



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 |
|---------------------|--------|----------------|----------------|
| | | | Month Day Year |
| Primary Offense | ____ | ____-____-____ | ____/____/____ |
| Additional Offenses | ____ | ____-____-____ | ____/____/____ |
| _____ | ____ | ____-____-____ | ____/____/____ |

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

◆ Final Disposition Fill In After Sentence Has Been Pronounced

◆ SENTENCE _____

Total Time Imposed Before Suspension Life Sentence +

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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 _____
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"/> § 18.2-251/§ 18.2-258.1 <input type="checkbox"/> Substance Abuse Treatment <input type="checkbox"/> Intensive Probation | <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 <small>(Enter 4 yrs. to serve)</small> <table border="1" style="display: inline-table; vertical-align: middle;"><tr><td style="width: 20px; height: 20px;"></td><td style="width: 20px; height: 20px;"></td><td style="width: 20px; height: 20px;"></td></tr></table> <table border="1" style="display: inline-table; vertical-align: middle;"><tr><td style="width: 20px; height: 20px;"></td><td style="width: 20px; height: 20px;"></td><td style="width: 20px; height: 20px;"></td><td style="width: 20px; height: 20px;"></td></tr></table> <small>Office Use Only</small> <input type="checkbox"/> DJJ Commitment <input type="checkbox"/> Indeterminate <input type="checkbox"/> Determinate <input type="checkbox"/> Other _____ | | | | | | | |
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Office Use Only

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| 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

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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

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Fraud Section A

Offender Name: _____

◆ Primary Offense

| | |
|---|----|
| A. Other than listed below | |
| 1 count | 3 |
| 2 counts | 7 |
| 3 counts | 11 |
| B. Credit card theft | |
| 1 count | 4 |
| 2 counts | 11 |
| C. Welfare or food stamp fraud (\$200 or more); false application for public assistance | |
| 1 count | 2 |
| 2 counts | 3 |
| D. Passing bad checks (\$200 or more); Credit card fraud (\$200 or more); Receiving goods from credit card (\$200 or more); Making false statement to obtain goods or utilities (\$200 or more) | |
| 1 count | 1 |
| 2 counts | 2 |
| 3 counts | 8 |
| E. Forging coins, checks or bank notes, or other writings; Uttering; Making or possessing forging instruments | |
| 1 count | 2 |
| 2 counts | 3 |
| 3 counts | 5 |
| F. Construction fraud | |
| 1 count | 2 |
| 2 counts | 3 |
| G. Use identifying information to defraud, > \$200 (1 count) | 6 |
| H. Obtain identifying information with intent to defraud, 2nd or subseq. | |
| 1 count | 1 |
| I. Receiving stolen credit card or credit card number with the intent to use or sell | |
| 1 count | 3 |
| 2 counts | 10 |

Score

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◆ Primary Offense Remaining Counts

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

| | | |
|--------|--------------------|---|
| Years: | Less than 40 | 0 |
| | 40 or more | 1 |

| | |
|---|--|
| 0 | |
|---|--|

◆ Additional Offenses

Total the maximum penalties for additional offenses, including counts

| | | |
|--------|-------------------|---|
| Years: | Less than 5 | 0 |
| | 5 - 14 | 1 |
| | 15 - 29 | 2 |
| | 30 - 39 | 3 |
| | 40 or more | 4 |

| | |
|---|--|
| 0 | |
|---|--|

◆ Prior Convictions/Adjudications

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

| Primary offense: H: Obtain identifying information with intent to defraud, 2nd or subseq. | |
|---|--------|
| Years | Points |
| Less than 9 | 0 |
| 9 - 41 | 1 |
| 42 or more | 2 |

| Primary offense: All other offenses | |
|-------------------------------------|--------|
| Years | Points |
| Less than 2 | 0 |
| 2 - 7 | 1 |
| 8 - 17 | 2 |
| 18 - 24 | 3 |
| 25 - 35 | 4 |
| 36 or more | 5 |

