Larceny

The sentencing guidelines for this section apply to the following offenses:

Relevant Code of Virginia Statutes	Relevant Virginia Crime Codes (VCC)
18.2-22	Use VCC for actual offense and change "F" to "C" in the code.
18.2-23(B)	LAR-2304-F9 (1-20 yrs.)
18.2-26	Use VCC for actual offense and change "F" to "A" in the code.
18.2-95(A)	LAR-2361-F9 (1-20 yrs.)
18.2-95(A)	LAR-2359-F9 (1-20 yrs.) LAR-2404-F9 (1-20 yrs.)
18.2-95(A)	LAR-2383-F9 (1-20 yrs.)
18.2-97	LAR-2317-F5 (1-10 yrs.)
18.2-98	LAR-2334-F9 (1-20 yrs.)
18.2-102	LAR-2412-F6 (1-5 yrs.)
18.2-103	LAR-2354-F9 (1-20 yrs.)
18.2-108	LAR-2808-F9 (1-20 yrs.)
18.2-108.01(A)	LAR-2302-F9 (2-20 yrs.)
18.2-108.01(B)	LAR-2303-F5 (1-10 yrs.)
18.2-108.1	LAR-2817-F6 (1-5 yrs.)
18.2-109	LAR-2810-F6 (1-5 yrs.)
18.2-111	LAR-2707-F9 (1-20 yrs.)
18.2-115	LAR-2379-F9 (1-20 yrs.)
18.2-117	LAR-2321-F9 (1-20 yrs.)
18.2-118	LAR-2381-F9 (1-20 yrs.)

Conspiracies or attempts to commit the offenses appearing in the above table are guidelines offenses. A worksheet should be completed.

If the statute number and VCC for the primary offense do not appear on this table, sentencing guidelines do not apply. No worksheets should be completed.

If the VCC is listed above, guidelines apply to offenses committed prior to July 1, 2018 (with a value of $200 or more) offenses committed between July 1, 2018 and June 30, 2020 (with a value of $500 or more) and offenses committed on or after July 1, 2020 (with a value of $1,000 or more).

Larceny ❖ Section A

1 Primary Offense

Enter the score corresponding to the number of counts if the primary offense at conviction was:

A.		Attempted or conspired larceny offense (Except LAR-2304-F9 and LAR-2321-F9)	18.2-22 or 18.2-26
B.	LAR-2304-F9*	Conspire to commit/assist in larceny w/aggregate value ≥ $1000	18.2-23(B)
C.	LAR-2359-F9	Grand Larceny - $1000 or more not from person	18.2-95(ii)
D.	LAR-2361-F9	Grand larceny - $5 or more from person	18.2-95(ii)
E.	LAR-2404-F9	Grand larceny auto	18.2-95(ii)
F.	LAR-2383-F9	Larceny of firearms, regardless of value, not from person	18.2-95(iii)
G.	LAR-2317-F5	Larceny of animals (dog, horse, pony, mule, cow etc.)	18.2-97
H.	LAR-2334-F9	Larceny of bank notes, checks, etc worth $1000 or more	18.2-98
I.	LAR-2412-F6	Unauthorized use of animal, auto, boat worth $1000 or more	18.2-102
J.	LAR-2354-F9	Shoplift, alter price tags > $1000	18.2-103
K.	LAR-2808-F9	Receive stolen goods - $1000 or more	18.2-108
L.	LAR-2302-F9	Receive stolen goods, intent to sell - $1000 or more	18.2-108.01(A)
M.	LAR-2303-F5	Receive stolen goods, intent to sell - aggregate $1000 or more	18.2-108.01(B)
N.	LAR-2817-F6	Receive stolen firearm	18.2-108.1
O.	LAR-2810-F6	Receipt or transfer, vehicle, aircraft or boat	18.2-109
P.	LAR-2707-F9	Embezzlement, $1000 or more	18.2-111
Q.	LAR-2379-F9	Conversion by fraud property titled to another $1000 or more	18.2-115
R.	LAR-2321-F9*	Bailee, fail to return animal, auto, etc. - $1000 or more	18.2-117
S.	LAR-2381-F9	Fail to return leased personal property, $1000 or more	18.2-118

***Attempted and conspired offenses are scored the same as a completed act**

Violations of deferred findings (§§ 18.2-251, 18.2-258.1, 19.2-298.02, or 19.2-303.6) are scored as a conviction for the underlying offense

2 Primary Offense Remaining Counts (Number of Counts)

Calculate the total number of remaining counts for the primary offense that were not scored under the Primary Offense factor above. Then locate that total within the applicable range and record the corresponding point value.

3 Additional Offenses (Add Statutory Maximums)

Additional offenses are offenses included in the same sentencing event as the primary offense but assigned a different VCC (Virginia Crime Code) than the primary offense.

Add the maximum penalties for all additional offenses (including counts). Locate the total in the maximum penalty range and record the corresponding points.

4 Prior Convictions/Adjudications Counts (Number of Counts)

Determine the total number of convictions or adjudications in the defendant's complete criminal history. Include all convictions or adjudications prior to the sentencing date for: misdemeanors, criminal traffic offenses, local ordinance violations, and felonies.

For juvenile adjudications, include only delinquent offenses; do not count status offenses. For adults, exclude deferred disposition cases. Traffic infractions are not counted. Do not score Probation Violations or Good Behavior/Suspended Sentence Violations for this factor.

