



Sentencing Guidelines Cover Sheet

Scheduled Sentencing Date:

____/____/____

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

◆ OFFENDER

First _____ Middle _____ Last _____ Suffix _____

Date of Birth: _____ 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
_____	____	_____	____/____/____

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

Primary Offense Code Section § _____ Docket Number _____

◆ METHOD OF ADJUDICATION

- Jury Trial Sentence Set by Jury _____ Sentence Set by Judge
- 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
- Incarceration (**Enter Midpoint and Range Below**)

No Recommendation Offense
(Primary offense does not yield a recommendation)

Range Midpoint _____

Sentence Range _____ TO _____

Recommendation Adjusted for **Mandatory Minimum**



Final Disposition Fill In After Sentence Has Been Pronounced

Modification of Recommendation Based on Substantial Assistance, Acceptance of Responsibility or Expression of Remorse

The decision to modify the guidelines recommendation must be made by the judge. If the recommended low end is 3 years or less, the low end is adjusted to no incarceration. If recommended low end is more than 3 years, the low end is reduced by 50%.

If accepted by the court the

Adjusted Range is: _____ TO _____
Years Months Days Years Months Days

SENTENCE

Total Time Imposed Before Suspension Life Sentence +

Years	Months	Days

 Sentenced to Time Served

Total Effective Time to Serve Life Sentence +

Years	Months	Days

Incarceration Sentence to Run Concurrently With Another Event

Restitution \$ _____ Fine \$ _____

Post Release

Post Release Incarceration Term § 18.2-10 (suspended)

Years	Months	Days

(6 months to 3 years)

Post Release Supervision Period § 19.2-295.2(A)

Years	Months	Days

(6 months to 3 years)

Probation (Sentenced to no time, probation up to statutory maximum; Sentenced to incarceration, probation up to 5 years)

Probation Period (Supervised) § 19.2-303 Indefinite

Years	Months	Days

Good Behavior

Good Behavior Period (§ 19.2-306) _____ (Up to Statutory Maximum)
Years Months Days

Agreements and Other Details (check all that apply)

- 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

Other Sentencing Programs (check all that apply)

- Day Reporting
- Electronic Monitoring
- Intensive Probation
- Substance Abuse Treatment
- § 18.2-251/§ 18.2-258.1
- § 19.2-298.02, § 19.2-303.6 (Deferred Disposition)
- Community-Based Program _____
- CCAP
- Drug Court
- Youthful Offender
- DJJ Commitment Indeterminate Determinate
- Other _____

<small>Office Use Only</small>					

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

Accepted Nonviolent Risk Assessment recommendation, no departure reason needed.

<small>Office Use Only</small>					

SENTENCING DATE

<small>Month</small>		<small>Day</small>	<small>Year</small>		

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

<small>Office Use Only</small>					

Weapon/Firearm Section A

Offender Name: _____

◆ Primary Offense

- A. Maliciously or unlawfully discharge firearm, etc., in/at occupied building (1 count).....2
- B. Discharge firearm from vehicle (1 count).....1
- C. Possess firearm on school property (1 count).....1
- D. Possession of sawed-off shotgun (1 count).....2
- E. Carry concealed weapon, 2nd or 3rd offense (1 count).....2
- F. False statement on firearm consent form (1 count).....1
- G. Possession of firearm, other weapon, explosives or ammunition by convicted felon
 - 1 count3
 - 2 counts4

Score

0	
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◆ Primary Offense Remaining Counts Total the maximum penalties for counts of the primary not scored above

Primary offense:

A. Discharge firearm, etc., in/at occupied building

Maximum Penalty (years)	Points
5 - 7	2
8 - 18	3
19 - 28	4
29 - 38	5
39 or more	6

Primary offense: All other offenses

Maximum Penalty (years)	Points
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

Primary offense:

A. Discharge firearm, etc., in/at occupied building

Maximum Penalty (years)	Points
Less than 1	0
1 - 7	3
8 - 18	4
19 - 28	5
29 - 38	6
39 or more	7

Primary offense: All other offenses

Maximum Penalty (years)	Points
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 serious1
- Life threatening2

0	
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◆ Conviction in Current Event Requiring Mandatory Minimum Term (6 mos or more) – If YES, add 8

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 - 381
- 39 or more2

0	
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◆ Prior Criminal Misdemeanor Convictions (Excludes Traffic)

Primary offense:

