



# Sentencing Guidelines Cover Sheet

Scheduled Sentencing Date:

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

Complete this form ONLY for applicable felonies sentenced on or after July 1, 2021.

## 1 OFFENDER

First \_\_\_\_\_ Middle \_\_\_\_\_ Last \_\_\_\_\_ Suffix \_\_\_\_\_

Date of Birth: \_\_\_\_\_  
Month Day Year

Social Security Number: \_\_\_\_\_

CCRE:  V  A \_\_\_\_\_

CORIS Offender ID: \_\_\_\_\_

PSI: \_\_\_\_\_

## 2 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 \_\_\_\_\_

## 3 CONVICTIONS

Offense	Counts	VCC	Offense Date
Primary Offense	_____	_____	____/____/____ <small>Month Day Year</small>

For a comprehensive list of all offenses in the sentencing event, please refer to the **Docket Details** page following **Section D**.

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 \_\_\_\_\_

## 4 METHOD OF ADJUDICATION

Jury Trial     Sentence Set by Jury \_\_\_\_\_  
Years Months Days

Life     Juvenile     Fine Only

Bench Trial     Guilty Plea     Alford Plea/Nolo contendere

## 5 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     No Recommendation Offense  
(Primary offense does not yield a recommendation)  
 Incarceration **(Enter Midpoint and Range Below)**
- Range Midpoint** \_\_\_\_\_  
Years Months Days
- Sentence Range** \_\_\_\_\_ **TO** \_\_\_\_\_  
Years Months Days
- Recommendation Adjusted for **Mandatory Minimum**

## 6 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



# Drug/Schedule I/II ❖ Section A

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

## ◆ Primary Offense

A. Possess Schedule I or II drug or First offender violation	
1 count .....	1
2 counts .....	3
3 counts .....	8
B. Sell, distribute, possession with intent, etc., Schedule I or II drug	
1 count .....	12
2 counts .....	13
3 counts .....	14
4 counts .....	15
C. Manufacture Schedule I/II drug § 18.2-248(C) or Methamphetamine (1st or 2nd conviction) § 18.2-248(C1)	
1 count .....	12
2 counts .....	13
3 counts .....	14
4 counts .....	15
D. Accommodation - Sell, distribute, possession with intent Schedule I or II drug	
1 count .....	5
2 counts .....	7
E. Sell, etc., imitation Schedule I or II drug (1 count) .....	4
F. Possess precursors with intent to manufacture methamphetamine (1 count).....	6
G. Sell, etc., Schedule I or II drug to minor (1 count) .....	11

Score

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

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

0	
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## ◆ Additional Offenses Total the maximum penalties for additional offenses, including counts

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

0	
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## ◆ Knife or Firearm in Possession at Time of Offense \_\_\_\_\_ If YES, add 2

0	
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## ◆ Conviction in Current Event Requiring Mandatory Minimum Term (6 mos or more) If YES, add 9

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 7.....	0
7 - 26 .....	1
27 - 48 .....	2
49 or more .....	3

0	
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## ◆ Prior Incarcerations/Commitments \_\_\_\_\_ If YES, add 2

0	
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## ◆ Prior Felony Drug Convictions/Adjudications

Primary offense: F: Possession of Methamphetamine precursors	
Number of Counts	Points
1.....	3
2 or more .....	6

Primary offense: All other offenses	
Number of Counts	Points
1 - 2 .....	1
3 - 4 .....	2
5.....	3
6 or more .....	4

0	
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## ◆ Prior Juvenile Record \_\_\_\_\_ If YES, add 1

0	
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## ◆ 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	
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SCORE THE FOLLOWING FACTOR **ONLY** IF PRIMARY OFFENSE IS **A: POSSESSION OF SCHEDULE I/II DRUG** (§ 18.2-250(A,a))

## ◆ Two or More Prior Felony Convictions/Adjudications \_\_\_\_\_ If YES, add 2

For Possession, Possession with Intent, Distribution, Manufacture or Sale of Schedule I or II Drug, etc.

0	
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**Total Score** \_\_\_\_\_

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

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# Drug/Schedule I/II Section B

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

## ◆ Primary Offense \_\_\_\_\_

- A. Possess Schedule I or II drug or First offender violation
  - 1 count .....3
  - 2 counts.....6
- B. Accommodation - Sell, distribute, possession with intent Schedule I or II drug
  - 1 count .....8
  - 2 counts.....9
- C. Sell, etc., imitation Schedule I or II drug (1 count).....4
- D. Possession of methamphetamine precursors (1 count).....6

**Score**

0	
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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 - 28 .....4
- 29 - 38 .....5
- 39 or more .....6

0	
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## ◆ 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	
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## ◆ Knife or Firearm in Possession at Time of Offense \_\_\_\_\_ If YES, add 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 1 .....0
- 1 - 22 .....1
- 23 - 43 .....2
- 44 or more .....3

0	
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## ◆ Prior Misdemeanor Convictions/Adjudications (Excludes Traffic) \_\_\_\_\_

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

0	
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## ◆ Prior Incarcerations/Commitments \_\_\_\_\_

Primary offense:

D. Possession of methamphetamine precursors If YES, add 2
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Primary offense:

All other offenses If YES, add 1
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0	
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## ◆ Prior Juvenile Record \_\_\_\_\_ If YES, add 1 →

0	
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## ◆ 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	
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SCORE THE FOLLOWING FACTOR **ONLY** IF PRIMARY OFFENSE IS **A: POSSESSION OF SCHEDULE I/II DRUG** (§18.2-250(A,a))

## ◆ Two or More Prior Felony Convictions/Adjudications \_\_\_\_\_ If YES, add 2 →

For Possession, Possession with Intent, Distribution, Manufacture or Sale of Schedule I or II Drug, etc.