Determine the total number of prior conviction/adjudication counts, find the corresponding range, and record the assigned score.

5 Mandatory Minimum in Current Event

Assign points only if at least one offense (primary or additional offense) in the current sentencing event carries a mandatory minimum penalty. Refer to Appendix B or the VCC book for offenses that carry mandatory minimum time. The conviction must be part of the current sentencing event.

6 Prior Incarcerations/ Commitments

Enter points if the offender has one or more periods of incarceration resulting from an effective jail or prison sentence. Count any incarceration sentence the offender has served or is currently serving, including boot camp, diversion center, detention center, or CCAP. Also include commitments to juvenile institutions or post-dispositional confinement in secure detention following an adjudication of delinquency. Do not score pre-trial or pre-sentence custody unless the offender was sentenced to time served.

7 Prior Juvenile Record

Enter points if the offender has any adjudications of delinquency. These include any violation that has a VCC. Criminal traffic adjudications are delinquent offenses; traffic infractions are not scored. Do not score this factor if the offender has a prior juvenile record consisting of only status offenses (e.g., incorrigibility, truancy, etc.).

8 Legally Restrained at Time of Offense

Score this factor based on the type of legal restraint that is assigned the most points.

Enter points if the defendant was under any of the following forms of supervision or legal obligation at the time of the offense. Do not rely solely on the catchwords to score this factor. Refer to the General Instructions for definitions.

Parole: The defendant was under an obligation to a parole board on the date of the offense.

Post-release: The defendant was under post-release supervision or probation as defined in §§ 19.2-295.2 or 18.2-10 on the date of the offense.

Supervised Probation after Incarceration: The defendant was on state, federal, or local supervised probation on the date of the offense after serving time in jail or prison.

Supervised Probation: The defendant was on state, federal, or local supervised probation on the date of the offense after receiving a probation sentence with no active incarceration.

Other: The defendant had another court-ordered obligation or was in violation of a restriction imposed by a court or administrative body on the date of the offense that is not defined above (e.g., a condition of good behavior).

9 Go to the next appropriate section.

If the total score is "18" or less the guidelines sentence is Probation/No Incarceration. If the total score is "19" or more go to Larceny Section C.

Larceny — Section A

Offender Name: _____

❶ Primary Offense

(scores for attempted/conspired offenses are in parentheses)

A.		Attempted or conspired larceny (Except LAR-2304-F9 and LAR-2321-F9) (1 count)	(4)
B.	LAR-2304-F9*	Conspire to commit or assist in larceny w/aggregate value ≥ $1000 (1 count)	3
C.	LAR-2359-F9	Grand Larceny - $1000 or more not from person (1 count)	6
D.	LAR-2361-F9	Grand larceny - $5 or more from person (1 count)	10
E.	LAR-2404-F9	Grand larceny auto (1 count)	5
F.	LAR-2383-F9	Larceny of firearms, regardless of value, not from person (1 count)	4
G.	LAR-2317-F5	Larceny of animals (dog, horse, pony, mule, cow etc.) (1 count)	6
H.	LAR-2334-F9	Larceny of bank notes, checks, etc worth $1000 or more (1 count)	9
I.	LAR-2412-F6	Unauthorized use of animal, auto, boat worth $1000 or more (1 count)	9
J.	LAR-2354-F9	Shoplift, alter price tags > $1000 (1 count)	7
K.	LAR-2808-F9	Receive stolen goods - $1000 or more (1 count)	6
L.	LAR-2302-F9	Receive stolen goods, intent to sell - $1000 or more (1 count)	8
M.	LAR-2303-F5	Receive stolen goods, intent to sell - aggregate $1000 or more (1 count)	11
N.	LAR-2817-F6	Receive stolen firearm (1 count)	8
O.	LAR-2810-F6	Receipt or transfer, vehicle, aircraft or boat (1 count)	7
P.	LAR-2707-F9	Embezzlement, $1000 or more (1 count)	8
Q.	LAR-2379-F9	Conversion by fraud property titled to another $1000 or more (1 count)	6
R.	LAR-2321-F9*	Bailee, fail to return animal, auto, etc. - $1000 or more (1 count)	3
S.	LAR-2381-F9	Fail to return leased personal property, $1000 or more (1 count)	8

**** Attempted and conspired offenses are scored the same as a completed act.***

Score ▼ [ ]

❷ Primary Offense Remaining Counts (Number of Counts)

Remaining Counts:	0	0
	1	2
	2 or more	3

[0]

❸ Additional Offenses (Statutory Maximums) Total the maximum penalties for additional offenses, including counts

Years:	0	0
(12 Months = 1 Year)	1 to 10	2
	11 to 20	3
	21 or more	4

[0]

❹ Prior Convictions/Adjudications Counts (Number of Counts)

Number of convictions/adjudications for misdemeanors and felonies

Number of Counts:	0 to 1 prior convictions	0
	2 to 4 prior convictions	1
	5 to 10 prior convictions	3
	11 or more prior convictions	4

[0]

❺ Mandatory Minimum in Current Event

If YES, add 16 → [ ]

❻ Prior Incarcerations/Commitments

If YES, add 8 → [0]

❼ Prior Juvenile Record

If YES, add 2 → [0]

❽ Legally Restrained at Time of Offense

None	0
Other	6
Parole, post-release, supervised probation, or supervised probation after incarceration	8

[0]

Total Score

[ ]

If total is **18** or less, the guidelines sentence is **Probation/No Incarceration**.
If total is **19** or more, go to **Section C**.

