

FRAUD SENTENCING GUIDELINES

Offender : _____
Last Name First Middle

Date of birth: Social Security Number:

Jury trial: Bench trial: Total Jury Sentence Fixed At: years & months

Guilty plea:

Judicial circuit: City / County: _____ (FIPS code):

Judge: _____
Last name First

Worksheet preparer: _____ Title: _____
Last name

Commonwealth's attorney: _____
Last name

Defense attorney: _____
Last name

Pre-Sentence Investigation Report Prepared

OFFENSE	COUNTS	VCC CODE	OFFENSE DATE
1. Primary (most serious at conviction)*:			
Additional Offenses:			
2.			
3.			
4.			

* Primary Offense Code section: _____ Docket number: _____

SENTENCING RANGES

IF FORM "B" WAS COMPLETED

(check one):

No incarceration: Jail:

If jail, range: _____

IF FORM "C" WAS COMPLETED

Prison sentence range midpoint: _____ & _____
years months

Sentence range: _____ & _____ to _____ & _____
years months years months

Fill In This Section After Sentencing Has Been Completed

Check all that apply:

Fines/Restitution

Probation

Intensive Supervised Probation

Community Diversion Incentive

Electronic Monitoring ..

Boot Camp

Youthful Offender

Other (Please Specify)

FINAL DISPOSITION

Total Time Imposed Before Suspension: _____
years months days

Total Time to Serve (Effective): _____
years months days

Written plea agreement accepted: Oral sentence recommendation accepted:

Computer Use

JC _____

DC1 _____

DC2 _____

DC3 _____

EC _____

Restitution:

\$ _____

Fine:

\$ _____

DEPARTURE INFORMATION

Judge's Signature: _____ Sentencing date:

A

A

FRAUD - PRISON IN/OUT DECISION

Type of primary offense:

Add Score



- A. **other than listed below**
 - 1 count 2
 - 2 counts 6
 - 3 or more counts 10
- B. **credit card theft**
 - 1 count 3
 - 2 or more counts 10
- C. **welfare or food stamp fraud (\$200 or more)**
 - 1 count 1
 - 2 or more counts 2
- D. **passing bad checks (\$200 or more), credit card fraud (\$200 or more), receiving goods from credit (\$200 or more), making false statements to obtain goods or utilities (\$200 or more)**
 - 1 count 0
 - 2 counts 1
 - 3 or more counts 7
- E. **forging coins, checks or bank notes, or other writings; uttering; making or possessing forging instruments**
 - 1 count 1
 - 2 counts 2
 - 3 or more counts 4

Additional offenses

Years

Add Score



(including counts) at conviction, with maximum penalties totaling:

- less than 5 0
- 5 - 14 1
- 15 - 29 2
- 30 - 39 3
- 40 or more 4

Prior adult convictions,

Years

Add Score



with maximum penalties totaling:

- less than 2 0
- 2 - 7 1
- 8 - 17 2
- 18 - 24 3
- 25 - 35 4
- 36 or more 5

Prior adult property convictions

Number

Add Score



(felonies only):

- 1 - 2 1
- 3 - 4 3
- 5 4
- 6 or more 5

Prior adult criminal misdemeanor

Number

Add Score



convictions:

- 1 - 3 1
- 4 - 6 2
- 7 or more 3

Prior adult incarcerations:

If yes, add 3



Prior adult revocations of parole, supervised probation or CDI:

If yes, add 3



Prior juvenile record:

If yes, add 1



Legally restrained at time of offense:

Add Score



- A. none 0
- B. other than parole, supervised probation or CDI 4
- C. parole, supervised probation or CDI 9

TOTAL SCORE =



*If total is 9 or less, go to work sheet "B."
If total is 10 or more, go to work sheet "C."*

B

FRAUD - PROBATION/JAIL DECISION

B

Type of primary offense:	Add Score
A. other than listed below	
1 count	1
2 or more counts	3
B. credit card theft	
(any number of counts)	5
C. welfare fraud or food stamp fraud (\$200 or more)	
1 count	0
2 or more counts	5
D. passing bad checks (\$200 or more) ; credit card fraud (\$200 or more), or receiving goods from credit card (\$200 or more); making false statement to obtain goods or utilities (\$200 or more)	
1 count	3
2 or more counts	6
E. forging coins, checks, bank notes, or other writings; uttering; making or possessing forging instruments	
(any number of counts)	5

Additional offenses	Years	Add Score
(including counts) at conviction, with maximum penalties totaling:	less than 2	0
	2 - 9	1
	10 - 18	2
	19 - 27	3
	28 - 36	4
	37 or more	5

Prior adult convictions, with maximum penalties totaling:	Years	Add Score
	less than 2	0
	2 - 5	1
	6 - 10	2
	11 - 16	3
	17 - 21	4
	22 - 27	5
	28 - 32	6
	33 - 38	7
	39 or more	8

Prior juvenile record: If yes, add **2**

Legally restrained at time of offense: If yes, add **4**

TOTAL SCORE =

See FRAUD PROBATION / JAIL TABLE to convert score to guidelines sentence.

Guidelines sentence (check one):	No incarceration: <input type="checkbox"/>	Jail: <input type="checkbox"/>
If jail, range: _____		

C

C

FRAUD - PRISON LENGTH DECISION

Type of primary offense:	Add Score	
A. other than listed below		
1 - 2 counts	22	
3 counts	40	
4 or more counts	81	
B. credit card theft		
(any number of counts)	23	
C. welfare fraud or food stamp fraud (\$200 or more)		
(any number of counts)	13	
D. passing bad checks (\$200 or more), credit card fraud (\$200 or more), receiving goods from credit (\$200 or more), making false statements to obtain goods or utilities (\$200 or more)		
1 count	19	
2 counts	32	
3 or more counts	42	
E. forging, coins, checks, bank notes, or other writings; uttering; making or possessing forging instruments		
1 count	19	
2 counts	24	
3 counts	27	
4 or more counts	31	

Additional offenses	Years	Add Score	
(including counts) at conviction, each having a maximum penalty of:			
	less than 2	0	
	2, 3	1	
	4, 5	2	
	10	4	
	20	8	
	30	12	
	40 or more	16	

Prior adult convictions, each having a maximum penalty of:	Years	Add Score	
	less than 20	0	
	20, 30	1	
	40 or more	2	

Prior adult fraud convictions (felonies only):	Add Score	
<u>Number</u> <u>score</u>	<u>Number</u> <u>score</u>	
1 1	6 7	
2 2	7 9	
3 4	8 10	
4 5	9 or more 11	
5 6		

Prior juvenile record:	If yes, add	4
		<input type="checkbox"/>

Score the following if the primary offense has a 5 year maximum penalty.	Score the following if the primary offense has a 10 or 20 year maximum penalty.
Legally restrained at time of offense:	Legally restrained at time of offense:
score	score
A. none 0	A. none 0
B. other than parole, supervised probation or CDI 1	B. other than parole, supervised probation or CDI 8
C. supervised probation or CDI 10	C. supervised probation or CDI 20
D. parole 21	D. parole 45
TOTAL SCORE = <input type="text"/>	

See FRAUD PRISON LENGTH TABLE for guidelines sentence range.

GUIDELINES RANGE			
Prison sentence range midpoint:	<input type="text"/>	&	<input type="text"/>
	years		months
Sentence range:	<input type="text"/>	&	<input type="text"/>
	years		months
	<input type="text"/>	to	<input type="text"/>
	years		months