



# 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 Year

Social Security Number: \_\_\_\_\_

CCRE:  V  A \_\_\_\_\_

CORIS Offender ID: \_\_\_\_\_ PSI: \_\_\_\_\_

## ◆ COURT

Judicial Circuit \_\_\_\_\_ City/County \_\_\_\_\_ FIPS Code: \_\_\_\_\_

Sentencing Judge's Name \_\_\_\_\_  
For Office Use Only

Preparer Name \_\_\_\_\_  Commonwealth's Attorney  Probation Officer

Prosecuting Commonwealth's Attorney \_\_\_\_\_ Defense Attorney \_\_\_\_\_

## ◆ CONVICTIONS

Offense	Counts	VCC	Offense Date
Primary Offense			Month Day Year
_____	____	____-____-____	____/____/____
Additional Offenses			
_____	____	____-____-____	____/____/____
_____	____	____-____-____	____/____/____

Primary Offense Code Section § \_\_\_\_\_ Docket Number \_\_\_\_\_

**Drug Type in Event** Please check all that apply. This information is for research purposes only.

- Cocaine  Codeine  Fentanyl  Heroin  Hydrocodone  Methadone
- Methamphetamine  Methylphenidate  Morphine  Oxycodone  Any other Schedule I/II drug \_\_\_\_\_

## ◆ 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

Non Guidelines Offense  
*(Primary offense is a non guidelines offense)*

Recommendation Adjusted for Mandatory Minimum

## ◆ NONVIOLENT RISK ASSESSMENT Section D of Drug, Fraud, and Larceny Worksheets

- Recommended for Alternative Punishment  Not Applicable (INELIGIBILITY CONDITIONS marked on Section D)
- NOT Recommended for Alternative Punishment  Not a DRUG, FRAUD or LARCENY 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 + 

Years		
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Months		
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Days		
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 Sentenced to Time Served

Post Release

Post Release Term § 18.2-10 ..... 

Years		
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Months		
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Days		
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Post Release Supervision Period § 19.2-295.2(A) ..... 

Years		
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Months		
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Days		
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Probation Period (Supervised) § 19.2-303 .....  Indefinite 

Years		
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Months		
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Days		
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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)

- |  |   |
|--|---|
| <ul style="list-style-type: none"> <li><input type="checkbox"/> Day Reporting</li> <li><input type="checkbox"/> Detention Center Incarceration</li> <li><input type="checkbox"/> Diversion Center Incarceration</li> <li><input type="checkbox"/> Electronic Monitoring</li> <li><input type="checkbox"/> Intensive Probation</li> <li><input type="checkbox"/> § 18.2-251/§ 18.2-258.1</li> <li><input type="checkbox"/> Substance Abuse Treatment</li> </ul> | <ul style="list-style-type: none"> <li><input type="checkbox"/> Community-Based Program _____</li> <li><input type="checkbox"/> <b>CCAP</b> Detention/Diversion Center Incarceration, 22-28 weeks</li> <li><input type="checkbox"/> <b>CCAP</b> Detention/Diversion Center Incarceration, 42-48 weeks</li> <li><input type="checkbox"/> Drug Court</li> <li><input type="checkbox"/> Youthful Offender</li> <li><input type="checkbox"/> <b>DJJ</b> Commitment    <input type="checkbox"/> Indeterminate    <input type="checkbox"/> Determinate</li> <li><input type="checkbox"/> Other _____</li> </ul> |
|--|---|

Office Use Only

Other	CBP
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## ◆ 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**

Office Use Only		
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## ◆ SENTENCING DATE

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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**

# Drug/Other Section A

Offender Name: \_\_\_\_\_

## ◆ Primary Offense

A. Other than listed below (1 count) .....	1
B. Sell, etc. 1/2 ounce - 5 pounds of marijuana for profit; Sell, etc. marijuana to inmate for accommodation	
1 count .....	3
2 counts .....	8
C. Sell, etc. more than 5 pounds of marijuana for profit; Sell, etc. third or subsequent felony (1 count) .....	12
D. Sell, etc. marijuana to minor (1 count) .....	11
E. Manufacture marijuana not for personal use (1 count) .....	8
F. Transport 5 pounds or more of marijuana into Commonwealth (1 count) .....	12
G. Sell, etc. Schedule III or IV drug to minor (1 count) .....	11
H. Sell, etc. Schedule III drug-not anabolic steroid	
1 count .....	8
2 counts .....	10
I. Sell, etc. Schedule IV drug	
1 count .....	6
2 counts .....	8

Score

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## ◆ Primary Offense Remaining Counts Total the maximum penalties for counts of the primary not scored above

Years: 5 - 10 .....	0
11 - 21 .....	2
22 - 30 .....	3
31 - 42 .....	4
43 or more .....	5

0	
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## ◆ Additional Offenses Total the maximum penalties for additional offenses, including counts

Years: Less than 4 .....	0
4 - 10 .....	1
11 - 21 .....	2
22 - 30 .....	3
31 - 42 .....	4
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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## ◆ 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 Counts: 1 - 2 .....	1
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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## 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/Other Section B

Offender Name: \_\_\_\_\_

## ◆ Primary Offense

A. Other than listed below (1 count) .....	1
B. Sell, etc. 1/2 ounce - 5 pounds of marijuana for profit; Sell, etc. marijuana to inmate for accommodation	
1 count .....	6
2 counts.....	9
C. Manufacture marijuana not for personal use (1 count).....	5
D. Sell, etc. Schedule III drug - not anabolic steroid	
1 count .....	7
2 counts.....	12
E. Sell, etc. Schedule IV drug	
1 count .....	6
2 counts.....	9