Larceny/Section A

Larceny ❖ Section C

1 Primary Offense

Enter the score corresponding to the number of counts if the primary offense at conviction was:

A.	Attempted or conspired larceny offense (Except LAR2334F9, LAR2412F9 or LAR2303F9)		18.2-22/18.2-26
B.	LAR-2304-F9	Conspire to commit/assist in larceny w/aggregate value ≥ $1000	18.2-23(B)
C.	LAR-2359-F9	Grand Larceny - $1000 or more not from person	18.2-95(ii)
D.	LAR-2361-F9	Grand larceny - $5 or more from person	18.2-95(ii)
E.	LAR-2404-F9	Grand larceny auto	18.2-95(ii)
F.	LAR-2383-F9	Larceny of firearms, regardless of value, not from person	18.2-95(iii)
G.	LAR-2317-F5	Larceny of animals (dog, horse, pony, mule, cow etc.)	18.2-97
H.	LAR-2334-F9*	Larceny of bank notes, checks, etc worth $1000 or more	18.2-98
I.	LAR-2412-F6*	Unauthorized use of animal, auto, boat worth $1000 or more	18.2-102
J.	LAR-2354-F9	Shoplift, alter price tags > $1000	18.2-103
K.	LAR-2808-F9	Receive stolen goods - $1000 or more	18.2-108
L.	LAR-2302-F9	Receive stolen goods, intent to sell - $1000 or more	18.2-108.01(A)
M.	LAR-2303-F5*	Receive stolen goods, intent to sell - aggregate $1000 or more	18.2-108.01(B)
N.	LAR-2817-F6	Receive stolen firearm	18.2-108.1
O.	LAR-2810-F6	Receipt of transfer, vehicle, aircraft or boat	18.2-109
P.	LAR-2707-F9	Embezzlement, $1000 or more	18.2-111
Q.	LAR-2379-F9	Conversion by fraud property titled to another $1000 or more	18.2-115
R.	LAR-2321-F9	Bailee, fail to return animal, auto, etc. - $1000 or more	18.2-117
S.	LAR-2381-F9	Fail to return leased personal property, $1000 or more	18.2-118

***Attempted and conspired offenses are scored the same as a completed act**

Violations of deferred findings (§§ 18.2-251, 18.2-258.1, 19.2-298.02, or 19.2-303.6) are scored as a conviction for the underlying offense

2 Primary Offense Remaining Counts (Number of Counts)

Calculate the total number of remaining counts for the primary offense that were not scored under the Primary Offense factor above. Then locate that total within the applicable range and record the corresponding point value.

3 Additional Offenses (Add Statutory Maximums)

Additional offenses are offenses included in the same sentencing event as the primary offense but assigned a different VCC (Virginia Crime Code) than the primary offense.

Identify each additional offense and its statutory maximum penalty.

Assign points to each count of the additional offense based on the statutory maximum penalty. After assigning points to all additional offenses and their counts, total the points and record the total.

4 Type of Additional Offense

Enter the appropriate points if the current sentencing event includes an additional felony offense with a VCC prefix of “ASL,” “MUR,” “ROB,” or “WPN.” If more than one qualifying offense is present, do not total the points. Assign points only once, based on the VCC prefix with the highest point value.

5 Mandatory Minimum in Current Event

Assign points to each additional offense that carries a mandatory minimum penalty listed on the worksheet and enter the total points. Appendix B and the VCC book identify offenses that carry the required mandatory minimum term for a completed act.

6 Weapon Used at Time of Offense

Score this factor for any offense at conviction, not only the primary offense.

Enter points if the offender or a codefendant used, brandished, or threatened to use a weapon. Refer to the Weapons section of the General Instructions for weapons definitions.

Possession of a weapon is not scored. The weapon must be used, brandished, feigned, or threatened during the commission of a crime in this sentencing event.

7 Prior Incarceration/Commitment

Select the appropriate block based on the primary offense.

Count any incarceration sentence the offender has served or is currently serving, including boot camp, diversion center, detention center, or CCAP. Also include commitments to juvenile institutions or post-dispositional confinement in secure detention following an adjudication of delinquency. Do not score pre-trial or pre-sentence custody unless the offender was sentenced to time served.

Assign the appropriate points for “Less Than 12 Months” if the individual has served, or is currently serving, an effective sentence of 1 day to less than 12 months at the time of sentencing.

Assign the appropriate points for “1 Year (12 Months) or More” if the individual has served, or is currently serving, an effective sentence of 1 year or more at the time of sentencing. For scoring purposes, 12 months is equivalent to 1 year. If multiple offenses from a single sentencing event result in a combined effective sentence of 12 months or more, assign points even if no single offense received a sentence of 12 months or more.

8 Prior Larceny Convictions/ Adjudications (Number of Counts)

Review the offender’s criminal record to identify any prior larceny felony or misdemeanor convictions. A prior conviction is any offense, other than the instant offense(s), for which the offender was convicted before the current sentencing event.

