

Burglary/Dwelling ❖ Section A

Offender Name: _____

❖ Primary Offense _____

- A. Occupied dwelling with intent to commit a misdemeanor without deadly weapon (1 count) 1
B. Dwelling with intent to commit larceny, etc. without deadly weapon; Dwelling at night without deadly weapon
 1 count.....3
 2 counts.....5
 3 counts.....7
C. Dwelling at night with intent to commit larceny with deadly weapon (1 count).....7
D. Dwelling with intent to commit larceny, etc. with deadly weapon (1 count)5
E. Occupied dwelling with intent to commit misdemeanor with deadly weapon (1 count).....9
F. Dwelling with intent to commit murder, rape, robbery or arson with or without a deadly weapon (1 count).....14

Score

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❖ Primary Offense Remaining Counts Total the maximum penalties for counts of the primary not scored above _____

- Years: 5 - 14 1
15 - 27 2
28 - 43 3
44 or more 4

0	
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❖ Additional Offenses Total the maximum penalties for additional offenses, including counts _____

- Years: Less than 5 0
5 - 14 1
15 - 27 2
28 - 43 3
44 or more 4

0	
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❖ Conviction in Current Event Requiring Mandatory Minimum Term (6 mos or more) If YES, add 13 →

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❖ Weapon Used _____

- None 0
Simulated weapon or other than listed below 2
Knife 4
Firearm 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 20 - 31 3
2 - 8 1 32 - 41 4
9 - 19 2 42 or more 5

0	
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❖ Prior Adult Felony Property Convictions _____

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

0	
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❖ Prior Juvenile Property Adjudications _____

- Number: 1 - 2 1
of Counts 3 - 11 2
12 or more 3

0	
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❖ Prior Misdemeanor Convictions/Adjudications (Excludes Traffic) _____

- Number: 1 1
of Counts 2 - 4 2
5 - 6 3
7 - 9 4
10 or more 5

0	
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❖ Prior Incarcerations/Commitments _____ If YES, add 3 →

0	
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❖ Prior Revocations (Parole, Post-Release, or Supervised Probation (State, Federal, or Local)) — If YES, add 1 →

0	
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❖ Prior Juvenile Record _____ If YES, add 2 →

0	
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❖ Legally Restrained at Time of Offense _____

- None 0
Other 3
Parole, post-release, supervised probation, or supervised probation after incarceration 7

0	
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❖ Type of Additional Offense(s) _____

- Additional offense with VCC prefix of MUR 10
Additional offense of malicious wounding (§ 18.2-51) or aggravated malicious wounding (§ 18.2-51.2) 10
All others 0

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Total Score _____

If total is 13 or less, go to **Section B**. If total is 14 or more, go to **Section C**.

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Burglary/Dwelling ❖ Section B

Offender Name: _____

1 Primary Offense _____

- A. Dwelling with intent to commit larceny, etc. without deadly weapon (all counts)
1 count.....3
2 counts or more.....5
- B. Dwelling at night with intent to commit larceny, etc. without deadly weapon (all counts)
1 count.....3
2 counts or more.....5
- C. Other than listed above (all counts).....4

Score

0	
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2 Additional Offenses Total the maximum penalties for additional offenses, including counts _____

- Years: Less than 5.....0
5 or more.....2

0	
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3 Firearm Removed from Property During Burglary _____

If YES, add 1 →

0	
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4 Prior Convictions/Adjudications Total the maximum penalties for the 5 most recent and serious prior record events _____

- Years: 1 - 32.....1
(12 months = 1 year) 33 or more.....2

0	
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5 Prior Misdemeanor Convictions/Adjudications (Excludes Traffic) _____

- Number: 1 - 2.....1
of Counts 3 - 5.....2
6 - 8.....3
9 or more.....4

0	
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6 Prior Juvenile Record _____

If YES, add 4 →

0	
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7 Legally Restrained at Time of Offense _____

If YES, add 4 →

0	
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Total Score _____

See Burglary/Dwelling Section B Recommendation Table to convert score to guidelines sentence.

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Burg.Dwelling/Section B

Burglary/Dwelling ❖ Section C

Offender Name: _____

❖ **Primary Offense** _____ ☐ **Prior Record Classification** ☐ **Category I** ☐ **Category II** ☐ **Other**
(scores for attempted/conspired offenses are in parentheses)

Dwelling Without Weapon

A. Occupied dwelling with intent to commit a misdemeanor without deadly weapon (1 count) 48 32 16

B. Dwelling with intent to commit murder, rape, robbery or arson without deadly weapon

Completed: 1 count 90 60 30

Attempted/conspired: 1 count (60) (30) (15)

C. Dwelling with intent to commit larceny, etc. without deadly weapon

Completed: 1 count 51 34 17

Attempted/conspired: 1 count (36) (18) (9)

D. Dwelling at night with intent to commit larceny etc. without deadly weapon

Completed: 1 count 54 36 18

Attempted/conspired: 1 count (36) (18) (9)

Dwelling With Weapon

E. Occupied dwelling with intent to commit misdemeanor with deadly weapon

Completed: 1 count 114 76 38

Attempted/conspired: 1 count (76) (38) (19)

F. Dwelling with intent to commit larceny, etc. with deadly weapon

Completed: 1 count 90 60 30

Attempted/conspired: 1 count (60) (30) (15)

G. Dwelling with intent to commit murder, rape, robbery or arson with deadly weapon; or Dwelling at night with intent to commit larceny, etc. with deadly weapon

Completed: 1 count 168 112 56

2 counts 456 304 152

Attempted/conspired: 1 count (112) (56) (28)

2 counts (240) (152) (76)

3 counts (304) (152) (76)

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: 5, 10 1

(years) 20 3

Life 6

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

Maximum Penalty: Less than 4 0 30 4

(years) 4, 5, 10, 15 1 40, 50, Life 6

20 3

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❖ **Weapon Used** _____

Other than listed below 0

Knife or firearm 12

0		
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❖ **Physical, Serious Physical, or Life Threatening Victim Injury** _____ If YES, add 10

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

(years) 5, 10, 15 1

20 2

30 3

40, 50, Life 5

0		
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❖ **Prior Felony Burglary Convictions/Adjudications** _____

Number of Counts: 1 2

2 3

3 5

4 6

5 8

6 or more 9

0	0	
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❖ **Prior Felony Convictions/Adjudications Against Person** _____

Number of Counts: 1 4 3 13

2 9 4 or more 17

0		
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❖ **On Parole, Post-Release, or Supervised Probation at Time of Offense** _____ If YES, add 3

0	0	
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❖ **Type of Additional Offense(s)** _____

Additional Offense of Murder with a statutory maximum of 40 years or more 140

Additional Offense of Murder with a statutory maximum of 20 years or less 74

Additional Offense of Completed Aggravated Malicious Wounding (§ 18.2-51.2) 55

Additional Offense of Completed Malicious Wounding (§ 18.2-51) 35

Additional Offense of Attempted/Conspired Malicious or Aggravated Malicious Wounding 8

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Total Score _____

See Burglary/Dwelling Section C Recommendation Table for guidelines sentence range.

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