

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. Sell, etc. Schedule I or II drug to minor (1 count) 11
- 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

Score

▼

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◆ Primary Offense Additional 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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◆ Mandatory Firearm Conviction for Current Event _____ If YES, add 7 →

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

- Number of 1 - 2 1
- Counts: 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 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

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

Score

▼

0	
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◆ Primary Offense Additional 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

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

0	
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◆ Prior Incarcerations/Commitments ————— If YES, add 1

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 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

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
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:	1 count	60	36	12
	2 counts	80	48	16
	3 counts	95	57	19
	4 counts	130	78	26
Attempted or conspired:	1 count	48	24	12
	2 counts	64	32	16
	3 counts	76	38	19
	4 counts	104	52	26
C. Sell, etc. Schedule I or II drug, second offense; third and subsequent offense				
Completed:	1 count	110	66	22
	2 counts	310	186	62
Attempted or conspired:	1 count	88	44	22
	2 counts	248	124	62
D. Sell, etc. Schedule I or II drug to minor				
Attempted, conspired or completed:	1 count	60	30	15
E. Accomodation-Sell, etc. Schedule I or II drug - Attempted, conspired or completed:				
	1 count	32	16	8
	2 counts	40	20	10
F. Sell, etc. imitation Schedule I or II drug - Attempted, conspired or completed:				
	1 count	12	6	3
	2 counts	20	10	5

Score

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◆ Primary Offense Additional Counts Assign points to each count of the primary not scored above and total the points

Maximum Penalty:	5, 10	1
(years)	40 or more	5

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

Maximum Penalty:	Less than 5	0	30	4
(years)	5, 10	1	40 or more	5
	20	2		

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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
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
(years)	5, 10	1	40 or more	4
	20	2		

0			
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◆ Prior Felony Drug Convictions/Adjudications

Number of Counts:	1	2	4	7
	2	3	5	8
	3	5	6 or more	10

0			
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◆ Prior Felony Convictions/Adjudications Against Person

Number of Counts:	1	3
	2	6
	3	9
	4 or more	12

0			
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◆ Prior Felony Property Convictions/Adjudications

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

0	0		
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◆ 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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SCORE THE FOLLOWING FACTORS ONLY IF PRIMARY OR ADDITIONAL OFFENSE INVOLVES THE SALE, ETC. OF COCAINE

◆ Sale/Quantity of Cocaine (§18.2-248(C) or §18.2-255(A) convictions only)

Quantity of Cocaine	Less than 28.35 grams	0
	28.35 grams 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



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 Table A of the Guidelines Manual)? Yes No
- D. Are any of the offenses at sentencing violent (Category I/II listed in Table 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.

Offense Type *Select the type of primary offense* _____

Drug	3	
Fraud	3	
Larceny	11	

Additional Offense(s) _____

If YES, add 5 → 0

Offender Score factors A to D and enter the total score _____

- A. Offender is a male 8
 - +
 - B. Offender's age at time of offense
 - Younger than 30 years 13
 - 30 - 40 years 8
 - 41 - 46 years 1
 - Older than 46 years 0
 - +
 - C. Offender not regularly employed (during 2 years prior to arrest date) 9
 - +
 - D. Offender age 26 or more and never married (at time of offense) 6
- = Enter A to D Total
- Information above not available (i.e., unable to interview defendant, defendant's lack of cooperation, etc.)

Arrest or Confinement Within Past 18 Months (prior to instant offenses) _____

If YES, add 6 → 0

Prior Felony Convictions and Adjudications *Select the combination of adult and juvenile felony convictions/adjudications that characterizes the offender's prior record.* _____

Adult felony convictions only	3	
Juvenile felony convictions or adjudications only	6	
Both adult and juvenile felony convictions/adjudications	9	0

Prior Adult Incarcerations _____

Number:	1 - 2	3	
	3 - 4	6	
	5 or more	9	0

Total Score _____

- 38 or less, check Recommended for Alternative Punishment.
- 39 or more, check NOT Recommended for Alternative Punishment.

0

Drug Schedule I or II
Section D

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