



# Sentencing Guidelines Cover Sheet

Scheduled Sentencing Date:

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

Complete this form ONLY for applicable felonies sentenced on or after July 1, 2018.

## ◆ 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			Month Day Year
_____	____	____-____-____	____/____/____
Additional Offenses			
_____	____	____-____-____	____/____/____
_____	____	____-____-____	____/____/____

Primary Offense Code Section § \_\_\_\_\_ Docket Number \_\_\_\_\_

### Drug Type in Event Please check all that apply. This information is for research purposes only.

- Cocaine     Codeine     Fentanyl     Heroin     Hydrocodone     Methadone  
 Methamphetamine     Methylphenidate     Morphine     Oxycodone     Any other Schedule I/II drug \_\_\_\_\_

## ◆ 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     Non Guidelines Offense  
 Incarceration (Enter Midpoint and Range Below)

(Primary offense is a non guidelines offense)

Range Midpoint \_\_\_\_\_ Years \_\_\_\_\_ Months \_\_\_\_\_ Days

Sentence Range \_\_\_\_\_ Years \_\_\_\_\_ Months \_\_\_\_\_ Days TO \_\_\_\_\_ Years \_\_\_\_\_ Months \_\_\_\_\_ Days

Recommendation Adjusted for Mandatory Minimum

## ◆ NONVIOLENT RISK ASSESSMENT Section D of Drug, Fraud, and Larceny Worksheets

- Recommended for Alternative Punishment     Not Applicable (INELIGIBILITY CONDITIONS marked on Section D)  
 NOT Recommended for Alternative Punishment     Not a DRUG, FRAUD or LARCENY Offense

# ◆ Final Disposition Fill In After Sentence Has Been Pronounced

## ◆ SENTENCE

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

Years

Months

Days

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

Years

Months

Days

Sentenced to Time Served

Post Release

Post Release Term § 18.2-10 ..... 

Years

Months

Days

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

Years

Months

Days

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

Years

Months

Days

Good Behavior Period (§ 19.2-306) \_\_\_\_\_  
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"/> Intensive Probation</li> <li><input type="checkbox"/> § 18.2-251/§ 18.2-258.1</li> <li><input type="checkbox"/> Substance Abuse Treatment</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</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

## ◆ 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

Office Use Only

Years	Months	Days

---



---



---



---



---

## ◆ 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**

# Drug/Other Section A

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

## ◆ Primary Offense

A. Other than listed below (1 count) .....	1
B. Sell, etc. 1/2 ounce - 5 pounds of marijuana for profit; Sell, etc. marijuana to inmate for accommodation	
1 count .....	3
2 counts .....	8
C. Sell, etc. more than 5 pounds of marijuana for profit; Sell, etc. third or subsequent felony (1 count) .....	12
D. Sell, etc. marijuana to minor (1 count) .....	11
E. Manufacture marijuana not for personal use (1 count) .....	8
F. Transport 5 pounds or more of marijuana into Commonwealth (1 count) .....	12
G. Sell, etc. Schedule III or IV drug to minor (1 count) .....	11
H. Sell, etc. Schedule III drug-not anabolic steroid	
1 count .....	8
2 counts .....	10
I. Sell, etc. Schedule IV drug	
1 count .....	6
2 counts .....	8

Score

--	--

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

Years: 5 - 10 .....	0
11 - 21 .....	2
22 - 30 .....	3
31 - 42 .....	4
43 or more .....	5

0	
---	--

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

Years: Less than 4 .....	0
4 - 10 .....	1
11 - 21 .....	2
22 - 30 .....	3
31 - 42 .....	4
43 or more .....	5

0	
---	--

## ◆ Knife or Firearm in Possession at Time of Offense ————— If YES, add 2

0	
---	--

## ◆ Conviction in Current Event Requiring Mandatory Minimum Term (6 mos or more) ————— If YES, add 9

0	
---	--

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

Years: Less than 7 .....	0
7 - 26 .....	1
27 - 48 .....	2
49 or more .....	3

0	
---	--

## ◆ Prior Incarcerations/Commitments ————— If YES, add 2

0	
---	--

## ◆ Prior Felony Drug Convictions/Adjudications

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

0	
---	--

## ◆ Prior Juvenile Record ————— If YES, add 1

0	
---	--

## ◆ Legally Restrained at Time of Offense

None .....	0
Other than parole/post-release, supervised probation or CCCA .....	1
Parole/post-release, supervised probation or CCCA .....	4

0	
---	--

## Total Score

————— If total is 10 or less, go to **Section B**. If total is 11 or more, go to **Section C**.

