


Virginia Sentencing Guidelines



Virginia Criminal Sentencing Commission



**Effective July 1, 2026
29th Edition**



**Sentencing Guidelines Hotline
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Supreme Court of Virginia Virginia Criminal Sentencing Commission

July 1, 2026

Dear Sentencing Guidelines User:

Enclosed within this manual is the twenty-ninth edition of the discretionary felony sentencing guidelines. The provisions of this new set of guidelines apply to those convicted of felonies that occur on or after January 1, 1995, and **who are sentenced on or after July 1, 2026.**

There are several new features in these guidelines. These new features are highlighted in the What's New section of this manual.

This manual will provide you with all the information necessary to accurately complete sentencing guideline worksheets. Please be aware that our staff maintains a sentencing guidelines Hotline that provides you with a valuable resource on any matter related to the use of the sentencing guidelines. The Hotline number is (804) 225-4398. You may also text your questions to (804) 393-9588.

I encourage you to share with the Commission your opinions on any facet of the sentencing guidelines program.

Sincerely,

A handwritten signature in black ink, appearing to read "D L Hupp", written over a horizontal line.

Dennis L. Hupp
Chairman



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What's New in the 2026 Manual

The Commission closely monitors the sentencing guidelines system and, each year, deliberates upon possible modifications to enhance the usefulness of the guidelines as a tool for judges in making their sentencing decisions. Under § 17.1-806 of the *Code of Virginia*, any modifications adopted by the Commission must be presented in its annual report, due to the General Assembly each December 1. Unless otherwise provided by law, the changes recommended by the Commission become effective on the following July 1.

Unlike many other states, Virginia's sentencing guidelines are based on analysis of actual sentencing practices and are designed to provide judges with a benchmark that represents the typical, or average, case. Recommendations for revisions to the guidelines are based on the best fit of the available data. Moreover, recommendations are designed to closely match the rate at which offenders are sentenced to prison and jail, meaning that offenders will be recommended for incarceration in approximately the same proportions as offenders who received incarceration sanctions historically.

The Commission draws on several sources of information to guide its discussions about modifications to the guidelines system. Commission staff meet with circuit court judges and Commonwealth's attorneys at various times throughout the year, and these meetings provide an important forum for input from these two groups. In addition, the Commission operates a "hotline" phone system, staffed Monday through Friday, to assist users with any questions or concerns regarding the preparation of the guidelines. While the hotline has proven to be an important resource for guidelines users, it has also been a rich source of input and feedback from criminal justice professionals around the Commonwealth. Moreover, the Commission conducts many training sessions over the course of a year, and these sessions often provide information that is useful to the Commission. Finally, the Commission closely examines compliance with the guidelines and departure patterns in order to pinpoint specific areas where the guidelines may need adjustment to better reflect current judicial thinking. The opinions of the judiciary, as expressed in the reasons they write for departing from the guidelines, are very important in directing the Commission's attention to areas of the guidelines that may require amendment.

New Fraud and Larceny Guidelines

The Fraud and Larceny worksheets have been restructured to mirror the approach previously adopted for the Robbery guidelines. Worksheet A is scored first to determine whether a recommendation of probation (i.e., no incarceration) is appropriate. If not, Worksheet C is then completed to calculate a recommended term of incarceration. Like the Robbery guidelines, there is no Worksheet B for Fraud and Larceny; instead, Worksheet C provides recommendations for both jail and prison sentences (i.e., one day or more).

Several offenses were removed from the Fraud and Larceny guidelines because they either did not appear as the primary offense at sentencing or yielded too few cases to support meaningful analysis.

A detailed explanation of the analysis underlying the revised Fraud and Larceny guidelines is available in the Commission's *2025 Annual Report*.

Revised Nonviolent Risk Assessment for Fraud and Larceny

The proposed worksheet establishes a total score threshold aligned with the legislative goal of diverting 25% of nonviolent offenders from active incarceration to alternative sanctions. To support this objective, the Nonviolent Risk Assessment worksheet incorporates the following key factors: offender age at the time of the offense, prior adult incarcerations, prior adult felony person convictions, and any arrest or confinement within the 12 months preceding the offense.

Under this recommended framework, the recidivism rate for larceny and fraud offenders who are recommended for alternative punishment remains consistently below 16%.

A detailed discussion of the reanalysis underlying this revision is available in the Commission's *2025 Annual Report*.

Primary Offense Factor Added to Assault Worksheet B

Under the previous Assault Worksheet B, a total score of zero can indicate either a historically based recommendation of probation (i.e., no incarceration) or that the Guidelines were not scored at all. A score of zero is appropriate only when the victim reports no injury (including intimidation) and the defendant has no prior record.

To address this ambiguity, a Primary Offense factor has been added to Assault Worksheet B. One point is now assigned for all Assault Guidelines offenses, and the Section B Recommendation Table has been adjusted to account for this additional point without changing the historical recommendation. As a result, a total score of zero will indicate that Worksheet B was not scored, while a total score of one will reflect a recommendation of probation (no incarceration).

New Guidelines Offense

Each year, the Commission focuses on crimes not yet covered by the Sentencing Guidelines. Currently, the guidelines apply to approximately 95% of felony cases in Virginia's circuit courts. Over time, the General Assembly has created new offenses and reclassified others from misdemeanors to felonies. The Commission monitors changes to the Code of Virginia to identify new felonies that may be incorporated into the guidelines system.

Following a recent review of offenses not currently covered, and an analysis of fiscal year (FY) 2019 through FY2024 Circuit Court Case Management System (CMS) data, the Commission added one offense to the Sentencing Guidelines. Effective for sentences imposed on or after July 1, 2026, § 32.1-314 (false statement in application for payment under medical assistance; FRD-3337-F9) is included as a Guidelines offense on the Fraud worksheet.



Introduction

Goals of the Sentencing Guidelines

During the September, 1994 Special Session of the General Assembly, the Virginia Criminal Sentencing Commission was established. The Commission was created as specified in *Code of Virginia* § 17.1-801 “to assist the judiciary in the imposition of sentences by establishing a system of discretionary guidelines and to establish a discretionary sentencing guidelines system which emphasizes accountability of the offender and the criminal justice system to the citizens of the Commonwealth.” Further, the Commission is charged under the same section of the *Code of Virginia* with developing discretionary sentencing guidelines “to achieve the goals of certainty, consistency, and adequacy of punishment with due regard to the seriousness of the offense, the dangerousness of the offender, deterrence of individuals from committing criminal offenses and the use of alternative sanctions, where appropriate.”

An important goal of Virginia’s guidelines is to reduce unwarranted sentencing disparity. Unwarranted and dramatic differences in sentences imposed in similar cases are generally condemned for a variety of reasons. It is unjust for similarly situated offenders convicted of the same offense to receive markedly different sanctions. Further, when sentencing varies dramatically, no reasonable expectation exists of what the actual penalty will be for a crime. Widespread compliance with sentencing guidelines has been found to reduce unwarranted disparity.

Establishment of the Virginia Criminal Sentencing Commission

The Commission consists of 18 members, as outlined in the *Code of Virginia* § 17.1-802. The Chief Justice of the Supreme Court of Virginia appoints seven of the Commission members; these include six sitting judges or justices, as well as the chair of the Commission, who must not be an active member of the judiciary. The Chairman of the House Judiciary Committee or his designee who shall be a member and two members are appointed by the Speaker of the House of Delegates. The Chairman of the Senate Judiciary Committee or his designee who shall be a member of the committee and one other member are appointed by the Senate Committee on Rules. Four members are appointed by the Governor. The Attorney General is the sole member of the Commission who serves by virtue of his office. The director of the Virginia Indigent Defense Commission or his designee.

As detailed in the *Code of Virginia* § 17.1-803, the General Assembly entrusted the Commission with 11 powers and duties, as follows:

- “1. Develop, maintain and modify as may be deemed necessary, a proposed system of statewide discretionary sentencing guidelines for use in all felony cases which will take into account historical data, when available, concerning time actually served for various felony offenses committed prior to January 1, 1995, and sentences imposed for various felony offenses committed on or after January 1, 1995, and such other factors as may be deemed relevant to sentencing.
2. Prepare, periodically update, and distribute sentencing worksheets for the use of sentencing courts which, when used, will produce a recommended sentencing range for a felony offense in accordance with the discretionary sentencing guidelines established pursuant to subdivision 1.
3. Prepare, periodically update, and distribute a form for the use of sentencing courts which will assist such courts in recording the reason or reasons for any sentence imposed in a felony case which is greater or less than the sentence recommended by the discretionary sentencing guidelines.
4. Prepare guidelines for sentencing courts to use in determining appropriate candidates for alternative sanctions which may include, but not be limited to (i) fines and day fines, (ii) boot camp incarceration, (iii) local correctional facility incarceration, (iv) diversion center incarceration, (v) detention center incarceration, (vi) home incarceration/electronic monitoring, (vii) day or evening reporting, (viii) probation supervision, (ix) intensive probation supervision, and (x) performance of community service.

5. Develop an offender risk assessment instrument for use in all felony cases, based on a study of Virginia felons, that will be predictive of the relative risk that a felon will become a threat to public safety.
6. Apply the risk assessment instrument to offenders convicted of any felony that is not specified in (i) subdivision 1, 2 or 3 of subsection A of §17.1-805 or (ii) subsection C of § 17.1-805 under the discretionary sentencing guidelines, and shall determine, on the basis of such assessment and with due regard for public safety needs, the feasibility of achieving the goal of placing 25% of such offenders in one of the alternative sanctions listed in subsection 4. If the Commission so determines that achieving the 25% or a higher percentage goal is feasible, it shall incorporate such goal into the discretionary sentencing guidelines, to become effective on January 1, 1996. If the Commission so determines that achieving the goal is not feasible, the Commission shall report that determination to the General Assembly, the Governor and the Chief Justice of the Supreme Court of Virginia on or before December 1, 1995, and shall make such recommendations as it deems appropriate.
7. Monitor sentencing practices in felony cases throughout the Commonwealth, including the use of the discretionary sentencing guidelines, and maintain a database containing the information obtained.
8. Monitor felony sentence lengths, crime trends, correctional facility population trends and correctional resources and make recommendations regarding projected correctional facilities capacity requirements and related correctional resource needs.
9. Study felony statutes in the context of judge-sentencing and jury-sentencing patterns as they evolve after January 1, 1995, and make recommendations for the revision of general criminal offense statutes to provide more specific offense definitions and more narrowly prescribed ranges of punishment.
10. Report upon its work and recommendations annually on or before December 1 to the General Assembly, the Governor and the Chief Justice of the Supreme Court of Virginia.
11. Perform such other functions as may be otherwise required by law or as may be necessary to carry out the provisions of this chapter."

Truth-in-Sentencing

For adult offenders sentenced for felony offenses committed on or after January 1, 1995, parole was eliminated. Sentences that a judge imposes, and corresponding guidelines' recommendations, reflect actual time to be served less a reduction of no more than 15% for earned sentence credit. Judges will be able to predict actual time served under this system with a high degree of accuracy.

Historically Based with Normative Adjustments

Development of the guidelines described in this manual started with information on sentences imposed for five years of sentencing decisions. Sentencing decisions were analyzed from 1988 through 1992, a total of 105,624 felony level cases.

After this examination, staff analyzed information on the time served for offenders released from incarceration from 1988 through 1992. Staff then used 1996-1997 sentencing patterns to develop guidelines scores that better reflect recent judicial practice. The analysis resulted in worksheet recommendations that reflect historical patterns of sentence dispositions (whether the offender received prison, jail, or no incarceration) and historical patterns of time served on sentences for those receiving a sentence of incarceration. For most offenses, the sentence recommendation reflects historical time served on sentences. However, during its September, 1994 Special Session, the General Assembly acted to alter recommendations for certain categories of crimes, prescribing prison sentence recommendations that are greater than historical time served for these crimes. These "normative" adjustments are made for violent crimes or in cases involving a prior violent adjudication or conviction.

More specifically, for the crimes of first degree murder, second degree murder, rape in violation of § 18.2-61, forcible sodomy, object sexual penetration, and aggravated sexual battery, the recommended prison sentencing guidelines midpoint for the primary offense factor was enhanced by:

- 125% for offenders without prior convictions for violent crimes,
- 300% for those with a criminal record that has at least one violent prior felony conviction or juvenile adjudication with a statutory maximum penalty of less than 40 years, hereafter referred to as a Category II criminal record (see Appendix A), and

- 500% for those with a criminal record that has at least one violent prior felony conviction or juvenile adjudication with a statutory maximum penalty of 40 years or more, hereafter referred to as a Category I criminal record (see Appendix A).

For the crimes of voluntary manslaughter, robbery, aggravated malicious wounding, malicious wounding, any burglary of a dwelling house or statutory burglary of a dwelling house or any burglary committed while armed with a deadly weapon or any statutory burglary committed while armed with a deadly weapon, the recommended prison sentencing guidelines midpoint for the primary offense factor was enhanced by:

- 100% for offenders with no prior violent convictions,
- 300% for Category II records, and
- 500% for Category I records.

For the crimes of manufacturing, selling, giving or distributing, or possessing with the intent to do any of the former, of a Schedule I or II controlled substance, the recommended prison sentencing guidelines midpoint for the primary offense factor will not be enhanced for those without a prior violent crime, but will be increased 200% for Category II and 400% for Category I records. For any guidelines offense not listed above, the recommended prison sentencing guidelines midpoint for the primary offense factor will not be enhanced for those without a prior violent crime, but will be enhanced 100% for Category II and 300% for Category I records.

As a result of changing to a system based on historical time served, recommended sentence midpoints and ranges sometimes appear substantially lower than under the sentencing guidelines system used under the parole system. Under the parole system, incarceration sentences were often dramatically reduced by parole and good conduct allowance. Under the no-parole system, the judge's sentence indicates the actual time to be incarcerated, with the offender only eligible for limited earned sentence credits. Therefore, while recommended sentences will sometimes appear lower than those under the previous system, most prison and jail sentence recommendations under the new system will result in similar terms of actual incarceration as compared to the previous system. In cases of violent offenses, some recommended sentences may appear lower under the no-parole system, but, if followed, the resulting lengths of stay in prison will be significantly longer under the no-parole system.

Wide Sentence Ranges

Virginia's guidelines incorporate time served sentence ranges that are considerably broader than those of the federal system and most other state guidelines systems. The guidelines explicitly consider and weigh the circumstances of the crime and the relevant characteristics of the offender, thus providing a judge with a sentence range that encompasses the middle 50% of cases in terms of historical time served. The provision of a sentence range acknowledges that for any combination of offense and offender factors, some differences among cases may still exist. The sentencing ranges also recognize that judges will sometimes reasonably disagree on particular sentencing decisions.

Voluntary Feature

Compliance with Virginia's guideline recommendations is voluntary: judges use them as a reference but may choose to sentence outside the guidelines. While compliance with guideline recommendations is voluntary, completion of guidelines worksheets is mandatory as stipulated in § 19.2-298.01 of the *Code of Virginia*. Judges are required to review guidelines in all felony cases covered by the guidelines and sign the worksheet. The clerk of court is required to send the original worksheet and court order to the Criminal Sentencing Commission within five days after sentencing. Also, in cases when judges depart from the recommendation, a reason for departure must, pursuant to § 19.2-298.01(B), be included in the space provided on the worksheet.

In contrast to Virginia's guidelines, many other states' guidelines bind judges to adherence through legislative mandate; consequently, departures from these guidelines constitute grounds for appeal. Compliance with Virginia's guidelines, however, is not legislatively mandated and therefore does not impede a trial judge's authority to sentence outside the guidelines. If, because of aggravating or mitigating circumstances, a judge wishes to impose a sentence outside the range recommended by the guidelines, he or she is free to do so. The judge must briefly state his reasons for doing so in the "Departure Information" space on the bottom of the cover sheet on the sentencing guidelines form. Such documentation can be as brief as "Plea bargain-witness won't testify" or "Offense involved excessive cruelty and torture to victim." However, reasons such as "Plea Bargain" alone are not detailed enough to be of use to the Sentencing Commission. The Commission closely examines departures from the guidelines to determine

areas where the guidelines require revision. Accordingly, more detailed departure reasons better allow the Commission to make these decisions.

Concerning the use of sentencing guidelines worksheets, the *Code of Virginia* in § 19.2-298.01 states that the court shall “(i) have presented to it the appropriate discretionary sentencing guidelines worksheets and (ii) review and consider the suitability of the applicable sentencing guidelines . . . Before imposing a sentence, the court shall state for the record that such review and consideration have been accomplished and shall make the completed worksheets a part of the record of the case.”

Bifurcated Sentencing Structure

Felony sentences in Virginia can be seen as a two-step process of judicial decision-making. The first step for the judge is deciding whether or not the offender should receive a longer incarceration term. The second step takes one of two forms, depending on the results of the judge’s first decision. If the judge has decided that the offender should not receive a longer incarceration term, then the second step is to decide whether the offender should get a shorter incarceration sentence or no incarceration. On the other hand, if the judge has decided that the offender should receive a longer incarceration term, then the second step is to decide how long the incarceration sentence should be. The current guidelines reflect this two-step process.

The factors considered by judges in making the first of these two decisions are not necessarily the same as the factors considered in making the second decision. For instance, in the analysis of historical sexual assault sentence decisions, the factor of weapon use did not prove significant in the judicial determination of whether or not a convicted sex offender should receive a longer incarceration term. However, weapon use is a significant predictor of the length of the incarceration term received by sexual assault offenders who received longer sentences. Thus, just as the guidelines factors vary by the type of offense at conviction, they also vary by the nature of the judicial decision.

Of course, some very common factors, for instance, the presence of additional offenses and the counts of the most serious offense, do prove important in both decisions. But the analysis shows that the relative importance of a factor in the two deci-

sions may vary considerably. With regards to fraud sentences, the relative historical influence of prior criminal record has been more dramatic in the decision to impose longer incarceration terms than it has been in the decision concerning the actual length of the incarceration sentence.

Offense-Specific Sentencing Guidelines

Virginia’s sentencing guidelines are organized into 15 offense groups. This organization is based on a historical analysis showing that the offense and offender factors considered by judges and the relative importance of these factors varied with the type of primary crime at conviction. Therefore, the guidelines factors found within a particular offense group are those which proved consistently important in determining historical sentences for that crime category. Since the scores and factors for each offense category were developed on the basis of only those offenses within the category, the system does not lend itself to comparisons across offense categories: the guidelines for each offense category are tailored to the scores within that category alone and are not interchangeable.

Offense Groups Covered by Sentencing Guidelines

This manual contains information on how to complete sentencing guidelines forms for the 15 felony offense groups mentioned below.

1. Assault
2. Burglary/Dwelling
3. Burglary/Other
4. Drugs/Schedule I or II
5. Drugs/Other than Schedule I or II
6. Fraud
7. Kidnapping
8. Larceny
9. Murder/Homicide
10. Other Sexual Assault/Obscenity
11. Rape
12. Robbery
13. Traffic/Felony
14. Miscellaneous Felony Offenses
15. Weapon/Firearm

Information specific to the scoring of each of these offense groups is included in the individual offense sections in this manual. The Virginia Crime Codes (hereafter referred to as VCCs) pertaining to offenses covered by the guidelines can be found at the beginning of each of the specific sections. VCCs not listed in any of the sections are not presently covered by the guidelines.

One Guidelines Form Covers Entire “Sentencing Event”

Only one guidelines form should be completed for a sentencing event, regardless of the number of different convictions pending sentencing. Note that if a court elects to hold a joint sentencing for two different jurisdictions, this will be two sentencing events, not one. Separate guidelines must be prepared for each jurisdiction. Separate guidelines may also be required for split cases (See General Instructions page 4). The guidelines user determines the appropriate form by selecting the most serious offense at conviction, hereafter referred to as the primary offense. Rules for selecting the primary offense are explained in the section entitled “Determining the Appropriate Offense Worksheet.” The Virginia Crime Codes found in the supplemental VCC Book are used to identify the primary and additional offenses. Unless otherwise noted, the guidelines user treats offenses with different VCCs as separate offenses. Additional offenses at conviction are scored when proven historically important in sentencing for a particular primary offense category. Thus, the sentencing guidelines indicate a recommended total sentence for the “sentencing event” – that is, all offenses for which the offender is sentenced on the same day and at the same time.

In order to record sentencing information onto a court order, a judge still pronounces an individual sentence for each offense at conviction. By choosing whether separate sentences will be served consecutively or concurrently and whether any imposed time is suspended, a judge may exercise great flexibility in deciding how to apply the guidelines’ recommendations. For instance, if the guidelines recommend a sentence of six years for an offender convicted of three counts of burglary, the judge can impose six years for each count, with the three sentences to run concurrently; or impose two years for each count, with the three sentences to run consecutively; or impose ten years and suspend four for each count, with the three sentences to run concurrently.

Effective Time Sentences

The jail and prison sentences recommended by the guidelines are for “effective sentences (active sentences)” – that is, the incarcerative time an offender receives after suspended time is subtracted from imposed time. Therefore, if a judge wishes to suspend any part of a sentence he or she imposes on an offender, the judge may increase the sentence recommended by the guidelines by the amount of time he or she wishes to suspend. Also, since the sentencing guidelines recommend a total effective sentence for the entire sentencing event, the terms under which multiple sentences run (i.e., consecutive or concurrent) are not covered by the guidelines. The sentencing guidelines, then, recommend only the final sanction for a case.

Statutory Mandates Unaffected

Statutory sentencing mandates continue to operate independently of the recommendations of the guidelines, even under the truth-in-sentencing system. For instance, a judge is legally required to sentence an offender convicted of the use of a firearm during the commission of certain felonies (§ 18.2-53.1) to a three-year prison sentence for the first offense; this sentence is to run consecutively to the sentence for the primary offense. While offenses subject to such mandatory sentence laws were included in the historical analysis of time served on sentence, the guidelines only partially account for them, since parole reduced their impact on an offender’s actual time to serve the sentence. However, the statutory minimum sentences did not change with the elimination of parole. As a result, occasionally the guidelines recommend a sentence lower than the statutory minimum specified for an offense. The statutory mandates take precedence in these cases (See Appendix B).

Selected Sections from the Code of Virginia

§ 17.1-800. Virginia Criminal Sentencing Commission created.

There is hereby created within the judicial branch as an agency of the Supreme Court of Virginia, the Virginia Criminal Sentencing Commission, hereinafter referred to in this chapter as the Commission.

§ 17.1-801. Purpose.

The General Assembly, to ensure the imposition of appropriate and just criminal penalties, and to make the most efficient use of correctional resources, especially for the effective incapacitation of violent criminal offenders, has determined that it is in the best interest of the Commonwealth to develop, implement, and revise discretionary sentencing guidelines. The purposes of the Commission established under this chapter are to assist the judiciary in the imposition of sentences by establishing a system of discretionary guidelines and to establish a discretionary sentencing guidelines system which emphasizes accountability of the offender and of the criminal justice system to the citizens of the Commonwealth.

The Commission shall develop discretionary sentencing guidelines to achieve the goals of certainty, consistency, and adequacy of punishment with due regard to the seriousness of the offense, the dangerousness of the offender, deterrence of individuals from committing criminal offenses and the use of alternative sanctions, where appropriate.

§ 17.1-802. Membership; terms; compensation and expenses.

A. The Commission shall be composed of 18 members as follows:

1. Six judges or justices, who may be judges of a circuit court who regularly hear criminal cases or judges or justices of the Supreme Court or the Court of Appeals, to be appointed by the Chief Justice of the Supreme Court of Virginia;
2. One person who is not an active member of the judiciary, to be appointed as Chairman by the Chief Justice of the Supreme Court of Virginia for a term of four years subject to confirmation by the General Assembly. The Chairman shall designate a vice-chairman from among the other members to serve a term commensurate with that of the Chairman;
3. The Chairman of the House Committee for Courts of Justice or his designee who shall be a member of the committee and two persons to be appointed by the Speaker of the House of Delegates;

4. The Chairman of the Senate Committee for Courts of Justice or his designee who shall be a member of the committee and one person to be appointed by the Senate Committee on Rules;
5. Four persons to be appointed by the Governor, at least one of whom shall be a representative of a crime victims' organization or a victim of crime as defined in subsection B of § 19.2-11.01;
6. The Attorney General of Virginia or his designee for a term commensurate with his term of office; and
7. The executive director of the Virginia Indigent Defense Commission or his designee.

All members shall be citizens of the Commonwealth.

- B. Except for legislative members and gubernatorial appointments, appointments to the Commission made on and after January 1, 2001, shall be for terms of four years. Legislative members shall serve terms coincident with their terms of office. Appointments to the Commission made by the Governor on and after January 1, 2006, shall be for terms of four years. Members initially appointed to the Commission prior to January 1, 1998, may serve no more than three consecutive terms. Members initially appointed on and after January 1, 1998, shall not be eligible to serve more than two consecutive terms except for the Attorney General who shall serve by virtue of his office. Vacancies occurring other than by expiration of a term shall be filled for the unexpired term. Vacancies shall be filled in the same manner as the original appointments. The remainder of any term to which a member is appointed to fill a vacancy or the service of an initial term of three years or less shall not constitute a term in determining the member's eligibility for reappointment.
- C. Legislative members of the Commission shall receive compensation as provided in § 30-19.12 and nonlegislative citizen members of the Commission shall receive compensation as provided in § 2.2-2813 and all members shall be reimbursed for all reasonable and necessary expenses incurred in the performance of their duties as provided in §§ 2.2-2813 and 2.2-2825. Funding for the costs of compensation and expenses of the members shall be provided by the Virginia Sentencing Commission.

§ 17.1-803. Powers and duties.

The Commission shall:

1. Develop, maintain and modify as may be deemed necessary, a proposed system of statewide discretionary sentencing guidelines for use in all felony cases which will take into account historical data, when available, concerning time actually served for various felony offenses committed prior to January 1, 1995, and sentences imposed for various felony offenses committed on or after January 1, 1995, and such other factors as may be deemed relevant to sentencing.
2. Prepare, periodically update, and distribute sentencing work sheets for the use of sentencing courts which, when used, will produce a recommended sentencing range for a felony offense in accordance with the discretionary sentencing guidelines established pursuant to subdivision 1.
3. Prepare, periodically update, and distribute a form for the use of sentencing courts which will assist such courts in recording the reason or reasons for any sentence imposed in a felony case which is greater or less than the sentence recommended by the discretionary sentencing guidelines.
4. Prepare guidelines for sentencing courts to use in determining appropriate candidates for alternative sanctions which may include, but not be limited to (i) fines and day fines, (ii) boot camp incarceration, (iii) local correctional facility incarceration, (iv) diversion center incarceration, (v) detention center incarceration, (vi) home incarceration/electronic monitoring, (vii) day or evening reporting, (viii) probation supervision, (ix) intensive probation supervision, and (x) performance of community service.
5. Develop an offender risk assessment instrument for use in all felony cases, based on a study of Virginia felons, that will be predictive of the relative risk that a felon will become a threat to public safety.
6. Apply the risk assessment instrument to offenders convicted of any felony that is not specified in (i) subdivision 1, 2 or 3 of subsection A of §17.1-805 or (ii) subsection C of §17.1-805 under the discretionary sentencing guidelines, and shall determine, on the basis of such assessment and with due regard for public safety needs, the feasibility of achieving the goal of placing twenty-five percent of such offenders in one of the alternative sanctions listed in subsection 4. If the Commission so determines that achieving the twenty-five percent or a higher percentage goal is feasible, it shall incorporate such goal into the discretionary sentencing guidelines, to become effective on January 1, 1996. If the

Commission so determines that achieving the goal is not feasible, the Commission shall report that determination to the General Assembly, the Governor and the Chief Justice of the Supreme Court of Virginia on or before December 1, 1995, and shall make such recommendations as it deems appropriate.

7. Prepare, periodically update, and distribute a form for recording the reasons for, and outcomes of, revocation hearings conducted in circuit courts pursuant to § 19.2-306.
8. Develop, maintain, and modify as may be deemed necessary a system of statewide discretionary sentencing guidelines for use in hearings conducted in circuit courts pursuant to § 19.2-306 in which the defendant is cited for violation of a condition or conditions of supervised probation imposed as a result of a felony conviction. Such guidelines shall take into account historical data for sentences imposed in such cases and such other factors as may be deemed relevant to sentencing.
9. Monitor sentencing practices in felony cases throughout the Commonwealth, including the use of the discretionary sentencing guidelines, and maintain a database containing the information obtained.
10. Monitor felony sentence lengths, crime trends, correctional facility population trends and correctional resources and make recommendations regarding projected correctional facilities capacity requirements and related correctional resource needs.
11. Study felony statutes in the context of judge-sentencing and jury-sentencing patterns as they evolve after January 1, 1995, and make recommendations for the revision of general criminal offense statutes to provide more specific offense definitions and more narrowly prescribed ranges of punishment.
12. Report upon its work and recommendations annually on or before December 1 to the General Assembly, the Governor and the Chief Justice of the Supreme Court of Virginia. Such report shall include any modifications to the discretionary sentencing guidelines adopted by the Commission pursuant to subdivision 1 and shall be accompanied by a statement of the reasons for those modifications.
13. Perform such other functions as may be otherwise required by law or as may be necessary to carry out the provisions of this chapter.

§ 17.1-804. Meetings; staff support.

- A. Regular meetings of the Commission shall be held on a quarterly basis and at such other times as the Chairman may determine. Nine members of the Commission shall constitute a quorum. The Commission may hold public hearings.
- B. The Commission may appoint a director and fix his duties and compensation. The Director may, with prior approval of the Commission, employ and fix the duties and compensation of such adequate staff as may be requisite to carry out the duties of the Commission. Other professional personnel, consultants and secretarial and clerical employees may be employed or contracted upon such terms and conditions as set forth by the Commission. The salaries, per diem and other expenses necessary to the functions of the Commission shall be payable from funds appropriated to the Commission. Adequate office space shall be provided by the Executive Secretary of the Supreme Court.
- C. All agencies of the Commonwealth, their staffs and employees shall provide the Commission with necessary information for the performance of its duties.

§ 17.1-805. Adoption of initial discretionary sentencing guideline midpoints.

- A. The Commission shall adopt an initial set of discretionary felony sentencing guidelines which shall become effective on January 1, 1995. The initial recommended sentencing range for each felony offense shall be determined first, by computing the actual time-served distribution for similarly situated offenders, in terms of their conviction offense and prior criminal history, released from incarceration during the base period of calendar years 1988 through 1992, increased by 13.4 percent, and second, by eliminating from this range the upper and lower quartiles. The midpoint of each initial recommended sentencing range shall be the median time served for the middle two quartiles and subject to the following additional enhancements:
 - 1. The midpoint of the initial recommended sentencing range for first degree murder, second degree murder, rape in violation of § 18.2-61, forcible sodomy, object sexual penetration, and aggravated sexual battery, shall be further increased by (i) 125 percent in cases in which the defendant has no previous conviction of a violent felony offense; (ii) 300 percent in cases in which the defendant has previously been convicted of a violent felony offense punishable by a maximum punishment of less than 40 years; or (iii) 500 percent in cases in which

the defendant has previously been convicted of a violent felony offense punishable by a maximum punishment of 40 years or more, except that the recommended sentence for a defendant convicted of first degree murder who has previously been convicted of a violent felony offense punishable by a maximum term of imprisonment of 40 years or more shall be imprisonment for life;

- 2. The midpoint of the initial recommended sentencing range for voluntary manslaughter, robbery, aggravated malicious wounding, malicious wounding, and any burglary of a dwelling house or statutory burglary of a dwelling house or any burglary committed while armed with a deadly weapon or any statutory burglary committed while armed with a deadly weapon shall be further increased by (i) 100 percent in cases in which the defendant has no previous conviction of a violent felony offense, (ii) 300 percent in cases in which the defendant has previously been convicted of a violent felony offense punishable by a maximum term of imprisonment of less than 40 years, or (iii) 500 percent in cases in which the defendant has previously been convicted of a violent felony offense punishable by a maximum term of imprisonment of 40 years or more;
 - 3. The midpoint of the initial recommended sentencing range for manufacturing, selling, giving or distributing, or possessing with the intent to manufacture, sell, give or distribute a Schedule I or II controlled substance shall be increased by (i) 200 percent in cases in which the defendant has previously been convicted of a violent felony offense punishable by a maximum punishment of less than 40 years or (ii) 400 percent in cases in which the defendant has previously been convicted of a violent felony offense punishable by a maximum term of imprisonment of 40 years or more; and
 - 4. The midpoint of the initial recommended sentencing range for felony offenses not specified in subdivision 1, 2 or 3 shall be increased by 100 percent in cases in which the defendant has previously been convicted of a violent felony offense punishable by a maximum punishment of less than 40 years, and by 300 percent in cases in which the defendant has previously been convicted of a violent felony offense punishable by a maximum term of imprisonment of 40 years or more.
- B. For purposes of this chapter, previous convictions shall include prior adult convictions and juvenile convictions and adjudications of delinquency based on an offense which would have been at the time of conviction a felony if committed by an adult under the laws of any state, the District of Columbia, the United States or its territories.

C. For purposes of this chapter, violent felony offenses shall include any felony violation of § 16.1-253.2; solicitation to commit murder under § 18.2-29; any violation of § 18.2-31, 18.2-32, 18.2-32.1, 18.2-32.2, 18.2-33, or 18.2-35; any violation of subsection B of § 18.2-36.1; any violation of § 18.2-40 or 18.2-41; any violation of clause (c) (i) or (ii) of subsection B of § 18.2-46.3; any violation of § 18.2-46.5, 18.2-46.6, or 18.2-46.7; any Class 5 felony violation of § 18.2-47; any felony violation of § 18.2-48, 18.2-48.1, or 18.2-49; any violation of § 18.2-51, 18.2-51.1, 18.2-51.2, 18.2-51.3, 18.2-51.4, 18.2-51.6, 18.2-52, 18.2-52.1, 18.2-53, 18.2-53.1, 18.2-54.1, 18.2-54.2, or 18.2-55; any violation of subsection B of § 18.2-57; any felony violation of § 18.2-57.2; any violation of § 18.2-58 or 18.2-58.1; any felony violation of § 18.2-60.1, 18.2-60.3, or 18.2-60.4; any violation of § 18.2-61, 18.2-64.1, 18.2-67.1, 18.2-67.2, former § 18.2-67.2:1, 18.2-67.3, 18.2-67.5, or 18.2-67.5:1 involving a third conviction of either sexual battery in violation of § 18.2-67.4 or attempted sexual battery in violation of subsection C of § 18.2-67.5; any Class 4 felony violation of § 18.2-63; any violation of subsection A of § 18.2-67.4:1; any violation of subsection A of § 18.2-77; any Class 3 felony violation of § 18.2-79; any Class 3 felony violation of § 18.2-80; any violation of § 18.2-85, 18.2-89, 18.2-90, 18.2-91, 18.2-92, or 18.2-93; any felony violation of § 18.2-152.7; any Class 4 felony violation of § 18.2-153; any Class 4 felony violation of § 18.2-154; any Class 4 felony violation of § 18.2-155; any felony violation of § 18.2-162; any violation of § 18.2-279 involving an occupied dwelling; any felony violation of subsection A or B of § 18.2-280; any violation of § 18.2-281; any felony violation of subsection A of § 18.2-282; any felony violation of § 18.2-282.1; any violation of § 18.2-286.1, 18.2-287.2, 18.2-289, or 18.2-290; any violation of subsection A of § 18.2-300; any felony violation of subsection C of § 18.2-308.1 or 18.2-308.2; any violation of § 18.2-308.2:1 or subsection M or N of § 18.2-308.2:2; any violation of § 18.2-308.3 or 18.2-312; any former felony violation of § 18.2-346; any felony violation of 18.2-346.01, 18.2-348, or 18.2-349; any violation of § 18.2-355, 18.2-356, 18.2-357, or 18.2-357.1; any violation of former § 18.2-358; any violation of subsection B of § 18.2-361; any violation of subsection B of § 18.2-366; any violation of § 18.2-368, 18.2-370, or 18.2-370.1; any violation of subsection A of § 18.2-371.1; any felony violation of § 18.2-369 resulting in serious

bodily injury or disease; any violation of § 18.2-374.1; any felony violation of § 18.2-374.1:1; any felony violation of § 18.2-374.3 or 18.2-374.4; any second or subsequent offense under §§ 18.2-379 and 18.2-381; any felony violation of § 18.2-405 or 18.2-406; any violation of § 18.2-408, 18.2-413, 18.2-414, 18.2-423, 18.2-423.01, 18.2-423.1, 18.2-423.2, or 18.2-433.2; any felony violation of § 18.2-460, 18.2-474.1, or 18.2-477.1; any violation of § 18.2-477, 18.2-478, 18.2-480, 18.2-481, or 18.2-485; any violation of § 37.2-917; any violation of § 52-48; any violation of § 53.1-203; any conspiracy or attempt to commit any offense specified in this subsection, or any substantially similar offense under the laws of any state, the District of Columbia, or the United States or its territories.

