

Sentencing Guidelines Cover sheet

Scheduled Sentencing Date:

 / /

Complete this form ONLY for applicable felonies sentenced on or after July 1, 2017.

◆ 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 Officer

Prosecuting Commonwealth's Attorney _____ Defense Attorney _____

◆ CONVICTIONS

Offense

Primary Offense _____

Additional Offenses _____

Counts

VCC

 - - - - - -

Offense Date

Month Day Year / / / / / /

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_____
Days

Sentence Range

Years
Months_____
Days

TO

Years
Months_____
Days Recommendation Adjusted for **Mandatory Minimum** Non Guidelines Offense
(Primary offense is a non guidelines offense)

◆ Final Disposition Fill In After Sentence Has Been Pronounced

◆ SENTENCE

Total Time Imposed Before Suspension Life Sentence +

Years		
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Months		
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Days		
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Total Effective Time to Serve Life Sentence +

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Sentenced to Time Served

Post Release

Post Release Term § 18.2-10

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Post Release Supervision Period § 19.2-295.2(A)

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Probation Period (Supervised) § 19.2-303 Indefinite

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Good Behavior Period (§ 19.2-306) _____
Years Months Days

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
- Detention Center Incarceration
- Diversion Center Incarceration
- Electronic Monitoring
- Intensive Probation
- § 18.2-251/§ 18.2-258.1
- Substance Abuse Treatment
- Community-Based Program _____
- CCAP Detention/Diversion Center Incarceration, 22-28 weeks
- CCAP Detention/Diversion Center Incarceration, 42-48 weeks
- Drug Court
- Youthful Offender
- DJJ Commitment Indeterminate Determinate
- Other _____

Office Use Only

Other			CBP		

◆ 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

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◆ 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

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

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

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

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

Weapon Used

- None 0
- Simulated weapon or other than listed below 2
- Knife 4
- Firearm 8

Prior Convictions/Adjudications

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

- Years: Less than 2 0
- 2 - 8 1
- 9 - 19 2
- 20 - 31 3
- 32 - 41 4
- 42 or more 5

Prior Adult Felony Property Convictions

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

Prior Juvenile Property Adjudications

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

Prior Misdemeanor Convictions/Adjudications (Excludes Traffic)

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

Prior Incarcerations/Commitments – If YES, add 3

Prior Revocations of Parole/Post-Release, Supervised Probation or CCCA – If YES, add 1

Prior Juvenile Record – If YES, add 2

Legally Restrained at Time of Offense

- None 0
- Other than parole/post-release, supervised probation or CCCA 3
- Parole/post-release, supervised probation or CCCA 7

Type of Additional Offense(s)

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

Total Score

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

Burglary/Dwelling Section B

Offender Name: _____

◆ Primary Offense _____

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

Score

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

- Years: 1 - 32 1
 33 or more 2

0	
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◆ 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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◆ Prior Juvenile Record _____

If YES, add 4

0	
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◆ Legally Restrained at Time of Offense _____

If YES, add 3

0	
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Total Score _____

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

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Burglary/Dwelling

Section C

Offender Name: _____

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

◆ **Primary Offense** _____

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 1 40 or more 6

 20 3

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◆ **Weapon Used** _____

Other than listed below 0

Knife or firearm 12

0		
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◆ **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 1

 20 2

 30 3

 40 or more 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, Supervised Probation or CCCA at Time of Offense** — If YES, add 3 →

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

Additional Offense with VCC Prefix of "MUR" 140

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 Wounding (§ 18.2-51/§ 18.2-22 or § 18.2-26) 8

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Total Score →

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

Burg.Dwelling/Section C