



# Sentencing Guidelines Cover sheet

Scheduled Sentencing Date:

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

Complete this form ONLY for applicable felonies sentenced on or after July 1, 2017.

## ◆ 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 \_\_\_\_\_

\_\_\_\_\_  
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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 \_\_\_\_\_

## ◆ 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 \_\_\_\_\_ TO \_\_\_\_\_  
Years Months Days

Non Guidelines Offense  
*(Primary offense is a non guidelines offense)*

Recommendation Adjusted for **Mandatory Minimum**

# ◆ Final Disposition Fill In After Sentence Has Been Pronounced

## ◆ SENTENCE \_\_\_\_\_

Total Time Imposed Before Suspension .....  Life Sentence + 

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Total Effective Time to Serve .....  Life Sentence + 

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Sentenced to Time Served

Post Release

Post Release Term § 18.2-10 ..... 

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Post Release Supervision Period § 19.2-295.2(A)..... 

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Probation Period (Supervised) § 19.2-303 .....  Indefinite 

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Good Behavior Period \_\_\_\_\_  
Years                      Months                      Days

*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)

- |  |   |  |  |  |  |  |  |  |
|--|---|--|--|--|--|--|--|--|
| <ul style="list-style-type: none"> <li><input type="checkbox"/> Day Reporting</li> <li><input type="checkbox"/> Detention Center Incarceration</li> <li><input type="checkbox"/> Diversion Center Incarceration</li> <li><input type="checkbox"/> Electronic Monitoring</li> <li><input type="checkbox"/> § 18.2-251/§ 18.2-258.1</li> <li><input type="checkbox"/> Substance Abuse Treatment</li> <li><input type="checkbox"/> Intensive Probation</li> </ul> | <ul style="list-style-type: none"> <li><input type="checkbox"/> Community-Based Program _____</li> <li><input type="checkbox"/> <b>CCAP</b> Detention/Diversion Center Incarceration, 22-28 weeks</li> <li><input type="checkbox"/> <b>CCAP</b> Detention/Diversion Center Incarceration, 42-48 weeks</li> <li><input type="checkbox"/> Drug Court</li> <li><input type="checkbox"/> Youthful Offender <small>(Enter 4 yrs. to serve)</small> <table border="1" style="display: inline-table; vertical-align: middle;"><tr><td style="width: 20px; height: 20px;"></td><td style="width: 20px; height: 20px;"></td><td style="width: 20px; height: 20px;"></td></tr></table> <table border="1" style="display: inline-table; vertical-align: middle;"><tr><td style="width: 20px; height: 20px;"></td><td style="width: 20px; height: 20px;"></td><td style="width: 20px; height: 20px;"></td><td style="width: 20px; height: 20px;"></td></tr></table><br/><small>Office Use Only</small></li> <li><input type="checkbox"/> <b>DJJ</b> Commitment <input type="checkbox"/> Indeterminate <input type="checkbox"/> Determinate</li> <li><input type="checkbox"/> Other _____</li> </ul> |  |  |  |  |  |  |  |
|  |   |  |  |  |  |  |  |  |
|  |   |  |  |  |  |  |  |  |

Office Use Only

Other	CBP
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## ◆ REASON FOR DEPARTURE AND/OR MODIFICATION OF JURY SENTENCE

Must be completed pursuant to § 19.2-298.01(B) and/or § 19.2-295(B) / § 19.2-303

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## ◆ SENTENCING DATE

Month	

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Day	

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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**

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# 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 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 \_\_\_\_\_

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

Primary offense: B, C, or D: Sex offender registry violation	
Years	Points
Less than 6 .....	0
6-64 .....	1
65 or more .....	2

Primary offense: All other offenses	
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: B, C, or D: Sex offender registry violation	
Any legal restraint	Points
.....	1

Primary offense: All other offenses	
None	Points
.....	0
Other than post-incarceration supervision .....	2
Post-incarceration supervision .....	5

0

**SCORE THE FOLLOWING FACTOR ONLY IF PRIMARY OFFENSE IS H OR I: GANG OFFENSE (§ 18.2-46.2)**

## ◆ Type of Additional or Prior Record Convictions/Adjudications

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 Remaining 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
Life threatening .....	3

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

**SCORE THE FOLLOWING FACTOR ONLY IF PRIMARY OFFENSE IS B,C, OR D: SEX OFFENDER REGISTRY VIOLATION (§ 18.2-472.1)**

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

**SCORE THE FOLLOWING FACTOR ONLY IF PRIMARY OFFENSE IS H OR I: GANG OFFENSE (§ 18.2-46.2)**

◆ **Type of Additional/Prior Record Offense(s)** Score factors and enter the total score

A. Additional Offense of Assault (Felony or Misdemeanor) .....	1	<input style="width: 30px; height: 20px; border: 1px solid black;" type="text"/>
B. Prior Juvenile Felony Person Adjudication .....	1	<input style="width: 30px; height: 20px; border: 1px solid black;" type="text"/>

+  
= Enter A + B  
Total


**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**  



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

Maximum Penalty: 5, 10 ..... 1  
 (years)


**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


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

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


Threatened or emotional ..... 2  
 Physical ..... 4  
 Life threatening ..... 5

**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

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


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

**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

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

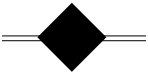
**SCORE THE FOLLOWING FACTOR ONLY IF PRIMARY OFFENSE IS H OR I: GANG OFFENSE (§ 18.2-46.2)**

**Type of Additional Offense** \_\_\_\_\_ 

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

**Total Score** \_\_\_\_\_ 

See Miscellaneous Section C Recommendation Table for guidelines sentence range.



# Additional Offenses Continuation Sheet

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

Offense	Counts	VCC	Offense Date		
			Month	Day	Year
_____	<input type="text"/> <input type="text"/>	<input type="text"/> <input type="text"/> - <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> - <input type="text"/> <input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/> <input type="text"/>
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