§ 17.1-805.1. (Effective July 1, 2023) Discretionary sentencing guideline midpoints for certain defendants.

The Commission shall adopt discretionary felony sentencing guidelines that may increase the midpoint of the recommended sentencing range based on the defendant's record of convictions for violent felony offenses, as defined in subsection C of § 17.1-805.

For guidelines that become effective on or after July 1, 2022, the Commission may increase the midpoint of the recommended sentencing range for such defendants as set forth in subsection A of § 17.1-805 or the Commission may recommend increases in the midpoint to the degree indicated by historical data for felony offenses sentenced in the Commonwealth. Any recommendations adopted by the Commission to modify the sentencing guidelines midpoints shall be contained in the annual report required under § 17.1-803 and shall become effective in accordance with § 17.1-806. 2022, cc. 723, 783.

§ 17.1-806. Sentencing guidelines modifications; effective date.

After adoption of the initial guidelines, any modification to the discretionary sentencing guidelines adopted by the Commission shall be contained in the annual report required under § 17.1-803 and shall, unless otherwise provided by law, become effective on the next following July 1.

§ 18.2-10. Punishment for conviction of felony.

The authorized punishments for conviction of a felony are:

- (a) For Class 1 felonies, imprisonment for life and, subject to subdivision (g), a fine of not more than \$100,000. Any person who was 18 years of age or older at the time of the offense and who is sentenced to imprisonment for life upon conviction of a Class 1 felony shall not be eligible for (i) parole, (ii) any good conduct allowance or any earned sentence credits under Chapter 6 (§ 53.1-186 et seq.) of Title 53.1, or (iii) conditional release pursuant to § 53.1-40.01 or 53.1-40.02.
- (b) For Class 2 felonies, imprisonment for life or for any term not less than 20 years and, subject to subdivision (g), a fine of not more than \$100,000.
- (c) For Class 3 felonies, a term of imprisonment of not less than five years nor more than 20 years and, subject to subdivision (g), a fine of not more than \$100,000.
- (d) For Class 4 felonies, a term of imprisonment of not less than two years nor more than 10 years and, subject to subdivision (g), a fine of not more than \$100,000.
- (e) For Class 5 felonies, a term of imprisonment of not less than one year nor more than 10 years, or in the discretion of the jury or the court trying the case without a jury, confinement in jail for not more than 12 months and a fine of not more than \$2,500, either or both.
- (f) For Class 6 felonies, a term of imprisonment of not less than one year nor more than five years, or in the discretion of the jury or the court trying the case without a jury, confinement in jail for not more than 12 months and a fine of not more than \$2,500, either or both.
- (g) Except as specifically authorized in subdivision (e) or (f), the court shall impose either a sentence of imprisonment together with a fine, or imprisonment only. However, if the defendant is not a natural person, the court shall impose only a fine.

For any felony offense committed (i) on or after January 1, 1995, the court may, and (ii) on or after July 1, 2000, shall, except in cases in which the court orders a suspended term of confinement of at least six months, impose an additional term of incarceration of not less than six months nor more than three years, which shall be suspended conditioned upon successful completion of a period of probation pursuant to § 19.2-295.2 and compliance with such other terms as the sentencing court may require. However, such additional term may only be imposed when the sentence includes an active term of incarceration in a correctional facility.

For a felony offense prohibiting proximity to children as described in subsection A of § 18.2-370.2, the sentencing court is authorized to impose the punishment set forth in that section in addition to any other penalty provided by law.

§ 18.2-18 How principals in second degree and accessories before the fact punished. — In the case of every felony, every principal in the second degree and every accessory before the fact may be indicted, tried, convicted and punished in all respects as if a principal in the first degree; provided, however, that except in the case of a killing for hire under the provisions of subdivision A 2 of § 18.2-31 or a killing pursuant to the direction or order of one who is engaged in a continuing criminal enterprise under the provisions of subdivision A 10 of § 18.2-31 or a killing pursuant to the direction or order of one who is engaged in the commission of or attempted commission of an act of terrorism under the provisions of subdivision A 13 of § 18.2-31, an accessory before the fact or principal in the second degree to an aggravated murder shall be indicted, tried, convicted and punished as though the offense were murder in the first degree. (Code 1950, § 18.1-11; 1960, c. 358; 1975, cc. 14, 15; 1977, c. 478; 1997, c. 313; 2002, cc. 588, 623; 2021, Sp. Sess. I, cc. 344, 345.)

§ 19.2-295.2. Probation of felons sentenced for offenses committed on and after January 1, 1995, and on and after July 1, 2000.

- A. At the time the court imposes sentence upon a conviction for any felony offense committed (i) on or after January 1, 1995, the court may, and (ii) on or after July 1, 2000, shall, in addition to any other punishment imposed if such other punishment includes an active term of incarceration in a state or local correctional facility, except in cases in which

the court orders a suspended term of confinement of at least six months, impose a term of incarceration, in addition to the active term, of not less than six months nor more than three years, as the court may determine. Such additional term shall be suspended and the defendant shall be ordered to be placed under probation pursuant to § 19.2-303 upon release from the active term of incarceration. The period of probation shall be established by the court; however, such period shall not be less than six months nor more than three years. Periods of probation imposed pursuant to this section upon more than one felony conviction may be ordered to run concurrently.

- B. Failure to successfully complete the period of probation in accordance with this section shall be subject to revocation of such probation pursuant to §§ 19.2-306 and 19.2-306.1.
- C. Nothing in this section shall be construed to prohibit the court from exercising any authority otherwise granted by law.

§ 19.2-298.01. Use of discretionary sentencing guidelines.

- A. In all felony cases, other than Class 1 felonies, the court shall (i) have presented to it the appropriate discretionary sentencing guidelines worksheets and (ii) review and consider the suitability of the applicable discretionary sentencing guidelines established pursuant to Chapter 8 (§ 17.1-800 et seq.) of Title 17.1. Before imposing sentence, the court shall state for the record that such review and consideration have been accomplished and shall make the completed worksheets a part of the record of the case and open for inspection. In cases tried by a jury, the jury shall not be presented any information regarding sentencing guidelines.
- B. In any felony case, other than Class 1 felonies, in which the court imposes a sentence which is either greater or less than that indicated by the discretionary sentencing guidelines, the court shall file with the record of the case a written explanation of such departure.
- C. In felony cases, other than Class 1 felonies, tried by a jury and in felony cases tried by the court without a jury upon a

plea of not guilty, the court shall direct a probation officer of such court to prepare the discretionary sentencing guidelines worksheets. In felony cases tried upon a plea of guilty, including cases which are the subject of a plea agreement, the court shall direct a probation officer of such court to prepare the discretionary sentencing guidelines worksheets, or, with the concurrence of the accused, the court and the attorney for the Commonwealth, the worksheets shall be prepared by the attorney for the Commonwealth.

- D. Except as provided in subsection E, discretionary sentencing guidelines worksheets prepared pursuant to this section shall be subject to the same distribution as presentence investigation reports prepared pursuant to subsection A of § 19.2-299.
- E. Following the entry of a final order of conviction and sentence in a felony case, or following a deferred disposition as authorized by § 18.2-251, 18.2-258.1, 19.2-298.02, or 19.2-303.6, the clerk of the circuit court in which the case was tried shall cause a copy of such order or orders, the original of the discretionary sentencing guidelines worksheets prepared in the case, and a copy of any departure explanation prepared pursuant to subsection B to be forwarded to the Virginia Criminal Sentencing Commission within five days. Similarly, the statement required by §§ 19.2-295 and 19.2-303 and regarding departure from or modification of a sentence fixed by a jury shall be forwarded to the Virginia Criminal Sentencing Commission.
- F. The failure to follow any or all of the provisions of this section or the failure to follow any or all of the provisions of this section in the prescribed manner shall not be reviewable on appeal or the basis of any other post-conviction relief.
- G. The provisions of this section shall apply only to felony cases in which the offense is committed on or after January 1, 1995, and for which there are discretionary sentencing guidelines. For purposes of the discretionary sentencing guidelines only, a person sentenced to a community corrections alternative program pursuant to § 19.2-316.4 shall be deemed to be sentenced to a term of incarceration.

§ 53.1-40.01. Conditional release of geriatric prisoners.

Any person serving a sentence imposed upon a conviction for a felony offense, other than a Class 1 felony, (i) who has reached the age of sixty-five or older and who has served at least five years of the sentence imposed or (ii) who has reached the age of sixty or older and who has served at least ten years of the sentence imposed may petition the Parole Board for conditional release. The Parole Board shall promulgate regulations to implement the provisions of this section.

§ 53.1-202.2. Eligibility for earned sentence credits.

- A. Every person who is convicted of a felony offense committed on or after January 1, 1995, and who is sentenced to serve a term of incarceration in a state or local correctional facility shall be eligible to earn sentence credits in the manner prescribed by this article. Such eligibility shall commence upon the person's incarceration in any correctional facility following entry of a final order of conviction by the committing court. As used in this chapter, "sentence credit" and "earned sentence credit" mean deductions from a person's term of confinement earned through adherence to rules prescribed pursuant to § 53.1-25, through program participation as required by §§ 53.1-32.1 and 53.1-202.3, and by meeting such other requirements as may be established by law or regulation. One earned sentence credit shall equal a deduction of one day from a person's term of incarceration.
- B. A juvenile convicted as an adult and sentenced as a serious juvenile offender under clause (i) of subdivision A 1 of § 16.1-272 shall be eligible to earn sentence credits for the portion of the sentence served with the Department of Juvenile Justice in the manner prescribed by this article. Consideration for earned sentence credits shall require adherence to the facility's rules and the juvenile's progress toward treatment goals and objectives while sentenced as a serious juvenile offender under § 16.1-285.1.

§ 53.1-202.3. Rate at which sentence credits may be earned; prerequisites.

A. A maximum of 4.5 sentence credits may be earned for each 30 days served on a sentence for a conviction for any offense of:

1. A Class 1 felony;
2. Solicitation to commit murder under § 18.2-29 or any violation of § 18.2-32, 18.2-32.1, 18.2-32.2, or 18.2-33;
3. Any violation of § 18.2-40 or 18.2-45;
4. Any violation of subsection A of § 18.2-46.5, of subsection D of § 18.2-46.5 if the death of any person results from providing any material support, or of subsection A of § 18.2-46.6;
5. Any kidnapping or abduction felony under Article 3 (§ 18.2-47 et seq.) of Chapter 4 of Title 18.2;
6. Any malicious felonious assault or malicious bodily wounding under Article 4 (§ 18.2-51 et seq.) of Chapter 4 of Title 18.2, any violation of § 18.2-51.6 or 18.2-51.7, or any felony violation of § 18.2-57.2;
7. Any felony violation of § 18.2-60.3;
8. Any felony violation of § 16.1-253.2 or 18.2-60.4;
9. Robbery under § 18.2-58 or carjacking under § 18.2-58.1;
10. Criminal sexual assault punishable as a felony under Article 7 (§ 18.2-61 et seq.) of Chapter 4 of Title 18.2;
11. Any violation of § 18.2-90;
12. Any violation of § 18.2-289 or subsection A of § 18.2-300;
13. Any felony offense in Article 3 (§ 18.2-346 et seq.) of Chapter 8 of Title 18.2;
14. Any felony offense in Article 4 (§ 18.2-362 et seq.) of Chapter 8 of Title 18.2, except for a violation of § 18.2-362 or subsection B of § 18.2-371.1;
15. Any felony offense in Article 5 (§ 18.2-372 et seq.) of Chapter 8 of Title 18.2, except for a violation of subsection A of § 18.2-374.1:1;

16. Any violation of subsection F of § 3.2-6570, any felony violation of § 18.2-128, or any violation of § 18.2-481, 37.2-917, 37.2-918, 40.1-100.2, or 40.1-103; or

17. A second or subsequent violation of the following offenses, in any combination, when such offenses were not part of a common act, transaction, or scheme and such person has been at liberty as defined in § 53.1-151 between each conviction:

- a. Any felony violation of § 3.2-6571;
- b. Voluntary manslaughter under Article 1 (§ 18.2-30 et seq.) of Chapter 4 of Title 18.2;
- c. Any violation of § 18.2-41 or felony violation of § 18.2-42.1;
- d. Any violation of subsection B, C, or D of § 18.2-46.5 or § 18.2-46.7;
- e. Any violation of § 18.2-51 when done unlawfully but not maliciously, § 18.2-51.1 when done unlawfully but not maliciously, or § 18.2-54.1 or 18.2-54.2;
- f. Arson in violation of § 18.2-77 when the structure burned was occupied or a Class 3 felony violation of § 18.2-79;
- g. Any violation of § 18.2-89 or 18.2-92;
- h. Any violation of subsection A of § 18.2-374.1:1;
- i. Any violation of § 18.2-423, 18.2-423.01, 18.2-423.1, 18.2-423.2, or 18.2-433.2; or
- j. Any violation of subdivision E 2 of § 40.1-29.

The earning of sentence credits shall be conditioned, in part, upon full participation in and cooperation with programs to which a person is assigned pursuant to § 53.1-32.1.

B. For any offense other than those enumerated in subsection A for which sentence credits may be earned, earned sentence credits shall be awarded and calculated using the following four-level classification system:

1. Level I. For persons receiving Level I sentence credits, 15 days shall be deducted from the person's sentence for every 30 days served. Level I sentence credits shall be awarded to persons who participate in and cooperate with all programs to which the person is assigned pursuant to § 53.1-32.1 and who have no more than one minor correctional infraction and no serious correctional infractions as established by the Department's policies or procedures.

2. Level II. For persons receiving Level II sentence credits, 7.5 days shall be deducted from the person's sentence for every 30 days served. Level II sentence credits shall be awarded to persons who participate in and cooperate with all programs, job assignments, and educational curriculums to which the person is assigned pursuant to § 53.1-32.1, but who require improvement in not more than one area as established by the Department's policies or procedures.

3. Level III. For persons receiving Level III sentence credits, 3.5 days shall be deducted from the person's sentence for every 30 days served. Level III sentence credits shall be awarded to persons who participate in and cooperate with all programs, job assignments, and educational curriculums to which the person is assigned pursuant to § 53.1-32.1, but who require significant improvement in two or more areas as established by the Department's policies or procedures.

4. Level IV. No sentence credits shall be awarded to persons classified in Level IV. A person will be classified in Level IV if that person willfully fails to participate in or cooperate with all programs, job assignments, and educational curriculums to which the person is assigned pursuant to § 53.1-32.1 or that person causes substantial security or operational problems at the correctional facility as established by the Department's policies or procedures.

C. A person's classification level under subsection B shall be reviewed at least once annually, and the classification level may be adjusted based upon that person's participation in and cooperation with programs, job assignments, and educational curriculums assigned pursuant to § 53.1-32.1. A person's classification and calculation of earned sentence credits shall not be lowered or withheld due to a lack of programming, educational, or employment opportunities at the correctional facility at which the person is confined. Records from this review, including an explanation of the reasons why a person's classification level was or was not adjusted, shall be maintained in the person's correctional file.

D. A person's classification level under subsection B may be immediately reviewed and adjusted following removal from a program, job assignment, or educational curriculum that was assigned pursuant to § 53.1-32.1 for disciplinary or noncompliance reasons.

E. A person may appeal a reclassification determination under subsection C or D in the manner set forth in the grievance procedure established by the Director pursuant to his powers and duties as set forth in § 53.1-10.

F. For a juvenile sentenced to serve a portion of his sentence as a serious juvenile offender under § 16.1-285.1, consideration for earning sentence credits shall be conditioned, in part, upon full participation in and cooperation with programs afforded to the juvenile during that portion of the sentence. The Department of Juvenile Justice shall provide a report that describes the juvenile's adherence to the facility's rules and the juvenile's progress toward treatment goals and objectives while sentenced as a serious juvenile offender under § 16.1-285.1.

G. Notwithstanding any other provision of law, no portion of any sentence credits earned shall be applied to reduce the period of time a person must serve before becoming eligible for parole upon any sentence.

1994, 2nd Sp. Sess., cc. 1, 2; 2008, c. 517; 2020, Sp. Sess. I, cc. 50, 52; 2021, Sp. Sess. I, c. 389.

§ 53.1-202.4. Board of Corrections to establish certain rules, criteria, etc.

The Board shall:

1. Establish the criteria upon which a person shall be deemed to have earned sentence credits;
2. Establish the bases upon which earned sentence credits may be forfeited;
3. Establish the number of earned sentence credits which will be forfeited for violations of various (i) institutional rules, (ii) program participation requirements or (iii) other requirements for the retention of sentence credits; and
4. Establish such additional requirements for the earning of sentence credits as may be deemed advisable and as are consistent with the purposes of this article.

Worksheet Completion Responsibility

§ 19.2-298.01

Plea of Not Guilty

If an offender pleads not guilty and is tried by the court (bench trial), the probation officer will be responsible for completing the guidelines worksheet. The officer will provide the original to the judge and copies to the Commonwealth's attorney and defense attorney before sentencing. The probation officer also retains a copy.

Plea of Guilty or Plea Agreements

If the offender pleads guilty or accepts a plea agreement (including an oral sentence recommendation), the court has the option to direct the probation officer to prepare the worksheet, or when the accused, the court, and the Commonwealth's attorney concur, the Commonwealth's attorney may prepare the worksheet. In either case, the original will be provided to the judge with copies given to the Commonwealth's attorney (if prepared by the probation officer) and the defense attorney before sentencing. The preparer also retains a copy.

Jury Sentences

If the offender has been convicted by a jury and the jury has recommended a sentence, a sentencing guidelines worksheet must then be provided to the judge. No sentencing guidelines information may be provided to the jury (§ 19.2-298.01(A)). The probation officer will be responsible for completing the guidelines worksheet. The officer will provide the original to the judge and copies to the Commonwealth's attorney and defense attorney before sentencing. The probation officer also retains a copy.

Recording Sentence Information

- **Final Disposition** – The sentencing judge, circuit court clerk, or other judicial designee is responsible for completing the back section of the cover sheet, which specifies the actual sentence.
- **Preparation Errors** – If a scoring error is detected prior to sentencing, the Virginia Criminal Sentencing Commission requests that the worksheet preparer be contacted so that an amended worksheet can be completed and circulated to all parties prior to sentencing.
- **Changes at Sentencing** – If a preparation error is detected at sentencing or the charges are altered at sentencing, the Commission requests that the worksheet be rescored in order to incorporate the changes. If a worksheet is rescored, the final worksheet presented to the judge for consideration is the version to be submitted to the Commission. *The ultimate responsibility for ensuring that the worksheets are completed accurately rests with the judge.*

Policy

Sentencing for Multiple Jurisdictions

Convictions that occur in different jurisdictions, but result in one sentencing in one court, are still considered to be separate sentencing events. If the combined sentencing takes place on the same day, with the same judge, in the same court, separate worksheets must be prepared for each jurisdiction, reflecting the convictions arising in each locality. Policy does not prohibit a judge from reviewing one combined guidelines, but the official guidelines must be prepared and submitted for each jurisdiction. If a judge departs from the recommendation for any jurisdiction, then a departure reason, as required by statute, must be provided.

Deferred Dispositions (e.g., First Offender)

Based on § 19.2-298.01, when a court defers a finding of guilt for a guidelines offense, such as authorized under § 18.2-251, 19.2-298.02, or 19.2-303.6, sentencing guidelines are to be submitted to the Commission after the court's decision to defer the finding. If the offender violates any condition of the deferral and the court finds the offender guilty of the guidelines offense, updated guidelines must be submitted to the court before sentencing. Guidelines must be sent to the Commission after each court action.

Deferred Dispositions for Felonies in General District Court

When a General District Court judge orders a delayed proceeding under § 19.2-183 or § 19.2-186 for an accused to complete a specialty docket established under § 18.2-254.2 or a behavioral health docket established pursuant to § 18.2-254.3, no official Guidelines need to be submitted to the Commission.

Staff will develop procedures to monitor defendants with felony charges that have been resolved in the lower court.

Factor Bargaining

The sentencing guidelines must be computed based on the rules stated within this manual. Guidelines rules are not to be circumvented by guidelines factor bargaining. Agreements that require the preparer to calculate guidelines factors in a manner that conflicts with established rules or procedures shall have no bearing on the completion of the official sentencing guidelines submitted to the court.

Departure Reasons

Recording Departure Reasons

When the court imposes a sentence greater or less than the guidelines recommendation, § 19.2-298.01(B) of the *Code of Virginia* requires the court to file a written departure explanation with the record of the case. Space is provided on the back of the cover sheet for entering reasons for departure.

Reasons for departure should be specific. "Plea agreement" as a reason for departure does not provide information on why the plea agreement was accepted and does not alert the Virginia Criminal Sentencing Commission to the concerns of the users. Departure reasons such as "Plea bargain – witness refuses to testify" or "Offense involved excessive cruelty and torture to victim" provide useful data to the Commission. The departure information is analyzed and provides the Commission with necessary information in the ongoing monitoring and revision of the guidelines.

Judicial Disagreement with Worksheet Scoring Rules

Guidelines worksheets must be scored according to the rules contained in the manual. It is not appropriate to adjust the guideline scores to reflect judicial discretion. If a judge disagrees with the recommendation because of the inclusion of or the weights assigned to a factor on a particular worksheet, the Commission suggests that the judge depart from the recommended sentence and state the reason(s) for departure. The explanation should identify the specific factor and the reason the factor is being questioned. When there is a dispute over scoring a factor, the trial court will determine the appropriate score based on guidelines rules.

Reduction of Sentence/Resentencing

Information about a sentence reduction under § 19.2-303.01 or modification to a sentence for any other reason must be submitted to the Commission.

The court shall submit the following documentation:

- A cover sheet labeled “Revised Sentence” at the top;
- The corresponding court order; and
- A revised departure reason, if applicable.

§ 19.2-303.03. Modification of sentence for marijuana-related convictions

Section 19.2-303.03 establishes a process for individuals who were adjudicated delinquent or convicted of certain felony offenses involving marijuana—or violations of probation or community supervision related to such offenses (including possession, manufacture, sale, distribution, transportation, or delivery)—committed prior to July 1, 2021.

Any such individual who remains incarcerated or under probation or community supervision as of July 1, 2026, is eligible for an automatic hearing to consider modification of their sentence. If the court modifies a felony sentence, it must submit the following documentation:

- A cover sheet labeled “Revised Sentence” at the top;
- The corresponding court order; and
- A revised departure reason, if applicable.

This provision expires on July 1, 2029.

Instructions for Completing the Cover Sheet

Probation Officers and Commonwealth’s Attorneys

The worksheet preparer is responsible for completing the front page of the cover sheet.

Judges

The sentencing judge or the judge’s designee is responsible for completing the back page of the cover sheet. The back page of the cover sheet provides spaces for recording the final disposition, reasons for departure, the sentencing date, and the judge’s signature. There is also a section to identify when a defendant provides substantial assistance, accepts responsibility, or expresses remorse. Identifying this factor on the disposition page also modifies the guidelines recommendation. The judge is responsible for the accuracy of the information.

Modification of Recommendation for Substantial Assistance, Accepts Responsibility or Expresses Remorse

This factor is determined solely by the judge. Attorneys may make an argument that the defendant provided substantial assistance to law enforcement, accepted responsibility, genuinely expressed remorse for their behavior, started the rehabilitation process, or worked towards making the victim whole before the date of sentencing, but the judge determines if the adjusted recommendation is appropriate. If appropriate, the low end of the guidelines recommended range is reduced to zero when the low end of the recommendation is three years or less. For defendants for whom the low end of the guidelines range is more than three years, the low end of the guidelines range will be reduced by 50%.

Often the offender is sentenced below the guidelines when the defendant demonstrated a change in attitude or behavior prior to sentencing. Below are specific reasons used in the past to justify a sentence below the historically based sentence recommendation:

1. Positive or promising behavior while awaiting sentencing (e.g., drug free, employment, education, lifestyle change, etc.).
2. Began rehabilitation process without court intervention; took initiative to make a change (e.g., completed substance abuse treatment, sex offender treatment).
3. Demonstrated responsibility for the support and care of family members (e.g., providing financial support, etc.).

4. Maintained, obtained employment or job skills before sentencing.
5. Completed school or a training program before sentencing.
6. Admitted guilt shortly after the offense, during the arrest, etc., and prior to an appearance in court.
7. Aided in preventing the crime from escalating into a more serious offense (e.g., prevented a death, assault, rape, etc.).
8. Current offense is an old crime that was committed when the defendant had a different lifestyle.
9. Behavior indicates low possibility for recidivism (e.g., no prior record or limited record; extremely young or elderly).
10. Time served is sufficient based on the defendant's demeanor in court or the defendant's demonstrated acceptance of responsibility/expression of remorse prior to appearance in court.
11. Substantial assistance as determined by the Commonwealth and accepted by the judge.
12. Other reasons sufficient for the court to sentence below the historical sentence recommendation.

Final Disposition Page

☐ **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



Determining the Appropriate Offense Worksheet

Identifying the Sentencing Event

A sentencing event consists of all offenses, and their associated counts, that are pending sentencing before the same court at the same time. All offenses pending sentencing comprise one sentencing event regardless of multiple offense dates, arrest dates, indictment dates, conviction dates, case/docket numbers, attorneys, or separate Pre-Sentence Investigation Reports.

Probation revocations that are sentenced on the same day as the sentencing for a new offense are the same sentencing event but require two Guidelines. The court must receive Guidelines and/or Sentencing Revocation Report and Case Details worksheet for the new felony offense and a separate Guidelines for the probation violation. (Probation violations are not scored as additional offenses.)

Convictions that occur in different jurisdictions but result in one sentencing in one court are still considered to be separate sentencing events. If the combined sentencing takes place on the same day with the same judge in the same court, separate worksheets must be prepared for each jurisdiction, reflecting the convictions arising in each locality.

The guidelines in effect on the day of sentencing apply to all offenses that occurred January 1, 1995 and after. Offense dates and conviction dates do not determine the edition of the guidelines presented to the courts. Guidelines in effect in 1994 apply to offenses that occurred prior to January 1, 1995.

Identifying the Offenses

The Virginia Crime Codes (VCCs), found in the supplemental VCC Book, are used to assign a code to each offense for which an offender will be sentenced. Unless otherwise noted, each VCC represents a unique offense. For example, a defendant convicted of robbery causing serious bodily injury (ROB-1231-F2) and robbery by threat with no deadly weapon (ROB-1239-F6) under § 18.2-58 is considered to be convicted of two distinct offenses, since each of these offenses has its own unique VCC.

In addition, offenses covered by the guidelines are listed on the first page of each offense chapter in this manual. Offenses that are not listed on the first page of an offense chapter are referred to as “non-guidelines offenses”. Guidelines offenses are printed in bold in the supplemental VCC Book. See Rule 5 of Selecting the Primary Offense for instructions on how to score sentencing events consisting of guidelines and non-guidelines offenses.

Selecting the Proper VCC

A VCC is assigned to each separate offense in a sentencing event. In many instances, there is one VCC per section in the *Code of Virginia*. For example, MUR-0944-F5 is the only VCC for voluntary manslaughter (§ 18.2-35).

In other instances, the *Code of Virginia* specifies different penalty structures depending on the elements of the offense. For example, § 18.2-89 specifies a penalty of 5 to 20 years for common law burglary. However, if a deadly weapon was used and the offender is charged with using a deadly weapon, the penalty range becomes 20 years to life. The VCC BUR-2221-F3 is applied to the “burglary of a dwelling at night with the intent to commit larceny/felony – without a deadly weapon” and the code BUR-2222-F2 is applied to the “burglary of a dwelling at night with the intent to commit larceny/felony – with a deadly weapon.”

For example, ROB-1234-F5 is the proper VCC for robbery while displaying a deadly weapon other than a firearm. In these instances, particular attention should be given to the facts of the case, the victim’s perspective, and guidelines definitions to ensure proper selection of the VCC. Proper selection of the VCC will help ensure that the correct number of points are assigned on the sentencing guidelines worksheets.

Attempts and Conspiracies

The letters “A” (Attempt) and “C” (Conspiracy) are penalty modifiers and are used in place of the “F” (Felony) designation when appropriate. There are few specific VCCs for Conspiracies (§ 18.2-22) or Attempts (§§ 18.2-25, 18.2-26, and 18.2-27) under the *Code of Virginia*. Rather than using a code referring to the generic conspiracy or attempt statutes, the VCC designates an attempt or conspiracy by using the proper VCC for the offense as if it were a completed act but replacing the “F” with an “A” or a “C.” For example, the offense “malicious bodily injury to a law enforcement officer” has a VCC of ASL-1326-F9, which would change to ASL-1326-A9 for an attempt or ASL-1326-C9 for a conspiracy to commit this specific crime.

Please note that these penalty modifiers only apply to felony offenses. Attempts and conspiracies to commit misdemeanors do not result in any change in statutory penalty structure. For example, an attempt or conspiracy to commit a simple assault would be reflected in a VCC of ASL-1313-M1, which is also the same code used to indicate the actual commission of this misdemeanor crime. Thus, attempts and conspiracies to commit a misdemeanor retain the use of the letter “M” in the eighth position of the VCC.

Other Penalty Modifiers

A = Attempt (*Felonies Only*)

C = Conspiracy (*Felonies Only*)

D = Violation of a Deferred Disposition (§§ 18.2-251, 18.2-258.1, 19.2-298.02, and 19.2-303.6)

F = Felony Offense

J = Adult sentenced for Juvenile offense (§ 16.1-284)

L = Life Without Parole (§ 19.2-297.1)

M = Misdemeanor Offense

O = Local Ordinance

S = Special Penalty Structure

T = Solicitation to commit a felony (§ 18.2-29)

V = Solicitation to commit a felony-adult solicits juvenile (§ 18.2-29)

X = Subsequent Violent Sexual Assault (§18.2-67.5:3 and § 18.2-67.5:2)

Y = Commitment of serious juvenile offender (§ 16.1-285.1)

Deferred Dispositions, Taken Under Advisement, Suspended Imposition of Sentence and Execution of Sentence Suspended (§§ 18.2-251, 18.2-258.1, 19.2-298.02, or 19.2-303.6)

According to § 19.2-298.01, appropriate guidelines are to be scored, prepared, and submitted to the court, even when the outcome is expected to be a deferred finding or taken under advisement with an eventual reduction, dismissal, or First Offender placement. The clerk is to forward a copy of the guidelines and court order to the Commission after the court’s decision to defer the disposition or sentencing.

If sentencing is continued pending the preparation of a PSI, etc., or when the court is awaiting acceptance of the offender into a program, the guidelines should be submitted after the sentence is resolved.

If the offender violates the conditions of the deferred disposition or First Offender and is convicted as a result, an updated worksheet is submitted to the court and forwarded to the Commission. The penalty modifier of the VCC on the updated worksheet must be modified to D. For example, when an offender is brought back to court for a First Offender Violation of possession of a schedule I/II drug, the preparer should use the VCC code NAR-3022-D5. If the case is continued on the deferred status or the offense is reduced, an updated worksheet is submitted to the court and forwarded to the Commission. If the offender is successful and the case is dismissed, no other documents are submitted to the Commission.

Truth-in-Sentencing vs. Parole-Eligible Worksheets

Determining if the Truth-in-Sentencing/No Parole Worksheet Should be Completed

The Truth-in-Sentencing/No Parole worksheets can be used only for convictions that have offense dates of January 1, 1995, or after. For offenses occurring prior to January 1, 1995, use the worksheets with a 1994 revision date contained in the maroon-colored **Virginia Sentencing Guidelines** manual or download the worksheets from our website at www.vcsc.virginia.gov.

Split Cases - Before and After January 1, 1995

On occasion, offenses committed prior to January 1, 1995 may be grouped together for sentencing with offenses committed on or after January 1, 1995. In this instance, the preparer is to separate the offenses into two groups – those committed prior to January 1, 1995, and those committed on or after January 1, 1995. The preparer is to then complete two worksheets. Use the rules contained in the 1994 *Virginia Sentencing Guidelines* manual to select the primary offense and to score the offenses that occurred prior to January 1, 1995. Use the rules contained in this manual to select the primary offense and score any 1995 (or later) offenses. Consider the 1994 offenses as distinct and separate from those occurring in 1995 or later when scoring guideline factors such as additional offenses, prior convictions, victim injury, weapon use, and legal restraint. For instance, if the offender used a weapon while committing the crime in 1994, but used no weapon in the 1995 cases, score weapon use only for the 1994 offenses.

If the instant offenses are split between a parole-eligible worksheet and a truth-in-sentencing worksheet, do not score the instant offenses that are part of the same sentencing event as prior convictions on the other worksheet.

EXAMPLE: An offender forged one check on December 15, 1994, and forged a second check on January 1, 1995. The offender is still parole-eligible for the forgery that occurred in December, but not for the forgery that occurred in January. The guidelines preparer is to complete the 1994 Fraud Worksheet with the December 1994 forgery as the primary offense and the Fraud Worksheet contained in this manual for the January 1995 forgery as the primary offense. In both cases, there is one count of the primary offense and no additional offenses. Do not score the other count as a prior conviction because both counts are from the same sentencing event.

One Count Spanning Before and After January 1, 1995

When the facts of a case indicate that one offense continued over a period of time and the date range spans before and after the abolition of parole, complete the guidelines contained in this manual. If the date range ends on or after January 1, 1995, the offender is not parole eligible and the current guidelines apply.

For example, if there is a conviction for one count of aggravated sexual battery that occurred several times between December 1991 and January 1998, only the truth-in-sentencing guidelines are presented to the court.

Adult Sentenced for Offense Committed as a Juvenile

If an adult is prosecuted in Circuit Court for an offense committed while a juvenile, sentencing guidelines are not required, as the offense is treated as a Class 1 misdemeanor.

However, if the court requests a cover sheet, or if a Virginia Crime Code (VCC) is required, use the VCC corresponding to the underlying felony offense and replace the “F” designation with a “J” to indicate that the adult is being sentenced for a juvenile offense.

Guidelines Required for Juveniles Convicted in Circuit Court

If a juvenile 14 years of age or older at the time of an alleged offense is charged with an offense which would be a felony if committed by an adult and is transferred and convicted of a felony in Circuit Court, Sentencing Guidelines are required. The court may elect to sentence the defendant to the Department of Juvenile Justice, but Sentencing Guidelines must be reviewed by the judge and submitted to the Sentencing Commission. (Relevant sections of the Code for the transfer of juveniles to Circuit Court can be found in §§ 16.1-269 — 16.1-272.1).

Aggravated Murder Exception Rule

For any sentencing event that contains a conviction for completed, attempted, or conspired aggravated murder under § 18.2-31, complete only the Cover Sheet and the Case Details Worksheet. There will be no recommendation for any offense in the sentencing event. SWIFT will mark “No Recommendation” on the Cover Sheet. The aggravated murder exception rule also applies to accessory before the fact and principal in the second-degree convictions.

Selecting the Primary Offense

A primary offense must be selected in order to determine which guidelines worksheet to complete or if the sentencing event is covered by the guidelines. The primary offense is the most serious offense in the sentencing event.

The following are the procedures for selecting a primary offense from a sentencing event:

Rule 1: Highest Statutory Maximum

The guidelines user chooses as the primary offense the offense which carries the highest statutory maximum penalty; the statutory minimum for a penalty range is not considered.

It is important to remember that, for most offenses, the maximum penalty structure for attempts and conspiracies is different than that for completed acts.

Please refer to Appendix C, Figures 2 and 3, for the appropriate penalty structure for attempts and conspiracies to be used in determining the offense with the highest statutory maximum penalty.

EXAMPLE: For a defendant convicted of forcible sodomy (Statutory Maximum = Life) and malicious wounding (Statutory Maximum = 20 years), select the forcible sodomy as the primary offense, since forcible sodomy is the guidelines offense that carries a highest statutory maximum penalty.

Rule 2: Primary Offense Score on Section C

If two or more of the most serious guidelines offenses in a sentencing event have the same statutory maximum penalty, compare the scores for the primary offense factor on Section C. Score based on the number of counts specified under the Primary Offense factor only. Do not add the points from the Primary Offense Remaining Counts factor on Section C of the respective worksheets. The primary offense is the crime that has the highest numerical score. (Note: In order to determine the correct score, the offender's prior record must be classified as Category I, Category II, or Other. See the Prior Record section for instructions on prior record classification).

