Sentencing Guidelines Cover Sheet

Complete this form ONLY for applicable felonies sentenced on or after **July 1, 2014.**

Scheduled Sentencing Date: __ / __ / __

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

Primary Offense Code Section § _____

Docket Number _____

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**

Final Disposition

Fill In After Sentence Has Been Pronounced

SENTENCE

		Years	Months	Days
Total Time Imposed Before Suspension	☐ **Life Sentence +**			
Total Effective Time to Serve	☐ **Life Sentence +**			

☐ Sentenced to Time Served

Post Release

	Years	Months	Days
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 (Rule 3A:8(c) (1) (A) or (C))
- ☐ Plea and Recommendation Accepted (Rule 3A:8 (c) (1) (B))
- ☐ Oral Sentence Recommendation Accepted

☐ Restitution $_____ ☐ Fine $_____

Other Sentencing Programs *(check all that apply)*

- ☐ Day Reporting
- ☐ Diversion Center Incarceration
- ☐ Electronic Monitoring
- ☐ Unsupervised Probation/Good Behavior
- ☐ § 18.2-251/§ 18.2-258.1
- ☐ Substance Abuse Treatment
- ☐ Community-Based Program _____
- ☐ Detention Center Incarceration
- ☐ Drug Court
- ☐ Intensive Probation
- ☐ Youthful Offender
- ☐ Other _____

Office Use Only

Other *CBP*

REASON FOR DEPARTURE

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

Office Use Only

_____

_____

_____

_____

_____

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

Office Use Only

Murder/Homicide — Section A

Offender Name: _____

Primary Offense

(scores for attempted/conspired offenses are in parentheses)

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. Involuntary manslaughter-vehicular 1 count 8

F. Aggravated vehicular manslaughter 1 count 8

Score 0

Primary Offense Remaining 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

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

Weapon Used

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

0

Conviction in Current Event Requiring Mandatory Minimum Term (6 mos or more) If YES, add 7

0

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

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

Prior Criminal Traffic Misdemeanor Convictions/Adjudications

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

0

Total Score

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: _____

Primary Offense

Prior Record Classification: ☐ Category I ☐ Category II ☐ Other

(scores for attempted/conspired offenses are in parentheses)

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	1 count	213	142	71

Score ☐☐☐

or ☐ Life

Primary Offense Remaining Counts

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

Primary offense:

A. Completed first degree murder

Maximum Penalty (years)	Points
Life	34

Primary offense: All other offenses

Maximum Penalty (years)	Points
5	5
10	11
20	21
40	42

☐☐☐

Additional Offenses

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

Primary offense:

A. Completed first degree murder

Maximum Penalty (years)	Points
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: All other offenses

Maximum Penalty (years)	Points
Less than 1	0
1	1
2	2
3	3
4	4
5	5
10	11
20	21
30	32
40 or more	42

☐☐☐

Prior Convictions/Adjudications

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

Primary offense:

A. Completed first degree murder

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

Primary offense: All other offenses

Maximum Penalty (years)	Points
Less than 2	0
2, 3	1
4, 5	2
10	3
20	6
30	10
40 or more	13

☐☐☐

Weapon Used, Brandished, Feigned or Threatened

Primary offense:

A. Completed first degree murder

If YES, add 32

Primary offense: All other offenses

Do Not Score

0 ☐☐

Legally Restrained at Time of Offense

Primary offense:

A. Completed first degree murder

If YES, add 13

Primary offense: All other offenses

If YES, add 2

0 ☐☐

SCORE THE FOLLOWING ONLY IF PRIMARY OFFENSE AT CONVICTION IS D: INVOLUNTARY MANSLAUGHTER WITH A VEHICLE (§ 18.2-36.1(A))

Type of Additional Offense

Additional offense of felony Hit and Run (§ 46.2-894) 23

0 ☐☐

Total Score

☐☐☐☐

See **Murder/Homicide Section C Recommendation Table** for guidelines sentence range.