

Burglary/Dwelling Section A

Offender Name: _____

◆ Primary Offense

- A. Occupied dwelling with intent to commit a misdemeanor without deadly weapon (1 count)1
- B. Dwelling with intent to commit larceny, etc. without deadly weapon; Dwelling at night without deadly weapon
 - 1 count.....3
 - 2 counts.....5
 - 3 counts.....7
- C. Dwelling at night with intent to commit larceny with deadly weapon (1 count).....7
- D. Dwelling with intent to commit larceny, etc. with deadly weapon (1 count).....5
- E. Occupied dwelling with intent to commit misdemeanor with deadly weapon (1 count).....9
- F. Dwelling with intent to commit murder, rape, robbery or arson with or without a deadly weapon (1 count).....14

Score

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

- Years: 5 - 141
- 15 - 272
- 28 - 433
- 44 or more4

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

- Years: Less than 50
- 5 - 141
- 15 - 272
- 28 - 433
- 44 or more4

0	
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◆ Conviction in Current Event Requiring Mandatory Minimum Term (6 mos or more) If YES, add 13

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◆ Weapon Used

- None0
- Simulated weapon or other than listed below2
- Knife4
- Firearm8

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 20
- 2 - 81
- 9 - 192
- 20 - 313
- 32 - 414
- 42 or more5

0	
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◆ Prior Adult Felony Property Convictions

- Number: 11
- of Counts 2 - 52
- 6 - 103
- 11 or more4

0	
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◆ Prior Juvenile Property Adjudications

- Number: 1 - 21
- of Counts 3 - 112
- 12 or more3

0	
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◆ Prior Misdemeanor Convictions/Adjudications (Excludes Traffic)

- Number: 11
- of Counts 2 - 42
- 5 - 63
- 7 - 94
- 10 or more5

0	
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◆ Prior Incarcerations/Commitments _____ If YES, add 3

0	
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◆ Prior Revocations of Parole/Post-Release, Supervised Probation or CCCA _____ If YES, add 1

0	
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◆ Prior Juvenile Record _____ If YES, add 2

0	
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◆ Legally Restrained at Time of Offense

- None0
- Other than parole/post-release, supervised probation or CCCA3
- Parole/post-release, supervised probation or CCCA7

0	
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◆ Type of Additional Offense(s)

- Additional offense with VCC prefix of MUR10
- Additional offense of malicious wounding (§ 18.2-51) or aggravated malicious wounding (§ 18.2-51.2)10
- All others0

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Total Score

_____ If total is 13 or less, go to **Section B**. If total is 14 or more, go to **Section C**.

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Burglary/Dwelling Section B

Offender Name: _____

◆ Primary Offense _____

- Score**
- | | |
|---|---|
| A. Dwelling with intent to commit larceny, etc. without deadly weapon (all counts) | |
| 1 count..... | 3 |
| 2 counts or more..... | 5 |
| B. Dwelling at night with intent to commit larceny, etc. without deadly weapon (all counts) | |
| 1 count..... | 3 |
| 2 counts or more..... | 5 |
| C. Other than listed above (all counts)..... | 4 |

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

- | | |
|-------------------------|---|
| Years: Less than 5..... | 0 |
| 5 or more..... | 2 |

0	
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◆ Firearm Removed from Property During Burglary _____

If YES, add 1 →

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

- | | |
|--------------------------------------|---|
| Years: 1 - 32..... | 1 |
| (12 months = 1 year) 33 or more..... | 2 |

0	
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◆ Prior Misdemeanor Convictions/Adjudications (Excludes Traffic) _____

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

0	
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◆ Prior Juvenile Record _____

If YES, add 4 →

0	
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◆ Legally Restrained at Time of Offense _____

If YES, add 4 →

0	
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Total Score _____

See Burglary/Dwelling Section B Recommendation Table to convert score to guidelines sentence.

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Burglary/Dwelling Section C

Offender Name: _____

◆ **Primary Offense** _____ Prior Record Classification
 Category I Category II Other
(scores for attempted/conspired offenses are in parentheses)

Dwelling Without Weapon

- A. Occupied dwelling with intent to commit a misdemeanor without deadly weapon (1 count) 48 32 16
- B. Dwelling with intent to commit murder, rape, robbery or arson without deadly weapon
 - Completed: 1 count 90 60 30
 - Attempted/conspired: 1 count (60) (30) (15)
- C. Dwelling with intent to commit larceny, etc. without deadly weapon
 - Completed: 1 count 51 34 17
 - Attempted/conspired: 1 count (36) (18) (9)
- D. Dwelling at night with intent to commit larceny etc. without deadly weapon
 - Completed: 1 count 54 36 18
 - Attempted/conspired: 1 count (36) (18) (9)

Dwelling With Weapon

- E. Occupied dwelling with intent to commit misdemeanor with deadly weapon
 - Completed: 1 count 114 76 38
 - Attempted/conspired: 1 count (76) (38) (19)
- F. Dwelling with intent to commit larceny, etc. with deadly weapon
 - Completed: 1 count 90 60 30
 - Attempted/conspired: 1 count (60) (30) (15)
- G. Dwelling with intent to commit murder, rape, robbery or arson with deadly weapon; or Dwelling at night with intent to commit larceny, etc. with deadly weapon
 - Completed: 1 count 168 112 56
 - 2 counts 456 304 152
 - Attempted/conspired: 1 count (112) (56) (28)
 - 2 counts (240) (152) (76)
 - 3 counts (304) (152) (76)

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, 10 1
- (years) 20 3
- Life 6

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

- Maximum Penalty: Less than 4 0 30 4
- (years) 4, 5, 10, 15 1 40, 50, Life 6
- 20 3

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◆ **Weapon Used**

- Other than listed below 0
- Knife or firearm 12

0			
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◆ **Physical/Serious or Life Threatening Victim Injury** _____ If YES, add 10

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 5

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

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

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

- Number of Counts: 1 4 3 13
- 2 9 4 or more 17

0			
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◆ **On Parole/Post-Release, Supervised Probation or CCCA at Time of Offense** If YES, add 3

0	0		
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◆ **Type of Additional Offense(s)**

- Additional Offense of Murder with a statutory maximum of 40 years or more 140
- Additional Offense of Murder with a statutory maximum of 20 years or less 74
- Additional Offense of Completed Aggravated Malicious Wounding (§ 18.2-51.2) 55
- Additional Offense of Completed Malicious Wounding (§ 18.2-51) 35
- Additional Offense of Attempted/Conspired Malicious or Aggravated Malicious Wounding 8

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Total Score _____

See Burglary/Dwelling Section C Recommendation Table for guidelines sentence range.

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