E. Carry concealed weapon, 2nd or 3rd offense

Points	
1 - 6	1
7 or more	2

Primary offense: All other offenses

Do Not Score

0	
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◆ Prior Incarcerations/Commitments

If YES, add 4

0	
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◆ Legally Restrained at Time of Offense

Primary offense:

A. Discharge firearm, etc., in/at occupied building

Points	
None	0
Other than post-incarceration supervision.....	3
Post-incarceration supervision (supervision after incarceration)	6

Primary offense: All other offenses

Points	
None	0
Other than post-incarceration supervision.....	2
Post-incarceration supervision (supervision after incarceration)	5

0	
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◆ Type of Additional Offense(s)

Primary offense:

A. Discharge firearm, etc., in/at occupied building

Additional offense with VCC prefix of WPN or ASL..... 2

Primary offense: All other offenses

Do Not Score

0	
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SCORE THE FOLLOWING ONLY IF PRIMARY OFFENSE AT CONVICTION IS F: FALSE STATEMENT ON A FIREARM CONSENT FORM (§ 18.2-308.2:2(K))

◆ Basis of False Statement on Consent Form (listed below)

If YES, add 3

0	
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Prior felony conviction/juvenile adjudication for crime against person, Other prior felony conviction/juvenile adjudication within 4 years of current offense, Prior domestic assault misdemeanor conviction or Subject to protective order at time of offense

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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Weapon/Firearm Section B

Offender Name: _____

◆ Primary Offense

- A. Maliciously or unlawfully discharge firearm, etc., in/at occupied building (1 count).....8
- B. Discharge firearm from vehicle (1 count).....8
- C. Possess firearm on school property (1 count).....7
- D. Possession of sawed-off shotgun (1 count).....6
- E. Carry concealed weapon, 2nd or 3rd offense (1 count).....7
- F. False statement on firearm consent form (1 count).....1
- G. Possession of firearm, other weapon, explosives or ammunition by convicted felon (1 count).....7

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 - 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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◆ Prior Criminal Misdemeanor Convictions (Excludes Traffic)

Primary offense E: Carry concealed weapon, 2nd/3rd offense

Number of Counts	Score
1 - 2	1
3.....	2
4 or more	3

Primary offense: All other offenses

Do Not Score

0	
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◆ Victim Injury

Primary offense:

A. Discharge firearm, etc., in/at occupied building	Points
Threatened, emotional, physical or serious.....	3
Life threatening.....	4

Primary offense: All other offenses

	Points
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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Total Score

See **Weapon/Firearm Section B Recommendation Table** to convert score to guidelines sentence.

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Weapon/Firearm Section C

Offender Name: _____

— Prior Record Classification —

◆ Primary Offense

Category I Category II Other
(scores for attempted/conspired offenses are in parentheses)

- A. Unlawfully discharge firearm, etc. in/at occupied building
 - Attempted or conspired: 1 count (32) (16) (8)
 - Completed: 1 count 48 24 12
- B. Maliciously discharge firearm, etc. in/at occupied building
 - Attempted or conspired: 1 count (32) (16) (8)
 - Completed: 1 count 60 30 15
- C. Discharge firearm from vehicle (1 count) 48 24 12
- D. Possess firearm on school property (1 count) 32 16 8
- E. Possession of sawed-off shotgun (1 count) 36 18 9
- F. Carry concealed weapon, 2nd or 3rd offense (1 count) 32 16 8
- G. False statement on consent form (1 count) 32 16 8
- H. Possession of firearm, other weapon, explosives or ammunition by convicted felon (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 1
(years)

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

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

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◆ Firearm Used or Brandished

If YES, add 2 →

0	0		
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◆ Victim Injury

Threatened or emotional 2
 Physical or 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

Primary offense:

B. Maliciously discharge firearm, etc., in/at occupied building	Points
Maximum Penalty (years)	
Less than 20 0	
20, 30, 40 or more 5	

Primary offense: All other offenses

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

0			
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◆ Prior Felony Convictions/Adjudications Against Person

Primary offense:

B. Maliciously discharge firearm, etc., in/at occupied building	Points
Number of Counts	
1 5	
2 6	
3 7	
4 8	
5 or more 9	

Primary offense: All other offenses

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

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

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

0			
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◆ Legally Restrained at Time of Offense

If YES, add 2 →

0	0		
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Total Score

See **Weapon/Firearm Section C Recommendation Table** for guidelines sentence range.

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Offense Details

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.				