0	
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## Total Score \_\_\_\_\_ →

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

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# Drug/Schedule I/II Section C

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

## ◆ Primary Offense

— Prior Record Classification —

	<input type="checkbox"/> Category I	<input type="checkbox"/> Category II	<input type="checkbox"/> Other	
	<i>(scores for attempted/conspired offenses are in parentheses)</i>			
A. Possess Schedule I or II drug or First offender violation				
Attempted, conspired or completed:				
1 count.....	20	10	5	
2 counts.....	28	14	7	
3 counts.....	36	18	9	
B. Sell, Distribute, Possession with intent, etc., Schedule I or II drug				
Completed (Attempted or Conspired):				
1 count.....	60 (48)	36 (24)	12 (12)	
2 counts.....	80 (64)	48 (32)	16 (16)	
3 counts.....	95 (76)	57 (38)	19 (19)	
4 counts.....	130(104)	78 (52)	26 (26)	
C. Sell, etc., Schedule I or II drug, second offense				
Completed (Attempted or Conspired):				
1 count.....	110 (88)	66 (44)	22 (22)	
2 counts.....	310(248)	186(124)	62 (62)	
D. Sell, etc., Schedule I or II drug - third or subsequent offense				
Attempted, conspired or completed:				
1 count.....	175	105	35	
2 counts.....	390	234	78	
E. Manufacture Schedule I/II drug § 18.2-248(C) or Methamphetamine, 1st or 2nd offense, § 18.2-248(C1)				
Attempted, conspired or completed:				
1 count.....	130	78	26	
F. Sell, etc., Schedule I or II drug to minor				
Attempted, conspired or completed:				
1 count.....	60	30	15	
G. Accommodation—Sell, etc., Schedule I or II drug				
Attempted, conspired or completed:				
1 count.....	32	16	8	
2 counts.....	40	20	10	
H. Sell, etc., imitation Schedule I or II drug; Possession of methamphetamine precursors				
Attempted, conspired or completed:				
1 count.....	12	6	3	
2 counts.....	20	10	5	

Score

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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 (years)	5, 10	1	40 or more	5	→			
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## ◆ Additional Offenses Assign points to each additional offense (including counts) and total the points

Primary offense D: Sell, etc., Sch. I/II 3rd or Subsequent	
Years	Points
Less than 5	0
5, 10	2
20	4
30	6
40 or more	7

Primary offense: All other offenses	
Years	Points
Less than 5	0
5, 10	1
20	2
30	4
40 or more	5

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## ◆ Mandatory Minimum for Weapon Conviction(s) in Current Event Assign points to each additional offense with a mandatory minimum and total the points

2 Year Mandatory Minimum.....	13	3 Year Mandatory Minimum.....	25	5 Year Mandatory Minimum.....	32	→	0		
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## ◆ Firearm in Possession at Time of Offense If YES, add 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 5	0	30	3	→	0		
(years)	5, 10	1	40 or more	4				
	20	2						

## ◆ Prior Felony Drug Convictions/Adjudications

Primary offense D: Sell, etc., Sch. I/II 3rd or Subsequent	
Number of Counts	Score
2	9
3	10
4	17
5 or more	20

Primary offense: All other offenses	
Number of Counts	Score
1	2
2	3
3	5
4	7
5	8
6 or more	10

0		
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## ◆ Prior Felony Convictions/Adjudications Against Person

Number of Counts:	1	3	9	→	0		
	2	6	12				

## ◆ Prior Felony Property Convictions/Adjudications

Number of Counts:	1, 2	1	4 or more	3	→	0	0	
	3	2						

## ◆ Prior Juvenile Record If YES, add 1

0	0	
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## ◆ Legally Restrained at Time of Offense If YES, add 3

0	0	
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## ◆ Type of Additional Offense (Score if primary offense is E: Manufacture Methamphetamine § 18.2-248 (C1))

Additional offense of child present during manufacture of methamphetamine	→	0		
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## ◆ Sale/Quantity of Cocaine (Score if primary offense is B, C, D, or F: § 18.2-248(C) or §18.2-255(A))

Quantity of Cocaine: Less than 28.35 grams	0	28.35 g to less than 226.8 grams	36	226.8 grams or more	60	→	0		
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## Total Score

See Drug/Schedule I/II Section C Recommendation Table for guidelines sentence range.  
Then go to Section D Nonviolent Risk Assessment and follow the instructions.

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# Nonviolent Risk Assessment ~~❖~~ Drug/Schedule I/II 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
  - Older than 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 of Counts: 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	
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## Total Score

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

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**Drug/Schedule I or II  
Section D**

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



# Offense Details

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## Offender Name:

Offense	Counts	VCC	Offense Date	Docket No.
Primary Offense				
1.				

Additional Offense	Counts	VCC	Offense Date	Docket No.
1.				
2.				
3.				
4.				
5.				
6.				
7.				
8.				
9.				
10.				
11.				
12.				
13.				
14.				
15.				
16.				
17.				
18.				
19.				
20.				