

Rape Sentencing Guidelines Cover Sheet

Complete this form ONLY for applicable felonies sentenced on or after July 1, 2016.

Scheduled Sentencing Date:

 / /

◆ 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

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 RECOMMENDATIONS

Section C

Incarceration (Enter Midpoint and Range Below)

Life Sentence

Range Midpoint
Years Months Days

Sentence Range TO
Years Months Days

Recommendation Adjusted for Mandatory Minimum

Modifications Based on Risk Assessment

The upper end of the sentencing range can be adjusted based on the risk assessment level.

Characteristics of the offender and the circumstances of the offense may have correlated with a significant risk of recidivism among other sex offenders. If so, the upper end of the recommended sentence range can be increased by:

- Check one
- 300% - Level 1
 - 100% - Level 2
 - 50% - Level 3
 - No Adjustment

Adjusted High End

Years Months

Rape ~~❖~~ Section A

Offender Name: _____

◆ **Offender's Age at Time of Offense** _____

Younger than 35 years	12	
35 to 46 years	4	
Older than 46 years.....	0	

◆ **Less than 9th Grade Education** (by conviction date) _____ **If YES, add 4** → 0

◆ **Not Regularly Employed** (during 2 years prior to arrest date) _____ **If YES, add 5** → 0

◆ **Offender's Relationship with Victim** _____

Victim Under Age 10	Relative	0	
	Known to victim (not relative or step-parent)	4	
	Stranger	4	
	Step-parent	9	
Victim Age 10 or more	Relative	2	0
	Known to victim (not relative or step-parent)	3	
	Stranger	8	
	Step-parent	2	

◆ **Location of Offense** _____

Place of employment	0	
Shared victim/offender residence.....	3	
Outdoors	3	
Motor Vehicle	4	
Victim's residence (not offender's).....	5	
Offender's residence or other residence.....	9	
Location other than listed	3	

◆ **Prior Adult Felony/Misdemeanor Arrests for Crimes Against a Person** _____

Number: 0 Felonies	1 - 3 Misdemeanors	1	
	4+ Misdemeanors	8	
1 Felony	0 - 2 Misdemeanors	5	
	3+ Misdemeanors	8	
2+ Felonies	0 - 3 Misdemeanors	8	
	4+ Misdemeanors	15	

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

◆ **Prior Treatment** _____

Prior mental health commitment	0	
Prior mental health treatment.....	2	
Prior alcohol or drug treatment.....	3	
No prior treatment	4	

Risk Score _____ →

- | | | |
|---------------------|---|---------------|
| Risk Level | <input type="checkbox"/> 44 or more | Level 1 |
| (Risk Score) | <input type="checkbox"/> 34 - 43..... | Level 2 |
| | <input type="checkbox"/> 28 - 33..... | Level 3 |
| | <input type="checkbox"/> up to 27 | No Adjustment |

Go to **Section C**

Rape ❖ Section C

Offender Name: _____

There is no Section B for this offense.

◆ **Primary Offense** _____

— Prior Record Classification —
 Category I Category II Other
(scores for attempted/conspired offenses are in parentheses)

A. Attempted or conspired forcible rape, forcible sodomy or object sexual penetration			
1 count	(60)	(30)	(15)
B. Forcible rape or object sexual penetration, victim under age 13			
1 - 2 counts	312	208	117
3 counts.....	882	588	331
C. Forcible sodomy, victim under age 13			
1 - 2 counts	354	236	133
3 counts.....	882	588	331
D. Forcible rape or object sexual penetration, victim age 13 or older			
1 count	402	268	151
2 counts.....	882	588	331
E. Forcible sodomy, victim age 13 or older			
1 count	324	216	122
2 counts.....	882	588	331

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:	10	5
(years) Life		18

▼

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

Maximum Penalty:	Less than 2.....	0
(years) 2, 3		1
4, 5		2
10, 15.....		5
20		9
30		14
40, 50, Life		18

▼

0		
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◆ **Weapon Used, Brandished, Feigned or Threatened** _____ If YES, add 39 →

0		
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◆ **Victim Injury** _____

Threatened or emotional.....	3
Physical.....	20
Life threatening	76

▼

0		
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◆ **Prior Felony Sexual Assault Convictions/Adjudications** _____

Number of Counts:	1	13
2		26
3 or more.....		39

▼

0		
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Total Score _____

See **Rape Section C Recommendation Table** for guidelines sentence range.

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Rape/Section C

If necessary, on the cover sheet also enter the adjusted high end of the guidelines sentence range based on Risk Level 1 2 3 or n/a