



Sentencing Guidelines Cover Sheet

Scheduled Sentencing Date:

____/____/____

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

◆ 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
Primary Offense			<small>Month Day Year</small>
_____	____	____-____-____	____/____/____
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

Other Sexual Assault/Obscenity **Section A** Offender Name: _____

◆ Primary Offense

- A. All attempted or conspired offenses (1 count) 1
- B. Production, publication, sale or financing child pornography (1 count) 6
- C. Possess child porn (1st Offense) (1 count) 6
- D. Possess child porn (2nd or subsequent) (1 count) 9
- E. Reproduce, transmit, sell, etc., child porn (1 count) 5
- F. Procure minor for obscene material by communications system (1 count) 6
- G. Procure minor for prostitution, sodomy, pornography by communications system (1 count) 6
- H. Propose sex act by communications system, child less than age 15 (1 count) 8
- I. Propose sex act by communications system, child less than age 15, offender 7+ years older (1 count) 9
- J. Propose sex act by communications system, child age 15 or more, offender 7+ years older (1 count) 6
- K. Propose sex act by communications system, child age 15 or more, offender 7+ yrs old (2nd/subseq.) (1 count) . 9

Score

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

Primary offense B: Production Child Porn	
Years	Points
5-26	2
27 - 52	3
53 or more	4

Primary offense: All other offenses	
Years	Points
5-26	1
27 - 52	2
53 or more	3

0

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

- Years: Less than 1 0
- 1 - 26 1
- 27 - 52 2
- 53 or more 3

0

◆ Victim Less than Age 13 at Time of Offense If YES, add 5

0

◆ Victim Injury

- Threatened or emotional 2
- Physical or life threatening 4

0

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

- Years: Less than 3 0
- 3 - 18 1
- 19 - 31 2
- 32 - 44 3
- 45 or more 4

0

◆ Prior Felony Sexual Assault Convictions/Adjudications

- Number of Counts: 1 1
- 2 2
- 3 or more 3

0

◆ Prior Incarcerations/Commitments If YES, add 3

0

◆ Legally Restrained at Time of Offense

- None 0
- Other than parole/post-release, supervised probation or CCCA 2
- Parole/post-release, supervised probation or CCCA 3

0

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

Other Sexual Assault/Obscenity ❖ Section B

Offender Name: _____

◆ Primary Offense _____

- A. Production, publication, sale or financing child pornography (1 count) 1
- B. Possess child porn (1 count) 1
- C. Reproduce, transmit, sell, etc., child porn (1 count) 1
- D. Procure minor for obscene material by communications system (1 count) 1
- E. Procure minor for prostitution, sodomy, etc. by communications system (1 count) 1
- F. Propose sex act by communications system, child less than age 15 (1 count) 6
- G. Propose sex act by communications system, child less than age 15, offender 7+ years (1 count) 6
- H. Propose sex act by communications system, child age 15 or more, offender 7+ years (1 count) 2
- I. Propose sex act by communications system, child age 15 or more, offender 7+ years (2nd/subseq.) (1 count) 2

Score

0

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

- | | | |
|--------|-----------------|---------------------|
| Years: | 5 - 7 2 | 27 - 30 8 |
| | 8 - 11 3 | 31 - 34 9 |
| | 12 - 15 4 | 35 - 37 10 |
| | 16 - 19 5 | 38 - 41 11 |
| | 20 - 22 6 | 42 or more 12 |
| | 23 - 26 7 | |

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

- | | | |
|--------|---------------------|---------------------|
| Years: | Less than 1 0 | 23 - 26 7 |
| | 1 - 2 1 | 27 - 30 8 |
| | 3 - 7 2 | 31 - 34 9 |
| | 8 - 11 3 | 35 - 37 10 |
| | 12 - 15 4 | 38 - 41 11 |
| | 16 - 19 5 | 42 or more 12 |
| | 20 - 22 6 | |

◆ Victim Less than Age 13 at Time of Offense _____ If YES, add 3 →

0

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

- | | |
|--------|---------------------|
| Years: | Less than 3 0 |
| | 3 - 19 1 |
| | 20 - 39 2 |
| | 40 or more 3 |

0

◆ Prior Incarcerations / Commitments _____ If YES, add 1 →

0

SCORE THE FOLLOWING FACTOR ONLY IF PRIMARY OFFENSE IS D, E, F, G, H OR I: ELECTRONIC SOLICITATION (§18.2-374.3)

◆ Victim Injury _____

- Threatened, emotional, physical or life threatening 5

0

Total Score _____ →

See Other Sexual Assault Section B Recommendation Table to convert score to guidelines sentence.

