

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 +

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Years

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Months

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Days

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)

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

Murder/Homicide ❖ Section A

Offender Name: _____

◆ **Primary Offense** _____ (scores for attempted/conspired offenses are in parentheses)

A. First degree murder	Completed: 1 count.....	9	↓
	Attempted or conspired: 1 count.....	(8)	
B. Second degree murder or felony homicide	Completed: 1 count.....	8	↓
	Attempted or conspired: 1 count.....	(4)	
C. Voluntary manslaughter	Attempted, conspired or completed: 1 count.....	5	↓
D. Involuntary manslaughter	Completed: 1 count.....	1	
	2 counts.....	3	↓
	Attempted or conspired: 1 count.....	(1)	
E. Involuntary manslaughter-vehicular	1 count.....	8	↓
F. Aggravated vehicular manslaughter	1 count.....	8	

Score

0	
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◆ **Primary Offense Remaining Counts** Total the maximum penalties for counts of the primary not scored above

Years:	5 - 17.....	5	↓
	18 - 27.....	6	
	28 - 37.....	7	
	38 or more.....	8	

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

Years:	Less than 1.....	0	↓
	1 - 7.....	4	
	8 - 17.....	5	
	18 - 27.....	6	
	28 - 37.....	7	
	38 or more.....	8	

0	
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◆ **Weapon Used** _____

None.....	0	↓
Automobile, simulated weapon or other than listed below.....	4	
Knife or firearm.....	5	

0	
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◆ **Conviction in Current Event Requiring Mandatory Minimum Term (6 mos or more)** 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 1.....	0	↓
	1 - 12.....	1	
	13 - 28.....	2	
	29 - 42.....	3	
	43 or more.....	4	

0	
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SCORE THE FOLLOWING ONLY IF PRIMARY OFFENSE AT CONVICTION IS E OR F: INVOLUNTARY MANSLAUGHTER WITH A VEHICLE (§ 18.2-36.1(A) OR (B))

◆ **Prior Criminal Traffic Misdemeanor Convictions/Adjudications** _____

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

0	
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Total Score _____

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If total is 7 or less, the guidelines sentence is **Probation/No Incarceration or Incarceration to 6 Months**. If total is 8 or more, go to Section C.

Murder/Homicide Section C

Offender Name: _____

◆ Primary Offense

____ Prior Record Classification
 Category I Category II Other

A. First degree murder

Completed: 1 count Life 596 335
 2 counts Life 652 367
 Attempted or conspired: 1 count (120) (118) (59)

B. Second degree murder or felony homicide

Completed: 1 count 354 236 205
 Attempted or conspired: 1 count (120) (118) (59)

C. Voluntary manslaughter

Completed: 1 count 120 96 48
 2 counts 180 120 60
 Attempted or conspired: 1 count (60) (48) (24)
 2 counts (96) (48) (24)

D. Involuntary manslaughter

Completed: 1 count 76 38 19
 Attempted or conspired: 1 count (60) (38) (19)

E. Vehicular Involuntary manslaughter

Completed: 1 count 80 40 20
 2 counts 232 116 58
 3 counts 320 160 80
 Attempted or conspired: 1 count (60) (38) (19)

F. Aggravated vehicular manslaughter 1 count 213 142 71

Score

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or

<input type="checkbox"/> Life

◆ Primary Offense Remaining Counts

Assign points to each count of the primary not scored above and total the points

Primary offense:

A. Completed first degree murder

Maximum Penalty (years)	Points
Life	34

Primary offense: All other offenses

Maximum Penalty (years)	Points
5	5
10	11
20	21
40	42

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◆ Additional Offenses

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

Primary offense:

A. Completed first degree murder

Maximum Penalty (years)	Points
Less than 1	0
1	1
2	2
3	3
4	3
5	4
10	9
20	17
30	26
40 or more	34

Primary offense: All other offenses

Maximum Penalty (years)	Points
Less than 1	0
1	1
2	2
3	3
4	4
5	5
10	11
20	21
30	32
40 or more	42

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◆ Prior Convictions/Adjudications

Assign points to the 5 most recent and serious prior record events and total the points

Primary offense:

A. Completed first degree murder

Maximum Penalty (years)	Points
Less than 1	0
1, 2	1
3	2
4, 5	3
10	7
20	14
30	20
40 or more	27

Primary offense: All other offenses

Maximum Penalty (years)	Points
Less than 2	0
2, 3	1
4, 5	2
10	3
20	6
30	10
40 or more	13

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◆ Weapon Used, Brandished, Feigned or Threatened

Primary offense:

A. Completed first degree murder

If YES, add 32

Primary offense: All other offenses

Do Not Score

0		
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◆ Legally Restrained at Time of Offense

Primary offense:

A. Completed first degree murder

If YES, add 13

Primary offense: All other offenses

If YES, add 2

0		
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SCORE THE FOLLOWING ONLY IF PRIMARY OFFENSE AT CONVICTION IS E: INVOLUNTARY MANSLAUGHTER WITH A VEHICLE (§ 18.2-36.1(A))

◆ Type of Additional Offense

Additional offense of felony Hit and Run (§ 46.2-894) or
 Victim Permanently Impaired, DWI (§ 18.2-51.4(A))

37

0		
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Total Score

See Murder/Homicide Section C Recommendation Table for guidelines sentence range.