Offenses that are pending sentencing in another court must also be treated as prior convictions, even if the offense occurred after the instant offense.Only offenses with a Virginia Crime Code (VCC) prefix of “LAR” qualify for inclusion.

Determine the total number of qualifying larceny conviction counts in the defendant’s prior record. After calculating the total, locate the corresponding range in the table and enter the applicable score.

9 Legally Restrained at Time of Offense

Score this factor based on the type of legal restraint that is assigned the most points.

Enter points if the defendant was under any of the following forms of supervision or legal obligation at the time of the offense. Do not rely solely on the catchwords to score this factor. Refer to the General Instructions for definitions.

Parole: An obligation to a parole board on the date of the offense.

Post-release: Under probation or post-release supervision defined in §§ 19.2-295.2 or 18.2-10 on the date of the offense.

Supervised Probation after Incarceration: On state, federal, or local supervised probation on the date of the offense after serving time in jail or prison.

Supervised Probation: On state, federal, or local supervised probation on the date of the offense after being sentenced to probation with no active time to serve.

Other: Some obligation to the court or violation of a court or administrative body restriction on the date of the offense. Not defined above.

10 Amount of Embezzlement

Score this factor only if the primary offense is an embezzlement conviction (attempted, conspired or completed) under §18.2-111 LAR 2707-F9.

Enter the appropriate score based on the dollar amount or value of goods embezzled. Determine the amount embezzled from official reports (e.g., police reports). The embezzlement amount is scored based on the amount for which the offender was convicted.

11 Record the guidelines sentence.

Refer to the Larceny Section C Recommendation Table which follows these instructions to convert the total score to the guidelines sentence. Then, go to Section D Nonviolent Risk Assessment and follow the instructions. When completing the cover sheet, record the guidelines recommendation from Section C (midpoint and range) AND the Nonviolent Risk Assessment recommendation from Section D.

Larceny ❖ Section C

Offender Name: _____

❶ Primary Offense

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

A.	Attempted or conspired larceny (1 count)		(3)	(2)	(1)
B.	LAR-2304-F9	Conspire to commit or assist in larceny w/aggregate value ≥ $1000 (1 count)	11	10	7
C.	LAR-2359-F9	Grand Larceny - $1000 or more not from person (1 count)	6	5	3
D.	LAR-2361-F9	Grand larceny - $5 or more from person (1 count)	12	10	6
E.	LAR-2404-F9	Grand larceny auto (1 count)	8	7	4
F.	LAR-2383-F9	Larceny of firearms, regardless of value, not from person (1 count)	8	6	3
G.	LAR-2317-F5	Larceny of animals (dog, horse, pony, mule, cow etc.) (1 count)	8	6	4
H.	LAR-2334-F9*	Larceny of bank notes, checks, etc worth $1000 or more (1 count)	3	1	1
I.	LAR-2412-F6*	Unauthorized use of animal, auto, boat worth $1000 or more (1 count)	3	2	1
J.	LAR-2354-F9	Shoplift, alter price tags > $1000 (1 count)	4	3	2
K.	LAR-2808-F9	Receive stolen goods - $1000 or more (1 count)	4	3	1
L.	LAR-2302-F9	Receive stolen goods, intent to sell - $1000 or more (1 count)	12	10	7
M.	LAR-2303-F5*	Receive stolen goods, intent to sell - aggregate $1000 or more (1 count)	3	2	1
N.	LAR-2817-F6	Receive stolen firearm(1 count)	6	4	2
O.	LAR-2810-F6	Receipt of transfer, vehicle, aircraft or boat (1 count)	5	4	2
P.	LAR-2707-F9	Embezzlement, $1000 or more (1 count)	9	8	5
Q.	LAR-2379-F9	Conversion by fraud property titled to another $1000 or more (1 count)	10	8	5
R.	LAR-2321-F9	Bailee, fail to return animal, auto, etc. - $1000 or more (1 count)	4	3	2
S.	LAR-2381-F9	Fail to return leased personal property, $1000 or more (1 count)	4	3	1

***Attempted and conspired offenses are scored the same as a completed act**

Score → 0

❷ Primary Offense Remaining Counts (Number of Counts)

Remaining counts:		
	0	0
	1 or more	1

→ 0 0

❸ Additional Offenses (Statutory Maximums) Assign points to each additional offense (including counts) and total the points

Primary offense: A: Attempted/Conspired
H: Larceny of bank notes and S: Fail to return property

Statutory Maximum Penalty (years)	Points
0, Less than 5	0
5,10,15	1
20	3

Primary offense: All other offenses

Statutory Maximum Penalty (years)	Points
0, 1, 2	0
3, 5	1
10	2
20	4

→ 0 0

❹ Type of Additional Offense (Score if any additional offense includes the following prefix)

Other	0
Felony with prefix of ROB or WPN	5
Felony with prefix of ASL or MUR	9

→ 0 0

❺ Mandatory Minimum in Current Event Assign points to each additional offense with a mandatory minimum and total the points

Less than 2 Year Mandatory Minimum.....0 2 to 3 Year Mandatory Minimum.....1 5 Years or More Mandatory Minimum.....2 →

❻ Weapon Used — If YES, add 4 → 0 0

❼ Prior Incarceration/Commitment

Primary offense A, H and S:

No	0
Yes	2

Primary offense: All other offenses

No	0
Yes	7

→ 0 0

❽ Prior Larceny Convictions/Adjudications Counts (Number of Counts)

Number of Counts:		
	0 to 1	0
	2 to 3	1
	4 to 8	2
	9 or more	4

→ 0 0

❾ Legally Restrained at Time of Offense

None	0
Other	3
Parole, post-release, supervised probation, or supervised probation after incarceration	6

→ 0 0

SCORE THE FOLLOWING FACTOR **ONLY** IF PRIMARY OFFENSE IS **P: EMBEZZLEMENT (§ 18.2-111)**

❿ Amount of Embezzlement

Amount:		
	Less than $28,000	0
	$28,000 or more	21

→ 0

Total Score →

See **Larceny Section C Recommendation Table** for guidelines sentence range.
Then, go to **Section D Nonviolent Risk Assessment** and follow the instructions.

