

Traffic/Felony Section A

Offender Name: _____

Primary Offense

- A. DWI - Third conviction within 5 years (1 count) 1
- B. DWI - Third conviction within 10 years (1 count) 1
- C. DWI - Fourth or subsequent conviction within 10 years (1 count) 9
- D. Habitual Offender: endangerment, second or subsequent, or DWI and declared habitual offender for DWI, involuntary manslaughter (1 count) 9
- E. Drive on revoked license after DWI, involuntary manslaughter, or DWI victim permanently impaired (maiming) - endangerment (1 count) 9
- F. Drive on revoked license after DWI, involuntary manslaughter, or DWI victim permanently impaired (maiming) and DWI, etc., violation (1 count) 9
- G. Drive on revoked license after DWI, involuntary manslaughter, or DWI victim permanently impaired (maiming) - second or subsequent (1 count) 9
- H. Hit and run, driver fails to stop and aid victim or hit and run, property damage \$1,000 or more
1 count 1
2 counts 4
- I. Disregard police command to stop, endangerment (1 count) 5
- J. Driving after forfeiture of license, etc., 3rd offense within 10 Years (1 count) 1

Score

0	
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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	
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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	
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Victim Injury

- Threatened, emotional, physical or serious 1
- Life threatening 2

0	
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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	
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Prior Incarcerations/Commitments

Primary Offense: _____
J: Driving, after forfeiture of license

Number	Score
1	1
2 or more	4

Primary Offense: _____
All other offenses

If YES, add 4

0	
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Legally Restrained at Time of Offense

Primary Offense: _____
J: Driving, after forfeiture of license

Any legal restraint	Points
.....	4

Primary Offense: _____
All other offenses

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

0	
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SCORE THE FOLLOWING FACTOR ONLY IF PRIMARY OFFENSE IS I: DISREGARD POLICE COMMAND TO STOP OR H: HIT AND RUN WITH PROPERTY DAMAGE \$1,000 OR MORE (§ 46.2-894, § 46.2-817 (B))

Prior Criminal Traffic Convictions/Adjudications

Primary Offense: _____
I: Disregard police command to stop

Any prior felony traffic convictions/adjudications
 If YES, add 8

Primary Offense: _____
H: Hit and run with property damage \$1,000 or more

Number	Score
0-3 prior criminal misdemeanor traffic conv./adj.	0
4+ prior criminal misdemeanor traffic conv./adj.	1
1+ prior felony traffic convictions/adjudications	2

0	
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Total Score

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

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Traffic/Felony Section B

Offender Name: _____

◆ Primary Offense _____

- A. DWI – Third conviction within 5 years (1 count).....10
- B. DWI – Third conviction within 10 years (1 count).....10
- C. Hit and run, driver fails to stop and aid victim (1 count).....10
- D. Hit and run, property damage \$1,000 or more (1 count)8
- E. Disregard police command to stop, endangerment (1 count).....9
- F. Driving after forfeiture of license, etc., 3rd offense within 10 Years (1 count).....9

Score

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

- Years: Less than 10
- 1 - 9.....2
- 10 - 19.....3
- 20 - 29.....4
- 30 - 39.....5
- 40 or more.....6

0	
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◆ Victim Injury _____

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

0	
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◆ Legally Restrained at Time of Offense _____

If YES, add 1 →

0	
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SCORE THE FOLLOWING FACTOR ONLY IF PRIMARY OFFENSE IS C OR D: HIT AND RUN (§ 46.2-894)

◆ Prior Criminal Traffic Convictions/Adjudications _____

- Number: 0 Felonies: 1 - 4 Misdemeanors1
- 5+ Misdemeanors2
- 1+ Felonies: 0 Misdemeanors1
- 1 - 4 Misdemeanors2
- 5+ Misdemeanors3

0	
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SCORE THE FOLLOWING FACTOR ONLY IF PRIMARY OFFENSE IS F: DRIVING AFTER FORFEITURE OF LICENSE, ETC. - 3RD OFFENSE WITHIN 10 YEARS (§ 18.2-272(A))

◆ Prior Incarcerations/Commitments _____

If YES, add 2 →

0	
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Total Score _____

See **Traffic Section B Recommendation Table** to convert score to guidelines sentence.

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Traffic/Felony Section C

Offender Name: _____

____ Prior Record Classification ____

◆ Primary Offense _____

Category I Category II Other

A.	DWI - Third conviction within 5 years (1 count)	20	10	5
B.	DWI - Third conviction within 10 years (1 count)	20	10	5
C.	DWI - Fourth or subsequent conviction within 10 years			
	1 count	40	20	10
	2 counts	48	24	12
	3 counts	68	34	17
D.	Habitual offender: endangerment, second or subsequent, or DWI and declared habitual offender for DWI, involuntary manslaughter			
	1 count	40	20	10
	2 counts	48	24	12
	3 counts	68	34	17
E.	Drive on revoked license after DWI, involuntary manslaughter, or DWI victim permanently impaired (maiming) - endangerment			
	1 count	40	20	10
	2 counts	48	24	12
	3 counts	68	34	17
F.	Drive on revoked license after DWI, involuntary manslaughter, or DWI victim permanently impaired (maiming) and DWI, etc., violation			
	1 count	40	20	10
	2 counts	48	24	12
	3 counts	68	34	17
G.	Drive on revoked license after DWI, involuntary manslaughter, or DWI victim permanently impaired (maiming) - second or subsequent			
	1 count	40	20	10
	2 counts	48	24	12
	3 counts	68	34	17
H.	Hit and run, driver fails to stop and aid victim or hit and run, property damage \$1,000 or more (1 count)	20	10	5
I.	Disregard police command to stop, endangerment (1 count)	40	20	10
J.	Driving after forfeiture of license, etc., 3rd offense within 10 yrs (1 count)	32	16	8

Score

0		
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◆ Primary Offense Remaining Counts _____

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

Maximum Penalty: 5, 10 (years)	1
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◆ Additional Offenses _____

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

Maximum Penalty: Less than 5 (years)	0
5, 10	1
20	2
30	3
40 or more	5

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◆ DWI Convictions for Current Event _____

Primary Offense: Habitual offender or Drive on a revoked license with DWI as additional offense	11
DWI fourth offense, Driving after forfeiture of license, etc., 3rd offense within 10 yrs	2
DWI third offense, Hit and run or Disregard command to stop (with DWI as additional offense)	0

0		
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◆ Victim Injury _____

Threatened or emotional	2
Physical, serious	4
Life threatening	5

0	0	
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◆ Prior Convictions/Adjudications _____

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

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

0	0	
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◆ Prior Felony Convictions/Adjudications Against Person _____

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

0	0	
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◆ Prior Felony Convictions/Adjudications with the Same VCC Prefix as Primary Offense _____

Number of Counts: 1	2	4	8
2	4	5 or more	10
3	6		

0		
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◆ Legally Restrained at Time of Offense _____

Primary Offense: H: Hit and run (§ 46.2-894)
If YES, add 4

Primary Offense: All other offenses
If YES, add 2

0	0	
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SCORE THE FOLLOWING FACTOR ONLY IF PRIMARY OFFENSE IS H: HIT AND RUN (§ 46.2-894)

◆ Prior Criminal Traffic Convictions/Adjudications _____

Number: 0 Felonies: 1 - 4 Misdemeanors	4
5+ Misdemeanors	8
1+ Felonies: 0 Misdemeanors	4
1 - 4 Misdemeanors	8
5+ Misdemeanors	12

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Total Score

See Traffic Section C Recommendation Table for guidelines sentence range.

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