EXAMPLE: In the case of an offender with a prior Category I conviction who is convicted of one count of forcible sodomy, victim age 13 or older (*RAP-1132-F9; Statutory Maximum = Life*) and one count of burglary of a dwelling with intent to commit murder, rape, robbery or arson with a deadly weapon (*BUR-2212-F2; Statutory Maximum = Life*), the user selects forcible sodomy as the primary offense, since it receives the greater numerical score for "primary offense" (score = 324) on Section C of the Rape worksheet, while the burglary conviction receives a score of 168 on Section C of the Burglary of a Dwelling worksheet.

Rule 3: Highest Total Score on Section C

If two or more of the most serious guidelines offenses in the sentencing event have the same statutory maximum penalty and have the same numerical score for the primary offense factor (including counts) on Section C of the respective worksheets, complete Section C of each worksheet to determine the primary offense.

The primary offense is selected from the worksheet that has the highest total score on Section C.

Rule 4: Highest Sentence Recommendation

If two or more of the most serious guidelines offenses in a sentencing event have the same statutory maximum penalty, the same score for the primary offense factor (including counts) on Section C of the respective worksheets, and the same total score on Section C, the offense that results in the highest sentence recommendation is the primary offense. The user will complete Section A to determine if Section B or Section C should be completed. If the sentence recommendations are the same, either offense may be selected as the primary offense.

EXAMPLE: For an offender with no prior record who is convicted of the sale of cocaine as an accommodation (statutory maximum = 10 years) and burning personal property (statutory maximum = 10 years), the sale as an accommodation will be the primary offense. Both offenses have the same statutory maximum penalty and score 8 points for the primary offense factor on Section C of their respective worksheets. Both score a total of 9 on Section C. When Section A is completed on the Drug/Schedule I/II and Miscellaneous/Person and Property worksheets, both refer the guidelines user to Section B. When burning personal property is scored as the primary offense, the recommendation is no incarceration. The recommendation with the sale of cocaine as an accommodation as the primary is incarceration up to 3 months. The offense with the highest sentence recommendation is the primary offense (i.e., sale of cocaine as an accommodation).

Rule 5: Non-Guidelines Offense

The offenses and corresponding VCCs listed on the first page of each offense chapter are referred to as guidelines offenses. If a VCC is not bolded in the supplemental VCC Book, it is referred to as a non-guidelines offense. If a non-guidelines offense and a guidelines offense have the same statutory maximum penalty, the user selects the guidelines offense as the primary offense and the non-guidelines offense is scored as an additional offense.

EXAMPLE: For an offender convicted of odometer tampering – subsequent offense (Statutory Maximum = 5 years) and obtaining utilities by false statements – over \$1000 (Statutory Maximum = 5 years), select obtaining utilities by false statements as the primary offense. Odometer tampering, a non-guidelines offense, would be an additional offense. A fraud guidelines worksheet is completed for this sentencing event.

EXAMPLE: The maximum penalty for malicious wounding of pregnant victim is life and the maximum penalty for forcible rape is life. If both offenses occur in the same sentencing event, forcible rape is the primary offense. The malicious wounding of pregnant victim conviction is not a guidelines offense and will be scored as an additional offense.

If a non-guidelines offense has a statutory maximum greater than a guidelines offense in the same event, the non-guidelines offense is the primary offense. In this case, the entire sentencing event is not covered by the guidelines and worksheets are not completed.

EXAMPLE: For an offender convicted of selling or buying stolen credit cards (§18.2-192(1,c) (Statutory Maximum = 20 years) and attempted breaking and entering – dwelling with intent to commit larceny/felony (Statutory Maximum = 10 years), select receiving stolen credit cards as the primary offense. Since this is a non-guidelines offense, a worksheet is not completed for this sentencing event.

Guidelines recommendations are never computed for any event that includes an Aggravated Murder Conviction (attempted, conspired or completed). The Aggravated Murder Exception rules requires that the Cover Sheet and the Case Details Worksheet be completed, but no recommendation.

Summary:

- Rule 1: Highest Statutory Maximum
- Rule 2: Primary Offense Score on Section C
- Rule 3: Highest Total Score on Section C
- Rule 4: Highest Sentence Recommendation
- Rule 5: Non-Guidelines Offense

NOTE: Revocations of Probation and Suspended Sentences

Convictions for violation of probation or any suspended sentence violation are not to be scored as additional offenses on any felony sentencing guidelines. The court must receive two sentencing guidelines documents in these cases. The Sentencing Revocation Report (SRR), with the appropriate Probation Violation Guidelines and the Sentencing Guidelines. Even if both sentencings occur in the same sentencing event, the judge will record separate sentences on each form. The total sentence imposed and the effective sentence to serve are recorded on the sentencing guidelines for the new conviction(s), and the total revocable time and the effective time to serve for the violation on the Sentencing Revocation Report.

Sentencing Revocation Report (SRR) _____

The Sentencing Revocation Report (SRR) is prepared for every violation of the conditions of a suspended sentence for a felony offense (e.g., probation violation, good behavior violation, etc.). Please see the Probation Violation Guidelines Manual for detailed instructions.

Case Details Worksheet _____

The Commission has observed that the information and level of detail provided to circuit court judges in felony cases varies markedly, particularly when the court does not receive a pre-sentence report. Since the 1980s, a primary objective of the sentencing guidelines has been to decrease unwarranted sentencing disparity and promote consistency and predictability in sentencing. In order to achieve this goal, it is vital that judges receive not only accurate sentencing guidelines but also standardized information regarding details of the offense. Furthermore, providing the judge with consistent information pertaining to the circumstances of the defendant (including substance abuse and mental health issues and treatment history) allows the judge to fully consider the unique aspects of each case before the court.

To address the critical need for information, the Commission developed a Case Details Worksheet that is incorporated into the Sentencing Guidelines. This one-page worksheet is a vital and essential tool for providing information to the court and to the Commission. This worksheet must be completed by the individual preparing the guidelines for the court and is part of the official sentencing guidelines provided to the judge at sentencing.

The majority of the worksheet captures details of the offense(s) that must be known to accurately score the sentencing guidelines, as well as other elements that judges have indicated as relevant in the sentencing decision. With more complete and accurate information submitted to the court, the judge has a better opportunity to structure an appropriate sentence that can address the needs of the defendant. If the guidelines are prepared using the Commission's automated Sentencing Guidelines application (called SWIFT), the form can be completed within the automated system. See Appendix G for instructions on how to complete the Case Details Worksheet.

Selecting the Appropriate Worksheet

The appropriate guidelines form to be completed is identified by focusing on the first three letters of the VCC for the primary offense. Offenses that begin with a prefix of “BUR,” “NAR” or “RAP” are each found on two different worksheets.

The following are the offense groups covered by sentencing guidelines and the VCC prefixes which apply to each:

• Assault	ASL
• Burglary of Dwelling	BUR
• Burglary of Other Structure	BUR
• Drugs/Schedule I or II	NAR
• Drugs/Other Than Schedule I or II	NAR
• Fraud	FRD
• Kidnapping	KID
• Larceny	LAR
• Miscellaneous/Person & Property	ARS EXT FAM JUS VAN
• Miscellaneous/Other	ESC FTA MOB PER PRI SOR TEL
• Murder/Homicide	MUR
• Other Sexual Assault	RAP SEX
• Other Sexual Assault/Obscenity	OBS
• Rape	RAP
• Robbery	ROB
• Traffic/Felony	DWI LIC HIT REC
• Weapon/Firearm	WPN

Once the offense group of the primary offense is identified, the final step is to locate the *Code of Virginia* statute and VCC of the primary offense in the table appearing on the first page of the offense chapter contained in the manual. If the statute and VCC of the primary offense are not listed in the table, the sentencing guidelines do not apply and a worksheet is not completed. Note that for burglary, drugs, rape, and sexual assault offenses, you will need to look at two chapters to determine if the convictions are covered by guidelines, or refer to the supplemental VCC Book for a complete listing of the guidelines offenses. The VCCs for guidelines offenses are printed in bold in the VCC Book.

Note about Fraud and Larceny

In 2020, the felony threshold for larceny and related offenses changed from \$500 to \$1,000. In 2021, the statute that established a felony penalty for a third offense petit larceny was repealed. These changes will impact the Sentencing Guidelines in two ways. First, based on previous studies, it is estimated that at least twenty percent of the larceny and fraud offenses will be classified as misdemeanors and no longer covered by sentencing guidelines. As a result, typical larceny or fraud guidelines cases sentenced in Circuit Courts in 2020 and after may be different from the historical cases used to develop the guidelines in effect today.

The Commission will continue to monitor judicial sentencing for several years before determining if the larceny and fraud guidelines need to be modified to better represent judicial sentencing across the Commonwealth. Information on felony and misdemeanor guidelines factors, in combination with departure reasons, will be used to assess possible changes. If deemed necessary, recommendations will be made in the Annual Report and submitted for legislative review and approval.

Current Offense Factors

The following instructions apply to all offense groups. Additional instructions are contained in the sections of the manual that address the individual offense groups.

◆ Scoring the Primary Offense

Identify the appropriate score for the offense selected as the primary offense. Use both the Virginia Crime Code (VCC) and the *Code of Virginia* section to identify the appropriate score from the offense chapter instructions. Do not use “type not clear” VCCs to identify primary or additional offenses; a decision must be made on the appropriate VCC that reflects the convicted offense. The instruction pages in the offense chapters include the VCC and Virginia Code Section. The worksheets contain only a label to identify the most common offense included in the group. The user must refer to the instruction page to accurately select the score for the primary offense factor.

Before scoring the primary offense factor on Section C of the worksheet, the offender’s prior record must be classified. See the Prior Record section for details.

Convictions with the **exact** same VCC as the primary offense are considered *counts* of the primary offense, not *additional* offenses. For example, an offender convicted of two counts of grand larceny, \$1000 or more not from a person (LAR-2359-F9), has two counts of the primary offense and no additional offenses. If the crimes are similar, but have different VCCs, one is primary and one is additional; do not consider these as counts of the primary offense.

Attempted and conspired acts have different VCCs than completed acts and are treated as separate and distinct offenses. For example, for an offender convicted of one count of distribution of cocaine (NAR-3045-F9) and one count of conspiracy to distribute cocaine (NAR-3045-C9), score the distribution as the primary offense and the conspiracy as an additional offense.

If the primary offense is an attempted or conspired offense (no completed offenses in the sentencing event) and the worksheets do not distinguish between completed and attempted or conspired offenses, score attempts and conspiracies as completed acts when scoring the primary offense.

Revocations of post-release supervision, suspended sentences, probation, CDI or community-based programs, such as those under the Comprehensive Community Corrections Act (CCCA), are never scored on the sentencing guidelines as a primary or additional offense.

If the court order cites two *Code* sections for one offense, use the more specific code to select the primary offense (i.e., §18.2-95 grand larceny and § 63.2-522 welfare fraud – use welfare fraud to select the primary offense).

Aggravated Murder Exception Rule

For any sentencing event that contains a conviction for completed, attempted, or conspired aggravated murder under § 18.2-31, complete only the Cover Sheet and the Case Details Worksheet. There will be no recommendation for any offense in the sentencing event. SWIFT will mark “No Recommendation” on the Cover Sheet. The aggravated murder exception rule also applies to accessory before the fact and principal in the second-degree convictions.

◆ Scoring Remaining Counts of the Primary Offense

Only score counts of the primary offense not scored under the "Primary Offense" factor with the exact same VCC as the primary offense.

EXAMPLE: An offender is convicted of four counts of Failure to Appear in Court for a Felony (FTA-5019-F6). The Miscellaneous/Other Section A worksheet should be completed as in the example below.

Attempted and conspired offenses have different VCCs than completed acts and are treated as separate and distinct offenses. For example, on Section A of the Fraud worksheet, an offender convicted of one count of credit card theft (FRD-2360-F9) and one count of attempted credit card theft (FRD-2360-A9) will have one count of the credit card theft scored as the primary offense and the attempted credit card theft will be scored as an additional offense (not as a primary offense or primary offense remaining count).

Even in cases when the guidelines worksheet scores attempted and conspired acts the same as completed acts, the preparer is to score the attempted or conspired offense separately from the completed act on the "Primary Offense Remaining Counts" factor.

The VCCs have to be exactly the same to be scored under Primary Offense or Primary Offense Remaining Counts.

The method used to score remaining counts of the primary offense differs from Sections A and B to Section C.

Sections A and B – When scoring this factor, the guidelines user adds the statutory maximum penalties for each remaining count of the primary offense not scored under the primary offense factor. The score corresponding to this total on Sections A and B of the worksheet is entered for this factor.

Section C – When scoring this factor, the guidelines user assigns points to each remaining count of the primary offense based on its statutory maximum penalty. The score entered on Section C of the worksheet is the sum of the points assigned to each additional count of the primary offense.

Miscellaneous/Other ◆ Section A

If the Primary Offense is 4 counts of Failure to Appear in Court for a Felony offense (FTA-5019-F6) score 2 of the 4 counts under the Primary Offense factor.

◆ Primary Offense		Score
E. Failure to appear in court for a felony offense		
1 count	1	
2 counts	4	4

Score the remaining 2 counts under the Primary Offense Remaining Counts factor.

(Total maximum penalties for Failure to Appear in Court for a Felony offense (FTA-5019-F6): $2 \times 5 = 10$)

◆ Primary Offense Remaining Counts		Total the maximum penalties for counts of the primary not scored above
Years:		
5 - 7	1	
8 - 18	2	
19 - 28	3	
	29 - 38	4
	39 or more	5
		0 2

◆ Additional Offenses at Conviction

Additional offenses are offenses in the same sentencing event that have a different Virginia Crime Code (VCC) than the primary offense.

EXAMPLE: In the case of an offender convicted of two counts of grand larceny, \$1000 or more not from a person (LAR-2359-F9), and one count of stolen checks (LAR-2334-F9), the stolen check charge is the only additional offense. Grand larceny, \$1000 or more not from the person, is the primary offense since the two counts of grand larceny score more points as the primary offense on Section C of the Larceny worksheet.

- Attempted and conspired acts have different VCCs than completed acts and are separate and distinct offenses.

EXAMPLE: If an offender is convicted of one count of distribution of cocaine (NAR-3045-F9) and one count of conspiracy to distribute cocaine (NAR-3045-C9), score the distribution as the primary offense and the conspiracy as an additional offense.

- Do not include multiple counts of the primary offense when scoring additional offenses.

EXAMPLE: An offender convicted of ten counts of forgery (FRD-2520-F5) has ten counts of the primary offense. On Section A of the Fraud worksheet, three counts of forgery would be scored under the “primary offense” factor. The remaining seven counts would be scored under “primary offense remaining counts.” None of these counts are scored under “additional offenses at conviction.”

- When scoring this factor, include all additional offenses and their associated counts.
- Score misdemeanors with a maximum penalty of 12 months as having a maximum penalty of one year.
- Offenses punishable by a statutory maximum of life receive the highest number of points listed for additional offenses.
- The method used to score additional offenses differs from Sections A and B to Section C.

Sections A and B – When scoring this factor, the guidelines user adds the statutory maximum penalties for each count of all offenses other than the counts of the primary offense. The score corresponding to this total on Sections A and B of the worksheet is entered for this factor. If the total maximum penalty years fall between thresholds (e.g., 22 years, 6 months) the years are rounded down (22 years).

EXAMPLE: For an offender convicted of the additional offenses of the use of a firearm during the commission of a felony (Statutory Maximum = 3 years) and possession of cocaine (Statutory Maximum = 10 years), add the three years and ten years together. The score corresponding to the total of thirteen years found on the worksheet is entered in the box provided.

Section C – When scoring this factor, the guidelines user assigns points to each additional offense based on its statutory maximum penalty. The score entered on Section C of the worksheet is the sum of the points assigned to each additional offense.

EXAMPLE: Applying the same example to Section C, points are assigned to the use of a firearm charge based on its three year statutory maximum penalty. Points are also assigned to the possession of cocaine conviction based on its ten year statutory maximum. These individual points are then added together and the total score is entered in the box provided on the worksheet.

Deferred Finding Violations

When a deferred sentence is before the court for possible revocation or resentencing for failure to abide by or complete the conditions of the deferral, the guidelines for the original primary offense must be completed. The Sentencing Revocation Report and the probation violation guidelines are not completed when guidelines for the original offense are completed after violation of the conditions of a deferral (e.g., First Offender, § 18.2-251).

If there are two of the same offenses (e.g., possession of Schedule I/II drug) but one is a new offense conviction and the other is a violation of a deferred disposition for the same type of offense (e.g., possession of Schedule I/II drug), score one as the primary and the other as an additional offense. Since an additional offense has a different VCC from the primary, the preparer may score the new offense as the primary (NAR-3022-F5) and the deferred case (NAR-3022-D5) as an additional offense. As long as the penalties are the same, it does not matter if the deferred or the new offense is scored as the primary.

When scoring a violation of a deferred sentence, score the penalties for the offense based on the underlying offense. For example, if the conviction for an attempted malicious wounding (ASL-1334-A3) is deferred, the maximum penalty for a violation of the deferred disposition (ASL-1334-D3) is scored the same as the underlying offense, 10 years.

Treatment of Probation, Parole and Other Revocations:

Revocations are never scored as additional offenses on the sentencing guidelines. Revocations of any suspended sentence, including probation, VASAP, CCCA, community-based program, and post-release probation are never scored as additional offenses on the sentencing guidelines.

Sentencing Revocation Report and Probation Violation Guidelines

The Sentencing Revocation Report must be completed by a probation officer and submitted to the court for all probation or suspended sentence violations. While revocations may be scored on the guidelines as prior convictions, the Sentencing Revocation Report must be submitted separately from the traditional guidelines.

For violations of state felony supervised probation, the appropriate Probation Violation Guidelines must be completed and forwarded, along with the Sentencing Revocation Report to the Commission. For other suspended sentence violations or good behavior violations only, the Sentencing Revocation Report is sent to the court and the Commission.

◆ Type of Additional Offense(s) _____

Burglary/Dwelling and Burglary/Other Worksheets (Sections A & C): VCC prefix of “MUR”, Malicious Wounding, or Aggravated Malicious Wounding is only scored if the primary offense is burglary. Assign points if an additional offense on the worksheet has a VCC prefix of “MUR” or is an attempted, conspired, or completed malicious wounding or aggravated malicious wounding. Do not score malicious injury with caustic substances (§ 18.2-52) or any other assault offense. The points assigned for a completed act are different from the points assigned for a conspired or attempted act on Section C. Assign points for the one murder or assault charge with the highest number of points. Do not add points together for each additional offense.

Drug Schedule I/II Worksheet (Section C): Child Present During Manufacture of Methamphetamine is only scored if the primary offense is a conviction for Manufacturing Methamphetamine, § 18.2-248(C1). Assign points if an additional offense on the worksheet is Child Present During the Manufacturing of Methamphetamine under § 18.2-248.02. If a child was present during the manufacturing, but the offender was not convicted of this specific additional offense, then no points are assigned. If the offender was convicted of Manufacturing a Schedule I/II drug under § 18.2-248(C) as the primary offense, this factor is not scored, even if the drug was methamphetamine. Do not score if the additional offense is for an incapacitated or helpless adult present during the time of the manufacturing of methamphetamine.

Fraud Worksheets (Section C): Type of Additional Offense(s) is scored if the current sentencing event includes an additional felony offense with a VCC prefix of “ASL,” “FAM,” “ROB,” or “WPN”. If more than one qualifying offense is present, do not total the points. Assign points only once, based on the VCC prefix with the highest point value.

Kidnapping Worksheet (Sections A & C) Type of Additional Offense(s) is only scored if the primary offense is abduction by force without legal justification (§ 18.2-47(A)) or assisting or threatening to abduct (§ 18.2-49). Assign points if an additional offense in the sentencing event has a VCC prefix of “PRT,” “SEX,” “RAP,” or “FAM.” Both felony and misdemeanor protective order violations, sex offenses, rape and family offenses are scored.

Larceny Worksheets (Section C): Type of Additional Offense(s) is scored if the current sentencing event includes an additional felony offense with a VCC prefix of “ASL,” “MUR,” “ROB,” or “WPN.” If more than one qualifying offense is present, do not total the points. Assign points only once, based on the VCC prefix with the highest point value.

Murder/Homicide Worksheet (Section C): Felony Hit and Run or DWI Permanent Impairment is only scored if the primary offense is vehicular involuntary manslaughter, § 18.2-36.1(A). Assign points if an additional offense on the worksheet is a felony hit and run conviction under § 46.2-894 or DWI resulting in permanent impairment under § 18.2-51.4 (A). Do not assign points if the primary offense is aggravated vehicular manslaughter, § 18.2-36.1(B), or any other primary offense other than vehicular involuntary manslaughter.

Miscellaneous/Other Worksheet (Section A): Violent Additional or Prior Record Convictions/Adjudications is only scored if the primary offense is a gang offense, § 18.2-46.2. Assign points if an additional offense in the current sentencing event is violent, or a prior adult conviction or juvenile adjudication is violent. Violent offenses are defined by § 17.1-805 of the *Code of Virginia* and can be found in Appendix A of this manual or VCC Book.

Miscellaneous/Other Worksheet (Section B): Type of Additional/Prior Record Offense(s) is only scored if the primary offense is a gang offense, § 18.2-46.2. Enter the sum of the scores for two factors: Additional Offense of Assault and a Prior Juvenile Felony Person Adjudication. Points are assigned if an additional offense scored on the worksheet is an assault conviction with a Virginia Crime Code (VCC) prefix of “ASL”. Felony and misdemeanor assaults are scored. Points are also assigned if the offender has a prior adjudication in juvenile court for a felony person crime. Do not score juveniles who were convicted as adults for felony person offenses. Refer to Appendix E for a list of person crimes. The points for these two separate elements are added together to obtain the total score for the factor.

Miscellaneous/Other Worksheet (Section C): Violent Additional Offense is only scored if the primary offense is a gang offense, § 18.2-46.2. A distinction is made between gang offenses with juvenile members and gang offenses without juvenile members. Assign points if the offender is being sentenced for a violent additional offense on the current worksheet. Violent offenses are defined by § 17.1-805 of the *Code of Virginia* and can be found in Appendix A of this manual or identified in the VCC Book.

Miscellaneous/Person & Property Worksheet (Section A): Additional Offense in Current Event Requiring Mandatory Minimum (6 months or more) is only scored if any conviction scored as an Additional Offense requires a mandatory minimum of six months or more. See Appendix B for a list of completed crimes with mandatory minimums or refer to the Virginia Crime Code book. This factor is not scored if the primary offense requires mandatory time.

Miscellaneous/Person & Property Worksheet (Section A): Type of Additional Offense is only scored if the primary offense is Unlawfully Shoot, Throw Missile at Train, Car, Etc. (§ 18.2-154). Points are assigned for this factor if an additional offense on the worksheet is a felony or misdemeanor person crime. See Appendix E for a list of person crimes.

Miscellaneous/Person & Property Worksheet (Section C): Additional offense with VCC prefix of “MUR” is only scored if the primary offense is Burn Occupied Dwelling/Church, § 18.2-77(A,i). Assign points if an additional offense in the sentencing event is a completed, attempted or conspired murder/homicide conviction with a Virginia Crime Code (VCC) prefix of “MUR” (See Aggravated Murder (§ 18.2-31), Exception Rule).

Other Sexual Assault Worksheet (Section B): Type of Additional Offense(s) is only scored if the primary offense is Indecent Liberties (§ 18.2-370 or § 18.2-370.1), Aggravated Sexual Battery, or Carnal Knowledge. Assign points if an additional offense in the sentencing event has a VCC prefix of “SEX,” “RAP,” or “OBS” for either felony and misdemeanor offenses.

Weapon/Firearm Worksheet (Section A): Additional offense with VCC prefix of “WPN” or “ASL” is only scored if the primary offense is Maliciously Discharge Firearm, etc., in or at an Occupied Building (§ 18.2-279). Assign points if an additional offense in the sentencing event is use of a firearm in the commission of a felony (i.e., ASL-1319-F9 or ASL-1323-F9) or a weapon offense with a VCC prefix of “WPN”.

Weapons

Weapon Definitions

The following definitions apply for all weapon factors:

- In general, any object, item, or substance that is used to injure, threaten, kill, etc. (other than body parts), must be scored as a weapon. Below are the descriptions of the types of weapons: firearms, knives, explosives, simulated weapons, and other.

- **Firearms** include pistols, shotguns, rifles, BB-guns, pellet guns, starter guns, air rifles that launch projectiles or other firearms, or any item the victim believed was a firearm.

For drug offenses, the firearm has to be on or about the offender's person to be scored.

For robbery, a note given to a cashier indicating that the offender has a firearm is scored as a firearm.

- Firearms are scored as firearms regardless of how the weapon was used (e.g., pistol whipped a victim).
- The "Firearm Removed from Property During Burglary" factor includes firearms designed to shoot projectiles such as guns, pistols, revolvers, rifles, etc. However, unlike other weapons factors, BB-guns, air rifles, pellet guns, and starter guns are not scored. The description from an official report of the firearm taken during the burglary is used to determine the type of firearm.
- **Knives** are defined as cutting or stabbing instruments with sharp blades or points. Included in this category are scissors, box cutter, chain saw, screwdriver, nail, pencil, shiv, and letter opener. Any object used to cut, or stab is scored as a knife.

- **Explosives** include firecrackers, pipe bombs, incendiaries, and grenades. For robbery, a note given to a bank teller indicating that the offender has a bomb is scored as an explosive.

- **A simulated or feigned weapon** is scored when a false impression is given that there is an actual weapon present. Simulated and feigned weapons will be scored if the offender threatened to use a weapon and the victim believes that the weapon is not real (e.g., finger in the pocket to indicate a gun, water guns, etc.). Otherwise, score the weapon factor as though the simulated weapon were real.

- Any object capable of causing injury or used to restrain that does not fall into the firearm, knife, explosive, or simulated/feigned categories will be scored as "**other than listed.**" Examples include tire irons, baseball bats, bricks, chemicals, drugs, glass bottles, pillows, staple and nail guns, animals, rope, tasers, and other makeshift weapons. Score an automobile as a weapon, even in involuntary manslaughter cases.

- Weapon factors on the Burglary worksheets are only scored if used against a person or if the firearm is discharged during the burglary. If a weapon was used to damage property after entry, score the weapon as used in the commission of the crime. Burglary tools used to break and enter are not scored unless a victim views the item in a threatening manner.

Weapon Factor Rules

The following rules apply for all weapon factors:

- Weapon-related factors are scored if the offender, uncharged participant, or a co-defendant used, brandished, feigned, or threatened to use a weapon during the commission of any offense at conviction/sentencing.
- An offender does not have to be charged or convicted with the use of a firearm or weapon in order to score this factor.
- Weapon factors are scored for all offenses at conviction/sentencing, not just for the primary offense.
- The firearm, article, or device does not have to be in operating order to be scored.
- If the victim believed the item was an actual weapon, score the type of weapon from the victim's perspective.
- A weapon is considered in possession if the offender possesses but does not use, display, or make reference to a weapon during the commission of the crime.
- A weapon is considered in possession if official reports state that a weapon was on or about the offender. Score weapons available for use by the defendant or codefendant at the time of the offense.
- If more than one weapon was used, brandished, feigned, or threatened, do not add the points corresponding to each weapon. Score this factor to reflect the weapon that receives the highest number of points for the factor (different weapons may be scored on different sections of a worksheet).
- Weapon factors are scored based on the victim's point of view, as contained in official reports.
- Weapons used by victims are not scored.
- "Weapon" includes any object capable of causing injury, incapacitation, or that is used to restrain or threaten. Examples include, but are not limited to, animals, automobiles, baseball bats, bricks, drugs, explosives, firearms, glass bottles, knives, rope, staple and nail guns, stationary objects, tasers, and tire irons.
- Stationary items or items attached to realty, intentionally used to bludgeon or inflict injury, are scored as weapons. This includes, curbs, walls, furniture, etc.
- When the type of weapon, or whether a weapon was used, is in dispute, the court will make the final determination on how to score this factor.
- Body parts (i.e., fists) are not scored as weapons unless used to simulate an actual weapon from the victim's perspective.
- Spit, urine, feces and other bodily fluids are scored as weapons when used as such. Do not score the transfer of bodily fluids during the commission of an offense if the substance is not used as a weapon.
- Drugs, chemicals and or other substances used to injure, threaten, kill, intoxicate, inebriate, excite, stupefy, or dull the brain or nervous system during the commission of a criminal act must be scored as a weapon.

Weapon Factors

There are different weapon factors that appear on the guidelines worksheets.

◆ Basis of False Statement on Consent Form

Weapons/Firearms Section A:

Points are not assigned for every false statement on the Virginia Firearms Transaction Record (SP-65) or the Federal Firearms Transaction Form (ATF 4473). Only assign points when the defendant is convicted of making a false statement in response to these selected questions or similar questions:

- “Have you ever been convicted in any court of a felony,” and the felony offense was a person crime? For a list of person crimes see Appendix E.
- “Have you ever been convicted in any court of a felony,” as an adult or juvenile, within four years of signing the firearms transaction form?
- “Are you subject to a court order restraining you from harassing, stalking, or threatening your child or an intimate partner or child of such partner?”
- “Have you ever been convicted in any court of a misdemeanor or crime of domestic violence?”

◆ Firearm in Possession at Time of Offense

Drug Schedule I/II Section C and Drug/Other Sections A & B:

Points are assigned if the offender or codefendant used, brandished, or possessed a firearm during the commission of any offense in the conviction/sentencing event. To assign points for this factor, the police report or other court record must include a description of the firearm used, brandished, or possessed during the crime. The firearm does not have to be on the offender's person to be scored. A firearm is considered in possession if official reports state that a firearm was on or about the offender or codefendant. Feigned or simulated firearms are not scored for this factor. Firearms seized during the arrest, but not on or about the person, are not scored.

◆ Firearm Removed from Property During Burglary

Burglary/Dwelling Section B:

Assign points if an official report, including victim impact statement, police report, statement of facts, etc., states that a firearm was removed by the offender or codefendant. The firearm must have been removed or stolen during any burglary in the current sentencing event. A dwelling also includes any structure associated with the dwelling, (e.g., garage, apartment, etc.). Scored are firearms designed to shoot projectiles such as guns, pistols, revolvers, rifles, etc. The firearm does not have to be in working condition to be scored. However, unlike other weapons factors, BB-guns, air rifles, pellet guns and starter guns are not scored.

◆ Firearm Used or Brandished

Miscellaneous/Person & Property Section C, Miscellaneous/Other Section C, Weapons/Firearms Section C:

A firearm must have been used, brandished, or displayed to receive points under this factor. Feigned or simulated firearms are not scored for this factor. If the offender or co-defendant threatened to use a firearm, but never displayed a firearm, no points are assigned. Firearms simply in the possession of an offender are not scored.

Simulated or feigned weapons (e.g., finger in pocket to indicate gun, toy guns, etc.) are scored from the victim's perspective. If the victim believed the item was an actual weapon, the simulated or feigned weapon must be scored as an actual weapon.

◆ Knife or Firearm in Possession at Time of Offense

Drug Schedule I/II Sections A & B and Drug/Other Sections A & B:

Points are assigned if the offender or codefendant used, brandished, or possessed either a knife or firearm during the commission of any offense in the conviction/sentencing event. To assign points for this factor, the police report or other court record must include a description of the type of weapon used, brandished, or possessed, during the crime. The knife or firearm does not have to be on the offender's person to be scored. A

knife or firearm is considered in possession if official reports state that a knife or firearm was on or about the offender or codefendant. Feigned or simulated firearms are not scored for this factor. Firearms or knives seized during the arrest, but not on or about the person, are not scored.

◆ **Weapon Used**

Assault Sections A & C, Burglary/Dwelling Sections A & C, Burglary/Other Sections A & C, Larceny Section C, and Robbery Section C:

This factor requires the preparer to enter a score based on the type of weapon used. In general, the categories are firearm, knife, simulated weapon, and "other than listed." The "other" category includes anything that is capable of causing physical injury or used to restrain. This includes explosives (listed as a separate category on the Robbery worksheet), incendiaries, automobiles, and makeshift weapons, such as tire irons or bricks. Stationary items, intentionally used to bludgeon or inflict injury, are scored as weapons.

Simulated or feigned weapons (e.g., finger in pocket to indicate gun, toy guns, etc.) are scored from the victim's perspective. If the victim believed the item was an actual weapon, the simulated or feigned weapon must be scored as an actual weapon. Points are assigned if any object (excluding body parts) was used to injure, restrain, or threaten the victim.

Weapons simply in the possession of an offender are not scored for this factor. Parts of the body, such as hands, are not scored as weapons.

◆ **Weapon Used, Brandished, Feigned or Threatened**

Murder/Homicide Section C, Other Sexual Assault Section C, Other Sexual Assault/Obscenity Section C, and Rape Section C:

If the defendant or codefendant used, brandished, or displayed any weapon during the commission of a crime, points will be assigned for this factor. A weapon is defined as any article or device that is capable of causing physical injury or used to restrain. This includes firearms, knives, explosives, incendiaries,

automobiles, and makeshift weapons, such as tire irons or bricks. Stationary items, intentionally used to bludgeon or inflict injury, are scored as weapons.

Simulated or feigned weapons (e.g., finger in pocket to indicate gun, toy guns, etc.) are scored from the victim's perspective. If the victim believed the item was an actual weapon, the simulated or feigned weapon must be scored as an actual weapon. Points are assigned if any object (excluding body parts) was used to injure, restrain, or threaten the victim.

Weapons simply in the possession of an offender are not scored for this factor. Parts of the body, such as hands, are not scored as weapons.

◆ **Weapon Used or Brandished**

Assault Section B, Kidnapping Sections A & C, Murder/Homicide Section A, Miscellaneous/Person & Property Section B:

If the defendant or codefendant used, brandished, or displayed any weapon during the commission of a crime, points will be assigned for this factor. A weapon is defined as any article or device that is capable of causing physical injury or used to restrain. This includes firearms, knives, explosives, incendiaries, automobiles, and makeshift weapons, such as tire irons or bricks. Stationary items intentionally used to bludgeon or inflict injury are scored as weapons.

Simulated or feigned weapons (e.g., finger in pocket to indicate gun, toy guns, etc.) are scored from the victim's perspective. If the victim believed the item was an actual weapon, the simulated or feigned weapon must be scored as an actual weapon. Points are assigned if any object (excluding body parts) was used to injure, restrain, or threaten the victim.

Weapons simply in the possession of an offender are not scored for this factor. Parts of the body, such as hands, are not scored as weapons.

◆ Victim Factors

◆ Victim Injury

The labels used to identify the levels of injury are intended as mere catchwords to indicate the contents of each level. The catchwords do not determine how an injury is scored. Injury factors must be scored based on the definitions below and not on the catchword.

There are five different victim injury levels: **Life Threatening**, **Serious Physical**, **Physical**, **Emotional**, and **Threatened**. The following rules apply to the scoring of all victim injury factors:

- Injury factors are scored if the defendant, codefendant, or uncharged participant threatened or inflicted an injury, caused an injury, or caused the victim to sustain emotional injury. Injury factors are scored if the victim sustained an injury during the course of the crime or as the result of the crime (e.g., victim was injured while running away from the assailant). A codefendant is defined as anyone who participated in contemporaneous criminal acts or occurrences or in a series of such acts or occurrences. The defendants do not have to be indicted for or convicted of the same crime or any crime for the injury in the event to be scored.
- Injury factors are scored if a codefendant is injured, as long as the codefendant did not inflict the injury to himself (e.g., this would be scored if codefendant was injured by victim while victim was attempting to defend himself).
- If more than one victim was injured, do not add the points corresponding to the degree of injury each victim received. Score the factor to reflect the victim who received the most serious injury.
- Victim injury factors are scored for all offenses at conviction, not just for the primary offense. The defendant does not have to be charged with an assault for this factor to be scored.
- Injuries documented in official reports, such as police reports, medical records, and other court records are to be considered as verified. When the factor does not require verification from someone other than the victim or victim's family, a victim impact statement can be used to verify injury for scoring this factor.
- For possession of child pornography, victim injury is scored only if the defendant or codefendant inflicted the documented injury.

- Injury to animals and property are not scored.

• A victim is not defined as an aggressor who is injured in self-defense by the defendant and the court decides that the defendant's response was justified. If the primary offense is not a person crime and the court agrees that the injury inflicted was the result of protecting oneself, then points for victim injury would not be scored. (Example: The only offense is felon possessing a weapon (a nonperson offense) and the defendant was reacting to an unprovoked assault. Injuries were inflicted while fending off the attacker and the defendant was not convicted of assaulting the aggressor).

- To score these factors, the preparer needs to distinguish between the various levels of injury. The definitions for these categories are as follows:

CATCHWORDS DEFINED: Catchwords are used to show general groupings for injuries but in no way define how injuries must be scored on the Sentencing Guidelines. Scores for injuries must be assigned based on the specific definitions below and not the catchword.