Other Sexual Assault/Obscenity ❖ Section C Offender Name: _____

◆ **Primary Offense** _____ — Prior Record Classification —
 Category I Category II Other
(scores for attempted/conspired offenses are in parentheses)

A.	All attempted or conspired offenses of possess, reproduce, transmit etc. child porn	1 count	.....	(24)	.....	(12)	.....	(6)
B.	All attempted or conspired offenses of electronic solicitation of minor	1 count	.....	(24)	.....	(12)	.....	(6)
C.	Entice, etc., minor to perform in porn; take part in child porn	1 count	.....	68	.....	34	.....	17
D.	Produce child porn; finance child porn	Attempted, conspired or completed:						
		1 count	.....	100	.....	50	.....	25
		2 counts	.....	216	.....	108	.....	54
E.	Possess child porn (1st Offense)	1 count	.....	68	.....	34	.....	17
F.	Possess child porn (2nd or subsequent)	1 count	.....	100	.....	50	.....	25
G.	Reproduce, transmit, sell, etc., child porn	1 count	.....	100	.....	50	.....	25
H.	Procure minor for obscene material by communications system	1 count	.....	68	.....	34	.....	17
I.	Procure minor for prostitution, sodomy, etc. by communications system	1 count	.....	68	.....	34	.....	17
J.	Propose sex act by communications system, child less than age 15	1 count	.....	68	.....	34	.....	17
K.	Propose sex act by communications system, child less than age 15, offender 7+ years	1 count	.....	148	.....	74	.....	37
L.	Propose sex act by communications system, child age 15 or more, offender 7+ years (2nd+)	1 count	.....	68	.....	34	.....	17

Score

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

Maximum Penalty	5	.....	.....	.....	.....	.....	.....	5
(years)	10	.....	.....	.....	.....	.....	.....	10
	20	.....	.....	.....	.....	.....	.....	19
	30	.....	.....	.....	.....	.....	.....	29
	40 or more	.....	.....	.....	.....	.....	.....	39

0

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

Primary offense B, H, I, J, K, or L: Electronic Solicitation		Primary offense: All other offenses	
Years	Points	Years	Points
Less than 1	0	Less than 1	0
1	1	1	1
2	2	2	2
3	3	3	3
4	4	4	4
5	8	5	5
10	12	10	10
20	15	20	19
30	18	30	29
40 or more	22	40 or more	39

◆ **Weapon Used, Brandished, Feigned or Threatened** _____ **If YES, add 4** →

0 0

◆ **Victim Injury** _____

Primary offense B, H, I, J, K, or L: Electronic Solicitation		Primary offense: All other offenses	
	Points		Points
Threatened or emotional	14	Threatened or emotional	6
Physical or life threatening	15	Physical or life threatening	9

0

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

Maximum Penalty	Less than 2	.....	.....	.....	.....	.....	.....	0
(years)	2, 3, 4, 5	.....	.....	.....	.....	.....	.....	1
	10	.....	.....	.....	.....	.....	.....	3
	20	.....	.....	.....	.....	.....	.....	6
	30	.....	.....	.....	.....	.....	.....	9
	40 or more	.....	.....	.....	.....	.....	.....	12

0

◆ **Prior Felony Sexual Assault Convictions/Adjudications** _____

Number	1	.....	.....	.....	.....	.....	.....	8
of Counts:	2	.....	.....	.....	.....	.....	.....	15
	3 or more	.....	.....	.....	.....	.....	.....	23

0

◆ **On Post-Incarceration Supervision** _____ **If YES, add 5** →

0 0

Total Score _____ →

See Other Sexual Assault Section C Recommendation Table for guidelines sentence range.