

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)..... | 5 |
| 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, C or D: Production or Possession 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, serious 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 _____ **0**

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 | 0 | |
|---|---|--|

Total Score

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

| | |
|--|--|
| | |
|--|--|

Other Sexual Assault/Obscenity **Section C**

Prior Record Classification

Primary Offense

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 Attempted, conspired or completed: 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 | 48..... | 24 | 12 |
| F. Possess child porn (2nd or subsequent) 1 count | 76..... | 38 | 19 |
| 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 | |
|--|--------|
| Years | Points |
| Less than 1 | 0 |
| 1 | 1 |
| 2 | 2 |
| 3 | 3 |
| 4 | 4 |
| 5 | 8 |
| 10 | 12 |
| 20 | 15 |
| 30 | 18 |
| 40 or more | 22 |

| Primary offense: All other offenses | |
|-------------------------------------|--------|
| Years | Points |
| Less than 1 | 0 |
| 1 | 1 |
| 2 | 2 |
| 3 | 3 |
| 4 | 4 |
| 5 | 5 |
| 10 | 10 |
| 20 | 19 |
| 30 | 29 |
| 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 | |
|--|--------|
| | Points |
| Threatened or emotional | 14 |
| Physical, serious or life threatening..... | 15 |

| Primary offense: All other offenses | |
|--|--------|
| | Points |
| Threatened or emotional | 6 |
| Physical, serious or life threatening..... | 9 |

| | | |
|---|---|--|
| 0 | 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 of Counts: 1 | 8 |
| 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.

| | | | |
|--|--|--|--|
| | | | |
|--|--|--|--|