Larceny — Section D

1 Ineligibility Conditions

Answer all four questions.

A. Was the offender recommended for probation/no incarceration on Section B? If an offender is not recommended for at least 1 day of incarceration check the "Yes" box.

B. Are any prior record offenses violent (Category I/II listed in Appendix A)? Refer to Appendix A of this manual for Category I and II offenses. If the offender's prior record includes at least one adult conviction or juvenile conviction/adjudication prior to the date of sentencing for the instant offense, for any completed, attempted or conspired offense listed on Appendix A, check the "Yes" box.

C. Are any of the offenses at sentencing violent (Category I/II listed in Appendix A)? Refer to Appendix A of this manual for Category I and II offenses. Identify all the offenses that are being scored on the current worksheet as either a primary offense or an additional offense. If any of these completed, attempted or conspired offfenses are listed on Appendix A, check the "Yes" box.

D. Do any of the offenses at sentencing require a mandatory term of incarceration? Refer to Appendix B of this manual for offenses with mandatory minimums. If any of the offenses in the current sentencing event require a mandatory term of incarceration, check the "Yes" box.

E. Did the offense occur while serving a state-responsible sentence? If any offense(s) at sentencing were commited while serving a state-responsible sentence of one year or more, check the "Yes" box.

If the answer to any of the questions is yes, do not score the remaining factors on this worksheet. Go to the cover sheet and fill out the Sentencing Guidelines Recommendation from Section A or C and check "Not Applicable" under the Nonviolent Risk Assessment section.

2 Offender Age at Time of Offense

If there are multiple offenses for which the offender is being sentenced, select the offense that occurred first. If the offender uses multiple birth dates, try to determine the correct date through medical, school or social security records. If still unable to determine the correct birth date, err on behalf of the defendant and use the offender's oldest reported age.

3 Prior Adult Incarcerations

Score this factor if the offender has been sentenced to an active incarceration period in jail or prison prior to the date of sentencing for the instant offense. The incarceration period must be the result of an adult sentence. Do not score time spent in jail awaiting arraignment, trial or sentencing unless the offender is sentenced to "time served". Score sentences to boot camp, diversion centers, detention centers and CCAP as periods of incarceration. Count multiple jail sentences ordered to run consecutively or concurrently to each other as only one incarceration period. The offender must be at liberty between periods of incarceration to score multiple periods.

4 Prior Adult Felony Person Convictions

Identify any prior person felony convictions in the offender's criminal record. A prior conviction is any offense, other than the instant offense(s), for which the offender was convicted before the current sentencing event. Offenses that are pending sentencing in another court are considered prior convictions, even if the offense occurred after the instant offense.

Score all prior person convictions and out-of-state person convictions based on Virginia's current penalty structure. If an offense is a misdemeanor in another state but is currently classified as a felony in Virginia, score it as a felony. The same rules used to score prior record factors on Worksheets A, B, and C also apply when determining felony convictions for this factor.

Determine whether the defendant has at least one prior adult conviction for a felony person offense in the prior record. This includes juveniles who were certified and convicted as adults for a person offense. Qualifying offenses include those with the following VCC prefixes: "ASL" (except use of firearm), "FAM," "MUR," "KID," "ROB," "RAP," or "SEX."

Note: Some offenses with other VCC prefixes—such as certain burglary offenses (e.g., BUR-2215-F2)—also qualify as felony person offenses. Refer to Appendix E for the complete list of person crimes.

5 Prior Arrests/Confinement Within Past 12 Months (Prior to Offense)

Do not score arrests or confinements for criminal traffic misdemeanors or other traffic infraction offenses.

Score this factor if the offender was arrested as an adult or juvenile within 12 months prior to the date of the instant offense. If there are multiple offenses for which the offender is being sentenced, use the offense that occurred first. Do not score arrests for criminal traffic misdemeanors or other traffic infraction offenses (e.g., reckless driving, habitual offender, DWI, speeding, etc.). Summonses issued for non-traffic offenses within the past 12 months are also scored.

Also, score this factor if the offender was confined in prison or jail within the past 12 months from the date of the first offense. Include pretrial detention, participation in boot camp, detention center, diversion center and home incarceration through the jail or sheriff's office. Home incarceration as a condition of probation is not scored. Do not score any periods of incarceration for criminal traffic misdemeanors or traffic infraction offenses (e.g., reckless driving, habitual offender, DWI, speeding, etc.).

Points are assigned even if the charges for which the offender was arrested or confined are concluded by a not guilty verdict, dismissed or nolle prossed.

