

Sentencing Guidelines Cover Sheet

Complete this form ONLY for applicable felonies sentenced on or after July 1, 2023.

Scheduled Sentencing Date:

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OFFENDER

First _____ Middle _____ Last _____ Suffix _____

Date of Birth:

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Month Day Year

Social Security Number:

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CCRE:

V	A								
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CORIS
Offender ID:

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PSI:

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COURT

Judicial Circuit

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City/County _____

FIPS Code:

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Sentencing Judge's Name _____

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For Office Use Only

Preparer Name _____ ☐ Commonwealth's Attorney

☐ Probation Officer

Prosecuting Commonwealth's Attorney _____ Defense Attorney _____

CONVICTIONS

☐ Please check this box and change the F or M in the Virginia Crime Code (VCC) to a D if one or more offenses is in violation of deferred dispositions §§ 18.2-251, 18.2-258.1, 19.2-298.02, or 19.2-303.6 (e.g. NAR-3022-F5 to NAR-3022-D5).

Offense
Primary Offense _____

Counts

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VCC

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Offense Date

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Month Day Year

For a comprehensive list of all offenses in the sentencing event, please refer to the **Docket Details** page following **Section D**.

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

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Years Months Days

☐ Sentence Set by Judge

☐ 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 C

☐ Life Sentence
☐ Incarceration (Enter Midpoint and Range Below)

☐ No Recommendation Offense
(Primary offense does not yield a recommendation)

Range Midpoint

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Years Months Days

Sentence Range

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 TO

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--	--	--

Years Months Days Years Months Days

SUM OF ALL MANDATORY MINIMUMS

☐ Life

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Years Months Days

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

☐ Modification of Recommendation Based on Substantial Assistance, Acceptance of Responsibility or Expression of Remorse

The decision to modify the guidelines recommendation must be made by the judge. If the recommended low end is 3 years or less, the low end is adjusted to no incarceration. If recommended low end is more than 3 years, the low end is reduced by 50%.

If accepted by the court the

Adjusted Range is: _____ TO _____
Years Months Days Years Months Days

◆ SENTENCE

☐ Taken under Advisement/Continued

Total Time Imposed Before Suspension ☐ Life Sentence +

Years	Months	Days

Total Effective Time to Serve ☐ Life Sentence +

Years	Months	Days

☐ Incarceration Sentence to Run Concurrently With Another Event

☐ Restitution \$ _____ ☐ Fine \$ _____

☐ Sentenced to Time Served

Post Release

Post Release Incarceration Term § 18.2-10 (suspended)

Years	Months	Days

 (6 months to 3 years)

Post Release Supervision Period § 19.2-295.2(A)

Years	Months	Days

 (6 months to 3 years)

Probation (Sentenced to no time, probation up to statutory maximum; Sentenced to incarceration, probation up to 5 years)

Probation Period (Supervised) ☐ Indeterminate Not to Exceed § 19.2-303

Years	Months	Days

Good Behavior

☐ Good Behavior Period (§ 19.2-306) _____ ☐ Fixed at Statutory Maximum § 19.2-303.1
Years Months Days

Agreements and Other Details (check all that apply)

- ☐ 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

Other Sentencing Programs (check all that apply)

- ☐ Day Reporting
- ☐ Electronic Monitoring
- ☐ Intensive Probation
- ☐ Substance Abuse Treatment
- ☐ § 18.2-251/§ 18.2-258.1
- ☐ Community-Based Program _____
- ☐ CCAP
- ☐ Drug Court

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- ☐ Youthful Offender
- ☐ DJJ Commitment ☐ Indeterminate ☐ Determinate
- ☐ Other _____

◆ 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

☐ Accepted Nonviolent Risk Assessment recommendation, no departure reason needed.

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◆ SENTENCING DATE

Month	Day	Year

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Month	Day	Year

 .

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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Other Sexual Assault/Obscenity ❖ Section A

Offender Name: _____

◆ Primary Offense

- A. All attempted or conspired offenses (1 count) 1
- B. Production, publication, sale or financing child pornography (1 count) 6
- C. Possess child porn (1st Offense) (1 count) 5
- D. Possess child porn (2nd or subsequent) (1 count) 9
- E. Reproduce, transmit, sell, etc., child porn (1 count) 5
- F. Procure minor for obscene material by communications system (1 count) 6
- G. Procure minor for prostitution, sodomy, pornography by communications system (1 count) 6
- H. Propose sex act by communications system, child less than age 15 (1 count) 9
- I. Propose sex act by communications system, child less than age 15, offender 7+ years older (1 count) 9
- J. Propose sex act by communications system, child age 15 or more, offender 7+ years older (1 count) 6
- K. Propose sex act by communications system, child age 15 or more, offender 7+ yrs old (2nd/subseq.) (1 count) 9

Score

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

Primary offense B, C or D: Production or Possession Child Porn	
Years	Points
5-26	2
27 - 52	3
53 or more	4

Primary offense: All other offenses	
Years	Points
5-26	1
27 - 52	2
53 or more	3

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

Years:	Less than 1	0
	1 - 26	1
	27 - 52	2
	53 or more	3

0	
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◆ Victim Less than Age 13 at Time of Offense