The labels used to identify the levels of injury are intended as mere catchwords to indicate the contents of each level. The catchwords do not determine how an injury is scored.

Life Threatening Injury is scored if the victim sustained an injury that resulted in permanent and total paralysis of a limb; the loss or removal of a limb, organ, or bodily member; significant and permanent impairment of mental faculty that require continuous intensive services and/or substantial lifelong supervision; or death. Being hospitalized, by itself, is not an indicator that points should be assigned for Life Threatening Injury. Life Threatening Injury includes injuries where the victim required surgery that results in the removal of an organ, limb, or bodily member; required a tracheotomy or a chest tube for a collapsed lung; received surgery for a head trauma; received cardiopulmonary resuscitation (CPR); or was comatose. Ongoing health care that utilizes mechanical or other artificial means to sustain, restore, or supplant a spontaneous vital function is scored as a Life Threatening Injury. Additional examples include, but are not limited to, becoming HIV positive, becoming pregnant, or blindness as a result of the crime.

Serious Physical Injury is scored if the victim sustained any serious physical injury that was described in an official report (e.g., police report, victim impact statement) and is not defined as Life Threatening Injury or Physical Injury in this section. Injury as defined in § 18.2-51.4, “bodily injury that involves substantial risk of death, extreme physical pain, protracted and obvious disfigurement, or protracted impairment of the function of a bodily member, organ, or mental faculty,” is scored as serious physical injury. Victims who sustain impairments to any limb or organ are considered to suffer from Serious Physical Injury. Examples include, but are not limited to, loss of consciousness or concussion; injury requiring prolonged treatment (e.g., physical therapy; broken bones; gunshot wounds; injuries requiring stitches; hospitalization other than for observation; or surgery that does not result in the loss of an organ, limb, or bodily member. For sexual assault offenses, a medical examination required by law enforcement agencies for investigation purposes does not, by itself, qualify as Serious Physical Injury.

Physical Injury is scored if the victim sustained any physical injury that was described in an official report (e.g., police report, victim impact statement) and is not defined as Life Threatening Injury or Serious Physical Injury above. Physical Injury may range from redness and marks to a wound. Victims treated with first aid for injuries not defined as serious or life threatening, held for observation, treated, and released, are considered to suffer from Physical Injury. Examples include, but are not limited to, official reports that include a reference to redness, bruising, scratches, and/or bleeding. Injuries that do not require prolonged treatment (e.g., an ice pack, bandages) are scored as Physical Injury. Temporary blockage of airway that does not result in loss of consciousness is scored as Physical Injury. If an injury is alluded to, but the specific injury is not documented in an official report, Physical Injury is scored if one can reasonably expect an injury would have resulted from the act (e.g., hit in the head with a baseball bat and knocked to the ground, or refused treatment after the attack). If still unclear, the judge must determine if points for Physical Injury are assigned. For sexual assault offenses, a medical examination required by law enforcement agencies for investigation purposes does not, by itself, qualify as Physical Injury. However, if bruises and abrasions were treated, then Physical Injury is scored.

Emotional Injury is scored if the victim sustained any emotional injury requiring any form of verifiable mental health care: psychiatric, psychological, or any other type of counseling from a licensed professional. Rape crisis hotlines, conferences with clergy or school guidance counselors are considered forms of counseling, but the contact with a counselor or hotline must be verified by someone other than the victim or victim's family. A victim impact statement merely stating that the victim is suffering emotionally is not sufficient enough to score this factor. The victim must have received verifiable counseling from a licensed professional. Emotional Injury is scored if a victim in counseling at the time of the offense continues counseling after the offense.

Threatened Injury is scored if the defendant or a codefendant threatened to injure the victim with a weapon, if strong-arm tactics were used without inflicting physical injury, or if the victim felt intimidated at the time of the offense but suffered no long-term emotional or physical effects. Assign points if the victim reasonably felt the fear of impending danger. Threatened Injury is scored from the victim's perspective. How the threat is delivered (e.g., by letter, text, through an intermediary, etc.) has no impact on assigning points for Threatened Injury.

◆ **Number of Victims Receiving Life Threatening Injury**

On the Assault guidelines Section C only, determine the number of victims in the sentencing event that received a Life Threatening injury. (See the previous page on victim injury for the definition of a Life Threatening Injury). The number of victims is determined by official reports (e.g., police reports, court documents or hospital reports) and is limited to the victims injured in the commission of any offense in the current sentencing event.

◆ **Victim Age**

The factor “Victim Less than Age 13” is found on the Other Sexual Assault Guidelines. This factor applies to any attempted, conspired or completed sexual assault offense in the current sentencing event (primary and additional offenses). In cases of sexual abuse occurring over a prolonged period of time, victim age is scored if the victim was less than 13 years old during any of the incidents. The facts of the case must support the scoring of victim age. The date of the earliest occurring offense is used to determine the victim’s age. Score the age that is portrayed by an officer in any law enforcement operation or sting operation. However, if the court only finds the offender guilty of an age-specific offense, as defined by statute, of 13 years of age or older, points are not assigned. For example, in cases of aggravated sexual battery where sexual abuse began when the victim was eleven years old and continued until age sixteen, the victim age factor would only be scored if the offender was convicted of aggravated sexual battery, victim less than age 13. When there is not a conviction for an age-specific offense defined by statute or no age factors are presented to the court, then score the guidelines based on the age defined by official reports such as police reports, victim impact statements, presentence reports, or medical reports.

For possession or production of child pornography (§§ 18.2-374.1:1 or 18.2-374.1), the victim age factor is scored when the age of the subject in the image has been verified or the judge has determined that the factor should be scored. The age of a subject is considered verified if the subject is known and the age is documented in official reports the age of the child in the image has been identified and documented elsewhere or the image and age are categorized or identified in law enforcement databases or depositories. When the age of the subject has not been verified or imprecise terms such as prepubescent are used, the judge determines if this factor is to be scored.

◆ Specific Current Offense Factors

◆ Conviction in Current Event Requiring Mandatory Minimum Term (6 months or more)

Points are assigned when a primary or additional offense for a completed act carries a mandatory minimum term of incarceration of six months or more. Refer to Appendix B for a list of qualifying offenses or to the “MM” column in the Virginia Crime Code (VCC) book.

Points are not assigned for attempted or conspired offenses unless specifically ordered by the court.

Probation violations and suspended sentence violations are not scored as carrying mandatory minimum terms, even if the underlying offense included a mandatory minimum sentence.

◆ Mandatory Minimum in Current Event

Points are assigned when a primary or additional offense for a completed act carries a mandatory minimum term of incarceration of two years or more. Refer to Appendix B for a list of qualifying offenses or to the “MM” column in the Virginia Crime Code (VCC) book.

Points are not assigned for attempted or conspired offenses unless specifically ordered by the court.

Probation violations and suspended sentence violations are not scored as carrying mandatory minimum terms, even if the underlying offense included a mandatory minimum sentence.

◆ Drug Quantity

The factor Sale/Quantity of Cocaine is found on Section C of the Drug Schedule I/II guidelines. This factor applies to attempted, conspired, and completed cocaine offenses under §18.2-248(C) and § 18.2-255(A). For attempted or conspired distribution or possession with intent cases, score the amount of cocaine involved in the conspiracy or the attempt, even if no actual cocaine is produced for distribution, sale, etc. No distinction is made between crack and powder cocaine. Other Schedule I/II drugs, such as heroin, are not scored. If there are multiple counts of selling, etc., cocaine/crack, add the amounts together to determine the quantity involved. If a specific quantity is not credited to each co-defendant, then the total weight of all cocaine will be scored for all codefendants. The quantity of cocaine is not scored for simple possession of cocaine convictions that are part of the sentencing event for the distribution or possession with intent.

The following cocaine quantities are applicable:

- Offenders convicted of selling, etc., 28.35 grams to less than 226.8 grams of cocaine are subject to a sentencing guidelines midpoint enhancement of three years (36 points).
- Offenders convicted of selling, etc., 226.8 grams or more of cocaine are subject to a sentencing guidelines midpoint enhancement of five years (60 points).

Drug quantity must be verified by a certificate of analysis from a forensic science laboratory or police report. The court may also establish standards for verification of drug quantity.

Drug quantity includes any compound, mixture, preparation, or substance that contains any detectable amount of cocaine. The purity level of cocaine is not a factor in determining quantity for guidelines purposes.

◆ DWI Convictions for Current Event

This factor is scored on the Traffic/Felony worksheet C when a driving while intoxicated (DWI) offense is involved in the current sentencing event. This factor should NOT be scored if a DWI offense was involved in the instant offense but has already been resolved in General District Court. Do not score if the additional offense is a refusal to take a blood or breath test.

Score the factor if the primary offense is one of the following:

Primary Offense	Statute	VCC
DWI 3 rd Offense	§ 18.2-266	DWI-5449-F6 DWI-5450-F6
DWI 4 th offense	§ 18.2-266	DWI-5406-F6
DWI after prior felony DWI	§ 18.2-266	DWI-5493-F6
Forfeiture	§ 18.2-272(A)	DWI-5478-F6

Also, score the factor if an additional offense is a DWI and the primary offense is one of the following:

Primary Offense	Statute	VCC
Disregard police command to stop, endangerment	§ 46.2-817(B)	REC-6624-F6
Drive on Revoked License	§ 46.2-391	LIC-6859-F9 LIC-6860-F9 LIC-6861-F9
Hit and Run	§ 46.2-894	HIT-6608-F5 HIT-6604-F5

◆ Amount of Embezzlement

This factor is found on section C of the Larceny guidelines. Score this factor only if the primary offense is an attempted, conspired or completed embezzlement conviction under § 18.2-111 (LAR-2707-F9). Points are assigned based on the dollar amount or value of goods embezzled. Determine the amount embezzled from official reports (e.g., police reports).

The embezzlement amount is scored based on the amount for which the offender was convicted or the amount of restitution ordered (whichever is higher). Whenever the amount has not been established or there is a dispute over the amount embezzled, the trial court will determine the amount to be scored on the guidelines. For cases that involve multiple counts of embezzlement, add together the dollar amount or value of goods for each count being sentenced in the same event.

◆ Special Circumstances

Co-defendant Defined

A co-defendant is defined as anyone who participated in contemporaneous criminal acts or occurrences or in a series of such acts or occurrences. The defendants do not have to be indicted for or convicted of the same crime to be defined as co-defendants and are scored the same on the sentencing guidelines.

Juvenile Offense, Adult Prosecuted in Circuit Court

If an adult is prosecuted in Circuit Court for an offense committed while a juvenile, the offense is treated as a Class 1 misdemeanor.

When assigning a Virginia Crime Code (VCC), use the VCC corresponding to the underlying felony offense and replace the “F” designation with a “J” to indicate that the adult is being sentenced for a juvenile offense.

Treatment of Accessories and Principals in the Second Degree

If an offender is convicted of being an accessory before the fact, principal in the second degree, or aiding and abetting, the guidelines user scores that conviction as though the offender had been convicted of committing the offense, as specified by § 18.2-18 of the *Code of Virginia*. The only exception to this rule is “in the case of a killing for hire under the provisions of § 18.2-31, an accessory before the fact or principal in the second degree to aggravated murder shall be indicted, tried, convicted and punished as though the offense were murder in the first degree” (§ 18.2-18). If an offender is convicted of being an accessory after the fact as specified by § 18.2-19 of the *Code of Virginia*, the guidelines user scores that conviction as a Class 1 misdemeanor.

Treatment of Attempts and Conspiracies

If a sentencing event involves attempted or conspired acts, select the primary offense using the rules set forth in the “Determining the Appropriate Offense Worksheet” section of this manual. If the primary offense is a completed act, attempted and conspired offenses are treated as additional offenses. If a conspired offense is the primary offense, attempted and completed acts are additional offenses.

When scoring the primary offense factor, the guidelines user treats an attempt or a conspiracy as a completed act, unless the worksheet provides different scores for completed versus attempted or conspired offenses.

For worksheets that are split based on the primary offense (e.g., Section C of the Assault Worksheet), use the appropriate column for the completed act if the primary offense is an attempted or conspired offense.

When selecting the primary offense or scoring additional offenses at conviction, the guidelines user treats an attempt or a conspiracy as specified by §§ 18.2-22 and 18.2-26 in the *Code of Virginia*, summarized in Appendix C, Figures 2 and 3.

There are several exceptions:

- The first exception, as stated in § 18.2-67.5(B), is that an attempt to commit aggravated sexual battery is punishable by five years (not ten, as in Appendix C, Figure 2).
- The second exception is that, when scoring attempts and conspiracies of drug offenses, the user adheres to the policy specified in §§ 18.2-256 and 18.2-257(a), summarized in Appendix C, Figure 3.
- The third exception is that conspiracy to commit or assist in larceny with an aggregate value over \$1000 is punishable by up to 20 years (§ 18.2-23 (B)).
- Finally, in no event shall the punishment for a conspiracy or an attempt to commit an offense exceed the maximum punishment for a completed act itself (§§ 18.2-22 and 18.2-28).

When selecting the VCC for felony attempts and conspiracies, use the VCC for the completed act and replace the “F” with an “A” for attempt or “C” for conspiracy. For example, the offense of first degree murder has a VCC of MUR-0925-F9. If the offense was attempted or conspired first degree murder, the VCC would be MUR-0925-A9 or MUR-0925-C9 respectively.

Treatment of Convictions Resulting from Violation of §§ 18.2-251, 18.2-258.1, 19.2-298.02, or 19.2-303.6 (Deferred Finding or First Offender Violation)

If there are two of the same offenses (e.g., possession of Schedule I/II drug) but one is a new offense conviction and the other is a violation of a deferred disposition for the same type of offense (e.g., possession of Schedule I/II drug), score one as the primary and the other as an additional offense. Since an additional offense has a different VCC from the primary, the preparer may score the new offense as the primary (NAR-3022-F5) and the deferred case (NAR-3022-D5) as an additional offense. As long as the penalties are the same, it does not matter if the deferred or the new offense is scored as the primary.

When scoring a violation of a deferred sentence, score the penalties for the offense based on the underlying offense. For example, if the conviction for an attempted malicious wounding (ASL-1334-A3) is deferred, the maximum penalty for a violation of the deferred disposition (ASL-1334-D3) is scored the same as the underlying offense, 10 years.

Treatment of Convictions Resulting from Violation of § 18.2-258.1(H) (Prescription Fraud First Offender Violation)

If a violation of § 18.2-258.1 results in a conviction for prescription fraud, write “violation of prescription fraud - first offender” on the cover page and use the VCC NAR-3016-D6. Fulfillment of the prescription fraud first offender results in the felony being reduced to a misdemeanor conviction (NAR-3078-M1). No additional guidelines need to be submitted after fulfillment if the guidelines for the felony offense granted First Offender status have already been submitted.

Treatment of Solicitation

Solicitation to commit a felony under the provisions of § 18.2-29 is a non-guidelines offense. Therefore, no worksheet is prepared if solicitation is the primary offense at conviction.

Prior Record Factors

Prior Record

Classifying Prior Record

Classify the offender's prior record before scoring the primary offense factor on Section C of the worksheet.

Use the offender's prior adult felony convictions and juvenile felony adjudications of delinquency to determine the proper classification. Use Virginia's adult penalty structure in effect **at the time of conviction** for the instant offense to determine the statutory maximums for prior convictions/adjudications.

Use every conviction or guilty plea prior to the date of sentencing to classify the defendant as Category I, Category II, or Other. Convictions in other sentencing events that are currently pending sentencing are considered prior convictions even if the offense took place after the instant offense (e.g.: a defendant convicted of rape in two different jurisdictions, but not yet sentenced, will be classified as Category I in both jurisdictions).

In cases in which a court defers a finding of guilt, such as authorized under § 18.2-251, do not use the offense to classify the defendant's criminal history. Use this deferred offense only if the court finds the offender guilty, accepts the plea of guilt, or finds the defendant in violation of the deferred disposition.

Appendix A lists violent crimes that trigger a Category I or Category II classification. The crimes are listed in alphabetical order, and the category column identifies the appropriate classification. The supplemental VCC Book also includes this information in the penalty column.

Category I

If the offender's prior record includes at least one adult conviction or juvenile adjudication for a violent felony crime (*listed in Appendix A*) with a maximum penalty of forty years or more, classify the prior record as Category I. The offender's record may contain other categories of prior record convictions or adjudications, but a Category I conviction or adjudication takes precedence over all others.

Category II

If the offender's prior record includes an adult conviction or juvenile adjudication for a violent felony crime (*listed in Appendix A*) with a maximum penalty of less than forty years, and does not include any Category I convictions or adjudications, classify the prior record as Category II.

Attempted or Conspired Crimes

Classify conspired and attempted Category I offenses as Category II crimes. The only exception is attempted aggravated murder, which has a maximum penalty of life and is classified as a Category I crime. Classify attempted, conspired, or completed Category II crimes as Category II.

Other

Score an offender with no prior record, or with no prior convictions/adjudications for offenses listed in Appendix A, under the category labeled "Other."

Both Category I and Category II Records

Score the "Primary Offense" factor using only one prior record classification category. If the offender has a prior record that includes a combination of "Category I," "Category II," and "Other" crimes, select "Category I."

General Prior Record Rules

Accessories, Principals in the Second Degree, and Solicitation

If an offender has been convicted of being an **accessory before the fact, principal in the second degree, or aiding and abetting**, score that conviction as though the offender has been convicted of committing the offense, as specified by §18.2-18 of the *Code of Virginia*. (The only exceptions to this rule are: “in the case of a killing for hire” under the provisions of § 18.2-31, “a killing pursuant to the direction or order of one who is engaged in a continuing criminal enterprise” under the provisions of § 18.2-31, or “a killing pursuant to the direction or order of one who is engaged in the commission of or attempted commission of an act of terrorism” under the provisions of § 18.2-31 (§ 18.2-18). Pursuant to § 18.2-18, “an accessory before the fact or principal in the second degree to a aggravated murder shall be indicted, tried, convicted and punished as though the offense were murder in the first degree”).

If an offender has been convicted of being an **accessory after the fact**, as specified by § 18.2-19 of the *Code of Virginia*, score that conviction as a Class 1 misdemeanor or as a felony for accessory after the fact to aggravated or first degree murder. All solicitations to commit a felony are felonies under § 18.2-29. Accessory after the fact to a felony (ACC-3202-M1), etc., is categorized based on the underlying offense. For example, accessory after the fact to murder (ACC-0900-F6) is a person crime.

Attempts, Conspiracies, and Solicitation

When scoring prior convictions, treat an attempt or a conspiracy, specified in §§ 18.2-22 and 18.2-26 of the *Code of Virginia*, as summarized in Appendix C, Figures 2 and 3.

There are several exceptions:

- The first exception, as stated in § 18.2-67.5(B), is that an attempt to commit aggravated sexual battery is punishable by five years (not ten, as in Appendix C, Figure 2).
- The second exception is that, when scoring attempts and conspiracies of drug offenses, adhere to the policy specified in §§ 18.2-256 and 18.2-257(a), summarized in Appendix C, Fig. 3.

- The third exception is that conspiracy to commit or assist in larceny with an aggregate value over \$1000 is punishable by up to 20 years (§ 18.2-23 (B)).
- Finally, in no event shall the punishment for a conspiracy or an attempt to commit an offense exceed the maximum punishment for a completed act itself (§§ 18.2-22 and 18.2-28).

When selecting the VCC for felony attempts and conspiracies, use the VCC for the completed act and replace the “F” with an “A” for attempt or “C” for conspiracy. For example, the offense of first degree murder has a VCC of MUR-0925-F9. If the offense was attempted or conspired first degree murder, the VCC would be MUR-0925-A9 or MUR-0925-C9 respectively.

When selecting the VCC for felony solicitation, use the VCC for the completed act and replace the “F” with a “T” for solicitation of an adult to commit a felony. Replace the “F” with a “V” for an adult who solicits a juvenile to commit a felony.

Change in Virginia Penalty Structure: Score all prior convictions based on Virginia’s current penalty structure.

EXAMPLE: In 1993, the maximum penalty for second degree murder was changed from 20 years to 40 years. All prior convictions for second degree murder will be scored at the current penalty level of 40 years when scoring prior convictions.

EXAMPLE: Prior to July 1, 2020, violation of § 18.2-250.1, unlawful possession of marijuana, was an unclassified misdemeanor with a maximum of 30 days for the first offense and a Class 1 misdemeanor for the second offense. Based on the reforms to the marijuana laws in Virginia, all prior convictions for simple possession of marijuana are not to be scored on the sentencing guidelines. In 2020, legislation raised the threshold at which distribution is a felony (from more than ½ ounce to more than one ounce). A prior distribution of ½ ounce to less than 5 lbs., would be scored as a felony only if the quantity of marijuana is known to be over one ounce. Otherwise, it cannot be scored as a felony. The 2020 legislation also created a rebuttable presumption. Unless the Commonwealth provides information that the prior distribution of 1 ounce or less of marijuana was an actual distribution, and the judge accepts that it was a distribution based on elements other than the quantity, any distribution of one ounce or less of marijuana is assumed to be for personal use and not scored.

EXAMPLE: Prior to July 1, 2021, violation of § 18.2-58, robbery, was an unclassified felony with a maximum penalty of Life. In 2021 changes were made to the penalty structure based on the elements of the robbery. Life remains the statutory maximum penalty for a robbery offense that results in serious bodily injury or death. The maximum penalty for a robbery offense in which a firearm was used or displayed in a threatening manner is 20 years. If the robbery offense involved the use of physical force but did not result in serious bodily injury or involved the use or display of a deadly weapon other than a firearm, the statutory maximum is set at 10 years. All other robberies by use of threat or intimidation or by any other means not involving a deadly weapon are punishable as Class 6 felonies with a statutory maximum of 5 years. When scoring a prior record, if the elements of the robbery that occurred prior to July 1, 2021 cannot be determined, then the prior robbery must be scored at the lowest maximum penalty of 5 years.

Change in Virginia's Larceny Threshold: In 2020, the threshold for larceny was increased from \$500 to \$1000. As a result, prior felony convictions for larceny, fraud, and arson, etc., may be misdemeanors under Virginia's current penalty structure. When scoring prior record, use the current threshold of \$1000 or more to determine if the prior conviction must be scored as a felony or misdemeanor. Restitution may be used to determine the value of the property.

Convictions on Appeal: Count prior convictions currently on appeal from circuit court when scoring prior record. Do not count offenses on appeal from general district court or juvenile court as prior convictions unless they result in convictions in circuit court prior to sentencing for the instant offense. Do not count a conviction reversed on appeal when scoring prior record, unless further appeal to a higher court.

Deferred Dispositions: Offenses sentenced under §§ 18.2-251, 18.2-258.1, 19.2-298.02, or 19.2-303.6 cannot be scored as prior convictions. However, if the defendant violates the conditions of deferred disposition and is found guilty of the original charge, the offense can be used as part of the prior record.

Expunged Records: If a criminal conviction or juvenile adjudication has been expunged, the offense cannot be scored on sentencing guidelines. In Virginia, § 16.1-306 addresses the state's expungement requirement for juvenile misdemeanor and traffic offenses (juvenile felony convictions are not automatically expunged).

Imposition of Sentence Suspended or Execution of Sentence Suspended: If there is a finding of guilt or the acceptance of a plea agreement, score the offense as a conviction. Score imposition of sentence suspended and execution of sentence suspended cases as convictions until the charges are dismissed by the court.

Juvenile Adjudications: If the offender has a juvenile record, score only delinquent adjudications (those which would have been a crime if committed by an adult). Do not score status offenses, which would not be offenses for adults (e.g., truancy, running away from home, §§ 16.1-278.4, 6.1-278.5, etc.). Juvenile convictions that should have been expunged under § 16.1-306 cannot be scored on the guidelines.

Juvenile Appeals in Circuit Court: If a defendant pleads guilty or is convicted of a juvenile crime on appeal and is sentenced for the juvenile crime at the same time he/she is being sentenced for an adult felony offense, the juvenile crime will be counted as prior record. Sentencing for juvenile crimes (not certified as an adult) cannot be part of the instant offense.

Juveniles Certified as Adults: If a juvenile is certified as an adult and the jurisdiction is transferred to the circuit court, then the conviction must be scored under the adult record. Certified cases cannot be scored as juvenile record, even if the defendant is ultimately given a juvenile sentence.

Juvenile Offense, Adult Prosecuted in Circuit Court

If an adult is prosecuted in Circuit Court for an offense committed while a juvenile, the offense is treated as a Class 1 misdemeanor.

When assigning a Virginia Crime Code (VCC), use the VCC corresponding to the underlying felony offense and replace the "F" designation with a "J" to indicate that the adult is being sentenced for a juvenile offense.

Life Sentences: Prior convictions for offenses punishable by a statutory maximum of life receive the highest number of points listed under this factor.

Local Ordinances: If an offender has been convicted of a local ordinance, find an analogous offense in the VCC Book and score the local ordinance accordingly. If no analogous VCC can be found, do not include the local ordinance when scoring prior record factors.

Military Offenses: Only score offenses that are resolved through the military justice system and result in court-martial convictions. Summary court-martials that do not result in convictions and other nonjudicial punishment (i.e., Article 15) proceedings are not scored.

Misdemeanors: Score misdemeanors with a maximum penalty of twelve months as one year. Misdemeanors punishable by “fine only” (Class 3 or 4) are included when scoring prior record factors.

Missing or Incomplete Dispositions: As a general rule, if an ambiguous entry on a prior record document cannot be reliably resolved, the guidelines user treats the information in a way that gives the benefit of doubt to the offender. If any prior record disposition information is missing, the guidelines user assumes that no conviction occurred. Likewise, if the existing information is unclear as to whether an offense at conviction is a felony in Virginia or a misdemeanor, the guidelines user assumes that the offense was a misdemeanor. If the seriousness level is unclear, but it is known that the conviction is similar to a felony in Virginia, score the conviction at the lowest seriousness level for that offense in the *Code of Virginia*. If the above rules do not resolve disputes on scoring prior record, the judge makes the final decision.

Out-of-State or Federal Convictions: If the offender has an out-of-state or federal conviction, the guidelines user first identifies the facts or elements of the offense at conviction and then tries to find an analogous offense listed in the VCCs. The substantially similar out-of-state or federal conviction is then scored according to its current statutory maximum penalty under Virginia law. If the user cannot find an analogous offense, either because of the vagueness of the conviction information or because of the rarity of the crime, the offense is scored at the lowest possible seriousness level under Virginia law. When scoring out-of-state, federal, or military convictions, the guidelines user should avoid assigning a seriousness level based on felony/misdemeanor classification or the sentence received in the other jurisdiction. The felony/misdemeanor designation or sentence received in the other jurisdiction may be unrelated to its treatment under Virginia law.

Convictions verified by official court sources or criminal history depositories maintained by local, state, and/or federal criminal justice agencies must be scored on the guidelines. In very rare occasions, there may be out-of-state convictions that do not violate any element of current Virginia law. In these limited cases, no conviction is scored (e.g., possessing a handgun without a license). Otherwise, verified convictions are scored on the guidelines.

EXAMPLE: The possession of a Schedule I or II drug is a misdemeanor in Washington, D.C. However, the possession of a Schedule I or II drug is a felony punishable by a statutory maximum penalty of 10 years under Virginia law. Therefore, an offender convicted of this offense in Washington, D.C. is scored as having a prior felony drug conviction with a statutory seriousness level of 10 years.

Federal law violations that are solely prosecuted in federal court are scored on the guidelines. When Virginia does not have a similar law that is comparable to federal law, the maximum penalty scored on the guidelines is set at five years. This includes offenders who violate immigration laws and are convicted of a related federal offense.

Pardons: Do not score any convictions for which an offender received an absolute pardon.

Probation, Parole, and Other Revocations

Prior probation, CDI, CCCA, community-based programs, post-release supervision (if handled by a court), post release probation violations, suspended sentence revocations/violations, and good behavior violations are always counted in the sentencing guidelines when the guidelines user scores the factor prior convictions/adjudications. These revocations/violations are always scored at the same statutory seriousness level as the most serious offense for which the offender was originally placed under supervision or received a suspended sentence. Do not score the total amount of suspended time that the defendant may serve for the violation.

EXAMPLE: If the revocation is based on a 30-year suspended sentence for three counts of possession of cocaine, the score will be based on a maximum penalty of ten years. Ten years is the maximum penalty for the most serious offense in the prior sentencing event.

Score each revocation/violation regardless of the specific sanction imposed (e.g., they were continued on probation with no time revoked).

Since adult parole revocations are administratively handled by the Parole Board, they are never scored as prior convictions/adjudications. Juvenile parole revocations are handled by the juvenile court and thus are scored as prior convictions/adjudications. Score juvenile parole revocations based on the adult penalty of the most serious offense for which the offender was originally convicted. Both adult and juvenile parole revocations are scored whenever the factor prior revocations of parole/post-release, supervised probation, or CCCA appears on a worksheet.

When scoring revocations/violations, use Virginia's **current penalty structure** to determine the most serious offense for which the offender was originally placed under supervision or received a suspended sentence. For example, the change in the larceny threshold requires some previous felony violations to be scored as misdemeanor violations. This is because under Virginia's current penalty structure, any larceny with a value less than \$1,000 is petit larceny. The same concept is true when scoring prior revocations in which the underlying offense is robbery. Virginia's current penalty structure for robbery varies depending on the type of robbery. If there is insufficient information to determine the facts regarding the prior robbery, then the subsequent felony violation must be scored at the lowest statutory maximum penalty for robbery under the current Virginia penalty structure (i.e., 5 yrs).

Note: Any probation violation handled under § 19.2-303.5, while the offender participated in the Immediate Sanction Probation Pilot, is not scored as an adult probation revocation event. A probation revocation that occurs after removal from the Immediate Sanction Probation Pilot Program and handled under § 19.2-306 must be scored.

Related Crimes Convicted Separately: Offenses that occur during a common scheme but result in convictions in different courts or at different times are scored as prior record.

EXAMPLE: An offender is stopped for driving while under the influence and is in possession of cocaine. The offender pled guilty to and is convicted for the DUI in the general district court while the cocaine charge is certified to the circuit court. When scoring guidelines for the cocaine charge, the DUI conviction is considered part of the prior record.

Sentence Pending: Convictions pending sentencing in another court at the time of sentencing for the instant offense are considered part of an offender's prior record. In the event an offender has multiple convictions pending sentencing in a single jurisdiction, the user is to treat the multiple conviction events as a single event and choose the most serious conviction among the offenses. The only time multiple convictions pending sentencing are scored separately is when they are pending in different jurisdictions or with different judges.

Traffic Offenses: Only traffic offenses with a VCC listed in the VCC Book are included when scoring prior record factors. Traffic infractions are not scored as prior record convictions or adjudications. ASAP (Alcohol Safety Action Program) violations are scored as traffic offenses. Failure to appear (other than a conviction under § 46.2-938) and contempt convictions are scored as criminal misdemeanors, not traffic misdemeanors. Probation violations for criminal traffic offenses are classified as other offenses, not traffic.

Verified Information: Use only prior record information verified by court records, police files, the Department of Juvenile Justice or the Department of Corrections' records or reports. This includes automated records or reports maintained in an electronic format. The *Code of Virginia* does not require the guidelines preparer to present the court with certified, attested or exemplified copies of the offender's prior record. However, the burden is on the Commonwealth to prove the accuracy of prior convictions used to complete the guidelines. The court may also establish other standards regarding verified information.

Virginia Crime Codes: The VCCs are used to identify the statutory maximum penalty of the prior record offense.

Prior Convictions/Adjudications

The complete history includes juvenile, adult, criminal traffic convictions or adjudications, and probation or suspended sentence violations.

Convictions Prior to Sentencing

A prior conviction or delinquent adjudication is any offense, other than the instant offense(s), for which the offender has been convicted of or pled guilty to prior to the present sentencing event. Offenses that are currently pending sentencing in another court are considered prior convictions, even if the offenses took place after the instant offense. Offense dates and arrest dates are not relevant.

When scoring this factor, use the offender's complete criminal history. The complete history includes juvenile, adult, and criminal traffic convictions or adjudications, and probation or suspended sentence violations.

Determine Penalty

The factor "prior convictions/adjudications" measures the seriousness of an offender's prior record as both a juvenile and an adult, and appears on most worksheets.

The scoring of prior adult convictions and juvenile adjudications is based on the seriousness of an offender's prior record as measured by the current maximum penalties specified in the *Code of Virginia* for adults. The guidelines user should try to obtain as many details as possible concerning the prior conviction or adjudication offenses. These details are particularly important for offenses that have several degrees of seriousness. The seriousness of a burglary, for instance, is determined by the intent of the offender and whether or not the offender was armed with a deadly weapon. Identifying offense elements therefore facilitates the accurate scoring of the offender's prior record.

Top Five Most Recent and Serious Events

When scoring "prior convictions/adjudications," the user will score up to the five most recent and serious prior adult conviction/sentencing events or juvenile delinquency adjudication/sentencing events.

• Felonies First

When scoring this factor, select adult felony convictions first, followed by juvenile adjudications that would be considered felonies if committed by an adult, then adult misdemeanor convictions and juvenile adjudications that would be considered misdemeanors if committed by an adult.

• Misdemeanors

If there are fewer than five prior felony events, use all of them plus the most recent prior misdemeanor events, arriving at a total of up to five prior events (e.g., four prior felony events plus one prior misdemeanor event).

Prior misdemeanor events include criminal traffic offenses.

If the misdemeanor offense is listed in the Traffic section of the supplemental VCC Book, the conviction is classified as a criminal traffic misdemeanor. Prior criminal traffic convictions/adjudications are included in the selection of the five most recent convictions/adjudications. Traffic infractions are not listed in the VCC Book and are not included.

• Juvenile Record

Juvenile adjudications for offenses that would be considered felonies if committed by an adult are counted as prior felony events. Juvenile adjudications for offenses that would be considered misdemeanors if committed by an adult are counted as prior misdemeanor events.

Juvenile adjudications for delinquency are scored until a court voids the adjudication or the record is expunged. It is not the burden of the guidelines preparer (i.e., Commonwealth's attorney or probation officer) to provide certified copies of adjudications. If in dispute, the defense may present evidence to the court and the judge may rule on the matter. If needed, the guidelines may be corrected from the bench or the judge may direct that the guidelines be adjusted.

• Probation or Suspended Sentence Violations

Prior probation, CDI, CCCA, community-based programs, post-release supervision handled by the court, probation violations, good behavior violations, and suspended sentence revocations/violations are scored as part of the five most recent and serious events. These revocations/violations are

always scored at the same statutory seriousness level as the most serious offense for which the offender was originally placed under supervision or received a suspended sentence. See previous page for additional details on scoring violations.

• Only One Offense Per Event

For each prior conviction/sentencing event, identify the offense with the highest maximum penalty. The guidelines user selects one offense and one count from each prior event when scoring this prior record factor.

Similar to the factor additional offenses at conviction, the calculation method used to score “prior convictions/adjudications” is different for Section C than for Sections A and B.

SECTIONS A and B – When scoring prior convictions/adjudications, the guidelines user adds the statutory maximum penalties for each of the prior convictions. The score corresponding to this total is entered on the worksheet. If the total maximum penalty years fall between thresholds (e.g., 22 years, 6 months) the years are rounded down (22 years).

EXAMPLE: For an offender previously convicted in separate events of malicious wounding (Statutory Maximum = 20 years) and sale of cocaine (Statutory Maximum = 40 years), add the 20 and 40 years together. The score corresponding to the total of 60 years on a particular worksheet would be entered in the box provided on Sections A and B of the worksheet.

SECTION C – When scoring prior convictions/adjudications, the guidelines user assigns points to each prior offense based on its current statutory maximum penalty. The score entered on the worksheet is the sum of the points assigned each prior offense.

EXAMPLE: Applying the same example to Section C, points are assigned to malicious wounding based on its 20 year statutory maximum penalty. Points are assigned to the sale of cocaine based on its 40 year statutory maximum penalty. These individual scores are then added together and the total points are entered in the boxes provided on Section C of the worksheet.

Sentencing/Conviction Event

An event is defined as the conviction/sentencing or the delinquent adjudication of an offender in a particular court at a particular time for one or more offenses. If an offender is convicted/sentenced or adjudicated delinquent in different courts, before different judges, or at different times, each court appearance is counted as a separate event.