6 Total Score

If the total score is 7 points or less, the guidelines will reflect a dual recommendation - the traditional period of incarceration and an alternative sanction. Check "Recommended for Alternative Punishment" on the cover sheet. If the total is 8 points or more, check "Not Recommended for Alternative Punishment."

Go to the cover sheet and fill out the Sentencing Guidelines Recommendations and Nonviolent Risk Assessment sections. Record the recommendation from Section A or C and transfer the recommendation from Section D to the Nonviolent Risk Assessment section.

Nonviolent Risk Assessment — Section D

Offender Name: _____

❶ Ineligibility Conditions

A.	Was the offender recommended for **Probation / No Incarceration** on Section B?	☐ Yes	☐ No
B.	Are any prior record offenses violent (Category I/II listed in Appendix A of the Guidelines Manual)?	☐ Yes	☐ No
C.	Are any of the offenses at sentencing violent (Category I/II listed in Appendix A of the Guidelines Manual)?	☐ Yes	☐ No
D.	Do any of the offenses at sentencing require a mandatory term of incarceration?	☐ Yes	☐ No
E.	Did the offense occur while serving a state-responsible sentence?	☐ 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.

❷ Offender Age at Time of Offense

Younger than 21 years	11
21 to 29 years	5
30 to 43 years	4
Older than 43 years	1

❸ Prior Adult Incarcerations

Number:	0	0
	1 - 9	4
	10 or more	6

0

❹ Prior Adult Felony Person Conviction — If YES, add 2

0

❺ Prior Arrest or Confinement Within Past 12 Months (Prior to Offense) — If YES, add 4

0

Total Score

☐ 7 or less, check Recommended for Alternative Punishment.
☐ 8 or more, check NOT Recommended for Alternative Punishment.

