input type="text"/>
B. Prior Juvenile Felony Person Adjudication .....	1	<input type="text"/>				

**Total Score** \_\_\_\_\_ →

See **Miscellaneous/Other Section B Recommendation Table** to convert score to guidelines sentence.

# Miscellaneous/Other Section C Offender Name: \_\_\_\_\_

**Primary Offense** \_\_\_\_\_ Prior Record Classification  
 Category I  Category II  Other

A. Perjury, falsely swear an oath (1 count) .....	12	6	3
B. Nonviolent sex offender, fail to register, etc., 2nd/subsequent (1 count) .....	8	4	2
C. Violent sex offender, fail to register or provide false info. (1 count) .....	8	4	2
D. Violent sex offender, fail to register, etc., 2nd/subsequent (1 count) .....	16	8	4
E. Failure to appear in court for felony offense (1 count) .....	32	16	8
F. Escape from correctional facility (1 count) .....	40	20	10
G. Possession or sale of Schedule III drug or marijuana by prisoner (1 count) .....	32	16	8
H. Participation in offense by/for gang (1 count) .....	84	42	21
I. Participation in offense by/for gang with juvenile member (1 count) .....	104	52	26

**Score**

▼

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

Maximum Penalty: 5, 10 ..... 1

(years)

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

Years:	Less than 5 .....	0	
	5, 10 .....	1	
	20 .....	2	
	30 .....	3	
	40 or more .....	5	

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**Firearm Used or Brandished** \_\_\_\_\_ If YES, add 2 →

0	0	
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**Victim Injury** \_\_\_\_\_

Threatened or emotional .....		2	
Physical .....		4	
Serious physical .....		5	

0	0	
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**Prior Convictions/Adjudications** Assign points to the 5 most recent and serious prior record events and total the points

Maximum Penalty: Less than 20 ..... 0

(years) 20, 30, 40 or more ..... 1

0	0	
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**Prior Felony Convictions/Adjudications Against Person** \_\_\_\_\_

Number of Counts:	1 .....	1	
	2 .....	2	
	3 .....	3	
	4 .....	4	
	5 or more .....	5	

0	0	
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**Prior Felony Convictions/Adjudications with the Same VCC Prefix as Primary Offense** \_\_\_\_\_

Number of Counts:	1 .....	2	
	2 .....	4	
	3 .....	6	
	4 .....	8	
	5 or more .....	10	

0		
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**Legally Restrained at Time of Offense** \_\_\_\_\_ If YES, add 2 →

0	0	
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**SCORE THE FOLLOWING FACTOR ONLY IF PRIMARY OFFENSE IS A GANG OFFENSE (§ 18.2-46.2)**

**Violent Additional Offense (as defined in § 17.1-805)** \_\_\_\_\_

And Primary is without a Juvenile (MOB1291F5) .....	12	
And Primary is with a Juvenile (MOB1292F4) .....	16	

0		
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**Total Score** \_\_\_\_\_ →

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See Miscellaneous Section C Recommendation Table for guidelines sentence range.



# Additional Offenses Continuation Sheet

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

Offense	Counts	VCC	Offense Date		
			Month	Day	Year
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