

Weapon/Firearm Section A

Offender Name: _____

◆ Primary Offense

- A. Maliciously or unlawfully discharge firearm, etc., in/at occupied building (1 count).....2
- B. Discharge firearm from vehicle (1 count).....1
- C. Possess firearm on school property (1 count).....1
- D. Possession of sawed-off shotgun (1 count).....2
- E. Carry concealed weapon, 2nd or 3rd offense (1 count).....2
- F. False statement on firearm consent form (1 count).....1
- G. Possession of firearm, other weapon, explosives or ammunition by convicted felon
 - 1 count3
 - 2 counts4

Score

0

0

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

Primary offense:

A. Discharge firearm, etc., in/at occupied building	Maximum Penalty (years)	Points
5 - 7	2
8 - 18	3
19 - 28	4
29 - 38	5
39 or more	6

Primary offense: All other offenses	Maximum Penalty (years)	Points
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

Primary offense:

A. Discharge firearm, etc., in/at occupied building	Maximum Penalty (years) (12 months = 1 year)	Points
Less than 1	0
1 - 7	3
8 - 18	4
19 - 28	5
29 - 38	6
39 or more	7

Primary offense: All other offenses	Maximum Penalty (years) (12 months = 1 year)	Points
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, physical or serious1
- Life threatening2

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 20
- 2 - 381
- 39 or more2

0

◆ Prior Criminal Misdemeanor Convictions (Excludes Traffic)

Primary offense:

E. Carry concealed weapon, 2nd or 3rd offense	Points
1 - 61
7 or more2

Primary offense: All other offenses
Do Not Score

0

◆ Prior Incarcerations/Commitments

If YES, add 4

0

◆ Legally Restrained at Time of Offense

Primary offense:

A. Discharge firearm, etc., in/at occupied building	Points
None0
Other than post-incarceration supervision3
Post-incarceration supervision (supervision after incarceration)6

Primary offense: All other offenses	Points
None0
Other than post-incarceration supervision2
Post-incarceration supervision (supervision after incarceration)5

0

◆ Type of Additional Offense(s)

Primary offense:

A. Discharge firearm, etc., in/at occupied building	
Additional offense with VCC prefix of WPN or ASL2

Primary offense: All other offenses
Do Not Score

0

SCORE THE FOLLOWING ONLY IF PRIMARY OFFENSE AT CONVICTION IS F: FALSE STATEMENT ON A FIREARM CONSENT FORM (§ 18.2-308.2:2(K))

◆ Basis of False Statement on Consent Form (listed below)

If YES, add 3

Prior felony conviction/juvenile adjudication for crime against person, Other prior felony conviction/juvenile adjudication within 4 years of current offense, Prior domestic assault misdemeanor conviction or Subject to protective order at time of offense

0

Total Score

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

Weapon/Firearm Section B

Offender Name: _____

◆ Primary Offense

- A. Maliciously or unlawfully discharge firearm, etc., in/at occupied building (1 count).....8
- B. Discharge firearm from vehicle (1 count).....8
- C. Possess firearm on school property (1 count).....7
- D. Possession of sawed-off shotgun (1 count).....6
- E. Carry concealed weapon, 2nd or 3rd offense (1 count).....7
- F. False statement on firearm consent form (1 count).....1
- G. Possession of firearm, other weapon, explosives or ammunition by convicted felon (1 count).....7

Score

0	
---	--

◆ 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

0	
---	--

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

- Years: Less than 1.....0
- (12 months = 1 year) 1 - 9.....2
- 10 - 19.....3
- 20 - 29.....4
- 30 - 39.....5
- 40 or more.....6

0	
---	--

◆ Prior Criminal Misdemeanor Convictions (Excludes Traffic)

Primary offense E: Carry concealed weapon, 2nd/3rd offense	
Number of Counts	Score
1 - 2	1
3.....	2
4 or more.....	3

Primary offense: All other offenses

Do Not Score

0	
---	--

◆ Victim Injury

Primary offense:

A. Discharge firearm, etc., in/at occupied building	
	Points
Threatened, emotional, physical or serious.....	3
Life threatening.....	4

Primary offense: All other offenses

	Points
Threatened, emotional, physical or serious.....	2
Life threatening.....	3

0	
---	--

◆ Legally Restrained at Time of Offense

If YES, add 1

0	
---	--

Total Score

See **Weapon/Firearm Section B Recommendation Table** to convert score to guidelines sentence.

--	--

Weapon/Firearm Section C

Offender Name: _____

— Prior Record Classification —

◆ Primary Offense

Category I Category II Other
(scores for attempted/conspired offenses are in parentheses)

- A. Unlawfully discharge firearm, etc. in/at occupied building
 - Attempted or conspired: 1 count (32) (16) (8)
 - Completed: 1 count 48 24 12
- B. Maliciously discharge firearm, etc. in/at occupied building
 - Attempted or conspired: 1 count (32) (16) (8)
 - Completed: 1 count 60 30 15
- C. Discharge firearm from vehicle (1 count) 48 24 12
- D. Possess firearm on school property (1 count) 32 16 8
- E. Possession of sawed-off shotgun (1 count) 36 18 9
- F. Carry concealed weapon, 2nd or 3rd offense (1 count) 32 16 8
- G. False statement on consent form (1 count) 32 16 8
- H. Possession of firearm, other weapon, explosives or ammunition by convicted felon (1 count) 32 16 8

Score

0			
---	--	--	--

◆ 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

Maximum Penalty: Less than 5 0
(years) 5, 10, 15 1
 20 2
 30 3
 40, 50, Life 5

--	--	--	--

◆ Firearm Used or Brandished

If YES, add 2 →

0	0		
---	---	--	--

◆ Victim Injury

Threatened or emotional 2
 Physical or serious 4
 Life threatening 5

0	0		
---	---	--	--

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

Primary offense:

B. Maliciously discharge firearm, etc., in/at occupied building	Points
Maximum Penalty (years)	
Less than 20	0
20, 30, 40, 50, Life	5

Primary offense: All other offenses

Maximum Penalty (years)	Points
Less than 20	0
20, 30, 40, 50, Life	1

0			
---	--	--	--

◆ Prior Felony Convictions/Adjudications Against Person

Primary offense:

B. Maliciously discharge firearm, etc., in/at occupied building	Points
Number of Counts	
1	5
2	6
3	7
4	8
5 or more	9

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		
---	---	--	--

Total Score

See **Weapon/Firearm Section C Recommendation Table** for guidelines sentence range.

--	--	--	--