Larceny/ Section D

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

❖ Larceny • Section C Recommendation Table

Score	Sentence Range Midpoint	Sentence Range
1	0 yr. 1 mo.	0 yr. 1 day - 0 yr. 5 mo.
2	0 yr. 2 mo.	0 yr. 1 day - 0 yr. 6 mo.
3	0 yr. 3 mo.	0 yr. 1 day - 0 yr. 7 mo.
4	0 yr. 4 mo.	0 yr. 1 day - 0 yr. 8 mo.
5	0 yr. 5 mo.	0 yr. 1 day - 0 yr. 10 mo.
6	0 yr. 6 mo.	0 yr. 1 day - 1 yr. 0 mo.
7	0 yr. 7 mo.	0 yr. 1 mo. - 1 yr. 1 mo.
8	0 yr. 8 mo.	0 yr. 1 mo. - 1 yr. 2 mo.
9	0 yr. 9 mo.	0 yr. 2 mo. - 1 yr. 3 mo.
10	0 yr. 10 mo.	0 yr. 2 mo. - 1 yr. 5 mo.
11	0 yr. 11 mo.	0 yr. 2 mo. - 1 yr. 6 mo.
12	1 yr. 0 mo.	0 yr. 3 mo. - 1 yr. 8 mo.
13	1 yr. 1 mo.	0 yr. 4 mo. - 1 yr. 8 mo.
14	1 yr. 2 mo.	0 yr. 5 mo. - 1 yr. 9 mo.
15	1 yr. 3 mo.	0 yr. 5 mo. - 1 yr. 11 mo.
16	1 yr. 4 mo.	0 yr. 5 mo. - 2 yr. 1 mo.
17	1 yr. 5 mo.	0 yr. 7 mo. - 2 yr. 1 mo.
18	1 yr. 6 mo.	0 yr. 8 mo. - 2 yr. 2 mo.
19	1 yr. 7 mo.	0 yr. 9 mo. - 2 yr. 3 mo.
20	1 yr. 8 mo.	0 yr. 9 mo. - 2 yr. 6 mo.
21	1 yr. 9 mo.	0 yr. 9 mo. - 2 yr. 8 mo.
22	1 yr. 10 mo.	0 yr. 9 mo. - 2 yr. 9 mo.
23	1 yr. 11 mo.	0 yr. 9 mo. - 2 yr. 11 mo.
24	2 yr. 0 mo.	0 yr. 11 mo. - 2 yr. 11 mo.
25	2 yr. 1 mo.	1 yr. 0 mo. - 3 yr. 0 mo.
26	2 yr. 2 mo.	1 yr. 0 mo. - 3 yr. 3 mo.
27	2 yr. 3 mo.	1 yr. 1 mo. - 3 yr. 3 mo.
28	2 yr. 4 mo.	1 yr. 2 mo. - 3 yr. 4 mo.
29	2 yr. 5 mo.	1 yr. 3 mo. - 3 yr. 5 mo.
30	2 yr. 6 mo.	1 yr. 3 mo. - 3 yr. 7 mo.
31	2 yr. 7 mo.	1 yr. 3 mo. - 3 yr. 9 mo.
32	2 yr. 8 mo.	1 yr. 5 mo. - 3 yr. 9 mo.
33	2 yr. 9 mo.	1 yr. 6 mo. - 3 yr. 10 mo.
34	2 yr. 10 mo.	1 yr. 8 mo. - 3 yr. 10 mo.
35	2 yr. 11 mo.	1 yr. 10 mo. - 3 yr. 10 mo.
36	3 yr. 0 mo.	2 yr. 0 mo. - 3 yr. 10 mo.
37	3 yr. 1 mo.	2 yr. 3 mo. - 3 yr. 10 mo.
38	3 yr. 2 mo.	2 yr. 5 mo. - 3 yr. 10 mo.
39	3 yr. 3 mo.	2 yr. 5 mo. - 4 yr. 0 mo.
40	3 yr. 4 mo.	2 yr. 8 mo. - 4 yr. 0 mo.
41	3 yr. 5 mo.	2 yr. 8 mo. - 4 yr. 0 mo.
42	3 yr. 6 mo.	2 yr. 8 mo. - 4 yr. 2 mo.
43	3 yr. 7 mo.	2 yr. 8 mo. - 4 yr. 4 mo.
44	3 yr. 8 mo.	2 yr. 8 mo. - 4 yr. 7 mo.
45	3 yr. 9 mo.	2 yr. 8 mo. - 4 yr. 9 mo.
46	3 yr. 10 mo.	2 yr. 8 mo. - 4 yr. 10 mo.
47	3 yr. 11 mo.	2 yr. 8 mo. - 5 yr. 1 mo.
48	4 yr. 0 mo.	2 yr. 8 mo. - 5 yr. 3 mo.
49	4 yr. 1 mo.	2 yr. 8 mo. - 5 yr. 4 mo.
50	4 yr. 2 mo.	2 yr. 10 mo. - 5 yr. 4 mo.
51	4 yr. 3 mo.	2 yr. 11 mo. - 5 yr. 5 mo.
52	4 yr. 4 mo.	3 yr. 0 mo. - 5 yr. 6 mo.
53	4 yr. 5 mo.	3 yr. 1 mo. - 5 yr. 7 mo.
54	4 yr. 6 mo.	3 yr. 2 mo. - 5 yr. 8 mo.
55	4 yr. 7 mo.	3 yr. 3 mo. - 5 yr. 10 mo.
56	4 yr. 8 mo.	3 yr. 3 mo. - 5 yr. 11 mo.
57	4 yr. 9 mo.	3 yr. 4 mo. - 6 yr. 0 mo.
58	4 yr. 10 mo.	3 yr. 5 mo. - 6 yr. 1 mo.
59	4 yr. 11 mo.	3 yr. 6 mo. - 6 yr. 2 mo.
60	5 yr. 0 mo.	3 yr. 7 mo. - 6 yr. 3 mo.
61	5 yr. 1 mo.	3 yr. 8 mo. - 6 yr. 4 mo.
62	5 yr. 2 mo.	3 yr. 8 mo. - 6 yr. 6 mo.
63	5 yr. 3 mo.	3 yr. 9 mo. - 6 yr. 7 mo.
64	5 yr. 4 mo.	3 yr. 10 mo. - 6 yr. 8 mo.
65	5 yr. 5 mo.	3 yr. 11 mo. - 6 yr. 9 mo.
66	5 yr. 6 mo.	4 yr. 0 mo. - 6 yr. 10 mo.
67	5 yr. 7 mo.	4 yr. 1 mo. - 6 yr. 11 mo.
68	5 yr. 8 mo.	4 yr. 1 mo. - 7 yr. 1 mo.
69	5 yr. 9 mo.	4 yr. 2 mo. - 7 yr. 2 mo.
70	5 yr. 10 mo.	4 yr. 3 mo. - 7 yr. 3 mo.
71	5 yr. 11 mo.	4 yr. 4 mo. - 7 yr. 4 mo.
72	6 yr. 0 mo.	4 yr. 5 mo. - 7 yr. 5 mo.
73	6 yr. 1 mo.	4 yr. 6 mo. - 7 yr. 6 mo.
74	6 yr. 2 mo.	4 yr. 7 mo. - 7 yr. 7 mo.
75	6 yr. 3 mo.	4 yr. 7 mo. - 7 yr. 9 mo.
76	6 yr. 4 mo.	4 yr. 8 mo. - 7 yr. 10 mo.
77	6 yr. 5 mo.	4 yr. 9 mo. - 7 yr. 11 mo.
78	6 yr. 6 mo.	4 yr. 10 mo. - 8 yr. 0 mo.
79	6 yr. 7 mo.	4 yr. 11 mo. - 8 yr. 1 mo.
80	6 yr. 8 mo.	5 yr. 0 mo. - 8 yr. 2 mo.
81	6 yr. 9 mo.	5 yr. 0 mo. - 8 yr. 4 mo.
82	6 yr. 10 mo.	5 yr. 1 mo. - 8 yr. 5 mo.
83	6 yr. 11 mo.	5 yr. 2 mo. - 8 yr. 6 mo.
84	7 yr. 0 mo.	5 yr. 3 mo. - 8 yr. 7 mo.
85	7 yr. 1 mo.	5 yr. 4 mo. - 8 yr. 8 mo.
86	7 yr. 2 mo.	5 yr. 5 mo. - 8 yr. 9 mo.
87	7 yr. 3 mo.	5 yr. 6 mo. - 8 yr. 10 mo.
88	7 yr. 4 mo.	5 yr. 6 mo. - 9 yr. 0 mo.
89	7 yr. 5 mo.	5 yr. 7 mo. - 9 yr. 1 mo.
90	7 yr. 6 mo.	5 yr. 8 mo. - 9 yr. 2 mo.
91	7 yr. 7 mo.	5 yr. 9 mo. - 9 yr. 3 mo.
92	7 yr. 8 mo.	5 yr. 10 mo. - 9 yr. 4 mo.
93	7 yr. 9 mo.	5 yr. 11 mo. - 9 yr. 5 mo.
94	7 yr. 10 mo.	6 yr. 0 mo. - 9 yr. 6 mo.
95	7 yr. 11 mo.	6 yr. 0 mo. - 9 yr. 8 mo.
96	8 yr. 0 mo.	6 yr. 1 mo. - 9 yr. 9 mo.