Score Based on Virginia’s Current Penalty Structure

Prior record is scored based on Virginia’s current penalty structure. As of July 1, 2020, when scoring factors like “Prior Convictions/Adjudications,” “Prior Felony Larceny Convictions/Adjudications,” “Other Prior Felony Property Convictions/Adjudications,” or “Prior Misdemeanor Convictions/Adjudications,” the value of the property must be determined. When the value of the property is required to determine a felony designation (e.g., on July 1, 2020 the threshold for felony larceny changed from \$500 to \$1000), the preparer must determine the value of the property. In some cases, such as larceny of a firearm, the crime is a felony regardless of value. In other cases, if the preparer cannot determine that the prior felony convictions involved property valued at \$1000 or more, the prior conviction must be scored as a misdemeanor. Restitution can be used to establish a value, but only if the restitution is at least \$1000 and the previous conviction was for a felony in Virginia. Rules for converting out-of-state prior convictions remain the same, but the value must be at least \$1000.

Prior to July 1, 2021, violation of § 18.2-58, robbery, was an unclassified felony with a maximum penalty of Life. In 2021, changes were made to the penalty structure based on the elements of the robbery. Life remains the statutory maximum penalty for a robbery offense that results in serious bodily injury or death. The maximum penalty for a robbery offense in which a firearm was used or displayed in a threatening manner is 20 years. If the robbery offense involved the use of physical force but did not result in serious bodily injury or involved the use or display of a deadly weapon other than a firearm, the statutory maximum is set at 10 years. All other robberies by use of threat or intimidation or by any other means not involving a deadly weapon are punishable as Class 6 felonies with a statutory maximum of 5 years. When scoring a prior record, if the elements of the robbery that occurred prior to July 1, 2021 cannot be determined, then the prior robbery must be scored at the lowest maximum penalty of 5 years.

◆ **Prior Incarcerations/Commitments**

This factor is scored if the offender has been sentenced to an active incarceration period in jail, prison, or a juvenile institution (including post-dispositional confinement in secure detention following an adjudication of delinquency) prior to the date of sentencing for the instant offense. *The incarceration period must be the result of a sentence after a conviction or adjudication.* Do not score if findings were taken under advisement or adjudication was withheld. Time spent in jail or a juvenile facility awaiting arraignment, trial, or sentencing is not scored unless the offender is sentenced to “time-served.” Time-served as the result of a probation violation for a status offense is not scored as a prior incarceration or commitment.

Score incarceration if confinement to a treatment facility is, in all regards, “treated as confinement in a penal institution and the person so committed may be convicted of escape if” the offender “leaves the place of commitment without authority” (e.g., § 18.2-254). Incarceration is also scored “if the time the inmate is confined in a hospital for psychiatric treatment” must be deducted from any term for which the offender may be sentenced to a penal institution (e.g., § 19.2-169.6).

Note that sentences to boot camp, diversion centers, detention centers, and CCAP are scored as periods of incarceration. Although §§ 19.2-316.1, 19.2-316.2, and 19.2-316.3 refer to these sanctions as probation, § 19.2-298.01(G) of the *Code of Virginia* deems these sanctions to be terms of incarceration for the purposes of sentencing guidelines.

Do not score this factor if the offender was sentenced to a jail work program as an alternative to an active period of incarceration. (Example: 30 days suspended for two weekends in a work program facilitated by a Sheriff or jail staff. Since there is no overnight incarceration, the judge may still impose the full 30 days if the offender is found in violation of the suspended sentence or fails to complete the work program).

A sentence being served through home electronic monitoring (HEM) by the jail or sheriff’s office is scored as a prior incarceration/commitment. However, if the HEM was served through the probation office as a condition of probation, prior incarceration/commitment is not scored.

Multiple jail or prison sentences ordered to run consecutively or concurrently to each other count as only one incarceration period. The defendant must be at liberty between incarcerations to score more than one incarceration period.

◆ **Prior Juvenile Record**

Score this factor if the offender has one or more verified adjudications for delinquency. Delinquent offenses include any offenses that have a Virginia Crime Code (VCC) printed in the companion VCC Book. Criminal traffic adjudications are also classified as delinquent offenses and have VCCs listed in the VCC Book. Traffic infractions are not delinquent offenses. If the offender has a prior juvenile record consisting of only status offenses like incorrigibility, truancy, CHINS, and runaway, this factor is not scored.

If, as a juvenile, the offender has charges certified to Circuit Court and receives an adult conviction, the conviction from Circuit Court will be scored as adult record, rather than a juvenile record. Appeals to Circuit Court by juvenile offenders adjudicated delinquent in juvenile court are scored as juvenile record.

Juvenile adjudications for delinquency are scored until a court voids the adjudication or the record is expunged. It is not the burden of the guidelines preparer (i.e., Commonwealth’s attorney or probation officer) to provide certified copies of adjudications. However, the juvenile record may be verified by court records, institutional documents or presentence investigations previously prepared for the court. If in dispute, the defense may present evidence to the court and the judge may rule on the matter. If needed, the guidelines may be corrected from the bench or the judge may direct that the guidelines be adjusted.

Expunged Records

Expunged juvenile records cannot be scored on the guidelines. In Virginia, § 16.1-306 addresses the state's expungement requirement for juvenile misdemeanor and traffic offenses (juvenile felony convictions are not automatically expunged):

Notwithstanding the provisions of § 16.1-69.55, the clerk of the juvenile and domestic relations district court shall, on January 2 of each year or on a date designated by the court, destroy its files, papers and records, including electronic records, connected with any proceeding concerning a juvenile in such court, if such juvenile has attained the age of 19 years and five years have elapsed since the date of the last hearing in any case of the juvenile which is subject to this section. However, if the juvenile was found guilty of an offense for which the clerk is required by § 46.2-383 to furnish an abstract to the Department of Motor Vehicles, the records shall be destroyed when the juvenile has attained the age of 29. If the juvenile was found guilty of a delinquent act which would be a felony if committed by an adult, the records shall be retained.

However, in all files in which the court records concerning a juvenile contain a finding of guilty of any offense ancillary to (i) a delinquent act that would be a felony if committed by an adult or (ii) any offense for which the clerk is required by § 46.2-383 to furnish an abstract to the Department of Motor Vehicles the records of any such ancillary offense shall also be retained for the time specified for the felony or the offense reported to the Department of Motor Vehicles as specified in subsection A, and all such records shall be available for inspection as provided in § 16.1-305.

◆ Type of Prior Record

Many of the worksheets contain factors that measure an offender's prior record for certain types of offenses (i.e., person, property, drug, etc.) or the volume of prior convictions. Most of the instructions governing the scoring of "prior convictions/adjudications" are also applicable to these types of prior record factors. Completed, attempted, and conspired convictions scored under these factors may be the same as those scored in the factor "prior convictions/adjudications." However, unlike the scoring of "prior convictions/adjudications," the guidelines user:

- Is not restricted to the five most recent and serious prior conviction/sentencing events.
- Is not restricted to a single offense or count from a prior conviction/sentencing event.

The following other prior record factors vary by offense group; instructions also appear in the chapters of the manual that address each set of worksheets. Probation or suspended sentence violations are in a separate offense type group and are not scored as person, property, drug, etc., offenses. Scores should also be aligned with the *current* Virginia penalty structure

◆ Any Prior Convictions/Adjudications with "PRT" VCC Prefix

Miscellaneous/Person & Property Section B: This factor is scored if the primary offense is violation of a protective order, third within twenty years, under § 16.2-253.2(A). Assign points if the defendant has any prior convictions or adjudications for the violation of a protective order. The prior conviction must be substantially similar to Virginia's protective order violation statutes and assigned a Virginia Crime Code with a prefix of PRT by the preparer.

◆ Prior Adult Felony Property Convictions

Burglary/Dwelling Section A, Burglary/Other Section A: This is the only prior record factor that *excludes* juvenile delinquent adjudications. For this factor, score the number of convictions (including counts) for adult felony property convictions. Applicable offenses include most burglary, larceny, fraud, arson, trespass and vandalism convictions. However, grand larceny from a person, burglary with the intent to assault, murder, rape or rob, and arson of an occupied building are considered crimes against a person and not property crimes. Refer to Appendix E for a list of property crimes.

◆ **Prior Convictions/Adjudications
(Excluding Probation Violations)**

Robbery Section A: Score this factor based on the total number of prior felony and misdemeanor adult convictions and juvenile delinquent adjudications (including counts). **Do not score Probation Violations or Good Behavior/Suspended Sentence Violations for this factor.**

◆ **Prior Convictions/Adjudications Counts
- Number of Counts (Excluding
Probation Violations)**

Larceny Section A: Score this factor based on the total number of prior felony and misdemeanor adult convictions and juvenile delinquent adjudications (including counts). Determine the total number of convictions or adjudications in the defendant's complete criminal history. Include all convictions or adjudications prior to the sentencing date for: misdemeanors, criminal traffic offenses, local ordinance violations, and felonies. **Do not score Probation Violations or Good Behavior/Suspended Sentence Violations for this factor.** For juvenile adjudications, include only delinquent offenses; do not count status offenses. For adults, exclude deferred disposition cases. Traffic infractions are not counted.

◆ **Prior Criminal Misdemeanor (Excludes Traffic)
Convictions/Adjudications**

Weapons Sections A and B: When scoring this factor, Determine the number of prior adult convictions and juvenile adjudications for misdemeanor offenses. Do not score criminal traffic offenses or traffic infractions. Probation revocations and good behavior violations based on misdemeanor offenses are scored; however, those based on traffic offenses are not scored. Generally, a traffic offense is any offense listed in the traffic section of the Virginia Crime Code book. Traffic infractions (e.g., speeding, not reckless) are not listed in that section and are never scored as prior record.

◆ **Prior Criminal Traffic
Convictions/Adjudications**

Traffic/Felony Sections A, B & C: Score this factor based on the primary offense. When scoring this factor on the Traffic/Felony Worksheet A, it is only scored when the primary offense is disregard police command to stop (eluding) or hit and run with property damage of \$1,000 or more. The factors on Worksheets B and C are scored for both hit and run with personal injury and hit and run with property damage. Classify the prior criminal traffic convictions/adjudications as a felony or misdemeanor, based on Virginia's current penalty structure, and score in the appropriate category. The score is based on the combination of felony traffic convictions/adjudications and misdemeanor traffic convictions/adjudications. Determine the total number of misdemeanor and felony traffic convictions or adjudications and score whichever combination has the highest points. Score all counts in the offender's history. A criminal traffic offense is any traffic offense listed in the supplemental VCC Book. Traffic infractions are not scored. Applicable offenses include those with a VCC prefix of "DMV," "DWI," "EQU," "HIT," "LIC," "REC," "REG," and "CDT". Two other offenses that are not usually classified as traffic offenses are also scored: involuntary vehicular manslaughter (§ 18.2-36.1) and assault charges involving DWI, victim permanently impaired (§ 18.2-51.4).

◆ **Prior Criminal Traffic Misdemeanor
Convictions/Adjudications**

Murder/Homicide Section A: This factor is scored only if the primary offense is involuntary manslaughter with a vehicle. When scoring this factor, assign points based on the number of prior convictions and juvenile delinquent adjudications for criminal traffic offenses. A criminal traffic offense is any traffic misdemeanor listed in the Traffic section of the supplemental VCC Book.

◆ **Prior Felony Burglary Convictions/Adjudications**

Burglary/Dwelling Section C, Burglary/Other Section C: For this factor, assign points based on the number of prior convictions and juvenile delinquent adjudications (including counts) for all felony burglary offenses. Any prior conviction or delinquency adjudication must have a Virginia Crime Code (VCC) prefix of “BUR” to be scored for this factor.

◆ **Prior Felony Conviction/Sentencing and Adjudication Events (Excluding Probation Violations)**

Kidnapping Section A: A felony conviction/sentencing event or delinquent adjudication event is defined as the conviction/sentencing or delinquent adjudication of an offender in a particular court at a particular time for one or more felonies. If an offender is convicted/sentenced or adjudicated delinquent in different courts, before different judges or at different times, each court appearance will be counted as a separate event. Count the number of felony events and enter the corresponding score. **Do not score Probation Violations or Good Behavior/Suspended Sentence Violations for this factor.**

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

Assault Section C, Burglary/Dwelling Section C, Burglary/Other Section C, Drug/Schedule I/II Section C, Drug/Other Section C, Fraud Section A, Traffic/Felony Section C, Miscellaneous/Person & Property Section C, Miscellaneous/Other Section C, Weapon/Firearm Section C: Score this factor based on the number of prior adult convictions and juvenile delinquent adjudications (including counts) for felony person offenses. Applicable offenses include the following felonies: assault, child or adult neglect, murder, homicide, kidnapping, robbery, rape, and sexual assault. In addition, grand larceny from a person, burglary with the intent to assault, murder, rape or rob, arson of an occupied building, hit and run resulting in personal injury, and shooting into an occupied vehicle or building are also scored as crimes against the person. Refer to Appendix E for a list of person crimes.

◆ **Prior Felony Convictions/Adjudications with the Same VCC Prefix as Primary Offense**

Traffic/Felony Section C, Miscellaneous/Person & Property Section C, Miscellaneous/Other Section C, Weapon/Firearm Section C: When scoring this factor, assign points based on the number of prior felony adult convictions and juvenile adjudications that have the same Virginia Crime Code (VCC) prefix as the *primary* offense. For example, if an offender is convicted of threatening to bomb a building (ARS-2018-F4) and fail to appear for a felony (FTA-5019-F6), the primary offense is threatening to bomb with an additional offense of fail to appear. In this case, the preparer scores the number of prior arson convictions that have a VCC prefix of “ARS.” Prior record convictions or adjudications with prefixes that only correspond to additional offenses are *not* scored for this factor.

◆ **Prior Felony Drug Convictions/Adjudications**

Drug/Schedule I/II Sections A & C, Drug/Other Sections A & C: When scoring this factor, assign points based on the number of prior convictions and juvenile delinquent adjudications (including counts) for all felony drug or narcotic offenses. Any prior conviction or delinquent adjudication must have a Virginia Crime Code (VCC) prefix of “NAR” to be scored for this factor. Prisoner crimes that involve drugs are also scored.

◆ **Prior Felony Property Convictions/Adjudications**

Drug/Schedule I/II Section C, Drug/Other Section C: When scoring this factor, assign points based on the number of prior convictions and juvenile delinquent adjudications (including counts) for felony property offenses. Applicable offenses include most burglary, larceny, fraud, arson, trespass and vandalism convictions. However, grand larceny from a person, burglary with the intent to assault, murder, rape, or rob, and arson of an occupied building are considered crimes against a person and not property crimes.

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

Other Sexual Assault Sections A & C, Other Sexual Assault/ Obscenity Section C, Rape Section C: When scoring this factor, assign points based on the number of prior convictions and juvenile delinquent adjudications (including counts) for all felony sex offenses. Any prior conviction or delinquency adjudication must have a Virginia Crime Code (VCC) prefix of “SEX” or “RAP” to be scored for this factor.

◆ **Prior Juvenile Property Adjudications**

Burglary/Dwelling Section A, Burglary/Other Section A: Score the number of prior *juvenile* property adjudications (including felony and misdemeanor counts). Score only property delinquent adjudications that have a Virginia Crime Code (VCC). Applicable offenses include most burglary, larceny, fraud, arson, trespass and vandalism convictions. However, grand larceny from a person, burglary with the intent to assault, murder, rape or rob, and arson of an occupied building are considered crimes against the person and not property crimes.

◆ **Prior Larceny Convictions/Adjudications Counts**

Larceny Section C: Review the offender’s criminal record to identify any prior larceny felony or misdemeanor convictions. A prior conviction is any offense, other than the instant offense(s), for which the offender was convicted before the current sentencing event. Offenses that are pending sentencing in another court must also be treated as prior convictions, even if the offense occurred after the instant offense. Only offenses with a Virginia Crime Code (VCC) prefix of “LAR” qualify for inclusion.

◆ **Prior Misdemeanor Convictions/Adjudications**

Assault Section B, Burglary/Dwelling Sections A & B, Burglary/Other Sections A & B, Drug/Schedule I/II Section B, Drug/Other Section B, Weapon/Firearm Section A: Determine the number of prior adult convictions and juvenile adjudications for misdemeanor offenses. Do not score criminal traffic or traffic infraction convictions or adjudications. Revocations based on non-criminal traffic misdemeanors are scored. This includes violations of probation or suspended sentences.

◆ **Prior Revocations of Parole/Post-Release, Supervised Probation (federal, state or local)**

Burglary/Dwelling Section A, Burglary/Other Section A: Score this factor if the offender has any prior revocations of: supervised felony or misdemeanor probation, post-release supervision, mandatory or discretionary parole, juvenile parole or aftercare, CDI or community-based programs such as those under the Comprehensive Community Corrections Act (CCCA). Revocations of unsupervised probation, good behavior, pre-trial supervision and suspended sentence are not scored for this factor. Do not score revocations that occur on the same day of the current offense as prior revocations of parole, post-release, or federal, state, local supervised probation.

◆ **Prior Vandalism Convictions/Adjudications**

Miscellaneous/Person & Property Section A: This factor is only scored when the primary offense is felony vandalism. A prior vandalism conviction or delinquent adjudication must have a Virginia Crime Code (VCC) prefix of “VAN” to be scored under this factor. Classify the prior vandalism conviction as a felony or misdemeanor, based on Virginia’s penalty structure, and score in the appropriate category.

◆ **Two or More Prior Felony Convictions/Adjudications**

Burglary/Dwelling Section A, Burglary/Other Section A, Drug/Schedule I/II Sections A & B: Points are scored if an offender convicted of possession of a Schedule I/II drug has two or more prior convictions or adjudications for possession and/ or distribution of a Schedule I or II drug. Attempts and conspiracies are included in determining the number of convictions. Convictions for distribution of an imitation Schedule I/II drug (NAR-3061-F6, § 18.2-248(G)) are also used in calculating the number. Deferred dispositions under §§ 18.2-251, 18.2-258.1, 19.2-298.02, or 19.2-303.6 are not scored as convictions. Violations of deferred dispositions that result in convictions are scored. Score this factor if the offender has prior convictions of any of the following statutes involving Schedule I/II drugs: §§ 18.2-248, 18.2-248.01, 18.2-248.02, 18.2-248.03, 18.2-250, or 18.2-255. Examples include possession of a Schedule I/II drug, distribution of a Schedule I/II drug, manufacturing methamphetamine, child present during the manufacture of methamphetamine, Schedule I/II drugs and minors, and distribution of a Schedule I/II drug as an accommodation. Out-of-state and federal convictions are also scored.

◆ Type of Additional/Prior Record Offense(s)

Miscellaneous/Other Section A: If the primary offense is a gang offense, enter the sum of the scores for two factors: Additional Offense of Assault and a Prior Juvenile Felony Person Adjudication. Points are assigned if an additional offense scored on the worksheet is an assault conviction with a Virginia Crime Code (VCC) prefix of “ASL”. Felony and misdemeanor assaults are scored. Points are also assigned if the offender has a prior adjudication in juvenile court for a felony person crime. Do not score juveniles who were convicted as adults for felony person offenses. Refer to Appendix E for a list of person crimes. The points for these two separate elements are added together to obtain the total score for the factor.

◆ Type of Prior Convictions/Adjudications

Miscellaneous/Other Section B: If the primary offense is a sex offender registry violation, score the number of prior sex offender registry violation convictions including out-of-state convictions. Determine if the convictions are similar to Virginia’s misdemeanor or felony registry violations. Points are not assigned if there is only one prior misdemeanor registry violation conviction.

If the primary offense is a gang offense, score the factor if the prior juvenile record includes a felony person adjudication similar to the offenses listed in Appendix E.

If the primary offense is providing a wireless device to a prisoner or a prisoner possessing a wireless device, enter the score corresponding to the number of prior felony person adult convictions and juvenile adjudications (including counts). Applicable offenses include those with a prefix of “ASL,” “FAM,” “MUR,” “KID,” “ROB,” “RAP,” or “SEX.” Some offenses with other VCC prefixes are also person felonies (e.g., ARS-2001-F3, BUR-2215-F2). See Appendix E for a list of person crimes.

If the primary offense is Deliver of Narcotics, Marijuana to a Prisoner or Prisoner Possess, sell, secrete unlawful chemical, enter the score if the defendant has any prior convictions or adjudications for an attempted, conspired, or completed felony drug offense. Applicable offenses must have a VCC prefix of “NAR.” Felony prisoner offenses with a VCC prefix of “PRI” that involve drugs are also scored.

◆ Type of Prior Felony Person Convictions/Adjudications

Assault Section A: This factor is scored when the primary offense is a third or subsequent assault and battery on a family member. A prior record is classified as “domestic violence” if an offender has a prior conviction or adjudication for third or subsequent assault on a family member (§18.2-57.2(B)). The “other person felony” category refers to any prior adult conviction or juvenile adjudication for a felony person offense. Applicable offenses include the following felonies: assault, child or adult neglect, murder, homicide, kidnapping, robbery, rape, and sexual assault. Grand larceny from a person, burglary with intent to assault, murder, rape or rob, arson of an occupied building and hit and run with personal injury are also scored as crimes against the person. Refer to Appendix E for a list of person crimes.

◆ Type of Prior Record Convictions/Adjudications

Miscellaneous/Other Section A: This factor is scored if the primary offense is the delivery of drugs to a prisoner, under § 18.2-474.1 or prisoner possess, secrete, etc. unlawful chemical under § 53.1-203 (5). Assign points if the defendant has any prior convictions or adjudications for an attempted, conspired, or completed felony drug offense. Applicable offenses must have a VCC prefix of “NAR.” Felony prisoner offenses with a VCC prefix of “PRI” that involve drugs are also scored. Points are assigned in addition to points scored under Prior Convictions/Adjudications and includes any drug conviction/adjudication in the defendant’s complete criminal history.

◆ Violent Additional or Prior Record Offense

Miscellaneous/Other Section A: This factor is scored if the primary offense is a gang offense. Points are assigned if the offender is being sentenced for a violent additional offense or has a prior conviction/adjudication for a violent offense. Violent offenses are defined by § 17.1-805 of the *Code of Virginia* and can be found in Appendix A of this manual or identified in the supplemental VCC Book (penalty column).

Legal Restraint

Most of the worksheets include the factor “legally restrained at the time of the instant offense(s).” In many cases, this factor has a yes or no format with points assigned if the offender was under legal restraint. On several worksheets, the points assigned vary depending upon the type of legal restraint.

The following catchwords are used on the worksheets: Parole, Post-release, Supervised Probation after Incarceration, Supervised Probation, Other, and None. Catchwords are used to show general groupings but in no way define how legal restraint must be scored.

CATCHWORDS DEFINED:

Parole: An offense in the sentencing event was committed after the defendant was released from incarceration and while under mandatory parole, discretionary parole, juvenile parole, or paroled to a detainer, or any obligation to a parole board on the date of the offense.

Post-release: An offense in the sentencing event was committed after the defendant was released from incarceration and while under post-release probation (defined in §§ 19.2-295.2 or 18.2-10) on the date of the offense.

Supervised Probation after Incarceration: An offense in the sentencing event was committed after the defendant was released from incarceration (1 day or more) or after being sentenced to time served and was on adult or juvenile state, federal, or local supervised probation on the date of the offense. (CCAP is considered a period of incarceration for Guidelines.)

Supervised Probation: An offense in the sentencing event was committed after the defendant received a total suspended sentence with no time to serve and was on adult or juvenile state, federal, or local supervised probation on the date of the offense. Reminder, score defendants on supervised probation after being sentenced to time served under Supervised Probation after Incarceration and not under Supervised Probation.

Other: An offense in the sentencing event was committed while the defendant had some obligation to a court or violated a restriction placed on them by a court or administrative body, that is not defined above, on the date of the offense. This includes defendants released to the community on the condition that all federal, state, and local laws or ordinances will be obeyed.

Examples:

The following are forms of legal restraint:

- Alcohol Safety Action Program (VASAP) – **Other**
- Bond – **Other**
- Community Diversion Incentive (CDI) - **Other**, unless classified as local probation
- Community-Based Programs - **Other**, unless classified as local probation
- Deferred disposition - **Other**, unless placed on probation
- Electronic monitoring - **Other**, if not a condition of probation
- Escape from jail or prison – **Other**, likely on good behavior and may also be on probation
- Escape from juvenile facility – **Other**
- Fail to register (e.g. Sex Offender Registry) – **Other**
- Fugitive from justice – **Other**
- Good Behavior § 19.2-306 – **Other**
- Incarceration/commitment – **Other**
- Imposition of sentence suspended – **Other**, unless placed on supervised probation
- Juvenile aftercare - **Supervised Probation after Incarceration**
- Juvenile probation- **Supervised Probation** or **Supervised Probation after Incarceration**
- Outstanding detainer/warrant - **Other**
- Outstanding juvenile petition (criminal offense) – **Other**
- Parole (mandatory, discretionary, or paroled to a detainer) - **Parole**
- Post-release supervision – **Post-release**
- Released on own recognizance – **Other**
- Summons for criminal traffic/misdemeanor – **Other**
- Supervised probation - **Supervised Probation** or **Supervised Probation after Incarceration**
- Suspended sentence – **Other**, unless placed on supervised probation
- Unsupervised probation - **Other**
- Work Release – **Other**
- Any other form authorized by the judge

RULES:

Abscond: Offenders who abscond from probation or parole or never report are scored the same as offenders under supervised probation or parole. Points are assigned even if the defendant never signed the conditions of probation.

All Offenses in the Sentencing Event: Legal restraint is scored for any offense at conviction, not only the primary offense. If an offender is under several forms of legal restraint, only score the one that receives the highest number of points.

Arrest: If an offense occurs during the arrest or booking process, legal restraint is not scored.

CCCA: Comprehensive Community Corrections Act includes local supervision programs or services created under §§ 53.1-82.1 or 9.1-174 of the Code of Virginia. If the defendant is under local supervised probation, legal restraint is scored as supervised probation.

Convicted Felon: A convicted felon, not under supervision or good behavior, is not scored as legally restrained unless the current offense violates a restriction placed on convicted felons (e.g., possession of a firearm). Likewise, a registered sex offender, not under supervision or good behavior, is not legally restrained unless the current offense violates a registration requirement.

Dismissed Charges: Score the type of legal restraint at the time of offense, even if the charges are ultimately dismissed.

Deferred: Score an offender returned for sentencing after a violation of the deferred status (e.g., § 18.2-251, 18.2-258, 19.2-298.02, 19.2-303.6) based on the legal status on the date the original crime was committed and not based on the date of the violation of the deferral.

An offender who commits a new offense while on a deferred finding/sentence (e.g., § 18.2-251, 18.2-258, 19.2-298.02, 19.2-303.6) is scored as being legally restrained when guidelines are prepared for the new offense. Score the appropriate points for the type of legal restraint with the highest number of points (e.g., supervised probation, good behavior, or an obligation to return to court).

Financial Obligation: An offender who owes fines, costs, or restitution is not considered legally restrained. However, an offender placed on good behavior or probation until fines, court costs, or restitution are paid, is scored as being legally restrained (§§ 19.2-305.1 or 19.2-357). A civil judgement for a financial obligation to the court is not scored as a form of legal restraint.

Fine/Citation: For offenses (other than traffic infractions) where an offender receives a citation for which a fine is pre-payable, the offender is under legal restraint until the case has been closed by the court.

EXAMPLE: A defendant receives a citation for being drunk in public on Friday, May 20, 2025, for which a fine can be paid. On May 21, 2025, the offender is arrested for malicious. The defendant is legally restrained because the fine has not been paid and the case has not been closed by the court.

Good Behavior/Unsupervised Probation: The length of good behavior is defined by § 19.2-306, when the court suspends time, but does not establish a period of good behavior and no probation supervision is imposed.

§ 19.2-306. Revocation of suspension of sentence and probation.

Subject to the provisions of § 19.2-306.2, in any case in which the court has suspended the execution or imposition of sentence, the court may revoke the suspension of sentence for any cause the court deems sufficient that occurred at any time within the probation period, or within the period of suspension fixed by the court. If neither a probation period nor a period of suspension was fixed by the court, then the court may revoke the suspension for any cause the court deems sufficient that occurred within the maximum period for which the defendant might originally have been sentenced to be imprisoned. Also see *HAMILTON v. COMMONWEALTH* (2024), Court of Appeals of Virginia. *Dustin Lee HAMILTON v. COMMONWEALTH* of Virginia, Record No. 1367-22-1.

Juveniles: Juveniles who committed offenses that are crimes if committed by adults and who were consequently under restrictions imposed by the juvenile court (e.g., juvenile probation, commitment to a juvenile facility, juvenile parole or aftercare) are considered legally restrained.

Juveniles with some type of restriction or obligation to the court for a status offense (e.g., child in need of services, truancy) are not assigned points for legal restraint. For example, a defendant with a pending *capias* or failure to appear for an underlying status offense would not receive points. Only obligations or restrictions for delinquent juvenile offenses are assigned points.

Perjury: A conviction of perjury in a sentencing event does not automatically score points for legal restraint. Points are only assigned if the defendant was under some type of legal restraint when the oath was taken, or a document signed.

Pretrial: Pretrial services were established under § 19.2-152.2 and not under the Comprehensive Community Corrections Act. Pretrial supervision is not scored as supervised probation but is scored in the “other” legal restraint category.

Summons: A summons issued for a criminal offense is a form of legal restraint. Criminal traffic offenses, such as reckless driving, resulting in a summons are considered legal restraint. However, traffic infractions, such as speeding, resulting in a summons are not considered legal restraint.

Traffic Offense: A defendant who commits a traffic offense while his driver’s license is suspended or revoked, but is not charged as part of the current sentencing event for driving on a suspended or revoked license, is not assigned points for legal restraint unless under good behavior, summons, probation, or another obligation to the court. Conversely, if the defendant is being sentenced for driving on a suspended or revoked license as part of the current sentencing event, points are assigned.

Undocumented: Undocumented immigrants are not scored as being legally restrained.

Violation of a Restriction: Some forms of legal restraint apply only in conjunction with a specific offense in the sentencing event.

EXAMPLE: A defendant’s license to drive was revoked with an order to not operate a motor vehicle for a specified period of time. During this period, the defendant was convicted of a felony for driving on a revoked license after a DWI. Consequently, the defendant was legally restrained. However, if the defendant was convicted of possession of a Schedule I/II drug as the only offense, legal restraint would not be scored because the defendant did not violate any driving restrictions issued by the court or required by statute by committing the drug offense.

EXAMPLE: The court states that an offender should not go within 500 feet of a spouse for an unspecified period of time due to incidences of domestic violence. If convicted of breaking into the spouse’s apartment and assaulting the spouse, the defendant would be legally restrained due to violating a court order. However, if he was convicted of failing to return rental property, the defendant would not be legally restrained because the court order was not violated.

The same logic applies to an offender being sentenced as a convicted felon in possession of a firearm or a concealed weapon. If the defendant is being sentenced under § 18.2-308.2, legal restraint must be scored.

Warrants: Outstanding warrants, direct indictments, etc., issued prior to the date of offense are scored even if the defendant is unaware of the restraint.

SUMMARY

There may be other forms of legal restraint not included in the list. If this occurs, the worksheet preparer must determine whether the offender had obligations to a court or whether the offender was released to the community on the condition that all federal, state, and local laws or ordinances will be obeyed. See the catchword definitions above to classify legal restraint not defined in this section.

Guidelines Recommendations

Statutory Mandates Unaffected

Statutory sentencing mandates continue to operate independently of the recommendations of the guidelines and supersede these recommendations. For instance, when a judge is legally required to sentence an offender convicted of the use of a firearm during the commission of certain felonies (§ 18.2-53.1) to a three-year prison sentence for a first conviction, this sentence would run consecutive to the sentence for the primary offense. Therefore, any guideline sentence recommendation must fall within the parameters established by law.

When the upper range of the guidelines recommendation for a particular sentence (effective time) exceeds the statutory maximum penalty for the offense in question, the user should enter the statutory maximum penalty as the upper range of the guidelines recommendation. In the rare instance that both the midpoint and the upper range of the guidelines recommendation exceed the statutory maximum penalty, the user should enter the maximum penalty in place of both recommendation values. Also, instances exist in which the guidelines recommend a sentence lower than the statutory minimum specified for an offense. Although the statutory mandates take precedence, it is important for the guidelines user to remember that the guidelines recommend an effective sentence, which can, with few exceptions, legally be less than the statutory minimum penalty specified for an offense.

Total Exceeds Highest Score Available in the Recommendation Table

SWIFT (Sentencing Worksheets and Interactive File Transfer) is designed to calculate the recommendation for any possible score. If, for some reason, the total score exceeds the printed recommendation tables in the manual or SWIFT is not available, please call the VCSC to obtain the appropriate range and midpoint.

Mandatory Minimum Sentences

SWIFT, the Guidelines automated system, will calculate the total mandatory time in the sentencing event. However, the court will determine if the mandatory time provided, and the modified penalty applies. Offenses with mandatory minimums are listed in Appendix B, "Mandatory Minimum Laws in Virginia" and identified in the Virginia Crime Code book under the "MM" column.

When a sentencing event includes a conviction for an offense with a mandatory minimum, the guidelines recommendation must reflect the statutory mandates. When modifying the guidelines recommendation for mandatory minimums, use the penalty in place at the time the offense was committed. The court will determine if the modified penalty applies. Offenses with mandatory minimums are listed in Appendix B, "Mandatory Minimum Laws in Virginia" and identified in the Virginia Crime Code book under the "MM" column.

One Count

When the guidelines recommendation for a particular sentence (effective time) is less than the statutory mandatory minimum penalty for the offense in question, the mandatory minimum must be entered for the "Sum of Mandatory Minimums" factor on the Cover Sheet. If the guidelines recommendation exceeds the mandatory minimum, no modifications need to be made.

EXAMPLE: For an offender convicted of selling cocaine for profit while possessing a firearm, § 18.2-308.4(C), the guidelines recommendation is a sentence with a midpoint of 4 years 2 months and a range between 3 years 1 month and 5 years 1 month. The conviction for possession of a firearm while selling a Schedule I or II drug requires that a mandatory minimum sentence be imposed. Confirm the mandatory minimum as calculated by SWIFT and make adjustment as needed to reflect statutory requirements. Do not make any changes to the traditional recommendation.

Midpoint

4

 years

2

 months _____ days

Low

3

 years

1

 months _____ days High

5

 years

1

 months _____

◆ SUM OF ALL MANDATORY MINIMUMS

☐ Life

5

 Years

0

 Months

 Days

Multiple Counts

If an event contains multiple offenses with mandatory minimums, the guidelines recommendation must reflect consecutive mandatory minimum sentences. The sum of all the mandatory minimum penalties must be entered for the “Sum of Mandatory Minimums” factor on the Cover Sheet. If the guidelines recommendation exceeds the sum of the mandatory minimums, no modifications need to be made.

EXAMPLE: For an offender convicted of two counts of possession of a firearm by a nonviolent offender within 10 years, § 18.2-308.2(A), the guidelines recommendation is a sentence with a midpoint of 11 months and a range between 7 months and 1 year 1 month. Each count requires a mandatory minimum sentence of 2 years. Confirm the sum of mandatory minimums as calculated by SWIFT and make adjustment as needed to reflect statutory requirements. Do not make any changes to the traditional recommendation. Do not adjust the recommendation to reflect concurrent sentences.

Midpoint

	0

 years

1	1

 months _____ days

Low

	0

 years

	7

 months _____ days High

	1

 years

	1

 months _____ days

◆ SUM OF ALL MANDATORY MINIMUMS

☐ Life

		4

 Years

	0

 Months

 Days

Mandatory Minimum Days

If the sum of mandatory minimums includes days, the mandatory minimum section on the cover page provides space for the number of mandatory days.

§ 16.1-272 Mandatory Minimums and Juveniles in Circuit Court

Based on § 16.1-272 of the *Code of Virginia*, unless prohibited by any other provision of law, the court may in its discretion depart from any mandatory minimum sentence required by law or suspend any portion of the sentence for a juvenile convicted of a felony in circuit court.

§ 19.2-297.1: Sentence of Person Twice Previously Convicted of Certain Violent Felonies

Defendants convicted under § 19.2-297.1 are subject to a mandatory minimum of life. In addition to changing the 8th digit in the VCC to “L”, the guidelines preparer must check the box “recommendation adjusted for mandatory minimum” and adjust the recommendation to reflect a sentence of life.

§§ 18.2-67.5:2 or 18.2-67.5:3: Punishment Upon Conviction of Certain Subsequent Felony Sexual Assault

Defendants convicted under §§ 18.2-67.5:2 or 18.2-67.5:3 are subject to a mandatory minimum equal to the maximum term authorized by statute for such offense. In addition to changing the 8th digit in the VCC to “X”, the guidelines preparer must check the box “recommendation adjusted for mandatory minimum” and adjust the recommendation to reflect the statutory maximum authorized by statute for the sex offense.