If YES, add 5 →

0	
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◆ Victim Injury

Threatened or emotional	2
Physical, serious or life threatening	4

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

Years:	Less than 3	0
	3 - 18	1
	19 - 31	2
	32 - 44	3
	45 or more	4

0	
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◆ Prior Felony Sexual Assault Convictions/Adjudications

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

0	
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◆ Prior Incarcerations/Commitments

If YES, add 3 →

0	
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◆ Legally Restrained at Time of Offense

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

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

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Other Sexual Assault/Obscenity ❖ Section B

Offender Name: _____

◆ Primary Offense

- A. Production, publication, sale or financing child pornography (1 count) 1
- B. Possess child porn (1 count) 1
- C. Reproduce, transmit, sell, etc., child porn (1 count) 1
- D. Procure minor for obscene material by communications system (1 count) 1
- E. Procure minor for prostitution, sodomy, etc. by communications system (1 count) 1
- F. Propose sex act by communications system, child less than age 15 (1 count) 6
- G. Propose sex act by communications system, child less than age 15, offender 7+ years (1 count) 6
- H. Propose sex act by communications system, child age 15 or more, offender 7+ years (1 count) 2
- I. Propose sex act by communications system, child age 15 or more, offender 7+ years (2nd/subseq.) (1 count) 2

Score

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

- | | | |
|--------|-----------------|---------------------|
| Years: | 5 - 7 2 | 27 - 30 8 |
| | 8 - 11 3 | 31 - 34 9 |
| | 12 - 15 4 | 35 - 37 10 |
| | 16 - 19 5 | 38 - 41 11 |
| | 20 - 22 6 | 42 or more 12 |
| | 23 - 26 7 | |

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

- | | | |
|--------|---------------------|---------------------|
| Years: | Less than 1 0 | 23 - 26 7 |
| | 1 - 2 1 | 27 - 30 8 |
| | 3 - 7 2 | 31 - 34 9 |
| | 8 - 11 3 | 35 - 37 10 |
| | 12 - 15 4 | 38 - 41 11 |
| | 16 - 19 5 | 42 or more 12 |
| | 20 - 22 6 | |

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◆ Victim Less than Age 13 at Time of Offense

If YES, add 3 →

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 3 0 |
| | 3 - 19 1 |
| | 20 - 39 2 |
| | 40 or more 3 |

0	
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◆ Prior Incarcerations / Commitments

If YES, add 1 →

0	
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SCORE THE FOLLOWING FACTOR **ONLY** IF PRIMARY OFFENSE IS **D, E, F, G, H OR I: ELECTRONIC SOLICITATION** (§18.2-374.3)

◆ Victim Injury

- Threatened, emotional, physical or life threatening 5

0	0	
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Total Score

See **Other Sexual Assault Section B Recommendation Table** to convert score to guidelines sentence.

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Other Sexual Assault/Obscenity Section C

Prior Record Classification

Primary Offense

☐ Category I ☐ Category II ☐ Other
(scores for attempted/conspired offenses are in parentheses)

A.	All attempted or conspired offenses of possess, reproduce, transmit etc. child porn 1 count	(24)	(12)	(6)
B.	All attempted or conspired offenses of electronic solicitation of minor 1 count	(24)	(12)	(6)
C.	Entice, etc., minor to perform in porn; take part in child porn Attempted, conspired or completed: 1 count	68	34	17
D.	Produce child porn; finance child porn Attempted, conspired or completed: 1 count	100	50	25
	2 counts	216	108	54
E.	Possess child porn (1st Offense) 1 count	48	24	12
F.	Possess child porn (2nd or subsequent) 1 count	76	38	19
G.	Reproduce, transmit, sell, etc., child porn 1 count	100	50	25
H.	Procure minor for obscene material by communications system 1 count	68	34	17
I.	Procure minor for prostitution, sodomy, etc. by communications system 1 count	68	34	17
J.	Propose sex act by communications system, child less than age 15 1 count	68	34	17
K.	Propose sex act by communications system, child less than age 15, offender 7+ years 1 count	148	74	37
L.	Propose sex act by communications system, child age 15 or more, offender 7+ years (2nd+) 1 count	68	34	17

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	5
(years) 10	10
20	19
30	29
40 or more	39

0		
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Additional Offenses Assign points to each additional offense (including counts) and total the points

Primary offense B, H, I, J, K, or L: Electronic Solicitation

Years	Points
Less than 1	0
1	1
2	2
3	3
4	4
5	8
10	12
20	15
30	18
40 or more	22

Primary offense: All other offenses

Years	Points
Less than 1	0
1	1
2	2
3	3
4	4
5	5
10	10
20	19
30	29
40 or more	39

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Weapon Used, Brandished, Feigned or Threatened

If YES, add 4

0	0	
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Victim Injury

Primary offense B, H, I, J, K, or L: Electronic Solicitation

	Points
Threatened or emotional	14
Physical, serious or life threatening	15

Primary offense: All other offenses

	Points
Threatened or emotional	6
Physical, serious or life threatening	9

0	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 2	0
(years) 2, 3, 4, 5	1
10	3
20	6
30	9
40 or more	12

0		
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Prior Felony Sexual Assault Convictions/Adjudications

Number of Counts: 1	8
2	15
3 or more	23

0		
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On Post-Incarceration Supervision

If YES, add 5

0	0	
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Total Score

See Other Sexual Assault Section C Recommendation Table for guidelines sentence range.

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Other Sexual Assault/Section C