

Sentencing Guidelines Cover Sheet

Scheduled Sentencing Date:

 / /

Complete this form ONLY for applicable felonies sentenced on or after July 1, 2016.

OFFENDER

First Middle Last Suffix Date of Birth: / /
Month Day YearSocial Security Number: - - CCRE: V A CORIS Offender ID: PSI #:

COURT

Judicial Circuit City/County FIPS Code: Sentencing Judge's Name For Office Use OnlyPreparer Name Commonwealth's Attorney Probation OfficerProsecuting Commonwealth's Attorney Defense Attorney

CONVICTIONS

Offense	Counts	VCC	Offense Date
			<small>Month Day Year</small>
Primary Offense	<input type="text"/>	<input type="text"/>	<input type="text"/>
Additional Offenses	<input type="text"/>	<input type="text"/>	<input type="text"/>
	<input type="text"/>	<input type="text"/>	<input type="text"/>

Primary Offense Code Section § Docket Number

METHOD OF ADJUDICATION

 Jury Trial Sentence Set by Jury: Years Months Days 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)

Range Midpoint Years Months DaysSentence Range Years Months Days TO Years Months Days Recommendation Adjusted for Mandatory Minimum



Final Disposition

Fill In After Sentence Has Been Pronounced

SENTENCE

Total Time Imposed Before Suspension Life Sentence +

Years: [][][] Months: [][] Days: [][][]

Total Effective Time to Serve Life Sentence +

Sentenced to Time Served

Post Release			
Post Release Term § 18.2-10	[][][]	[][]	[][][]
Post Release Supervision Period § 19.2-295.2(A)	[][][]	[][]	[][][]

Probation Period (Supervised) § 19.2 - 303 Indefinite

Check all that apply

- Incarceration Sentence to Run Concurrently With Another Sentencing Event
- 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
- Restitution \$ _____
- Fine \$ _____

Other Sentencing Programs (check all that apply)

- Day Reporting
- Diversion Center Incarceration
- Electronic Monitoring
- Unsupervised Probation/Good Behavior
- § 18.2-251/§ 18.2-258.1
- Substance Abuse Treatment
- Community-Based Program _____
- Detention Center Incarceration
- Drug Court
- Intensive Probation
- Youthful Offender
- Other _____

Office Use Only			
[][]	[][]	[][]	[][]
Other		CBP	

REASON FOR DEPARTURE

Must be completed pursuant to § 19.2-298.01(B)

[][][]	Office Use Only	[][][]
-----------	-----------------	-----------

SENTENCING DATE

[][] . [][] . [][][]
Month Day Year

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

Office Use Only					
[][][]	[][][]	[][][]			

Traffic/Felony Section A

Offender Name: _____

◆ Primary Offense

- A. DWI - Third conviction within 5 years (1 count) 1
- B. DWI - Third conviction within 10 years (1 count) 1
- C. DWI - Fourth or subsequent conviction within 10 years (1 count) 9
- D. Habitual Offender: endangerment, second or subsequent, or DWI and declared habitual offender for DWI, involuntary manslaughter (1 count) 9
- E. Drive on revoked license after DWI, involuntary manslaughter, or DWI victim permanently impaired (maiming) - endangerment (1 count) 9
- F. Drive on revoked license after DWI, involuntary manslaughter, or DWI victim permanently impaired (maiming) and DWI, etc., violation (1 count) 9
- G. Drive on revoked license after DWI, involuntary manslaughter, or DWI victim permanently impaired (maiming) - second or subsequent (1 count) 9
- H. Hit and run, driver fails to stop and aid victim or hit and run, property damage \$1,000 or more
1 count 1
2 counts 4
- I. Disregard police command to stop, endangerment (1 count) 5
- J. Driving after forfeiture of license, etc., 3rd offense within 10 Years (1 count) 1

Score

0	
---	--

◆ Primary Offense Remaining Counts

Total the maximum penalties for counts of the primary not scored above

- Years: 5 - 7 1
- 8 - 18 2
- 19 - 28 3
- 29 - 38 4
- 39 or more 5

0	
---	--

◆ Additional Offenses

Total the maximum penalties for additional offenses, including counts

- Years: Less than 1 0
- 1 - 7 1
- 8 - 18 2
- 19 - 28 3
- 29 - 38 4
- 39 or more 5

0	
---	--

◆ Victim Injury

- Threatened, emotional or physical 1
- Life Threatening 2

0	
---	--

◆ Prior Convictions/Adjudications

Total the maximum penalties for the 5 most recent and serious prior record events

- Years: Less than 2 0
- 2 - 38 1
- 39 or more 2

0	
---	--

◆ Prior Incarcerations/Commitments

Primary Offense: _____	
J: Driving, after forfeiture of license	
Number	Score
1	1
2 or more	4

Primary Offense: _____	
All other offenses	
If YES, add 4	

0	
---	--

◆ Legally Restrained at Time of Offense

Primary Offense: _____	
J: Driving, after forfeiture of license	
Points	
Any legal restraint 4	

Primary Offense: _____	
All other offenses	
Points	
None	0
Other than post-incarceration supervision	2
Post-incarceration supervision	5

0	
---	--

SCORE THE FOLLOWING FACTOR ONLY IF PRIMARY OFFENSE IS I: DISREGARD POLICE COMMAND TO STOP OR H: HIT AND RUN WITH PROPERTY DAMAGE \$1,000 OR MORE (§ 46.2-894, § 46.2-817 (B))

◆ Prior Criminal Traffic Convictions/Adjudications

Primary Offense: _____	
I: Disregard police command to stop	
Any prior felony traffic convictions/adjudications	
If YES, add 8	

Primary Offense: _____	
H: Hit and run with property damage \$1,000 or more	
Number	Score
0-3 prior criminal misdemeanor traffic conv./adj.	0
4+ prior criminal misdemeanor traffic conv./adj.	1
1+ prior felony traffic convictions/adjudications	2

0	
---	--

Total Score →

If total is 8 or less, go to **Section B**. If total is 9 or more, go to **Section C**.