Sex Offender Risk Assessment

Directive

In 1999, the Virginia General Assembly requested that the Virginia Criminal Sentencing Commission develop a sex offender risk assessment instrument, based on risk of re-offense, for integration into the state's sentencing guidelines system. In accordance with Senate Joint Resolution (SJR) 333 of the 1999 General Assembly, the Commission embarked on an empirical study of recidivism among sex offenders convicted in the Commonwealth. The Commission's goal was to develop a reliable and valid predictive instrument, specific to the population of sex offenders in Virginia, that could be used as a valuable tool for the judiciary when sentencing sex offenders.

Methodology

The Commission tracked 579 felony sex offenders who were released from incarceration (or sentenced to probation without an active term of incarceration) during fiscal years (FY) 1990 through 1993. Selecting offenders returning to the community from FY1990 to FY1993 allowed for a minimum five-year follow-up for all offenders in the sample, with some offenders followed for as long as ten years. On average, offenders in the Commission's study were tracked for eight years. The offenders were selected in such a way that the overall sample reflects the characteristics of a random sample of sex offenders sentenced in Virginia's circuit courts in calendar years 1996 and 1997. This design enables the Commission to generalize the results of the study to the population of sex offenders sentenced in circuit courts in the Commonwealth.

The Commission did not include offenders convicted of misdemeanor sex crimes or any felony prostitution, adultery, or fornication crimes (except incest). Offenses of non-forcible sodomy between two adults when there was no victim injury were also excluded. Because females comprised less than 2% of Virginia's convicted sex offender population, female offenders were excluded from the study as well.

There are many barriers to accurate measurement of recidivism among sex offenders, including reluctance to report sexual victimization and evidentiary problems resulting in offenders not being charged or convicted of their crimes. To avoid the underestimation of recidivism that is inherent with measurement based solely on reconviction, the Commission elected to define recidivism using official records for arrests for a new sex offense or any other crime against the person.

In risk assessment research, the characteristics, criminal histories and patterns of recidivism among offenders are carefully analyzed. Factors proven statistically significant (i.e., those with a known level of success) in predicting recidivism can be assembled on a risk assessment worksheet, with scores determined by the relative importance of the factors in the statistical model. The risk assessment instrument developed by the Commission reflects the characteristics and recidivism patterns of the population of felony sex offenders convicted and sentenced in Virginia.

Guidelines Recommendation

On the Rape and Other Sexual Assault worksheets, the guidelines preparer will continue to compute and report the standard guidelines recommendation. However, the upper end of the sentence range is increased for sex offenders determined by the risk assessment instrument to be at relatively high risk for re-offense. Furthermore, offenders who are at relatively high risk for re-offense are always recommended for a term of incarceration that includes prison. In all cases, judges are informed when and how the range recommended by the sentencing guidelines has been modified due to the offender's risk assessment score.

◆ Sex Offender Risk Assessment Factors

◆ Not Applicable Offenses

The sex offender risk assessment (Section A of the Rape worksheet and Section A Part I of the Other Sexual Assault worksheet) is completed if the primary offense is a sexual assault offense covered by the sentencing guidelines. Although some aggravated sexual battery, prostitution, bigamy and adultery offenses are guidelines offenses, the sex offender risk assessment is not completed for these offenses. Specifically, guidelines are completed for the following offenses, but Section A Part I (Risk Assessment) of the worksheet is not completed:

RAP-1148-F9	§18.2-67.3(A,3)	Aggravated sexual battery parent to child 13-17
SEX-3606-F6	§18.2-361(A)	Bestiality
SEX-3618-F4	§18.2-362	Bigamy
SEX-3624-F4	§18.2-355(2)	Compel to marry by force or threats
SEX-3626-F4	§18.2-355(1)	Enticement, procurement
SEX-3628-F4	§18.2-357	Pander, pimp, or receive money from prostitute
SEX-3629-F4	§18.2-355(3)	Parent permitting child prostitution
SEX-3630-F4	§18.2-368	Place or leave wife for prostitution
SEX-3631-F4	§18.2-356(i)	Receive money for procurement

If the Other Sexual Assault/Obscenity worksheet is scored, do not score the sex offender risk assessment.

Furthermore, if a sex offense is only an additional offense, and not the primary offense, the sex offender risk assessment is not completed.

◆ Offender's Age at Time of Offense

If there are multiple offenses for which the offender is being sentenced, base the offender's age on the offense that occurred first. If multiple birth dates are used by the offender, try to determine the correct date through medical, school or social security records. If still unable to determine the correct birth date, err on behalf of the defendant and use the offender's oldest reported age.

◆ Not Regularly Employed

Assign points if, during the two years prior to the current arrest date, the offender made three or more changes in employment or was not employed at least 75% of the time (unemployed six months or more). This includes offenders who worked regularly but had three or more changes in employment, worked irregularly (four or more jobs), worked at odd jobs only, or have no verified work history within the past two years. Students, disabled persons, homemakers, and retirees who are categorized as having no work history in the past two years are assigned points.

Points are not assigned if an offender is regularly employed through a "temp agency," even if there are assignments to work for many different employers through an individual agency. An offender must actually report to assignments on a regular basis and not just be registered with the "temp agency." Consistent work as a day laborer is scored as regularly employed, if the period of work can be verified and there is not six months or more of unemployment in the two-year period.

◆ Less than 9th Grade Education

Score this factor if the offender did not complete the ninth grade by the date of conviction for the instant offense. An offender who earns a General Education Development (GED) by the date of conviction for the current offense is considered to have completed the twelfth grade and would not be assigned points. This factor applies to the highest grade completed and not the grade the offender was in at the time of the offender's withdrawal from school.

◆ Offender's Relationship with Victim

To score this factor, the age of the victim of the primary offense must be determined. If the sexual assault occurred over a number of years, base the score on the age of the victim when the assault began. Use an official report (e.g., police reports, victim impact statements, medical reports, other court records, etc.) to identify, at a minimum, the year of the first sexual assault. The date of the earliest occurring assault is used to determine the victim's age. Score the age that is portrayed by an officer in any law enforcement operation or sting operation. This factor is based on established birthdates and offense dates by the court and may not correspond to an agreed upon age-specific offense.

For example, if an assault began when a victim was less than age ten and continued until the victim was age ten or more, use the less than age ten category to score this factor. If there are multiple victims, select the score based on the age of the victim that receives the highest points. Again, determine the victim's age at the time the assault began. When the victim is an adult (e.g., police officer) posing as a minor over the internet, computer, or phone, score the victim's assumed age. For example, if a 45-year old police officer is posing as a 13-year-old, victim's age must be scored as 13.

Relative is scored if the offender is related to the victim by blood, marriage, or adoption. Marriage includes only those recognized by Virginia, not common law. Examples include: the victim's spouse, former spouse, father, mother, child, stepchild, brother, sister, grandparent, grandchild, mother-in-law, father-in-law, son-in-law, daughter-in-law, brother-in-law, sister-in-law, aunt, uncle or cousin. Stepparents, step-grandparent, boyfriends and girlfriends are not scored under this category (see *"Known to Victim"* or *"Stepparent"*).

Known to Victim is scored if the victim knows information about the offender, such as name, home address or place of employment. This includes cases when the victim does not have many details but is somewhat familiar with the offender (e.g., people who meet at a party, bar, or work, and cases where false information is given to the victim). Boyfriends, girlfriends, foster parents, co-workers, teachers, non-related individuals living in the same household, store clerks who are known by the victim, friends and acquaintances are scored here. Included in this category is the mother's boyfriend, father's girlfriend, and internet relationships, regardless of whether the offender and victim have met in person. This factor is scored based on the victim's reasonable view of his or her knowledge of the offender. Connections that are made through social media, the internet or other electronic means are to be scored as Known. Relatives and stepparents are not scored under this category (see *"Relative"* or *"Stepparent"*).

Stranger is scored when the victim has no prior knowledge of the offender's identity, such as name, home address, or place of employment.

Stepparent is scored if the offender is married to the child's parent. Under this category, do not score an offender who cohabits with the child's parent, but is not married to the child's parent (see *"Known to Victim"*).

◆ Aggravated Sexual Battery

This factor is scored if aggravated sexual battery (§18.2-67.3) is the primary offense. It is not scored if aggravated sexual battery is an additional offense. This factor is scored based on the following definitions:

No penetration or no attempted penetration is scored when official reports (e.g., police reports, victim impact statements, medical reports, etc.) indicate that no actual or attempted penetration was involved in the assault. Behaviors in this category include fondling, petting without any attempt to penetrate, exposure of genitals or breasts, or kissing of face, lips, neck or breast.

Penetration or attempted penetration of victim is scored when official reports (e.g., police reports, victim impact statements, medical reports, etc.) indicate that the sexual assault involved actual or attempted penetration of the oral, anal, or sexual cavities. Score this factor if the offender penetrates the victim, the victim is forced to penetrate the offender, the offender forces the victim to penetrate himself or herself, or if any other form of sexual penetration is involved in the assault. Penetration of the female genitals is not limited to vaginal penetration but may include insertion of the tongue, digits (fingers or toes), penis, inanimate objects, or animals, etc., through the labia majora (the external boundaries of the female genital area) or the underlying tissue. Similarly, penetration involving males (especially in oral penetration) may involve any part of the male genitals, including the scrotum and testes. Attempted penetration involves the unsuccessful physical attempt to penetrate. Examples of attempted penetration may include an assault that was interrupted by another person, a victim who successfully fought off the offender prior to penetration, or physical difficulties that prevented the penetration (especially in cases that involve young children). Also, assaults where the victim believed that penetration was immediately imminent due to the offender's verbal or behavioral indications that a rape, sodomy, or other act of penetration was about to occur, even if never carried to fruition, would be scored as an attempted penetration. French kissing (insertion of a tongue into a mouth) is not scored as penetration or attempted penetration.

In all cases, bodily fluids (e.g., semen, urine, etc.) that enter the oral, anal or sexual cavities during the sexual assault are to be scored as penetration.

◆ Location of Offense

If a sexual assault or multiple sexual assaults took place in several locations, select the location that results in the highest score. For example, if the offender enters the victim's residence to commit a sexual assault, but the actual act occurs outside on the street, score "residence" and "not outside", since the assault began in the residence and that location is assigned higher points.

Place of employment includes the victim's or the offender's place of employment, facilities on company property such as storage facilities, offices, production areas, service areas, and the like.

Shared victim/offender residence is scored if the offender and the victim shared the same living quarters (apartment, house, hotel, motel, mobile home, etc.). Offenders who maintained separate living quarters, regardless of the amount of time the offender spent at the victim's residence, would not be scored. A residence can be scored if any part of the sexual assault takes place within the confines of a structure defined as a residence. Buildings on the property or attached to the residence, such as storage buildings and garages, are scored the same as residence. When a couple has joint custody of a child, either parent's residence is scored as a shared residence. If the offender is the sole custodian of the child at the time of the offense and shares the residence with the child, score the living quarters as "shared". In cases involving sole custody, the residence of the parent with sole custody is the child's only residence. Therefore, if the assault takes place at the home of the parent who does not have sole custody, then "Offender's residence or other residence" should be scored, not "Shared victim/offender residence".

Outdoors includes public areas, such as a park, forest, city street, stadium, swimming pool, covered picnic area, porch, deck, gazebo, front yard, back yard, and walkway to a residence. Any assault that takes place on a motor vehicle (the sexual assault does not begin in a motor vehicle), motorcycle or ATV located outside a structure, would be scored as outdoors. Outdoors is scored any time the assault occurs in the open air where the sky is visible.

Motor vehicle is scored if the sexual assault occurred in the confines of a motor vehicle. A motor vehicle can be scored only if the sexual assault is initiated in a motor vehicle or if any part of the assault took place in the motor vehicle. Examples include a car, truck, bus, motor home (not serving as the primary residence) or trailer attached to a semi truck.

Victim's residence is scored if the sexual assault occurred at the victim's residence. Residence includes any apartment, house, hotel, motel, mobile home, etc., that serves as a primary residence. A residence can be scored if any part of the sexual assault takes place within the confines of a structure defined as a residence. Buildings on the property or attached to the residence, such as storage buildings and garages, are scored the same as residence. This category does not include residence shared with the offender (*see "Shared victim/offender residence"*).

Offender's residence or other residence is scored if the sexual assault took place at the offender's residence or the residence of another person other than the victim's residence. Residence includes any apartment, house, hotel, motel, mobile home, etc., that serves as a primary residence while in Virginia. A residence can be scored if any part of the sexual assault takes place within the confines of a structure defined as a residence. Buildings on the property or attached to the residence, such as storage buildings and garages, are scored the same as residence.

Location other than listed includes any location not included above. Other locations include but are not limited to: airplane, train, tent, warehouse, storage facility that is not part of the residence, parking deck, public restroom, highway rest-area structure, apartment laundry room or support building, shopping mall, restaurant, vacant house, hotel/motel that does not serve as a primary residence, jail, prison, residential treatment facility, school, store, or factory where neither the victim nor the offender are employed. If the act takes place in an abandoned home that is not serving as a person's primary residence, score the location as "other". If the sex offense takes place over the internet, computer or phone, the location is to be scored as "other than listed."

◆ Prior Adult Felony/Misdemeanor Arrests for Crimes Against Person

A prior arrest is any arrest prior to the present sentencing event for a felony or misdemeanor crime against a person.

- Do not score the arrest for the current offense.
- Do not score any arrest made in the same jurisdiction during the arrest for the current event (e.g. counts that were not prosecuted).
- Do score prior arrests if the defendant is arrested on different dates for offenses that are eventually nolle prossed or dismissed.
- If a defendant is arrested multiple times for the same offenses (i.e., cases were not prosecuted, then re-arrested on different indictments, etc., on different days), then score the original arrests that were made on dates different from the arrest date(s) for the current offenses(s)
- Do not score the arrest of a juvenile unless the offender is ultimately tried as an adult prior to the date of sentencing for the instant offense.

This factor measures the combined seriousness of an offender's prior adult arrest record for person offenses. Arrests for offenses that are ultimately dismissed or nolle prosequi, as well as arrests that result in convictions, are scored. An arrest of a juvenile offender who is tried as an adult for a crime against a person is also scored.

The scoring of this factor is based on the total number of prior felonies and misdemeanors for which an arrest for a crime against a person is found.

Crimes against a person include murder, rape, robbery, kidnapping, assault, sexual assault, simple assault, assault and battery, child or adult neglect or abuse, homicide, grand larceny from the person, burglary with intent to assault, murder, rape or rob, arson of an occupied building, hit and run resulting in personal injury, extortion, and shooting into an occupied vehicle or building. Refer to Appendix E for a list of person crimes.

If an offender is arrested for multiple offenses in one arrest event, each count is scored as an arrest. For example, if the defendant was arrested for five counts of sexual battery on January 21, then five arrests must be scored for this factor.

◆ Prior Incarcerations/Commitments

This factor is scored if the offender has been sentenced to an active incarceration period in jail, prison or a juvenile institution (including post-dispositional confinement in secure detention following an adjudication of delinquency) prior to the date of sentencing for the instant offense. *The incarceration period must be the result of a sentence.* Time spent in jail or a juvenile facility awaiting arraignment, trial or sentencing is not scored unless the offender is sentenced to "time-served."

Note that sentences to boot camp, diversion centers, and detention centers (CCAP) are scored as periods of incarceration. Although §§ 19.2-316.1, 19.2-316.2 and 19.2-316.3 refer to these sanctions as probation, §19.2-298.01(G) of the *Code of Virginia* deems these sanctions to be terms of incarceration for the purposes of sentencing guidelines.

Do not score this factor if the offender was sentenced to a jail work program as an alternative to an active period of incarceration. (Example: 30 days suspended for two weekends in a work program facilitated by a Sheriff or jail staff. Since there is no overnight incarceration, the judge may still impose the full 30 days if the offender is found in violation of the suspended sentence or fails to complete the work program).

Multiple jail or prison sentences ordered to run consecutively or concurrently to each other will count as only one incarceration period. The defendant must be at liberty between incarcerations to score more than one incarceration period.

◆ Prior Treatment

Use an official report (e.g., medical reports, pre-sentence reports, psychological reports or other court records, etc.) to document the type of treatment an offender received prior to sentencing for the current offense. If the offender has received more than one type of treatment, select the treatment that results in the lowest score. The categories of treatment are as follows:

Prior mental health commitment is scored if the offender has ever been admitted to an inpatient clinic or a state or private hospital for psychiatric treatment, including sex offender treatment. The offender must be admitted to the hospital or clinic for a minimum of an overnight stay. Involuntary and voluntary commitments are scored as well as court-ordered evaluations. A commitment to a mental health facility in lieu of prison is scored as a commitment.

Prior mental health treatment is scored if the offender has undergone any prior outpatient mental health or sex offender treatment or been referred for and completed an evaluation. At the time of the treatment or the evaluation, the offender must not have been committed and must have been able to leave the facility at any time. Anger management classes are scored under this category. Treatment received while incarcerated in jail or prison is to be scored the same as outpatient treatment.

Prior alcohol or drug treatment is scored if the offender has ever had inpatient or outpatient drug or alcohol treatment. Programs such as Narcotics Anonymous (NA), Alcoholics Anonymous (AA), Virginia Alcohol Safety Action Program (VASAP), and prison, jail or probation alcohol or drug treatment programs are to be considered as treatment programs.

No prior treatment is scored if the offender has never participated in any mental health, sex offender, alcohol or drug treatment program.



Nonviolent Risk Assessment

◆ Directive

In 1994, as part of the reform legislation that instituted truth-in-sentencing, the General Assembly required the Commission to study the feasibility of using an empirically-based risk assessment instrument to select 25% of the lowest risk, incarceration-bound, drug and property offenders for placement in alternative (non-prison) sanctions.

Section 17.1-803 of the *Code of Virginia* discusses the General Assembly's charge to the Virginia Criminal Sentencing Commission. As part of the charge, the Commission was to:

"Develop an offender risk assessment instrument for use in all felony cases, based on a study of Virginia felons, that will be predictive of the relative risk that a felon will become a threat to public safety."

"Apply the risk assessment instrument to offenders convicted of any felony that is not specified in (i) subdivision 1, 2 or 3 of subsection A of § 17.1-805 or (ii) subsection C of § 17.1-805 under the discretionary sentencing guidelines, and shall determine, on the basis of such assessment and with due regard for public safety needs, the feasibility of achieving the goal of placing 25 percent of such offenders in one of the alternative sanctions listed in subdivision 4. If the Commission so determines that achieving the 25 percent or a higher percentage goal is feasible, it shall incorporate such goal into the discretionary sentencing guidelines, to become effective on January 1, 1996. If the Commission so determines that achieving the goal is not feasible, the Commission shall report that determination to the General Assembly, the Governor and the Chief Justice of the Supreme Court of Virginia on or before December 1, 1995, and shall make such recommendations as it deems appropriate."

By 1996, the Commission developed such an instrument and implementation of the instrument began in pilot sites in 1997. After four years of pilot testing, an independent evaluation by the National Center for State Courts (NCSC) and a subsequent validation study, the Commission concluded that it was feasible to use an empirically based risk assessment tool to identify 25% of the lowest risk, incarceration-bound property and drug offenders for placement into alternative sanction programs.

In 2003, the General Assembly directed the Commission to utilize its nonviolent risk assessment instrument to identify additional offenders who were not recommended for alternative punishment options by the assessment instrument and who posed

little risk to public safety. On the basis of risk assessment and with due regard for public safety, the Commission was charged with determining the feasibility of adjusting the assessment instrument to recommend low-risk offenders for appropriate punishment options (Chapter 1042 of the 2003 Acts of Assembly).

In 2010, the Commission embarked upon an extensive revalidation study of the existing tools for fraud, larceny, and drug offenders. Then, in 2025, the Commission again reviewed the nonviolent risk assessment tool for larceny and fraud offenders and conducted reanalysis based on the most recent Sentencing Guidelines data. These studies suggested implementation of revised instruments to replace the ones in 2010 and 2025, respectively. Recommendations and results from these studies were published in the 2012 Annual Report and 2025 Annual Report. The revised instrument for larceny and fraud offenders went into effect July 1, 2026.

◆ 2010 - 2012 Methodology

To revalidate the previous risk assessment instrument for non-violent offenders, the Commission studied a stratified sample of over 1,500 fraud, larceny and drug offenders who had been sentenced between July 1, 2004, and June 30, 2006. Recidivism was defined as reconviction for a felony within three years of release from incarceration. Sample cases were matched to data from the Pre/Post-Sentence Investigation (PSI) database, general district and circuit courts, inmate datasets and state and federal criminal history reports (rap sheets) to determine which offenders had been reconvicted of a felony crime during the three-year follow-up period.

Construction of the risk assessment instrument was based on statistical analysis of the characteristics, criminal histories and patterns of recidivism of the fraud, larceny and drug offenders in the sample. The factors proving statistically significant in predicting recidivism were assembled on a risk assessment worksheet, with scores determined by the relative importance of the factors in the statistical model.

Based on the results of the 2010-2012 study, the Commission recommended replacing the previous risk assessment instrument with two instruments, one applicable to larceny and fraud offenders and the other specific to drug offenders. The Commission's study revealed that predictive accuracy was improved using two distinct instruments. The new risk assessment instruments recommend roughly the same proportion of offenders for an alternative sanction as the previous instrument.

◆ 2025 Methodology

To revalidate and revise the previous larceny and fraud risk assessment instrument, the Commission made several case selection and research design decisions that were distinctively different from the previous revalidation study (2011-2012). First, the Commission identified larceny and fraud offenders in the most recent Guidelines data. Then, they matched these offenders with offenders from several years prior who share similar characteristics. This allowed the Commission to conduct a follow-up study while still reflecting the cohort population of the study. Like previous risk assessment studies, Commission staff used multiple analytical methods to identify factors that are substantially and significantly associated with recidivism. The proposed worksheet establishes a total score threshold which aligns with the legislative goal of diverting 25% of nonviolent offenders from an active incarceration into other types of sanctions. More detailed information about this study can be found in the Recommendation section of the *2025 Annual Report*.

◆ Guidelines Recommendation

On the Larceny, Fraud, Drug Schedule I/II, and Drug/Other worksheets, the guidelines preparer computes the standard guidelines recommendation. In addition, the nonviolent risk assessment is completed for offenders recommended for a period of incarceration who satisfy certain eligibility criteria. Offenders with any current or prior convictions for violent felonies (defined in § 17.1-805), offenders who sell 28.35 grams (1 ounce) or more of cocaine and offenders whose current offense(s) require a mandatory term of incarceration are excluded from risk assessment consideration. If an offender scores 15 points or less on the Drug/Other or Drug Schedule I/II instrument or scores 7 or less points on the Fraud or Larceny instrument, the guidelines cover sheet will reflect a dual recommendation - the traditional period of incarceration and an alternative sanction. If a judge sentences an offender to either form of punishment, the judge will be considered in compliance with the guidelines. Any less restrictive sanction is considered an alternative for guidelines purposes. The risk assessment tool does not recommend any specific type or form of alternative punishment. That decision is left to the judge and may depend on program availability. (§ 17.1-803 (4))

◆ Nonviolent Risk Assessment Factors

◆ Ineligibility Conditions

Nonviolent risk assessment is completed only when the primary offense is covered as a guidelines offense on the Larceny, Fraud, Drug Schedule I/II, or Drug/Other worksheets. Also, there are other conditions that exclude an offender from being recommended for punishment alternatives under the Risk Assessment Instrument (Section D). If the answer to any of the following questions on Section D is yes, the rest of the risk assessment instrument is not completed and the offender is not eligible for an alternative punishment recommendation (answer all the questions):

Was the offender recommended for probation/no incarceration on Section B? If an offender is not recommended for at least 1 day of incarceration, check the “yes” box on Section D. Answer the remaining ineligibility questions but do not score the remaining factors. On the cover sheet, check the “Not Applicable” box.

Do any of the offenses at sentencing involve the sale, distribution, or possession with intent, etc. of cocaine (§18.2-248(C)) of a combined quantity of 28.35 grams (1 ounce) or more? Check the “yes” box on Section D if an offense on the Drug Schedule I/II or Drug/Other worksheet involves the sale, possession with intent, distribution, attempt or conspiracy to sell 28.35 grams or more of cocaine. Answer the remaining ineligibility questions, but do not score the remaining factors on Section D. On the cover sheet, check the “Not Applicable” box. Note: If Section C of the Drug Schedule I/II worksheet is completed, the offender will receive 36 or 60 points under the Sale/Quantity of Cocaine factor if the quantity of cocaine is 28.35 grams or more. (See the Drug Quantity discussion in the General Instructions section of this manual for more information on scoring the Sale/Quantity of Cocaine factor).

Are any prior record offenses violent (Category I/II listed in Appendix A)? Refer to the penalty column of the companion VCC Book or Appendix A of this manual for a list of Category I and II offenses. If the offender’s prior record includes at least one adult conviction or juvenile adjudication prior to the date of sentencing for the instant offense, for any completed, attempted or conspired offense listed on Appendix A, check the “yes” box on Section D. Answer the remaining ineligibility questions, but do not score the remaining factors. On the cover sheet, check the “Not Applicable” box. (See the Prior Record section of this manual for more detailed information on the definition of prior convictions and classifying an offender’s prior record).

Are any of the offenses at sentencing violent (Category I/II listed in Appendix A)? Refer to the penalty column of the companion VCC Book or Appendix A of this manual for a list of Category I and II offenses. Identify all the offenses that are being scored on the current worksheet as either a primary offense or an additional offense. If any of these completed, attempted or conspired offenses are listed on Appendix A, check the “yes” box on Section D. Answer the remaining ineligibility questions, but do not score the remaining factors. On the cover sheet, check the “Not Applicable” box.

Do any of the offenses at sentencing require a mandatory term of incarceration? Refer to the “MM” column of the companion VCC Book or Appendix B of this manual for a list of offenses with mandatory terms of incarceration. If any of the offenses in the current sentencing event (primary or additional) require a mandatory term of incarceration, check the “yes” box on Section D. Answer the remaining ineligibility questions, but do not score the remaining factors. On the cover sheet, check the “Not Applicable” box.

Did the offense occur while serving a state-responsible sentence? Check yes if the defendant is serving a state-responsible sentence of one year or more and at least one of the current offenses occurred while incarcerated. In many cases, the defendant will be serving the state-responsible sentence in a state facility (prison). However, answer yes if the offense occurred while serving a state-responsible sentence of one year or more in any local or state facility.

◆ **Offender Age at Time of Offense**

If there are multiple offenses for which the offender is being sentenced, select the offense that occurred first. If the offender uses multiple birth dates, try to determine the correct date through medical, school or social security records. If still unable to determine the correct birth date, err on behalf of the defendant and use the offender’s oldest reported age.

◆ **Gender**

Only score this factor on the Drug Schedule I/II and Drug/Other Section D Nonviolent Risk Assessment Instrument.

Score this factor based on the sex identified on the offender’s birth certificate (record) at the time of the offense.

◆ **Prior Juvenile Adjudication**

Only score this factor on the Drug Schedule I/II and Drug/Other Section D Nonviolent Risk Assessment Instrument.

Score this factor if the offender has one or more verified adjudications for delinquency. Delinquent offenses include any offenses that have a Virginia Crime Code (VCC) printed in the companion VCC Book. Criminal traffic adjudications are also classified as delinquent offenses and have VCCs listed in the VCC Book. Traffic infractions are not delinquent offenses. If the offender has a prior juvenile record consisting of only status offenses like incorrigibility, truancy, CHINS, and runaway, this factor is not scored.

If, as a juvenile, the offender has charges certified to Circuit Court and receives an adult conviction, the conviction from Circuit Court will be scored as adult record, rather than a juvenile record. Appeals to Circuit Court by juvenile offenders adjudicated delinquent in juvenile court are scored as juvenile record.

Juvenile adjudications for delinquency are scored until a court voids the adjudication or the record is expunged. It is not the burden of the guidelines preparer (i.e., Commonwealth’s attorney or probation officer) to provide certified copies of adjudications.

If in dispute, the defense may present evidence to the court and the judge may rule on the matter. If needed, the guidelines may be corrected from the bench or the judge may direct that the guidelines be adjusted.

Expunged Records. Do not score expunged juvenile records for this factor. In Virginia, § 16.1-306 addresses the state’s expungement requirement for juvenile misdemeanor and traffic offenses (juvenile felony convictions are not automatically expunged).

Verified Records. Juvenile records must be verified by court records, institutional documents or presentence investigations previously prepared for the court. Unofficial or undocumented reports from the offender, family members or other sources cannot be used to verify a juvenile record.

Juvenile Record is Unknown. Every attempt to determine an offender’s juvenile record must be made. Only mark the unknown box if research is inconclusive about a verifiable juvenile record.

◆ Prior Adult Felony Convictions

Only score this factor on the Drug Schedule I/II and Drug/Other Section D Nonviolent Risk Assessment Instrument.

Identify any prior felony convictions in the offender's criminal record. A juvenile who is convicted as an adult for a felony is considered to have a felony adult record. The type of sentence received for any adult conviction (e.g., sentenced to juvenile facility) does not change the type of conviction.

A prior conviction is any offense, other than the instant offense(s), for which the offender has been convicted prior to the present sentencing event. Offenses that are currently pending sentencing in another court are considered prior convictions even if the offenses took place after the instant offense.

Probation and suspended sentence violations/revocations are scored as prior felony convictions if the underlying offense is a felony.

All prior convictions are to be scored based on Virginia's current penalty structure. A crime that was a misdemeanor on the date it occurred, but is classified as a felony on the date of sentencing for the instant offense, is to be scored as a felony.

Out-of-state convictions are to be scored based on Virginia's current penalty structure. A crime that is a misdemeanor in another state, but is currently a felony in Virginia, is scored as a felony.

The same rules used to score prior record factors on worksheets A, B and C also apply to determining felony convictions for this factor. See the General Prior Record Rules section of this manual for a more detailed discussion of scoring prior record.

◆ Prior Adult Incarcerations

This factor is scored if the offender has been sentenced to an active incarceration period in jail or prison prior to the date of sentencing for the instant offense. The incarceration period must be the result of an adult sentence. Time spent in jail awaiting arraignment, trial or sentencing is not scored unless the offender is sentenced to "time served". Sentences to boot camp, diversion centers, detention centers, and CCAP are scored as periods of incarceration.

Although §§ 19.2-316.1, 19.2-316.2, and 19.2-316.3 refer to these sanctions as probation, § 19.2-298.01(G) of the *Code of Virginia* deems these sanctions to be terms of incarceration for the purposes of sentencing guidelines. Multiple jail sentences ordered to run consecutively or concurrently to each other will count as only one incarceration period. The offender must be at liberty between periods of incarceration to score multiple periods.

Do not score this factor if the offender was sentenced to a jail work program as an alternative to an active period of incarceration. (Example: 30 days suspended for two weekends in a work program facilitated by a Sheriff or jail staff. Since there is no overnight incarceration, the judge may still impose the full 30 days if the offender is found in violation of the suspended sentence or fails to complete the work program).

Prior incarcerations or commitments in juvenile institutions (including post-dispositional confinement in secure detention following an adjudication of delinquency) are not scored for defendants adjudicated as juveniles.

Juvenile defendants who were transferred to circuit court, tried and convicted as adults must be assigned points for any incarceration served as the result of a conviction (e.g., post-dispositional confinement in secure juvenile detention, DJJ facility, jail or prison). The type of facility where the offender, who was convicted as an adult, serves a sentence is not relevant.

◆ Prior Adult Felony Person Conviction

Only score this factor on the Fraud and Larceny Section D Nonviolent Risk Assessment Instrument.

A prior conviction is any offense, other than the instant offense(s), for which the offender was convicted before the current sentencing event. Offenses that are pending sentencing in another court are considered prior convictions, even if the offense occurred after the instant offense.

Score all prior person convictions and out-of-state person convictions based on Virginia's current penalty structure. If an offense is a misdemeanor in another state but is currently classified as a felony in Virginia, score it as a felony.

Determine whether the defendant has at least one prior adult conviction for a felony person offense in the prior record. This includes juveniles who were certified and convicted as adults for a person offense. Qualifying offenses include those with the following VCC prefixes: “ASL” (except use of firearm), “FAM,” “MUR,” “KID,” “ROB,” “RAP,” or “SEX.”

Note: Some offenses with other VCC prefixes—such as certain burglary offenses (e.g., BUR-2215-F2)—also qualify as felony person offenses. Refer to Appendix E for the complete list of person crimes.

◆ **Prior Arrest/Confinement Within Past 12 Months**

Do not score arrests or confinements for criminal traffic misdemeanors or other traffic infraction offenses.

Score this factor if the offender was arrested as an adult or juvenile within 12 months prior to the date of the instant offense. If there are multiple offenses for which the offender is being sentenced, use the offense that occurred first. Do not score arrests for criminal traffic misdemeanors or other traffic infraction offenses (e.g., reckless driving, habitual offender, DWI, speeding, etc.). Summonses issued for non-traffic offenses within the past 12 months are also scored.

Also, score this factor if the offender was confined in prison or jail within the past 12 months from the date of the first offense. Include pretrial detention, participation in boot camp, detention center, diversion center and home incarceration through the jail or sheriff’s office. Home incarceration as a condition of probation is not scored. Do not score any periods of incarceration for criminal traffic misdemeanors or traffic infraction offenses (e.g., reckless driving, habitual offender, DWI, speeding, etc.).

Points are assigned even if the charges for which the offender was arrested or confined are concluded by a not guilty verdict, dismissed or nolle prossed.

◆ **Total Score**

If the primary offense is a drug, larceny or fraud offense and the answers to all the ineligibility condition questions are no, then total the points.

Drug Schedule I/II or Drug/Other

Go to the cover sheet and fill out the Sentencing Guidelines Recommendations and Nonviolent Risk Assessment sections. Record the recommendation from Section B or C. If the total score on the Drug Schedule I/II or Drug/Other Risk Assessment instrument (Section D) is 15 points or less, the guidelines will reflect a dual recommendation - the traditional period of incarceration and an alternative sanction. Check “Recommended for Alternative Punishment” on the cover sheet. If the total is 16 points or more, check “Not Recommended for Alternative Punishment.”

Fraud or Larceny

Go to the cover sheet and fill out the Sentencing Guidelines Recommendations and Nonviolent Risk Assessment sections. Record the recommendation from Section A or C. If the total score on the Fraud or Larceny Risk Assessment instrument (Section D) is 7 points or less, the guidelines will reflect a dual recommendation - the traditional period of incarceration and an alternative sanction. Check “Recommended for Alternative Punishment” on the cover sheet. If the total is 8 points or more, check “Not Recommended for Alternative Punishment.”



Relevant Code of Virginia Statutes

Relevant Virginia Crime Codes (VCC)

18.2-22	Use VCC for actual offense and change "F" to "C" in the code.
18.2-26	Use VCC for actual offense and change "F" to "A" in the code.
18.2-41	ASL-1328-F3 (5-20 yrs.)
18.2-51	ASL-1334-F3 (5-20 yrs.) ASL-1335-F6 (1-5 yrs.)
18.2-51.1	ASL-1326-F9 (5-30 yrs.) ASL-1330-F6 (1-5 yrs.)
18.2-51.2(A)	ASL-1336-F2 (20 yrs.-life)
18.2-51.4(B)	ASL-1339-F4 (2-10 yrs.)
18.2-51.6(A)	ASL-1347-F6 (1-5 yrs.)
18.2-52	ASL-1327-F9 (5-30 yrs.) ASL-1331-F6 (1-5 yrs.)
18.2-53	ASL-1318-F6 (1-5 yrs.)
18.2-53.1	ASL-1319-F9 (3-3 yrs.) ASL-1323-F9 (5-5 yrs.)
18.2-54.1	ASL-1332-F3 (5-20 yrs.)
18.2-54.2	ASL-1317-F3 (5-20 yrs.)
18.2-55	ASL-1333-F5 (1-10 yrs.)
18.2-57(C)	ASL-1342-F6 (1-5 yrs.)
18.2-57.2(B)	ASL-1316-F6 (1-5 yrs.)

Conspiracies or attempts to commit the offenses appearing in the above table are guidelines offenses. A worksheet should be completed.

If the statute number and VCC for the primary offense do not appear on this table, sentencing guidelines do not apply. No worksheets should be completed.