| | |
|---|--|
| 0 | |
|---|--|

◆ Prior Felony Property Convictions/Adjudications

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

| | |
|---|--|
| 0 | |
|---|--|

◆ Prior Misdemeanor Convictions/Adjudications (Excludes Traffic)

| Primary offense: H: Obtain identifying information with intent to defraud, 2nd or subseq. | |
|---|-------|
| Number of Counts | Score |
| 1 - 5 | 1 |
| 6 or more | 2 |

| Primary offense: All other offenses | |
|-------------------------------------|-------|
| Number of Counts | Score |
| 1 - 3 | 1 |
| 4 - 6 | 2 |
| 7 or more | 3 |

| | |
|---|--|
| 0 | |
|---|--|

◆ Prior Incarcerations/Commitments

If YES, add 3

| | |
|---|--|
| 0 | |
|---|--|

◆ Prior Revocations of Parole/Post-Release, Supervised Probation or CCCA

If YES, add 3

| | |
|---|--|
| 0 | |
|---|--|

◆ Prior Juvenile Record

If YES, add 1

| | |
|---|--|
| 0 | |
|---|--|

◆ Legally Restrained at Time of Offense

| | |
|--|---|
| None | 0 |
| Other than parole/post-release, supervised probation or CCCA | 4 |
| Parole/post-release, supervised probation or CCCA | 9 |

| | |
|---|--|
| 0 | |
|---|--|

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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Fraud Section B

Offender Name: _____

◆ Primary Offense

- A. Other than listed below
 - 1 count 2
 - 2 counts 4
- B. Credit card theft (1 count) 6
- C. Welfare or food stamp fraud (\$200 or more); false application for public assistance
 - 1 count 1
 - 2 counts 6
- D. Passing bad checks (\$200 or more); Credit card fraud (\$200 or more); Receiving goods from credit card (\$200 or more); Making false statement to obtain goods or utilities (\$200 or more)
 - 1 count 4
 - 2 counts 7
- E. Forging coins, checks or bank notes, other writings; Uttering; Making or possessing forging instruments (1 count) 6
- F. Construction fraud (1 count) 1
- G. Use of identifying information to defraud, > \$200 (1 count) 6
- H. Obtain identifying information with intent to defraud, 2nd or subsequent
 - 1 count 6
- I. Receiving stolen credit card or credit card number with the intent to use or sell (1 count) 7

Score

| | |
|---|--|
| 0 | |
|---|--|

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

- Years: Less than 19 0
- 19 - 27 1
- 28 - 36 2
- 37 or more 3

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

- Years: Less than 2 0
- 2 - 9 1
- 10 - 18 2
- 19 - 27 3
- 28 - 36 4
- 37 or more 5

| | |
|---|--|
| 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 2 0
- 2 - 5 1
- 6 - 10 2
- 11 - 16 3
- 17 - 21 4
- 22 - 27 5
- 28 - 32 6
- 33 - 38 7
- 39 or more 8

| | |
|---|--|
| 0 | |
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◆ Prior Juvenile Record If YES, add 2 →

| | |
|---|--|
| 0 | |
|---|--|

◆ Legally Restrained at Time of Offense If YES, add 4 →

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|---|--|
| 0 | |
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SCORE THE FOLLOWING FACTOR ONLY IF PRIMARY OFFENSE IS H: OBTAIN IDENTIFYING INFORMATION WITH INTENT TO DEFRAUD, 2ND OR SUBSEQUENT (§18.2-186.3(D))

◆ Prior Misdemeanor Convictions/Adjudications (Excludes Traffic)

- Number of Counts: 1 - 7 1
- 8 or more 4

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|---|--|
| 0 | |
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Total Score

See **Fraud 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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Fraud Section C

