

# 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
(12 months = 1 year) 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
(12 months = 1 year) 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	
None .....	Points 0
Other than parole/post-release, supervised probation or CCCA .....	3
Parole, post-release, supervised probation or CCCA .....	4

Primary offense: _____ All other offenses	
None .....	Points 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**

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		
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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)	30 .....	4
	40, 50, Life .....	5

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

Maximum Penalty:	Less than 5 .....	0
(years)	5, 10, 15 .....	1
	20 .....	2
	30 .....	4
	40, 50, Life .....	5

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**◆ 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

0		
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**◆ Firearm in Possession at Time of Offense** \_\_\_\_\_ **If YES, add 5** → 

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 5 .....	0
(years)	5, 10, 15 .....	1
	20 .....	2
	30 .....	3
	40, 50, Life .....	4

0		
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**◆ Prior Felony Drug Convictions/Adjudications**

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

0		
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**◆ Prior Felony Convictions/Adjudications Against Person**

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

0		
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**◆ Prior Felony Property Convictions/Adjudications**

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

0	0	
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**◆ Prior Juvenile Record** \_\_\_\_\_ **If YES, add 1** → 

0	0	
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**◆ Legally Restrained at Time of Offense** \_\_\_\_\_ **If YES, add 3** → 

0	0	
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**Total Score** \_\_\_\_\_ → 

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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
- F. Did the offense occur while serving a state-responsible (prison) sentence? .....  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**.