Assault

Section A

1 Primary Offense

Enter the score corresponding to the number of counts if the primary offense at conviction was:

A.	ASL-1316-F6	Simple assault against a family member, 3rd or subseq.....	18.2-57.2(B)
B.	ASL-1342-F6	Simple assault on law enforcement, fire, or medical services, etc.....	18.2-57(C)
C.	ASL-1316-A/C6	Attempted or conspired	18.2-57.2(B)
	ASL-1318-A/C6	Attempted or conspired	18.2-53
	ASL-1330-A/C6	Attempted or conspired	18.2-51.1
	ASL-1331-A/C6	Attempted or conspired	18.2-52
	ASL-1333-A/C5	Attempted or conspired	18.2-55
	ASL-1335-A/C6	Attempted or conspired	18.2-51
	ASL-1342-A/C6	Attempted or conspired	18.2-57(C)
	ASL-1347-A/C6	Attempted or conspired	18.2-51.6(A)
D.	ASL-1330-F6	Unlawful injury to law enforcement, fire/rescue personnel, etc.	18.2-51.1
E.	ASL-1318-F6	Assault during commission of felony	18.2-53
	ASL-1331-F6	Non-malicious injury by caustic substance or fire	18.2-52
	ASL-1333-F5	Assault by prisoner, probationer or parolee	18.2-55
	ASL-1335-F6	Unlawful injury, stab, cut, wound w/out malicious intent	18.2-51
F.	ASL-1317-A/C3	Attempted or conspired	18.2-54.2
	ASL-1326-A/C9	Attempted or conspired	18.2-51.1
	ASL-1327-A/C9	Attempted or conspired	18.2-52
	ASL-1328-A/C3	Attempted or conspired	18.2-41
	ASL-1332-A/C3	Attempted or conspired	18.2-54.1
	ASL-1334-A/C3	Attempted or conspired	18.2-51
G.	ASL-1336-F2*	Aggravated malicious wounding, victim permanently impaired	18.2-51.2(A)
H.	ASL-1326-F9	Malicious injury to law enforcement, fire/rescue personnel	18.2-51.1
I.	ASL-1317-F3	Adulteration of food, etc., with intent to injure/kill	18.2-54.2
	ASL-1327-F9	Malicious injury by caustic substance or fire	18.2-52
	ASL-1328-F3	Assault (shoot, cut, stab) by mob	18.2-41
	ASL-1332-F3	Poison food, drugs, water, drinks w/intent to kill	18.2-54.1
	ASL-1334-F3	Malicious wounding, stab, cut with malicious intent	18.2-51
J.	ASL-1319-F9*	Firearm use in commission of felony (First offense)	18.2-53.1
	ASL-1323-F9*	Firearm use in commission of felony (Subsequent)	18.2-53.1
K.	ASL-1339-F4*	DWI with reckless disregard, victim permanently impaired.....	18.2-51.4(B)
L.	ASL-1347-F6	Strangulation	18.2-51.6(A)

**Attempted and conspired offenses are scored the same as a completed act
Violations of deferred findings (§§ 18.2-251, 18.2-258.1, 19.2-298.02, or 19.2-303.6)
are scored as a conviction for the underlying offense*

2 Primary Offense Remaining Counts

Total the maximum penalties for counts of the primary offense not scored under the Primary Offense factor above. Locate the total in the maximum penalty range and record the corresponding points.

3 Additional Offenses

Select the appropriate block based on the primary offense.

Additional offenses are offenses in the same sentencing event that have a VCC that differs from the primary offense.

Add the maximum penalties for all additional offenses (including counts). Locate the total in the maximum penalty range and record the corresponding points.

4 Weapon Used

Score this factor for any offense at conviction, not only the primary offense.

Enter "0" if the offender or a codefendant did not use, brandish, feign, or threaten to use a weapon.

Enter "1" if the offender or a codefendant used, brandished, or threatened to use a weapon other than a firearm. Enter "1" if a simulated or feigned weapon was used (e.g., toy gun, finger in pocket like a gun). Automobiles are scored as weapons.

Enter "2" if the offender or a codefendant used, brandished, or threatened to use a firearm.

Possession of a weapon is not scored. The weapon must be used in the commission of a crime in this sentencing event.

5 Life Threatening Injury

Score this factor based on the victim who received the most serious injury. Score this factor for any offense at sentencing, not only the primary offense.

Catchwords are used to show general groupings for injuries but in no way define how injuries must be scored. The score for life threatening injury must be assigned based on the specific definition in the General Instructions and not on the catch phrase.

6 Prior Convictions/Adjudications

Select the appropriate block based on the primary offense.

Select the five most recent felony sentencing events (adult convictions and juvenile adjudications). If there are fewer than five prior felony events, use all of them plus the most recent prior misdemeanor events, for a total of up to five prior events. For juvenile adjudications, score only delinquent offenses, not status offenses.

For each prior event, identify the offense with the highest statutory maximum penalty. Select only one offense per event. Add together the years of the statutory maximum penalties for these prior offenses. Locate the total in the maximum penalty range and record the corresponding points.

7 Prior Incarcerations/Commitments

Enter "2" if one or more periods of incarceration resulted from a sentence. Score boot camp,

diversion center, detention center, CCAP or any other incarceration sentence that the offender has served or is currently serving. Commitments to juvenile institutions or post-dispositional confinements in secure detention following an adjudication of delinquency are also scored. Pre-trial or pre-sentence time are not scored unless the offender was sentenced to "time-served."

8 Prior Juvenile Record

Enter "2" if the offender has any adjudications of delinquency. These include any violation that has a VCC. Criminal traffic adjudications are delinquent offenses. Do not score this factor if the offender has a prior juvenile record consisting of only status offenses (e.g., incorrigibility, truancy, §§16.1-278.4, 16.1-278.5).

9 Legally Restrained at Time of Offense

Score this factor based on the type of legal restraint that is assigned the most points.

Do not rely on the catchwords to score this factor. See the General Instructions for the definitions.

Parole: An obligation to a parole board on the date of the offense.

Post-release: Under probation or post-release supervision defined in §§ 19.2-295.2 or 18.2-10 on the date of the offense.

Supervised Probation after Incarceration: On state, federal, or local supervised probation on the date of the offense after serving time in jail or prison.

Supervised Probation: On state, federal, or local supervised probation on the date of the offense after being sentenced to probation with no active time to serve.

Other: Some obligation to the court or violation of a court or administrative body restriction on the date of the offense. Not defined above.

10 Type of Prior Felony Person Convictions/Adjudications

Score this factor only if the primary offense is assault and battery against a family member.

Enter "0" if the offender has no prior person felony convictions/adjudications.

Enter "3" if the offender has any prior felony domestic violence convictions (§ 18.2-57.2(B)).

Enter "4" if the offender has any prior felony person adult convictions or delinquent adjudications other than those against a family member. Applicable offenses include those with a VCC prefix of "ASL," "FAM," "MUR," "KID," "ROB," "RAP," or "SEX."

Some offenses with other VCC prefixes are also person felonies, such as certain acts of arson and burglary (e.g., ARS-2001-F3, BUR-2215-F2). See Appendix E for a list of person crimes.

11 Go to the next appropriate section.

If the total score is "5" or less, go to the Assault Section B. If the total score is "6" or more, go to the Assault Section C.

Assault Section A

Offender Name: _____

1 Primary Offense _____ (scores for attempted/conspired offenses are in parentheses)

- A. Assault and battery against a family member, third or subsequent conviction (1 count).....2
- B. Assault and battery against a law enforcement officer, fire or medical services, etc. (1 count) 6
- C. Any attempted or conspired assault and battery, unlawful injury or strangulation (1 count)(1)
- D. Unlawful injury to law enforcement officer, fire/rescue personnel services, etc. (1 count).....7
- E. Any other unlawful injury
 - 1 count 1
 - 2 counts 3
- F. Any attempted or conspired malicious injury (1 count).....(3)
- G. Any attempted, conspired or completed aggravated malicious injury (1 count) 7
- H. Malicious injury to a law enforcement officer, fire/rescue personnel, etc. (1 count).....7
- I. Any other malicious injury or assault by mob (1 count).....7
- J. Use of firearm in the commission of a felony (1 count) 4
- K. DWI with reckless disregard, victim permanently impaired
 - 1 count 1
 - 2 counts 3
- L. Strangulation (1 count).....3

Score

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

Years: 3 - 10 1	24 - 31 4
11 - 17 2	32 - 39 5
18 - 23 3	40 or more 6

0	

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

Primary offense:

K: DWI with Reckless Disregard

Years	Points
Less than 2	0
2 - 17	2
18 - 23	3
24 - 31	4
32 - 39	5
40 or more	6

Primary offense:

All other offenses

Years	Points
Less than 2	0
2 - 10	1
11 - 17	2
18 - 23	3
24 - 31	4
32 - 39	5
40 or more	6

0	

4 Weapon Used

- None.....0
- Automobile, simulated weapon, or other than firearm.....1
- Firearm.....2

0	

5 Life Threatening Injury _____ If YES, add 2

0	

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

Primary offense:

K: DWI with Reckless Disregard

Years (12 months = 1 year)	Points
Less than 1	0
1 - 46	2
47 or more	3

Primary offense:

All other offenses

Years	Points
Less than 7	0
7 - 23	1
24 - 46	2
47 or more	3

0	

7 Prior Incarcerations/Commitments _____ If YES, add 2

0	

8 Prior Juvenile Record _____ If YES, add 2

0	

9 Legally Restrained at Time of Offense

- None.....0
- Other, supervised probation.....3
- Parole, post-release, supervised probation after incarceration.....5

0	

**SCORE THE FOLLOWING FACTOR ONLY IF PRIMARY OFFENSE AT CONVICTION IS A:
ASSAULT & BATTERY AGAINST A FAMILY MEMBER - § 18.2-57.2(B)**

10 Type of Prior Felony Person Convictions/Adjudications

- None.....0
- Assault and battery against a family member, third or subsequent (§18.2-57.2(B)) 3
- Other person felony.....4

0	

Total Score

If total is 5 or less, go to **Section B**. If total is 6 or more, go to **Section C**.

Assault

Section B

1 Primary Offense

Score this factor based on any felony assault.

2 Victim Injury

Score this factor based on the victim who received the most serious injury. Score this factor for any offense at sentencing, not only the primary offense.

Catchwords are used to show general groupings for injuries but in no way define how injuries must be scored on the Sentencing Guidelines. Scores for injuries must be assigned based on the specific definitions defined in the General Instructions and not on the catch phrases: Threatened, Emotional, Physical, Serious Physical or Life Threatening injury.

3 Additional Offenses

Select the appropriate block based on the primary offense.

Additional offenses are offenses in the same sentencing event that have a VCC that differs from the primary offense.

Add the maximum penalties for all additional offenses (including counts). Locate the total in the maximum penalty range and record the corresponding points.

4 Weapon Used or Brandished

Enter "2" if the offender or a codefendant used or brandished a weapon during the commission of any offense at conviction. Do not score feigned or simulated weapons (e.g., toy guns). Automobiles are scored as weapons.

Possession of a weapon is not scored. The weapon must be used in the commission of a crime in this sentencing event.

5 Prior Convictions/Adjudications

Select the appropriate block based on the primary offense.

Select the five most recent felony sentencing events (adult convictions and juvenile adjudications). If there are fewer than five prior felony events, use all of them plus the most recent prior misdemeanor events, for a total of up to five prior events. For juvenile adjudications, score only delinquent offenses, not status offenses.

For each prior event, identify the offense with the highest statutory maximum penalty. Select only one offense per event.

Add together the years of the statutory maximum penalties for these prior offenses. Locate the total in the maximum penalty range and record the corresponding points.

6 Prior Juvenile Record

Enter "3" if the offender has any adjudications of delinquency. These include any violation that has a VCC. Criminal traffic adjudications are delinquent offenses. Do not score this factor if the offender has a prior juvenile record consisting of only status offenses (e.g., incorrigibility, truancy, §§16.1-278.4, 16.1-278.5).

7 Prior Incarcerations/Commitments

Score this factor only if the primary offense is assault and battery against a family member or strangulation.

Enter the score corresponding to the number of adult incarcerations and delinquency commitments resulting from a sentence. Score boot camp, diversion center, detention center, CCAP or any incarceration sentence that the offender has served or is currently serving. Commitments to juvenile institutions or post-dispositional confinements in secure detention following an adjudication of delinquency are also scored. Pre-trial and pre-sentence time are not scored unless the offender was sentenced to "time-served."

8 Prior Misdemeanor Convictions/Adjudications

Score this factor only if the primary offense is assault and battery against a family member or strangulation.

Enter the score corresponding to the total number of prior adult convictions and delinquent adjudications (including counts) for non-traffic misdemeanors. Do not score criminal traffic misdemeanors. (See VCC Book)

9 Record the guidelines sentence

Refer to the Assault Section B Recommendation Table which follows these instructions to convert the total score to the guidelines recommendation. On the cover sheet, record the guidelines sentence recommendation.

Assault — Section B

Offender Name: _____

1 **Primary Offense** _____

Any felony assault 1

Score
▼

0	

2 **Victim Injury** _____

Threatened, emotional, physical, or serious physical 2

Life Threatening 4

Score
▼

3 **Additional Offenses** Total the maximum penalties for additional offenses, including counts _____

Primary offense: Strangulation (§ 18.2-51.6)	
Maximum Penalty (years)	Points
Less than 5	5
5 or more	6

Primary offense: All other offenses	
Maximum Penalty (years)	Points
Less than 5	1
5 or more	2

Score
▼

0	

4 **Weapon Used or Brandished** _____ If YES, add 2 →

0	

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

Primary offense: Attempted, Conspired or Completed Strangulation (§ 18.2-51.6)	
Maximum Penalty (years)	Points
Less than 5	0
5 - 18	3
19 - 38	4
39 or more	5

Primary offense: All other offenses	
Maximum Penalty (years)	Points
Less than 5	0
5 - 18	1
19 - 38	2
39 or more	3

Score
▼

0	

6 **Prior Juvenile Record** _____ If YES, add 3 →

0	

**SCORE THE FOLLOWING FACTORS ONLY IF PRIMARY OFFENSE AT CONVICTION IS
ASSAULT & BATTERY AGAINST A FAMILY MEMBER (§ 18.2-57.2(B))
OR STRANGULATION (§ 18.2-51.6)**

7 **Prior Incarcerations/Commitments** _____

Number: 1 1

2 3

3 or more 5

Score
▼

0	

8 **Prior Misdemeanor Convictions/Adjudications** (Excludes Traffic) _____

Number of 1 - 2 0

Counts: 3 - 5 1

6 - 8 2

9 or more 3

Score
▼

0	

Total Score _____

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

Assault/ Section B



Recommendation Table

Score	Guideline Sentence
1 - 5	Probation/No Incarceration
6 - 7	Incarceration 1 Day up to 3 Months
8+	Incarceration 3 to 6 Months

Assault — Section C

1 Primary Offense

Determine whether the offender's prior record includes a Category I or Category II felony (**See Appendix A**), and mark the corresponding box. Enter the score corresponding to the number of counts under the appropriate prior record classification category if the primary offense at conviction was:

A.	ASL-1316-F6*	Simple assault against a family member, third or subsequent	18.2-57.2(B)
	ASL-1347-F6*	Strangulation	18.2-51.6(A)
B.	ASL-1342-F6*	Simple assault on law enforcement, fire, or medical services, etc....	18.2-57(C)
C.	ASL-1318-F6*	Assault during commission of felony	18.2-53
	ASL-1330-F6*	Unlawful injury to law enforcement, fire/rescue personnel, etc.....	18.2-51.1
	ASL-1331-F6*	Non-malicious injury by caustic substance or fire	18.2-52
	ASL-1333-F5*	Assault by prisoner, probationer or parolee	18.2-55
	ASL-1335-F6*	Unlawful injury, stab, cut, wound w/out malicious intent	18.2-51
D.	ASL-1317-A/C3	Attempted or conspired	18.2-54.2
	ASL-1326-A/C9	Attempted or conspired	18.2-51.1
	ASL-1327-A/C9	Attempted or conspired	18.2-52
	ASL-1328-A/C3	Attempted or conspired	18.2-41
	ASL-1332-A/C3	Attempted or conspired	18.2-54.1
	ASL-1334-A/C3	Attempted or conspired	18.2-51
E.	ASL-1317-F3	Adulteration of food, etc., with intent to injure/kill	18.2-54.2
	ASL-1326-F9	Malicious injury to law enforcement, fire/rescue personnel	18.2-51.1
	ASL-1327-F9	Malicious injury by caustic substance or fire	18.2-52
	ASL-1328-F3	Assault (shoot, cut, stab) by mob	18.2-41
	ASL-1332-F3	Poison food, drugs, water, drinks w/intent to kill	18.2-54.1
	ASL-1334-F3	Malicious wounding, stab, cut with malicious intent	18.2-51
F.	ASL-1336-F2*	Aggravated malicious wounding, victim permanently impaired.....	18.2-51.2(A)
	ASL-1336-A/C2	Attempted or conspired	18.2-51.2(A)
G.	ASL-1319-F9*	Firearm use in commission of felony (First offense)	18.2-53.1
H.	ASL-1323-F9*	Firearm use in commission of felony (Subsequent)	18.2-53.1
I.	ASL-1339-F4*	DWI with reckless disregard, victim permanently impaired.....	18.2-51.4(B)

**Attempted and conspired offenses are scored the same as a completed act
Violations of deferred findings (§§ 18.2-251, 18.2-258.1, 19.2-298.02, or 19.2-303.6)
are scored as a conviction for the underlying offense*

2 Primary Offense Remaining Counts

Select the appropriate block based on the primary offense.

Based on the statutory maximum penalty, assign points to each count of the primary offense not scored under the Primary Offense factor above. Then total the points assigned to each and record the total.

3 Additional Offenses

Select the appropriate block based on the primary offense.

Additional offenses are offenses in the same sentencing event that have a VCC that differs from the primary offense.

Identify each additional offense and its maximum penalty.

Assign points to each additional offense (including counts) based on the statutory maximum penalty.

Once points have been assigned to each additional offense (including counts), total the points and record the total.

4 Weapon Used

Select the appropriate block based on the primary offense.

Score this factor for any offense at conviction, not only the primary offense.

Enter "0" if the offender or a codefendant used or brandished a weapon other than a knife or firearm.

Enter "0" if a simulated weapon or feigned weapon was used (e.g., toy gun, finger in pocket to indicate a gun).

Enter the appropriate score if the offender or a codefendant used, brandished, or threatened to use a knife or firearm.

Possession of a weapon is not scored. The weapon must be used, brandished or threatened during the commission of a crime in this sentencing event.

5 Number of Victims Receiving Life Threatening Injury

Select the appropriate block based on the primary offense.

Score this factor based on the number of victims sustaining life-threatening injury.

Catchwords are used to show general groupings for injuries but in no way define how injuries must be scored on the Sentencing Guidelines. The score for life threatening injury must be assigned based on the specific definition in the General Instructions and not on the catch phrase.

6 Prior Convictions / Adjudications

Select the appropriate block based on the primary offense.

Select the five most recent felony sentencing events (adult convictions and juvenile adjudications). If there are fewer than five prior felony events, use all of them plus the most recent prior misdemeanor events, for a total of up to five prior events. For juvenile adjudications, score only delinquent offenses, not status offenses.

For each prior event, identify the offense with the highest statutory maximum penalty. Select only one offense per event. For each offense identified, locate the maximum penalty in the table and assign the corresponding points. Total the points and record the total.

7 Prior Felony Convictions Adjudications Against Person

Select the appropriate block based on the primary offense.

Enter the score corresponding to the number of prior felony person convictions and delinquent adjudications (including counts). Applicable offenses include those with a prefix of "ASL," "FAM," "MUR," "KID," "ROB," "RAP," or "SEX." Some crimes with other VCC prefixes are also person felonies, such as certain burglaries (e.g., BUR-2215-F2). See Appendix E for a list of person crimes.

8 Legally Restrained at Time of Offense

Select the appropriate block based on the primary offense.

Enter points if the defendant was under one of the following at the time of the offense. Do not rely on the catchwords to score this factor. See the General Instructions for the definitions.

Parole: An obligation to a parole board on the date of the offense.

Post-release: Under probation or post-release supervision defined in §§ 19.2-295.2 or 18.2-10 on the date of the offense.

Supervised Probation after Incarceration: On state, federal, or local supervised probation on the date of the offense after serving time in jail or prison.

Supervised Probation: On state, federal, or local supervised probation on the date of the offense after being sentenced to probation with no active time to serve.

Other: Some obligation to the court or violation of a court or administrative body restriction on the date of the offense. Not defined above.

9 Record the guidelines sentence

Refer to the Assault Section C Recommendation Table which follows these instructions to convert the total score to the guidelines recommendation. Record the guidelines midpoint and range on the cover sheet in the Sentencing Guidelines Recommendation Section.

Assault — Section C

Offender Name: _____
Prior Record Classification _____

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

A. Assault and battery against a family member, third or subsequent conviction or strangulation (1 count)	28	14	7
B. Assault and battery against a law enforcement officer, fire or medical services, etc. (1 count)	32	16	8
C. Unlawful injury (1 count)	32	16	8
D. Any attempted or conspired malicious injury (1 count)	(68)	(34)	(17)
E. Any completed malicious injury or assault by mob			
1 count	102	68	34
2 counts	120	80	40
3 counts	204	136	68
F. Aggravated malicious injury (1 count)	321	214	107
G. Use of firearm in the commission of a felony - first offense (1 count)	32	32	32
H. Use of firearm in the commission of a felony - subsequent offense (1 count)	56	56	56
I. DWI with reckless disregard, victim permanently impaired (1 count)	48	24	12

Score
↓

2 Primary Offense Remaining Counts Assign points to each count of the primary not scored above and total the points

Primary offense:
D, E, F, G, or H: All malicious woundings or use of a firearm

Maximum Penalty (years)	Points
3	2
5	3
10	6
20	13
30	19
Life	26

Primary offense:
A, B, C, or I: Unlawful injury, any assault and battery, or DWI

Maximum Penalty (years)	Points
5	3
10	5

↓

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

Primary offense:
D, E, F, G, or H: All malicious woundings or use of a firearm

Maximum Penalty (years) (12 months = 1 year)	Points
Less than 1	0
1, 2	1
3	2
4, 5	3
10, 15	6
20	13
30	19
40, 50, Life	26

Primary offense:
A, B, C, or I: Unlawful injury, any assault and battery, or DWI

Maximum Penalty (years) (12 months = 1 year)	Points
Less than 1	0
1, 2	1
3, 4	2
5	3
10, 15	5
20	11
30	16
40, 50, Life	22

↓

4 Weapon Used

Primary offense:
D, E, F, G, or H: All malicious woundings or use of a firearm

Simulated weapon or other than listed below	0
Knife or firearm	4

Primary offense:
A, B, C, or I: Unlawful injury, any assault and battery, or DWI

Simulated weapon or other than listed below	0
Knife	2
Firearm	3

↓

0	0	

5 Number of Victims Receiving Life Threatening Injury

Primary offense:
D, E, F, G, or H: All malicious woundings or use of a firearm

Number	Score
1	14
2	70
3 or more	85

Primary offense:
A, B, C, or I: Unlawful injury, any assault and battery, or DWI

Number	Score
1 or more	3

↓

0		

6 Prior Convictions/Adjudications Assign points to the 5 most recent and serious prior record events and total the points

Primary offense:
D, E, F, G, or H: All malicious woundings or use of a firearm

Maximum Penalty (years)	Points
Less than 5	0
5, 10, 15	1
20	2
30	3
40, 50, Life	4

Primary offense:
A, B, C, or I: Unlawful injury, any assault and battery, or DWI

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

↓

0		

7 Prior Felony Convictions/Adjudications Against Person

Primary offense:
D, E, F, G, or H: All malicious woundings or use of a firearm

Number	Score
1	6
2	12
3 or more	18

Primary offense:
A, B, C, or I: Unlawful injury, any assault and battery, or DWI

Do Not Score

↓

0		

8 Legally Restrained at Time of Offense

Primary offense:
D, E, F, G, or H: All malicious woundings or use of a firearm

If YES, add 6

Primary offense:
A, B, C, or I: Unlawful injury, any assault and battery, or DWI

If YES, add 2

↓

0	0	

Total Score

See Assault Section C Recommendation Table for guidelines sentence range.

❖ Assault • Section C Recommendation Table

Score	Sentence Range Midpoint	Sentence Range
up to 7	0 yr. 7 mo.	0 yr. 7 mo. - 1 yr. 2 mo.
8	0 yr. 8 mo.	0 yr. 7 mo. - 1 yr. 3 mo.
9	0 yr. 9 mo.	0 yr. 7 mo. - 1 yr. 4 mo.
10	0 yr. 10 mo.	0 yr. 7 mo. - 1 yr. 5 mo.
11	0 yr. 11 mo.	0 yr. 7 mo. - 1 yr. 7 mo.
12	1 yr. 0 mo.	0 yr. 7 mo. - 1 yr. 9 mo.
13	1 yr. 1 mo.	0 yr. 7 mo. - 1 yr. 11 mo.
14	1 yr. 2 mo.	0 yr. 7 mo. - 2 yr. 0 mo.
15	1 yr. 3 mo.	0 yr. 8 mo. - 2 yr. 1 mo.
16	1 yr. 4 mo.	0 yr. 8 mo. - 2 yr. 2 mo.
17	1 yr. 5 mo.	0 yr. 8 mo. - 2 yr. 4 mo.
18	1 yr. 6 mo.	0 yr. 9 mo. - 2 yr. 6 mo.
19	1 yr. 7 mo.	0 yr. 9 mo. - 2 yr. 8 mo.
20	1 yr. 8 mo.	0 yr. 10 mo. - 2 yr. 10 mo.
21	1 yr. 9 mo.	0 yr. 10 mo. - 2 yr. 11 mo.
22	1 yr. 10 mo.	0 yr. 10 mo. - 3 yr. 0 mo.
23	1 yr. 11 mo.	0 yr. 11 mo. - 3 yr. 2 mo.
24	2 yr. 0 mo.	0 yr. 11 mo. - 3 yr. 3 mo.
25	2 yr. 1 mo.	1 yr. 0 mo. - 3 yr. 3 mo.
26	2 yr. 2 mo.	1 yr. 0 mo. - 3 yr. 4 mo.
27	2 yr. 3 mo.	1 yr. 1 mo. - 3 yr. 5 mo.
28	2 yr. 4 mo.	1 yr. 2 mo. - 3 yr. 6 mo.
29	2 yr. 5 mo.	1 yr. 3 mo. - 3 yr. 8 mo.
30	2 yr. 6 mo.	1 yr. 4 mo. - 3 yr. 9 mo.
31	2 yr. 7 mo.	1 yr. 5 mo. - 3 yr. 10 mo.
32	2 yr. 8 mo.	1 yr. 5 mo. - 3 yr. 11 mo.
33	2 yr. 9 mo.	1 yr. 6 mo. - 4 yr. 1 mo.
34	2 yr. 10 mo.	1 yr. 6 mo. - 4 yr. 2 mo.
35	2 yr. 11 mo.	1 yr. 7 mo. - 4 yr. 4 mo.
36	3 yr. 0 mo.	1 yr. 7 mo. - 4 yr. 5 mo.
37	3 yr. 1 mo.	1 yr. 8 mo. - 4 yr. 7 mo.
38	3 yr. 2 mo.	1 yr. 8 mo. - 4 yr. 8 mo.
39	3 yr. 3 mo.	1 yr. 9 mo. - 4 yr. 9 mo.
40	3 yr. 4 mo.	1 yr. 9 mo. - 4 yr. 11 mo.
41	3 yr. 5 mo.	1 yr. 9 mo. - 5 yr. 0 mo.
42	3 yr. 6 mo.	1 yr. 10 mo. - 5 yr. 2 mo.
43	3 yr. 7 mo.	1 yr. 10 mo. - 5 yr. 3 mo.
44	3 yr. 8 mo.	1 yr. 10 mo. - 5 yr. 5 mo.
45	3 yr. 9 mo.	1 yr. 11 mo. - 5 yr. 7 mo.
46	3 yr. 10 mo.	1 yr. 11 mo. - 5 yr. 9 mo.
47	3 yr. 11 mo.	2 yr. 0 mo. - 5 yr. 10 mo.
48	4 yr. 0 mo.	2 yr. 0 mo. - 5 yr. 10 mo.
49	4 yr. 1 mo.	2 yr. 1 mo. - 5 yr. 11 mo.
50	4 yr. 2 mo.	2 yr. 2 mo. - 5 yr. 11 mo.
51	4 yr. 3 mo.	2 yr. 3 mo. - 6 yr. 0 mo.
52	4 yr. 4 mo.	2 yr. 4 mo. - 6 yr. 0 mo.
53	4 yr. 5 mo.	2 yr. 4 mo. - 6 yr. 1 mo.
54	4 yr. 6 mo.	2 yr. 5 mo. - 6 yr. 1 mo.

Score	Sentence Range Midpoint	Sentence Range
55	4 yr. 7 mo.	2 yr. 6 mo. - 6 yr. 2 mo.
56	4 yr. 8 mo.	2 yr. 6 mo. - 6 yr. 2 mo.
57	4 yr. 9 mo.	2 yr. 6 mo. - 6 yr. 3 mo.
58	4 yr. 10 mo.	2 yr. 7 mo. - 6 yr. 3 mo.
59	4 yr. 11 mo.	2 yr. 7 mo. - 6 yr. 4 mo.
60	5 yr. 0 mo.	2 yr. 7 mo. - 6 yr. 4 mo.
61	5 yr. 1 mo.	2 yr. 8 mo. - 6 yr. 5 mo.
62	5 yr. 2 mo.	2 yr. 9 mo. - 6 yr. 5 mo.
63	5 yr. 3 mo.	2 yr. 10 mo. - 6 yr. 6 mo.
64	5 yr. 4 mo.	2 yr. 10 mo. - 6 yr. 6 mo.
65	5 yr. 5 mo.	2 yr. 11 mo. - 6 yr. 7 mo.
66	5 yr. 6 mo.	2 yr. 11 mo. - 6 yr. 8 mo.
67	5 yr. 7 mo.	3 yr. 0 mo. - 6 yr. 9 mo.
68	5 yr. 8 mo.	3 yr. 0 mo. - 6 yr. 10 mo.
69	5 yr. 9 mo.	3 yr. 1 mo. - 6 yr. 11 mo.
70	5 yr. 10 mo.	3 yr. 1 mo. - 7 yr. 0 mo.
71	5 yr. 11 mo.	3 yr. 2 mo. - 7 yr. 1 mo.
72	6 yr. 0 mo.	3 yr. 2 mo. - 7 yr. 2 mo.
73	6 yr. 1 mo.	3 yr. 3 mo. - 7 yr. 3 mo.
74	6 yr. 2 mo.	3 yr. 3 mo. - 7 yr. 4 mo.
75	6 yr. 3 mo.	3 yr. 4 mo. - 7 yr. 6 mo.
76	6 yr. 4 mo.	3 yr. 5 mo. - 7 yr. 7 mo.
77	6 yr. 5 mo.	3 yr. 5 mo. - 7 yr. 8 mo.
78	6 yr. 6 mo.	3 yr. 6 mo. - 7 yr. 9 mo.
79	6 yr. 7 mo.	3 yr. 6 mo. - 7 yr. 10 mo.
80	6 yr. 8 mo.	3 yr. 7 mo. - 8 yr. 0 mo.
81	6 yr. 9 mo.	3 yr. 7 mo. - 8 yr. 1 mo.
82	6 yr. 10 mo.	3 yr. 8 mo. - 8 yr. 2 mo.
83	6 yr. 11 mo.	3 yr. 8 mo. - 8 yr. 3 mo.
84	7 yr. 0 mo.	3 yr. 9 mo. - 8 yr. 4 mo.
85	7 yr. 1 mo.	3 yr. 9 mo. - 8 yr. 6 mo.
86	7 yr. 2 mo.	3 yr. 10 mo. - 8 yr. 7 mo.
87	7 yr. 3 mo.	3 yr. 10 mo. - 8 yr. 8 mo.
88	7 yr. 4 mo.	3 yr. 11 mo. - 8 yr. 9 mo.
89	7 yr. 5 mo.	4 yr. 0 mo. - 8 yr. 10 mo.
90	7 yr. 6 mo.	4 yr. 0 mo. - 9 yr. 0 mo.
91	7 yr. 7 mo.	4 yr. 1 mo. - 9 yr. 1 mo.
92	7 yr. 8 mo.	4 yr. 1 mo. - 9 yr. 2 mo.
93	7 yr. 9 mo.	4 yr. 2 mo. - 9 yr. 3 mo.
94	7 yr. 10 mo.	4 yr. 2 mo. - 9 yr. 4 mo.
95	7 yr. 11 mo.	4 yr. 3 mo. - 9 yr. 6 mo.
96	8 yr. 0 mo.	4 yr. 3 mo. - 9 yr. 7 mo.
97	8 yr. 1 mo.	4 yr. 4 mo. - 9 yr. 8 mo.
98	8 yr. 2 mo.	4 yr. 4 mo. - 9 yr. 9 mo.
99	8 yr. 3 mo.	4 yr. 5 mo. - 9 yr. 10 mo.
100	8 yr. 4 mo.	4 yr. 6 mo. - 10 yr. 0 mo.
101	8 yr. 5 mo.	4 yr. 6 mo. - 10 yr. 1 mo.
102	8 yr. 6 mo.	4 yr. 7 mo. - 10 yr. 2 mo.

Score	Sentence Range Midpoint		Sentence Range	
103	8 yr.	7 mo.	4 yr.	7 mo. - 10 yr. 3 mo.
104	8 yr.	8 mo.	4 yr.	8 mo. - 10 yr. 4 mo.
105	8 yr.	9 mo.	4 yr.	8 mo. - 10 yr. 6 mo.
106	8 yr.	10 mo.	4 yr.	9 mo. - 10 yr. 7 mo.
107	8 yr.	11 mo.	4 yr.	9 mo. - 10 yr. 8 mo.
108	9 yr.	0 mo.	4 yr.	10 mo. - 10 yr. 9 mo.
109	9 yr.	1 mo.	4 yr.	10 mo. - 10 yr. 10 mo.
110	9 yr.	2 mo.	4 yr.	11 mo. - 11 yr. 0 mo.
111	9 yr.	3 mo.	4 yr.	11 mo. - 11 yr. 1 mo.
112	9 yr.	4 mo.	5 yr.	0 mo. - 11 yr. 2 mo.
113	9 yr.	5 mo.	5 yr.	1 mo. - 11 yr. 3 mo.
114	9 yr.	6 mo.	5 yr.	1 mo. - 11 yr. 4 mo.
115	9 yr.	7 mo.	5 yr.	2 mo. - 11 yr. 6 mo.
116	9 yr.	8 mo.	5 yr.	2 mo. - 11 yr. 7 mo.
117	9 yr.	9 mo.	5 yr.	3 mo. - 11 yr. 8 mo.
118	9 yr.	10 mo.	5 yr.	3 mo. - 11 yr. 9 mo.
119	9 yr.	11 mo.	5 yr.	4 mo. - 11 yr. 10 mo.
120	10 yr.	0 mo.	5 yr.	4 mo. - 12 yr. 0 mo.
121	10 yr.	1 mo.	5 yr.	5 mo. - 12 yr. 1 mo.
122	10 yr.	2 mo.	5 yr.	5 mo. - 12 yr. 2 mo.
123	10 yr.	3 mo.	5 yr.	6 mo. - 12 yr. 3 mo.
124	10 yr.	4 mo.	5 yr.	6 mo. - 12 yr. 4 mo.
125	10 yr.	5 mo.	5 yr.	7 mo. - 12 yr. 6 mo.
126	10 yr.	6 mo.	5 yr.	8 mo. - 12 yr. 7 mo.
127	10 yr.	7 mo.	5 yr.	8 mo. - 12 yr. 8 mo.
128	10 yr.	8 mo.	5 yr.	9 mo. - 12 yr. 9 mo.
129	10 yr.	9 mo.	5 yr.	9 mo. - 12 yr. 10 mo.
130	10 yr.	10 mo.	5 yr.	10 mo. - 13 yr. 0 mo.
131	10 yr.	11 mo.	5 yr.	10 mo. - 13 yr. 1 mo.
132	11 yr.	0 mo.	5 yr.	11 mo. - 13 yr. 2 mo.
133	11 yr.	1 mo.	5 yr.	11 mo. - 13 yr. 3 mo.
134	11 yr.	2 mo.	6 yr.	0 mo. - 13 yr. 4 mo.
135	11 yr.	3 mo.	6 yr.	0 mo. - 13 yr. 6 mo.
136	11 yr.	4 mo.	6 yr.	1 mo. - 13 yr. 7 mo.
137	11 yr.	5 mo.	6 yr.	1 mo. - 13 yr. 8 mo.
138	11 yr.	6 mo.	6 yr.	2 mo. - 13 yr. 9 mo.
139	11 yr.	7 mo.	6 yr.	3 mo. - 13 yr. 10 mo.
140	11 yr.	8 mo.	6 yr.	3 mo. - 14 yr. 0 mo.
141	11 yr.	9 mo.	6 yr.	4 mo. - 14 yr. 1 mo.
142	11 yr.	10 mo.	6 yr.	4 mo. - 14 yr. 2 mo.
143	11 yr.	11 mo.	6 yr.	5 mo. - 14 yr. 3 mo.
144	12 yr.	0 mo.	6 yr.	5 mo. - 14 yr. 4 mo.
145	12 yr.	1 mo.	6 yr.	6 mo. - 14 yr. 6 mo.
146	12 yr.	2 mo.	6 yr.	6 mo. - 14 yr. 7 mo.
147	12 yr.	3 mo.	6 yr.	7 mo. - 14 yr. 8 mo.
148	12 yr.	4 mo.	6 yr.	7 mo. - 14 yr. 9 mo.
149	12 yr.	5 mo.	6 yr.	8 mo. - 14 yr. 10 mo.
150	12 yr.	6 mo.	6 yr.	9 mo. - 15 yr. 0 mo.