**Score**

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## ◆ Primary Offense Remaining Counts Total the maximum penalties for counts of the primary not scored above

Years: Less than 10.....	0
10 - 19 .....	2
20 - 28 .....	3
29 - 38 .....	4
39 or more.....	5

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

0	
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## ◆ Prior Incarcerations/Commitments

Primary offense: D: Sale, etc. of a Schedule III drug - not anabolic steroid or E: Schedule IV drug
If YES, add 4

Primary offense: _____
All other offenses
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

Primary offense: D: Sale, etc. of a Schedule III drug - not anabolic steroid or E: Schedule IV drug	
	Points
None .....	0
Other than parole/post-release, supervised probation or CCCA .....	3
Parole, post-release, supervised probation or CCCA .....	4

Primary offense: _____	
All other offenses	
	Points
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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## Total Score

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See Drug/Other Section B Recommendation Table to convert score to guidelines sentence. Then, go to Section D Nonviolent Risk Assessment and follow the instructions.

# Drug/Other Section C

Offender Name: \_\_\_\_\_

**Primary Offense** \_\_\_\_\_  **Category I**  **Category II**  **Other**

— **Prior Record Classification** —

A. Other than listed below: (1 count) ..... 32 ..... 16 ..... 8

B. Sell, etc. 1/2 oz - 5 pounds of marijuana for profit;  
 Sell, etc. marijuana to inmate for accommodation  
 Attempted, conspired or completed: 1 count ..... 20 ..... 10 ..... 5  
 2 counts ..... 28 ..... 14 ..... 7  
 3 counts ..... 40 ..... 20 ..... 10

C. Sell, etc. more than 5 pounds of marijuana for profit; Sell etc. third or subsequent felony  
 Attempted, conspired or completed: 1 count ..... 76 ..... 38 ..... 19

D. Sell marijuana to minor  
 Attempted, conspired or completed: 1 count ..... 60 ..... 30 ..... 15

E. Manufacture marijuana not for personal use  
 Attempted, conspired or completed: 1 count ..... 24 ..... 12 ..... 6

F. Transport 5 pounds or more of marijuana into Commonwealth  
 Attempted, conspired or completed: 1 count ..... 76 ..... 38 ..... 19

G. Sell, etc. Schedule III or IV drug to minor  
 Attempted, conspired or completed: 1 count ..... 60 ..... 30 ..... 15

H. Sell, etc. Schedule III drug - not anabolic steroid  
 Attempted, conspired or completed: 1 count ..... 20 ..... 10 ..... 5  
 2 counts ..... 32 ..... 16 ..... 8

Hc. Sell, etc. Schedule IV drug  
 Attempted, conspired or completed: 1 count ..... 8 ..... 4 ..... 2

**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 ..... 1  
 (years) 30 ..... 4  
 40 or more ..... 5

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

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

**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  
 3 Year Mandatory Minimum ..... 25  
 5 Year Mandatory Minimum ..... 32

**Firearm in Possession at Time of Offense** \_\_\_\_\_ **If YES, add 5** →

**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 ..... 4

**Prior Felony Drug Convictions/Adjudications**

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

**Prior Felony Convictions/Adjudications Against Person**

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

**Prior Felony Property Convictions/Adjudications**

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

**Prior Juvenile Record** \_\_\_\_\_ **If YES, add 1** →

**Legally Restrained at Time of Offense** \_\_\_\_\_ **If YES, add 3** →

**Total Score** \_\_\_\_\_

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

# Nonviolent Risk Assessment Drug/Other 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 Appendix A of the Guidelines Manual)? .....  Yes  No
- D. Are any of the offenses at sentencing violent (Category I/II listed in Appendix 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.**

## Offender Age at Time of Offense

- Younger than 21 years ..... 9
  - 21 to 29 years ..... 6
  - 30 to 43 years ..... 3
  - Over 43 years ..... 1
- |  |  |
|--|--|
|  |  |
|--|--|

## Gender

- Offender is Male ..... 2
- |   |  |
|---|--|
| 0 |  |
|---|--|

## Prior Juvenile Adjudication

- Female with prior juvenile adjudication ..... 1
  - Male with prior juvenile adjudication ..... 7
  - Juvenile record unknown
- |   |  |
|---|--|
| 0 |  |
|---|--|

## Prior Adult Felony Convictions

- Number: 0 ..... 0
  - 1 - 2 ..... 1
  - 3 ..... 5
  - 4 or more ..... 15
- |  |  |
|--|--|
|  |  |
|--|--|

## Prior Adult Incarcerations

- Number: 0 ..... 0
  - 1 - 3 ..... 1
  - 4 or more ..... 8
- |   |  |
|---|--|
| 0 |  |
|---|--|

## Prior Arrest or Confinement Within Past 12 Months (Prior to Offense) — If YES, add 3

0	
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## **Total Score**

- 15 or less, check Recommended for Alternative Punishment.
- 16 or more, check NOT Recommended for Alternative Punishment.

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Drug/Other/Section D

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



# Additional Offenses Continuation Sheet

Offender Name: \_\_\_\_\_

Offense	Counts	VCC	Offense Date		
			Month	Day	Year
_____	<input type="text"/> <input type="text"/>	<input type="text"/> <input type="text"/> - <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> - <input type="text"/> <input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/> <input type="text"/>
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