Sentencing Guidelines Cover Sheet

Complete this form ONLY for applicable felonies sentenced on or after **July 1, 2015.**

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

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

Miscellaneous/Person & Property — Section A

Offender Name: _____

Primary Offense

A.	Burn unoccupied dwelling/church (1 count)	6
B.	Burn occupied dwelling/church (1 count)	6
C.	Burning of personal property, standing grain, etc., value $200 or more	
	1 count	2
	2 counts	6
D.	Threatening to bomb, burn or explode (1 count)	1
E.	Threat by letter, communication or electronic message (1 count)	3
F.	Child neglect/abuse, serious injury	
	1 count	3
	2 counts	7
G.	Gross, reckless care of child (1 count)	1
H.	Cruelty and injury to child (1 count)	2
I.	Maliciously shoot, throw missile at train, car, etc. (1 count)	1
J.	Damage/destroy any property or monument $1,000 or more (1 count)	2

Score 0

Primary Offense Remaining 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

Primary offense: F,G, or H: Offenses with VCC prefix "FAM"

	Points
Threatened, emotional, or physical	2
Life threatening	5

Primary offense: All other offenses

	Points
Threatened, emotional, or physical	1
Life threatening	2

0

Conviction in Current Event Requiring Mandatory Minimum Term (6 mos or more)

If YES, add 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 - 38	1
39 or more	2

0

Prior Incarcerations/Commitments

If YES, add 4 → 0

Legally Restrained at Time of Offense

Primary offense: J: Damage/Destroy property $1,000 or more

	Points
Any legal restraint	1

Primary offense: All other offenses

	Points
None	0
Other than post-incarceration supervision	2
Post-incarceration supervision	5

0

SCORE THE FOLLOWING FACTOR ONLY IF PRIMARY OFFENSE IS J: DAMAGE/DESTROY TO PROPERTY $1,000 OR MORE

Prior Vandalism Convictions/Adjudications

Misdemeanor vandalism	1
Felony vandalism	2
Both felony and misdemeanor vandalism	3

0

Total Score

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

Miscellaneous/Person & Property — Section B

Offender Name: _____

Primary Offense

A.	Burn unoccupied dwelling/church (1 count)	6
B.	Burn occupied dwelling/church (1 count)	7
C.	Burning of personal property, standing grain, etc., value $200 or more (1 count)	6
D.	Threatening to bomb, burn or explode (1 count)	6
E.	Threat by letter, communication or electronic message (1 count)	7
F.	Child neglect/abuse, serious injury (1 count)	3
G.	Gross, reckless care of child (1 count)	2
H.	Cruelty and injury to child (1 count)	2
I.	Maliciously shoot, throw missile at train, car, etc. (1 count)	7
J.	Damage/destroy any property or monument $1,000 or more (1 count)	8

Score

Primary Offense Remaining Counts

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

Primary offense: J: Damage/Destroy property $1,000 or more

Years	Points
5 - 9	1
10 - 19	2
20 - 29	3
30 - 39	4
40 or more	5

Primary offense: All other offenses

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

0

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

0

Victim Injury

Primary offense: F,G or H: Offenses with VCC prefix "FAM"

	Points
Threatened, emotional, or physical	9
Life threatening	10

Primary offense: All other offenses

	Points
Threatened, emotional, or physical	2
Life threatening	3

Legally Restrained at Time of Offense

If YES, add 1 → 0

SCORE THE FOLLOWING FACTOR ONLY IF PRIMARY OFFENSE IS J: DAMAGE/DESTROY TO PROPERTY $1,000 OR MORE

Prior Incarcerations/Commitments

If YES, add 1 → 0

Total Score

See **Miscellaneous/Person & Property Section B Recommendation Table** to convert score to guidelines sentence.

Offender Name: _____

Miscellaneous/Person & Property — Section C

Primary Offense

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

(scores for attempted/conspired offenses are in parentheses)

		Category I	Category II	Other
A.	Burn unoccupied dwelling/church (1 count)	68	34	17
B.	Burn occupied dwelling/church			
	Completed: 1 count	108	54	27
	2 counts	200	100	50
	Attempted or conspired: 1 count	(68)	(34)	(17)
	2 counts	(72)	(36)	(18)
C.	Burning of personal property, standing grain, etc., value $200 or more (1 count)	32	16	8
D.	Threatening to burn, bomb or explode (1 count)	32	16	8
E.	Threat by letter, communication or electronic message (1 count)	40	20	10
F.	Child neglect/abuse, serious injury (1 count)	32	16	9
G.	Gross, reckless care of child (1 count)	28	14	7
H.	Cruelty and injury to child (1 count)	28	14	7
I.	Maliciously shoot, throw missile at train, car, etc. (1 count)	32	16	8
J.	Damage/destroy any property or monument $1,000 or more (1 count)	32	16	8

Score

Primary Offense Remaining Counts

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

Maximum Penalty: (years)	
5, 10, 20, 30, 40	1
Life	5

Additional Offenses

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

Primary offense: B: Burn occupied dwelling/church

Years	Points
Less than 5	0
5,10	3
20	6
30	9
40 or more	12

Primary offense: All other offenses

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

Firearm Used or Brandished

If YES, add 2 → 0 0

Victim Injury

Primary offense: F,G, or H: Offenses with VCC prefix "FAM"

	Points
Threatened or emotional	6
Physical	7
Life threatening	10

Primary offense: All other offenses

	Points
Threatened or emotional	2
Physical	4
Life threatening	5

0

Prior Convictions/Adjudications

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

Maximum Penalty: (years)	
Less than 20	0
20, 30, 40 or more	1

0 0

Prior Felony Convictions /Adjudications Against Person

Primary offense: B: Burn occupied dwelling/church

Number of Counts	Points
1	3
2	4
3	6
4 or more	8

Primary offense: All other offenses

Number of Counts	Points
1	1
2	2
3	3
4	4
5 or more	5

0 0

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

Legally Restrained at Time of Offense

If YES, add 2 → 0 0

SCORE THE FOLLOWING FACTOR ONLY IF PRIMARY OFFENSE IS B: BURN OCCUPIED DWELLING/CHURCH (§ 18.2-77(A,i))

Type of Additional Offense

Additional offense with VCC Prefix "MUR" 133

Total Score

See **Miscellaneous Section C Recommendation Table** for guidelines sentence range.