Offender Name: _____

◆ Primary Offense

— Prior Record Classification —
 Category I Category II Other

| | | | |
|--|----|----|----|
| A. Other than listed below | | | |
| 1 count | 24 | 12 | 6 |
| 2 counts | 28 | 14 | 7 |
| 3 counts | 40 | 20 | 10 |
| 4 counts | 56 | 28 | 14 |
| B. Credit card theft (1 count) | 36 | 18 | 9 |
| C. Welfare fraud or food stamp fraud (\$200 or more); false application for public assistance | | | |
| 1 count | 12 | 6 | 3 |
| 2 counts | 20 | 10 | 5 |
| D. Forging coins, checks or bank notes, other writings; Uttering; Making or possessing forging instruments | | | |
| 1 count | 28 | 14 | 7 |
| 2 - 3 counts | 32 | 16 | 8 |
| 4 counts | 40 | 20 | 10 |
| E. Construction fraud (1 count) | 36 | 18 | 9 |
| F. Use identifying information to defraud, > \$200 (1 count) | 36 | 18 | 9 |
| G. Obtain identifying information with intent to defraud, 2nd or subsequent (1 count) | 16 | 8 | 4 |
| H. Receiving stolen credit card or credit card number with the intent to use or sell (1 count) .. | 24 | 12 | 6 |

Score

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| 0 | | |
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◆ Primary Offense Remaining Counts

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

| | | |
|------------------|--------------|---|
| Maximum Penalty: | 5 | 0 |
| (years) | 10, 20 | 1 |

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◆ Additional Offenses

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

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

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◆ Prior Convictions/Adjudications

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

| | | |
|------------------|-------------------|---|
| Maximum Penalty: | Less than 5 | 0 |
| (years) | 5, 10 | 1 |
| | 20 | 2 |
| | 30 | 3 |
| | 40 or more | 4 |

| | | |
|---|--|--|
| 0 | | |
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◆ Prior Felony Fraud Convictions/Adjudications

| | | |
|-------------------|-----------------|---|
| Number of Counts: | 1 | 1 |
| | 2 | 2 |
| | 3, 4 | 3 |
| | 5 | 4 |
| | 6 | 5 |
| | 7 | 6 |
| | 8 | 7 |
| | 9 or more | 8 |

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| 0 | 0 | |
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◆ Prior Juvenile Record

If YES, add 4

| | | |
|---|---|--|
| 0 | 0 | |
|---|---|--|

◆ On Parole/Post-Release, Supervised Probation, or CCCA at Time of Offense

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| 0 | 0 | |
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Total Score

See Fraud 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 ❖ Fraud Section D

Offender Name: _____

◆ Ineligibility Conditions

- A. Was the offender recommended for **Probation/No Incarceration** on Section B? Yes No
- B. Are any prior record offenses violent (Category I/II listed in Appendix A of the Guidelines Manual)? Yes No
- C. Are any of the offenses at sentencing violent (Category I/II listed in Appendix A of the Guidelines Manual)? Yes No
- D. 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 | 22 | ↓ <input style="width: 40px; height: 20px;" type="text"/> |
| 21 to 29 years | 16 | |
| 30 to 43 years | 7 | |
| Older than 43 years | 1 | |

◆ Gender _____

- | | | |
|--------------------------|----|--|
| Offender is Female | 1 | ↓ <input style="width: 40px; height: 20px;" type="text"/> |
| Offender is Male | 10 | |

◆ Prior Adult Felony Convictions _____

- | | | | |
|------------|-----------------|----|--|
| Number | 0 | 0 | ↓ <input style="width: 40px; height: 20px;" type="text"/> |
| of Counts: | 1 - 2 | 5 | |
| | 3 or more | 15 | |

◆ Prior Adult Incarcerations _____

- | | | | |
|---------|------------------|----|--|
| Number: | 0 | 0 | ↓ <input style="width: 40px; height: 20px;" type="text"/> |
| | 1 - 9 | 4 | |
| | 10 or more | 32 | |

◆ Legally Restrained at Time of Offense _____

If YES, add 6 →

Total Score _____

- ↓
- 31 or less, check Recommended for Alternative Punishment.
- 32 or more, check NOT Recommended for Alternative Punishment.

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

Fraud/Section D



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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