--	--

# Drug/Other Section B

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

## ◆ Primary Offense

A. Other than listed below (1 count) .....	1
B. Sell, etc. 1/2 ounce - 5 pounds of marijuana for profit; Sell, etc. marijuana to inmate for accommodation	
1 count .....	6
2 counts.....	9
C. Manufacture marijuana not for personal use (1 count).....	5
D. Sell, etc. Schedule III drug - not anabolic steroid	
1 count .....	7
2 counts.....	12
E. Sell, etc. Schedule IV drug	
1 count .....	6
2 counts.....	9

**Score**

--	--

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

Years: Less than 10.....	0
10 - 19 .....	2
20 - 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 - 9 .....	2
10 - 19.....	3
20 - 28 .....	4
29 - 38 .....	5
39 or more.....	6

0	
---	--

## ◆ Knife or Firearm in Possession at Time of Offense \_\_\_\_\_ If YES, add 2 →

0	
---	--

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

Years: Less than 1.....	0
1 - 22 .....	1
23 - 43 .....	2
44 or more.....	3

0	
---	--

## ◆ Prior Misdemeanor Convictions/Adjudications

Number of Counts: 1 - 4 .....	1
5 - 9 .....	2
10 or more .....	3

0	
---	--

## ◆ Prior Incarcerations/Commitments

Primary offense: D: Sale, etc. of a Schedule III drug - not anabolic steroid or E: Schedule IV drug
If YES, add 4

Primary offense: _____ All other offenses
If YES, add 1

0	
---	--

## ◆ Prior Juvenile Record \_\_\_\_\_ If YES, add 1 →

0	
---	--

## ◆ Legally Restrained at Time of Offense

Primary offense: D: Sale, etc. of a Schedule III drug - not anabolic steroid or E: Schedule IV drug	
None .....	Points 0
Other than parole/post-release, supervised probation or CCCA .....	3
Parole, post-release, supervised probation or CCCA .....	4

Primary offense: _____ All other offenses	
None .....	Points 0
Other than parole/post-release, supervised probation or CCCA .....	2
Parole, post-release, supervised probation or CCCA .....	3

0	
---	--

## Total Score

See Drug/Other Section B Recommendation Table to convert score to guidelines sentence. Then, go to Section D Nonviolent Risk Assessment and follow the instructions.

--	--



# Nonviolent Risk Assessment Drug/Other Section D

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

## ◆ Ineligibility Conditions

- A. Was the offender recommended for **Probation/No Incarceration** on Section B? .....  Yes  No
- B. Do any of the offenses at sentencing involve the sale, distribution, or possession with intent, etc. of cocaine of a combined quantity of 28.35 grams (1 ounce) or more? .....  Yes  No
- C. Are any prior record offenses violent (Category I/II listed in Appendix A of the Guidelines Manual)? .....  Yes  No
- D. Are any of the offenses at sentencing violent (Category I/II listed in Appendix A of the Guidelines Manual)? .....  Yes  No
- E. Do any of the offenses at sentencing require a mandatory term of incarceration? .....  Yes  No

**If answered YES to ANY, go to "Nonviolent Risk Assessment Recommendations" on cover sheet and check Not Applicable. If answered NO to ALL, complete remainder of Section D worksheet.**

## ◆ Offender Age at Time of Offense \_\_\_\_\_

- Younger than 21 years ..... 9
  - 21 to 29 years ..... 6
  - 30 to 43 years ..... 3
  - Over 43 years ..... 1
- |  |  |
|--|--|
|  |  |
|--|--|

## ◆ Gender \_\_\_\_\_

- Offender is Male ..... 2
- |   |  |
|---|--|
| 0 |  |
|---|--|

## ◆ Prior Juvenile Adjudication \_\_\_\_\_

- Female with prior juvenile adjudication ..... 1
  - Male with prior juvenile adjudication ..... 7
  - Juvenile record unknown
- |   |  |
|---|--|
| 0 |  |
|---|--|

## ◆ Prior Adult Felony Convictions \_\_\_\_\_

- Number: 0 ..... 0
  - 1 - 2 ..... 1
  - 3 ..... 5
  - 4 or more ..... 15
- |  |  |
|--|--|
|  |  |
|--|--|

## ◆ Prior Adult Incarcerations \_\_\_\_\_

- Number: 0 ..... 0
  - 1 - 3 ..... 1
  - 4 or more ..... 8
- |   |  |
|---|--|
| 0 |  |
|---|--|

## ◆ Prior Arrest or Confinement Within Past 12 Months (Prior to Offense) — If YES, add 3 —>

0	
---	--

## Total Score \_\_\_\_\_

- 15 or less, check Recommended for Alternative Punishment.
- 16 or more, check NOT Recommended for Alternative Punishment.

--	--

Drug/Other/Section D

Go to **Cover Sheet** and fill out **Nonviolent Risk Assessment Recommendations**.