Score	Sentence Range Midpoint	Sentence Range
97	8 yr. 1 mo.	6 yr. 2 mo. - 9 yr. 10 mo.
98	8 yr. 2 mo.	6 yr. 3 mo. - 9 yr. 11 mo.
99	8 yr. 3 mo.	6 yr. 4 mo. - 10 yr. 0 mo.
100	8 yr. 4 mo.	6 yr. 5 mo. - 10 yr. 1 mo.
101	8 yr. 5 mo.	6 yr. 5 mo. - 10 yr. 3 mo.
102	8 yr. 6 mo.	6 yr. 6 mo. - 10 yr. 4 mo.
103	8 yr. 7 mo.	6 yr. 7 mo. - 10 yr. 5 mo.
104	8 yr. 8 mo.	6 yr. 8 mo. - 10 yr. 6 mo.
105	8 yr. 9 mo.	6 yr. 9 mo. - 10 yr. 7 mo.
106	8 yr. 10 mo.	6 yr. 10 mo. - 10 yr. 8 mo.
107	8 yr. 11 mo.	6 yr. 11 mo. - 10 yr. 9 mo.
108	9 yr. 0 mo.	6 yr. 11 mo. - 10 yr. 11 mo.
109	9 yr. 1 mo.	7 yr. 0 mo. - 11 yr. 0 mo.
110	9 yr. 2 mo.	7 yr. 1 mo. - 11 yr. 1 mo.
111	9 yr. 3 mo.	7 yr. 2 mo. - 11 yr. 2 mo.
112	9 yr. 4 mo.	7 yr. 3 mo. - 11 yr. 3 mo.
113	9 yr. 5 mo.	7 yr. 4 mo. - 11 yr. 4 mo.
114	9 yr. 6 mo.	7 yr. 4 mo. - 11 yr. 6 mo.
115	9 yr. 7 mo.	7 yr. 5 mo. - 11 yr. 7 mo.
116	9 yr. 8 mo.	7 yr. 6 mo. - 11 yr. 8 mo.
117	9 yr. 9 mo.	7 yr. 7 mo. - 11 yr. 9 mo.
118	9 yr. 10 mo.	7 yr. 8 mo. - 11 yr. 10 mo.
119	9 yr. 11 mo.	7 yr. 9 mo. - 11 yr. 11 mo.
120	10 yr. 0 mo.	7 yr. 10 mo. - 12 yr. 0 mo.
121	10 yr. 1 mo.	7 yr. 10 mo. - 12 yr. 2 mo.
122	10 yr. 2 mo.	7 yr. 11 mo. - 12 yr. 3 mo.
123	10 yr. 3 mo.	8 yr. 0 mo. - 12 yr. 4 mo.
124	10 yr. 4 mo.	8 yr. 1 mo. - 12 yr. 5 mo.
125	10 yr. 5 mo.	8 yr. 2 mo. - 12 yr. 6 mo.
126	10 yr. 6 mo.	8 yr. 3 mo. - 12 yr. 7 mo.
127	10 yr. 7 mo.	8 yr. 4 mo. - 12 yr. 8 mo.
128	10 yr. 8 mo.	8 yr. 4 mo. - 12 yr. 10 mo.
129	10 yr. 9 mo.	8 yr. 5 mo. - 12 yr. 11 mo.
130	10 yr. 10 mo.	8 yr. 6 mo. - 13 yr. 0 mo.
131	10 yr. 11 mo.	8 yr. 7 mo. - 13 yr. 1 mo.
132	11 yr. 0 mo.	8 yr. 8 mo. - 13 yr. 2 mo.
133	11 yr. 1 mo.	8 yr. 9 mo. - 13 yr. 3 mo.
134	11 yr. 2 mo.	8 yr. 9 mo. - 13 yr. 5 mo.
135	11 yr. 3 mo.	8 yr. 10 mo. - 13 yr. 6 mo.
136	11 yr. 4 mo.	8 yr. 11 mo. - 13 yr. 7 mo.
137	11 yr. 5 mo.	9 yr. 0 mo. - 13 yr. 8 mo.
138	11 yr. 6 mo.	9 yr. 1 mo. - 13 yr. 9 mo.
139	11 yr. 7 mo.	9 yr. 2 mo. - 13 yr. 10 mo.
140	11 yr. 8 mo.	9 yr. 3 mo. - 13 yr. 11 mo.
141	11 yr. 9 mo.	9 yr. 3 mo. - 14 yr. 1 mo.
142	11 yr. 10 mo.	9 yr. 4 mo. - 14 yr. 2 mo.
143	11 yr. 11 mo.	9 yr. 5 mo. - 14 yr. 3 mo.
144	12 yr. 0 mo.	9 yr. 6 mo. - 14 yr. 4 mo.