--	--

Traffic/Felony Section B

Offender Name: _____

◆ Primary Offense

- A. DWI – Third conviction within 5 years (1 count) 10
- B. DWI – Third conviction within 10 years (1 count) 10
- C. Hit and run, driver fails to stop and aid victim (1 count) 10
- D. Hit and run, property damage \$1,000 or more (1 count) 8
- E. Disregard police command to stop, endangerment (1 count) 9
- F. Driving after forfeiture of license, etc., 3rd offense within 10 Years (1 count) 9

Score

--	--

◆ 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	
---	--

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

- Years: Less than 1 0
- 1 - 9 2
- 10 - 19 3
- 20 - 29 4
- 30 - 39 5
- 40 or more 6

0	
---	--

◆ Victim Injury

- Threatened, emotional, or physical 2
- Life threatening 3

0	
---	--

◆ Legally Restrained at Time of Offense

If YES, add 1 →

0	
---	--

SCORE THE FOLLOWING FACTOR ONLY IF PRIMARY OFFENSE IS C OR D: HIT AND RUN (§ 46.2-894)

◆ Prior Criminal Traffic Convictions/Adjudications

- Number: 0 Felonies: 1 - 4 Misdemeanors 1
- 5+ Misdemeanors 2
- 1+ Felonies: 0 Misdemeanors 1
- 1 - 4 Misdemeanors 2
- 5+ Misdemeanors 3

0	
---	--

SCORE THE FOLLOWING FACTOR ONLY IF PRIMARY OFFENSE IS F: DRIVING AFTER FORFEITURE OF LICENSE, ETC. - 3RD OFFENSE WITHIN 10 YEARS (§ 18.2-272(A))

◆ Prior Incarcerations/Commitments

If YES, add 2 →

0	
---	--

Total Score

See Traffic Section B Recommendation Table to convert score to guidelines sentence.

--	--

Traffic/Felony Section C

Offender Name: _____

— Prior Record Classification —
 Category I Category II Other

◆ Primary Offense			
A. DWI - Third conviction within 5 years (1 count)	20	10	5
B. DWI - Third conviction within 10 years (1 count)	20	10	5
C. DWI - Fourth or subsequent conviction within 10 years			
1 count	40	20	10
2 counts	48	24	12
3 counts	68	34	17
D. Habitual offender: endangerment, second or subsequent, or DWI and declared habitual offender for DWI, involuntary manslaughter			
1 count	40	20	10
2 counts	48	24	12
3 counts	68	34	17
E. Drive on revoked license after DWI, involuntary manslaughter, or DWI victim permanently impaired (maiming) - endangerment			
1 count	40	20	10
2 counts	48	24	12
3 counts	68	34	17
F. Drive on revoked license after DWI, involuntary manslaughter, or DWI victim permanently impaired (maiming) and DWI, etc., violation			
1 count	40	20	10
2 counts	48	24	12
3 counts	68	34	17
G. Drive on revoked license after DWI, involuntary manslaughter, or DWI victim permanently impaired (maiming) - second or subsequent			
1 count	40	20	10
2 counts	48	24	12
3 counts	68	34	17
H. Hit and run, driver fails to stop and aid victim or hit and run, property damage \$1,000 or more (1 count)	20	10	5
I. Disregard police command to stop, endangerment (1 count)	40	20	10
J. Driving after forfeiture of license, etc., 3rd offense within 10 yrs (1 count)	32	16	8

Score

↓

0		
---	--	--

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

Maximum Penalty: 5, 10 (years) 1

--	--	--

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

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

--	--	--

◆ DWI Convictions for Current Event

Primary Offense: Habitual offender or Drive on a revoked license with DWI as additional offense 11
 DWI fourth offense, Driving after forfeiture of license, etc., 3rd offense within 10 yrs 2
 DWI third offense, Hit and run or Disregard command to stop (with DWI as additional offense) 0

0		
---	--	--

◆ Victim Injury

Threatened or emotional 2
 Physical 4
 Life threatening 5

0	0	
---	---	--

◆ Prior Convictions/Adjudications Assign points to the 5 most recent and serious prior record events and total the points

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

0	0	
---	---	--

◆ Prior Felony Convictions/Adjudications Against Person

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

0	0	
---	---	--

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

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

0		
---	--	--

◆ Legally Restrained at Time of Offense

Primary Offense: H: Hit and run (§ 46.2-894) If YES, add 4	Primary Offense: All other offenses If YES, add 2
---	--

0	0	
---	---	--

SCORE THE FOLLOWING FACTOR ONLY IF PRIMARY OFFENSE IS H: HIT AND RUN (§ 46.2-894)

◆ Prior Criminal Traffic Convictions/Adjudications

Number: 0 Felonies: 1 - 4 Misdemeanors 4
 5+ Misdemeanors 8
 1+ Felonies: 0 Misdemeanors 4
 1 - 4 Misdemeanors 8
 5+ Misdemeanors 12

--	--	--

Total Score →

See **Traffic Section C Recommendation Table** for guidelines sentence range.