Score	Sentence Range Midpoint		Sentence Range	
151	12 yr.	7 mo.	6 yr.	9 mo. - 15 yr. 1 mo.
152	12 yr.	8 mo.	6 yr.	10 mo. - 15 yr. 2 mo.
153	12 yr.	9 mo.	6 yr.	10 mo. - 15 yr. 3 mo.
154	12 yr.	10 mo.	6 yr.	11 mo. - 15 yr. 4 mo.
155	12 yr.	11 mo.	6 yr.	11 mo. - 15 yr. 6 mo.
156	13 yr.	0 mo.	7 yr.	0 mo. - 15 yr. 7 mo.
157	13 yr.	1 mo.	7 yr.	0 mo. - 15 yr. 8 mo.
158	13 yr.	2 mo.	7 yr.	1 mo. - 15 yr. 9 mo.
159	13 yr.	3 mo.	7 yr.	1 mo. - 15 yr. 10 mo.
160	13 yr.	4 mo.	7 yr.	2 mo. - 16 yr. 0 mo.
161	13 yr.	5 mo.	7 yr.	2 mo. - 16 yr. 1 mo.
162	13 yr.	6 mo.	7 yr.	3 mo. - 16 yr. 2 mo.
163	13 yr.	7 mo.	7 yr.	4 mo. - 16 yr. 3 mo.
164	13 yr.	8 mo.	7 yr.	4 mo. - 16 yr. 4 mo.
165	13 yr.	9 mo.	7 yr.	5 mo. - 16 yr. 6 mo.
166	13 yr.	10 mo.	7 yr.	5 mo. - 16 yr. 7 mo.
167	13 yr.	11 mo.	7 yr.	6 mo. - 16 yr. 8 mo.
168	14 yr.	0 mo.	7 yr.	6 mo. - 16 yr. 9 mo.
169	14 yr.	1 mo.	7 yr.	7 mo. - 16 yr. 10 mo.
170	14 yr.	2 mo.	7 yr.	7 mo. - 17 yr. 0 mo.
171	14 yr.	3 mo.	7 yr.	8 mo. - 17 yr. 1 mo.
172	14 yr.	4 mo.	7 yr.	8 mo. - 17 yr. 2 mo.
173	14 yr.	5 mo.	7 yr.	9 mo. - 17 yr. 3 mo.
174	14 yr.	6 mo.	7 yr.	9 mo. - 17 yr. 4 mo.
175	14 yr.	7 mo.	7 yr.	10 mo. - 17 yr. 6 mo.
176	14 yr.	8 mo.	7 yr.	11 mo. - 17 yr. 7 mo.
177	14 yr.	9 mo.	7 yr.	11 mo. - 17 yr. 8 mo.
178	14 yr.	10 mo.	8 yr.	0 mo. - 17 yr. 9 mo.
179	14 yr.	11 mo.	8 yr.	0 mo. - 17 yr. 10 mo.
180	15 yr.	0 mo.	8 yr.	1 mo. - 18 yr. 0 mo.
181	15 yr.	1 mo.	8 yr.	1 mo. - 18 yr. 1 mo.
182	15 yr.	2 mo.	8 yr.	2 mo. - 18 yr. 2 mo.
183	15 yr.	3 mo.	8 yr.	2 mo. - 18 yr. 4 mo.
184	15 yr.	4 mo.	8 yr.	3 mo. - 18 yr. 5 mo.
185	15 yr.	5 mo.	8 yr.	3 mo. - 18 yr. 6 mo.
186	15 yr.	6 mo.	8 yr.	4 mo. - 18 yr. 7 mo.
187	15 yr.	7 mo.	8 yr.	4 mo. - 18 yr. 8 mo.
188	15 yr.	8 mo.	8 yr.	5 mo. - 18 yr. 10 mo.
189	15 yr.	9 mo.	8 yr.	6 mo. - 18 yr. 11 mo.
190	15 yr.	10 mo.	8 yr.	6 mo. - 19 yr. 0 mo.
191	15 yr.	11 mo.	8 yr.	7 mo. - 19 yr. 1 mo.
192	16 yr.	0 mo.	8 yr.	7 mo. - 19 yr. 2 mo.
193	16 yr.	1 mo.	8 yr.	8 mo. - 19 yr. 4 mo.
194	16 yr.	2 mo.	8 yr.	8 mo. - 19 yr. 5 mo.
195	16 yr.	3 mo.	8 yr.	9 mo. - 19 yr. 6 mo.
196	16 yr.	4 mo.	8 yr.	9 mo. - 19 yr. 7 mo.
197	16 yr.	5 mo.	8 yr.	10 mo. - 19 yr. 8 mo.
198	16 yr.	6 mo.	8 yr.	10 mo. - 19 yr. 10 mo.

❖ Assault • Section C Recommendation Table

Score	Sentence Range Midpoint		Sentence Range	
199	16 yr.	7 mo.	8 yr.	11 mo. - 19 yr. 11 mo.
200	16 yr.	8 mo.	9 yr.	0 mo. - 20 yr. 0 mo.
201	16 yr.	9 mo.	9 yr.	0 mo. - 20 yr. 1 mo.
202	16 yr.	10 mo.	9 yr.	1 mo. - 20 yr. 2 mo.
203	16 yr.	11 mo.	9 yr.	1 mo. - 20 yr. 4 mo.
204	17 yr.	0 mo.	9 yr.	2 mo. - 20 yr. 5 mo.
205	17 yr.	1 mo.	9 yr.	2 mo. - 20 yr. 6 mo.
206	17 yr.	2 mo.	9 yr.	3 mo. - 20 yr. 7 mo.
207	17 yr.	3 mo.	9 yr.	3 mo. - 20 yr. 8 mo.
208	17 yr.	4 mo.	9 yr.	4 mo. - 20 yr. 10 mo.
209	17 yr.	5 mo.	9 yr.	4 mo. - 20 yr. 11 mo.
210	17 yr.	6 mo.	9 yr.	5 mo. - 21 yr. 0 mo.
211	17 yr.	7 mo.	9 yr.	5 mo. - 21 yr. 1 mo.
212	17 yr.	8 mo.	9 yr.	6 mo. - 21 yr. 2 mo.
213	17 yr.	9 mo.	9 yr.	7 mo. - 21 yr. 4 mo.
214	17 yr.	10 mo.	9 yr.	7 mo. - 21 yr. 5 mo.
215	17 yr.	11 mo.	9 yr.	8 mo. - 21 yr. 6 mo.
216	18 yr.	0 mo.	9 yr.	8 mo. - 21 yr. 7 mo.
217	18 yr.	1 mo.	9 yr.	9 mo. - 21 yr. 8 mo.
218	18 yr.	2 mo.	9 yr.	9 mo. - 21 yr. 10 mo.
219	18 yr.	3 mo.	9 yr.	10 mo. - 21 yr. 11 mo.
220	18 yr.	4 mo.	9 yr.	10 mo. - 22 yr. 0 mo.
221	18 yr.	5 mo.	9 yr.	11 mo. - 22 yr. 1 mo.
222	18 yr.	6 mo.	9 yr.	11 mo. - 22 yr. 2 mo.
223	18 yr.	7 mo.	10 yr.	0 mo. - 22 yr. 4 mo.
224	18 yr.	8 mo.	10 yr.	0 mo. - 22 yr. 5 mo.
225	18 yr.	9 mo.	10 yr.	1 mo. - 22 yr. 6 mo.
226	18 yr.	10 mo.	10 yr.	2 mo. - 22 yr. 7 mo.
227	18 yr.	11 mo.	10 yr.	2 mo. - 22 yr. 8 mo.
228	19 yr.	0 mo.	10 yr.	3 mo. - 22 yr. 10 mo.
229	19 yr.	1 mo.	10 yr.	3 mo. - 22 yr. 11 mo.
230	19 yr.	2 mo.	10 yr.	4 mo. - 23 yr. 0 mo.
231	19 yr.	3 mo.	10 yr.	4 mo. - 23 yr. 1 mo.
232	19 yr.	4 mo.	10 yr.	5 mo. - 23 yr. 2 mo.
233	19 yr.	5 mo.	10 yr.	5 mo. - 23 yr. 4 mo.
234	19 yr.	6 mo.	10 yr.	6 mo. - 23 yr. 5 mo.
235	19 yr.	7 mo.	10 yr.	6 mo. - 23 yr. 6 mo.
236	19 yr.	8 mo.	10 yr.	7 mo. - 23 yr. 7 mo.
237	19 yr.	9 mo.	10 yr.	7 mo. - 23 yr. 8 mo.
238	19 yr.	10 mo.	10 yr.	8 mo. - 23 yr. 10 mo.
239	19 yr.	11 mo.	10 yr.	9 mo. - 23 yr. 11 mo.
240	20 yr.	0 mo.	10 yr.	9 mo. - 24 yr. 0 mo.
241	20 yr.	1 mo.	10 yr.	10 mo. - 24 yr. 1 mo.
242	20 yr.	2 mo.	10 yr.	10 mo. - 24 yr. 2 mo.
243	20 yr.	3 mo.	10 yr.	11 mo. - 24 yr. 4 mo.
244	20 yr.	4 mo.	10 yr.	11 mo. - 24 yr. 5 mo.
245	20 yr.	5 mo.	11 yr.	0 mo. - 24 yr. 6 mo.
246	20 yr.	6 mo.	11 yr.	0 mo. - 24 yr. 7 mo.

Score	Sentence Range Midpoint		Sentence Range	
247	20 yr.	7 mo.	11 yr.	1 mo. - 24 yr. 8 mo.
248	20 yr.	8 mo.	11 yr.	1 mo. - 24 yr. 10 mo.
249	20 yr.	9 mo.	11 yr.	2 mo. - 24 yr. 11 mo.
250	20 yr.	10 mo.	11 yr.	3 mo. - 25 yr. 0 mo.
251	20 yr.	11 mo.	11 yr.	3 mo. - 25 yr. 1 mo.
252	21 yr.	0 mo.	11 yr.	4 mo. - 25 yr. 2 mo.
253	21 yr.	1 mo.	11 yr.	4 mo. - 25 yr. 4 mo.
254	21 yr.	2 mo.	11 yr.	5 mo. - 25 yr. 5 mo.
255	21 yr.	3 mo.	11 yr.	5 mo. - 25 yr. 6 mo.
256	21 yr.	4 mo.	11 yr.	6 mo. - 25 yr. 7 mo.
257	21 yr.	5 mo.	11 yr.	6 mo. - 25 yr. 8 mo.
258	21 yr.	6 mo.	11 yr.	7 mo. - 25 yr. 10 mo.
259	21 yr.	7 mo.	11 yr.	7 mo. - 25 yr. 11 mo.
260	21 yr.	8 mo.	11 yr.	8 mo. - 26 yr. 0 mo.
261	21 yr.	9 mo.	11 yr.	8 mo. - 26 yr. 1 mo.
262	21 yr.	10 mo.	11 yr.	9 mo. - 26 yr. 2 mo.
263	21 yr.	11 mo.	11 yr.	10 mo. - 26 yr. 4 mo.
264	22 yr.	0 mo.	11 yr.	10 mo. - 26 yr. 5 mo.
265	22 yr.	1 mo.	11 yr.	11 mo. - 26 yr. 6 mo.
266	22 yr.	2 mo.	11 yr.	11 mo. - 26 yr. 7 mo.
267	22 yr.	3 mo.	12 yr.	0 mo. - 26 yr. 8 mo.
268	22 yr.	4 mo.	12 yr.	0 mo. - 26 yr. 10 mo.
269	22 yr.	5 mo.	12 yr.	1 mo. - 26 yr. 11 mo.
270	22 yr.	6 mo.	12 yr.	1 mo. - 27 yr. 0 mo.
271	22 yr.	7 mo.	12 yr.	2 mo. - 27 yr. 1 mo.
272	22 yr.	8 mo.	12 yr.	2 mo. - 27 yr. 2 mo.
273	22 yr.	9 mo.	12 yr.	3 mo. - 27 yr. 4 mo.
274	22 yr.	10 mo.	12 yr.	3 mo. - 27 yr. 5 mo.
275	22 yr.	11 mo.	12 yr.	4 mo. - 27 yr. 6 mo.
276	23 yr.	0 mo.	12 yr.	5 mo. - 27 yr. 7 mo.
277	23 yr.	1 mo.	12 yr.	5 mo. - 27 yr. 8 mo.
278	23 yr.	2 mo.	12 yr.	6 mo. - 27 yr. 10 mo.
279	23 yr.	3 mo.	12 yr.	6 mo. - 27 yr. 11 mo.
280	23 yr.	4 mo.	12 yr.	7 mo. - 28 yr. 0 mo.
281	23 yr.	5 mo.	12 yr.	7 mo. - 28 yr. 1 mo.
282	23 yr.	6 mo.	12 yr.	8 mo. - 28 yr. 2 mo.
283	23 yr.	7 mo.	12 yr.	8 mo. - 28 yr. 4 mo.
284	23 yr.	8 mo.	12 yr.	9 mo. - 28 yr. 5 mo.
285	23 yr.	9 mo.	12 yr.	9 mo. - 28 yr. 6 mo.
286	23 yr.	10 mo.	12 yr.	10 mo. - 28 yr. 7 mo.
287	23 yr.	11 mo.	12 yr.	10 mo. - 28 yr. 8 mo.
288	24 yr.	0 mo.	12 yr.	11 mo. - 28 yr. 10 mo.
289	24 yr.	1 mo.	13 yr.	0 mo. - 28 yr. 11 mo.
290	24 yr.	2 mo.	13 yr.	0 mo. - 29 yr. 0 mo.
291	24 yr.	3 mo.	13 yr.	1 mo. - 29 yr. 1 mo.
292	24 yr.	4 mo.	13 yr.	1 mo. - 29 yr. 2 mo.
293	24 yr.	5 mo.	13 yr.	2 mo. - 29 yr. 4 mo.
294	24 yr.	6 mo.	13 yr.	2 mo. - 29 yr. 5 mo.

Score	Sentence Range Midpoint		Sentence Range		
295	24 yr.	7 mo.	13 yr.	3 mo. - 29 yr.	6 mo.
296	24 yr.	8 mo.	13 yr.	3 mo. - 29 yr.	7 mo.
297	24 yr.	9 mo.	13 yr.	4 mo. - 29 yr.	8 mo.
298	24 yr.	10 mo.	13 yr.	4 mo. - 29 yr.	10 mo.
299	24 yr.	11 mo.	13 yr.	5 mo. - 29 yr.	11 mo.
300	25 yr.	0 mo.	13 yr.	6 mo. - 30 yr.	0 mo.
301	25 yr.	1 mo.	13 yr.	6 mo. - 30 yr.	1 mo.
302	25 yr.	2 mo.	13 yr.	7 mo. - 30 yr.	2 mo.
303	25 yr.	3 mo.	13 yr.	7 mo. - 30 yr.	4 mo.
304	25 yr.	4 mo.	13 yr.	8 mo. - 30 yr.	5 mo.
305	25 yr.	5 mo.	13 yr.	8 mo. - 30 yr.	6 mo.
306	25 yr.	6 mo.	13 yr.	9 mo. - 30 yr.	7 mo.
307	25 yr.	7 mo.	13 yr.	9 mo. - 30 yr.	8 mo.
308	25 yr.	8 mo.	13 yr.	10 mo. - 30 yr.	10 mo.
309	25 yr.	9 mo.	13 yr.	10 mo. - 30 yr.	11 mo.
310	25 yr.	10 mo.	13 yr.	11 mo. - 31 yr.	0 mo.
311	25 yr.	11 mo.	13 yr.	11 mo. - 31 yr.	1 mo.
312	26 yr.	0 mo.	14 yr.	0 mo. - 31 yr.	2 mo.
313	26 yr.	1 mo.	14 yr.	1 mo. - 31 yr.	4 mo.
314	26 yr.	2 mo.	14 yr.	1 mo. - 31 yr.	5 mo.
315	26 yr.	3 mo.	14 yr.	2 mo. - 31 yr.	6 mo.
316	26 yr.	4 mo.	14 yr.	2 mo. - 31 yr.	7 mo.
317	26 yr.	5 mo.	14 yr.	3 mo. - 31 yr.	8 mo.
318	26 yr.	6 mo.	14 yr.	3 mo. - 31 yr.	10 mo.
319	26 yr.	7 mo.	14 yr.	4 mo. - 31 yr.	11 mo.
320	26 yr.	8 mo.	14 yr.	4 mo. - 32 yr.	0 mo.
321	26 yr.	9 mo.	14 yr.	5 mo. - 32 yr.	1 mo.
322	26 yr.	10 mo.	14 yr.	5 mo. - 32 yr.	2 mo.
323	26 yr.	11 mo.	14 yr.	6 mo. - 32 yr.	4 mo.
324	27 yr.	0 mo.	14 yr.	6 mo. - 32 yr.	5 mo.
325	27 yr.	1 mo.	14 yr.	7 mo. - 32 yr.	6 mo.
326	27 yr.	2 mo.	14 yr.	8 mo. - 32 yr.	7 mo.
327	27 yr.	3 mo.	14 yr.	8 mo. - 32 yr.	8 mo.
328	27 yr.	4 mo.	14 yr.	9 mo. - 32 yr.	10 mo.
329	27 yr.	5 mo.	14 yr.	9 mo. - 32 yr.	11 mo.
330	27 yr.	6 mo.	14 yr.	10 mo. - 33 yr.	0 mo.
331	27 yr.	7 mo.	14 yr.	10 mo. - 33 yr.	1 mo.
332	27 yr.	8 mo.	14 yr.	11 mo. - 33 yr.	2 mo.
333	27 yr.	9 mo.	14 yr.	11 mo. - 33 yr.	4 mo.
334	27 yr.	10 mo.	15 yr.	0 mo. - 33 yr.	5 mo.
335	27 yr.	11 mo.	15 yr.	0 mo. - 33 yr.	6 mo.
336	28 yr.	0 mo.	15 yr.	1 mo. - 33 yr.	7 mo.
337	28 yr.	1 mo.	15 yr.	1 mo. - 33 yr.	8 mo.
338	28 yr.	2 mo.	15 yr.	2 mo. - 33 yr.	10 mo.
339	28 yr.	3 mo.	15 yr.	3 mo. - 33 yr.	11 mo.
340	28 yr.	4 mo.	15 yr.	3 mo. - 34 yr.	0 mo.
341	28 yr.	5 mo.	15 yr.	4 mo. - 34 yr.	1 mo.
342	28 yr.	6 mo.	15 yr.	4 mo. - 34 yr.	2 mo.

Score	Sentence Range Midpoint		Sentence Range		
343	28 yr.	7 mo.	15 yr.	5 mo. - 34 yr.	4 mo.
344	28 yr.	8 mo.	15 yr.	5 mo. - 34 yr.	5 mo.
345	28 yr.	9 mo.	15 yr.	6 mo. - 34 yr.	6 mo.
346	28 yr.	10 mo.	15 yr.	6 mo. - 34 yr.	7 mo.
347	28 yr.	11 mo.	15 yr.	7 mo. - 34 yr.	8 mo.
348	29 yr.	0 mo.	15 yr.	7 mo. - 34 yr.	10 mo.
349	29 yr.	1 mo.	15 yr.	8 mo. - 34 yr.	11 mo.
350	29 yr.	2 mo.	15 yr.	9 mo. - 35 yr.	0 mo.
351	29 yr.	3 mo.	15 yr.	9 mo. - 35 yr.	1 mo.
352	29 yr.	4 mo.	15 yr.	10 mo. - 35 yr.	2 mo.
353	29 yr.	5 mo.	15 yr.	10 mo. - 35 yr.	4 mo.
354	29 yr.	6 mo.	15 yr.	11 mo. - 35 yr.	5 mo.
355	29 yr.	7 mo.	15 yr.	11 mo. - 35 yr.	6 mo.
356	29 yr.	8 mo.	16 yr.	0 mo. - 35 yr.	7 mo.
357	29 yr.	9 mo.	16 yr.	0 mo. - 35 yr.	8 mo.
358	29 yr.	10 mo.	16 yr.	1 mo. - 35 yr.	10 mo.
359	29 yr.	11 mo.	16 yr.	1 mo. - 35 yr.	11 mo.
360	30 yr.	0 mo.	16 yr.	2 mo. - 36 yr.	0 mo.
361	30 yr.	1 mo.	16 yr.	2 mo. - 36 yr.	1 mo.
362	30 yr.	2 mo.	16 yr.	3 mo. - 36 yr.	2 mo.
363	30 yr.	3 mo.	16 yr.	4 mo. - 36 yr.	4 mo.
364	30 yr.	4 mo.	16 yr.	4 mo. - 36 yr.	5 mo.
365	30 yr.	5 mo.	16 yr.	5 mo. - 36 yr.	6 mo.
366	30 yr.	6 mo.	16 yr.	5 mo. - 36 yr.	7 mo.
367	30 yr.	7 mo.	16 yr.	6 mo. - 36 yr.	8 mo.
368	30 yr.	8 mo.	16 yr.	6 mo. - 36 yr.	10 mo.
369	30 yr.	9 mo.	16 yr.	7 mo. - 36 yr.	11 mo.
370	30 yr.	10 mo.	16 yr.	7 mo. - 37 yr.	0 mo.
371	30 yr.	11 mo.	16 yr.	8 mo. - 37 yr.	1 mo.
372	31 yr.	0 mo.	16 yr.	8 mo. - 37 yr.	2 mo.
373	31 yr.	1 mo.	16 yr.	9 mo. - 37 yr.	4 mo.
374	31 yr.	2 mo.	16 yr.	9 mo. - 37 yr.	5 mo.
375	31 yr.	3 mo.	16 yr.	10 mo. - 37 yr.	6 mo.
376	31 yr.	4 mo.	16 yr.	11 mo. - 37 yr.	7 mo.
377	31 yr.	5 mo.	16 yr.	11 mo. - 37 yr.	8 mo.
378	31 yr.	6 mo.	17 yr.	0 mo. - 37 yr.	10 mo.
379	31 yr.	7 mo.	17 yr.	0 mo. - 37 yr.	11 mo.
380	31 yr.	8 mo.	17 yr.	1 mo. - 38 yr.	0 mo.
381	31 yr.	9 mo.	17 yr.	1 mo. - 38 yr.	1 mo.
382	31 yr.	10 mo.	17 yr.	2 mo. - 38 yr.	2 mo.
383	31 yr.	11 mo.	17 yr.	2 mo. - 38 yr.	4 mo.
384	32 yr.	0 mo.	17 yr.	3 mo. - 38 yr.	5 mo.
385	32 yr.	1 mo.	17 yr.	3 mo. - 38 yr.	6 mo.
386	32 yr.	2 mo.	17 yr.	4 mo. - 38 yr.	7 mo.
387	32 yr.	3 mo.	17 yr.	4 mo. - 38 yr.	8 mo.
388	32 yr.	4 mo.	17 yr.	5 mo. - 38 yr.	10 mo.
389	32 yr.	5 mo.	17 yr.	6 mo. - 38 yr.	11 mo.
390	32 yr.	6 mo.	17 yr.	6 mo. - 39 yr.	0 mo.

❖ Assault • Section C Recommendation Table

Score	Sentence Range Midpoint		Sentence Range		
391	32 yr.	7 mo.	17 yr.	7 mo.	- 39 yr. 1 mo.
392	32 yr.	8 mo.	17 yr.	7 mo.	- 39 yr. 2 mo.
393	32 yr.	9 mo.	17 yr.	8 mo.	- 39 yr. 4 mo.
394	32 yr.	10 mo.	17 yr.	8 mo.	- 39 yr. 5 mo.
395	32 yr.	11 mo.	17 yr.	9 mo.	- 39 yr. 6 mo.
396	33 yr.	0 mo.	17 yr.	9 mo.	- 39 yr. 7 mo.
397	33 yr.	1 mo.	17 yr.	10 mo.	- 39 yr. 8 mo.
398	33 yr.	2 mo.	17 yr.	10 mo.	- 39 yr. 10 mo.
399	33 yr.	3 mo.	17 yr.	11 mo.	- 39 yr. 11 mo.
400	33 yr.	4 mo.	18 yr.	0 mo.	- 40 yr. 0 mo.
401	33 yr.	5 mo.	18 yr.	1 mo.	- 40 yr. 1 mo.
402	33 yr.	6 mo.	18 yr.	2 mo.	- 40 yr. 2 mo.
403	33 yr.	7 mo.	18 yr.	4 mo.	- 40 yr. 4 mo.
404	33 yr.	8 mo.	18 yr.	6 mo.	- 40 yr. 5 mo.
405	33 yr.	9 mo.	18 yr.	8 mo.	- 40 yr. 6 mo.
406	33 yr.	10 mo.	18 yr.	10 mo.	- 40 yr. 7 mo.
407	33 yr.	11 mo.	19 yr.	1 mo.	- 40 yr. 8 mo.
408	34 yr.	0 mo.	19 yr.	4 mo.	- 40 yr. 10 mo.
409	34 yr.	1 mo.	19 yr.	7 mo.	- 40 yr. 11 mo.
410	34 yr.	2 mo.	19 yr.	10 mo.	- 41 yr. 0 mo.
411	34 yr.	3 mo.	20 yr.	2 mo.	- 41 yr. 1 mo.
412	34 yr.	4 mo.	20 yr.	6 mo.	- 41 yr. 2 mo.
413	34 yr.	5 mo.	20 yr.	10 mo.	- 41 yr. 4 mo.
414	34 yr.	6 mo.	21 yr.	3 mo.	- 41 yr. 5 mo.
415	34 yr.	7 mo.	21 yr.	8 mo.	- 41 yr. 6 mo.
416	34 yr.	8 mo.	22 yr.	1 mo.	- 41 yr. 7 mo.
417	34 yr.	9 mo.	22 yr.	6 mo.	- 41 yr. 8 mo.
418	34 yr.	10 mo.	22 yr.	11 mo.	- 41 yr. 10 mo.
419	34 yr.	11 mo.	23 yr.	4 mo.	- 41 yr. 11 mo.
420	35 yr.	0 mo.	23 yr.	9 mo.	- 42 yr. 0 mo.
421	35 yr.	1 mo.	24 yr.	1 mo.	- 42 yr. 1 mo.
422	35 yr.	2 mo.	24 yr.	5 mo.	- 42 yr. 2 mo.
423	35 yr.	3 mo.	24 yr.	9 mo.	- 42 yr. 4 mo.
424	35 yr.	4 mo.	25 yr.	1 mo.	- 42 yr. 5 mo.
425	35 yr.	5 mo.	25 yr.	5 mo.	- 42 yr. 6 mo.
426	35 yr.	6 mo.	25 yr.	8 mo.	- 42 yr. 7 mo.
427	35 yr.	7 mo.	25 yr.	11 mo.	- 42 yr. 8 mo.
428	35 yr.	8 mo.	26 yr.	2 mo.	- 42 yr. 10 mo.
429	35 yr.	9 mo.	26 yr.	4 mo.	- 42 yr. 11 mo.
430	35 yr.	10 mo.	26 yr.	6 mo.	- 43 yr. 0 mo.
431	35 yr.	11 mo.	26 yr.	8 mo.	- 43 yr. 1 mo.
432	36 yr.	0 mo.	26 yr.	10 mo.	- 43 yr. 2 mo.
433	36 yr.	1 mo.	26 yr.	11 mo.	- 43 yr. 4 mo.
434	36 yr.	2 mo.	27 yr.	0 mo.	- 43 yr. 5 mo.
435	36 yr.	3 mo.	27 yr.	1 mo.	- 43 yr. 6 mo.
436	36 yr.	4 mo.	27 yr.	2 mo.	- 43 yr. 7 mo.
437	36 yr.	5 mo.	27 yr.	3 mo.	- 43 yr. 8 mo.
438	36 yr.	6 mo.	27 yr.	4 mo.	- 43 yr. 10 mo.

Score	Sentence Range Midpoint		Sentence Range		
439	36 yr.	7 mo.	27 yr.	5 mo.	- 43 yr. 11 mo.
440	36 yr.	8 mo.	27 yr.	6 mo.	- 44 yr. 0 mo.
441	36 yr.	9 mo.	27 yr.	7 mo.	- 44 yr. 1 mo.
442	36 yr.	10 mo.	27 yr.	8 mo.	- 44 yr. 2 mo.
443	36 yr.	11 mo.	27 yr.	8 mo.	- 44 yr. 4 mo.
444	37 yr.	0 mo.	27 yr.	9 mo.	- 44 yr. 5 mo.
445	37 yr.	1 mo.	27 yr.	10 mo.	- 44 yr. 6 mo.
446	37 yr.	2 mo.	27 yr.	11 mo.	- 44 yr. 7 mo.
447	37 yr.	3 mo.	27 yr.	11 mo.	- 44 yr. 8 mo.
448	37 yr.	4 mo.	28 yr.	0 mo.	- 44 yr. 10 mo.
449	37 yr.	5 mo.	28 yr.	1 mo.	- 44 yr. 11 mo.
450	37 yr.	6 mo.	28 yr.	2 mo.	- 45 yr. 0 mo.
451	37 yr.	7 mo.	28 yr.	2 mo.	- 45 yr. 1 mo.
452	37 yr.	8 mo.	28 yr.	3 mo.	- 45 yr. 2 mo.
453	37 yr.	9 mo.	28 yr.	4 mo.	- 45 yr. 4 mo.
454	37 yr.	10 mo.	28 yr.	5 mo.	- 45 yr. 5 mo.
455	37 yr.	11 mo.	28 yr.	5 mo.	- 45 yr. 6 mo.
456	38 yr.	0 mo.	28 yr.	6 mo.	- 45 yr. 7 mo.
457	38 yr.	1 mo.	28 yr.	7 mo.	- 45 yr. 8 mo.
458	38 yr.	2 mo.	28 yr.	8 mo.	- 45 yr. 10 mo.
459	38 yr.	3 mo.	28 yr.	8 mo.	- 45 yr. 11 mo.
460	38 yr.	4 mo.	28 yr.	9 mo.	- 46 yr. 0 mo.
461	38 yr.	5 mo.	28 yr.	10 mo.	- 46 yr. 1 mo.
462	38 yr.	6 mo.	28 yr.	11 mo.	- 46 yr. 2 mo.
463	38 yr.	7 mo.	28 yr.	11 mo.	- 46 yr. 4 mo.
464	38 yr.	8 mo.	29 yr.	0 mo.	- 46 yr. 5 mo.
465	38 yr.	9 mo.	29 yr.	1 mo.	- 46 yr. 6 mo.
466	38 yr.	10 mo.	29 yr.	2 mo.	- 46 yr. 7 mo.
467	38 yr.	11 mo.	29 yr.	2 mo.	- 46 yr. 8 mo.
468	39 yr.	0 mo.	29 yr.	3 mo.	- 46 yr. 10 mo.
469	39 yr.	1 mo.	29 yr.	4 mo.	- 46 yr. 11 mo.
470	39 yr.	2 mo.	29 yr.	5 mo.	- 47 yr. 0 mo.
471	39 yr.	3 mo.	29 yr.	5 mo.	- 47 yr. 1 mo.
472	39 yr.	4 mo.	29 yr.	6 mo.	- 47 yr. 2 mo.
473	39 yr.	5 mo.	29 yr.	7 mo.	- 47 yr. 4 mo.
474	39 yr.	6 mo.	29 yr.	8 mo.	- 47 yr. 5 mo.
475	39 yr.	7 mo.	29 yr.	8 mo.	- 47 yr. 6 mo.
476	39 yr.	8 mo.	29 yr.	9 mo.	- 47 yr. 7 mo.
477	39 yr.	9 mo.	29 yr.	10 mo.	- 47 yr. 8 mo.
478	39 yr.	10 mo.	29 yr.	11 mo.	- 47 yr. 10 mo.
479	39 yr.	11 mo.	29 yr.	11 mo.	- 47 yr. 11 mo.
480	40 yr.	0 mo.	30 yr.	0 mo.	- 48 yr. 0 mo.
481	40 yr.	1 mo.	30 yr.	1 mo.	- 48 yr. 1 mo.
482	40 yr.	2 mo.	30 yr.	2 mo.	- 48 yr. 2 mo.
483	40 yr.	3 mo.	30 yr.	2 mo.	- 48 yr. 4 mo.
484	40 yr.	4 mo.	30 yr.	3 mo.	- 48 yr. 5 mo.
485	40 yr.	5 mo.	30 yr.	4 mo.	- 48 yr. 6 mo.
486	40 yr.	6 mo.	30 yr.	5 mo.	- 48 yr. 7 mo.

Score	Sentence Range Midpoint		Sentence Range		
487	40 yr.	7 mo.	30 yr.	5 mo.	- 48 yr. 8 mo.
488	40 yr.	8 mo.	30 yr.	6 mo.	- 48 yr. 10 mo.
489	40 yr.	9 mo.	30 yr.	7 mo.	- 48 yr. 11 mo.
490	40 yr.	10 mo.	30 yr.	8 mo.	- 49 yr. 0 mo.
491	40 yr.	11 mo.	30 yr.	8 mo.	- 49 yr. 1 mo.
492	41 yr.	0 mo.	30 yr.	9 mo.	- 49 yr. 2 mo.
493	41 yr.	1 mo.	30 yr.	10 mo.	- 49 yr. 4 mo.
494	41 yr.	2 mo.	30 yr.	11 mo.	- 49 yr. 5 mo.
495	41 yr.	3 mo.	30 yr.	11 mo.	- 49 yr. 6 mo.
496	41 yr.	4 mo.	31 yr.	0 mo.	- 49 yr. 7 mo.
497	41 yr.	5 mo.	31 yr.	1 mo.	- 49 yr. 8 mo.
498	41 yr.	6 mo.	31 yr.	2 mo.	- 49 yr. 10 mo.
499	41 yr.	7 mo.	31 yr.	2 mo.	- 49 yr. 11 mo.
500	41 yr.	8 mo.	31 yr.	3 mo.	- 50 yr. 0 mo.
501	41 yr.	9 mo.	31 yr.	4 mo.	- 50 yr. 1 mo.
502	41 yr.	10 mo.	31 yr.	5 mo.	- 50 yr. 2 mo.
503	41 yr.	11 mo.	31 yr.	5 mo.	- 50 yr. 4 mo.
504	42 yr.	0 mo.	31 yr.	6 mo.	- 50 yr. 5 mo.
505	42 yr.	1 mo.	31 yr.	7 mo.	- 50 yr. 6 mo.
506	42 yr.	2 mo.	31 yr.	8 mo.	- 50 yr. 7 mo.
507	42 yr.	3 mo.	31 yr.	8 mo.	- 50 yr. 8 mo.
508	42 yr.	4 mo.	31 yr.	9 mo.	- 50 yr. 10 mo.
509	42 yr.	5 mo.	31 yr.	10 mo.	- 50 yr. 11 mo.
510	42 yr.	6 mo.	31 yr.	11 mo.	- 51 yr. 0 mo.
511	42 yr.	7 mo.	31 yr.	11 mo.	- 51 yr. 1 mo.
512	42 yr.	8 mo.	32 yr.	0 mo.	- 51 yr. 2 mo.
513	42 yr.	9 mo.	32 yr.	1 mo.	- 51 yr. 4 mo.
514	42 yr.	10 mo.	32 yr.	2 mo.	- 51 yr. 5 mo.
515	42 yr.	11 mo.	32 yr.	2 mo.	- 51 yr. 6 mo.
516	43 yr.	0 mo.	32 yr.	3 mo.	- 51 yr. 7 mo.
517	43 yr.	1 mo.	32 yr.	4 mo.	- 51 yr. 8 mo.
518	43 yr.	2 mo.	32 yr.	5 mo.	- 51 yr. 10 mo.
519	43 yr.	3 mo.	32 yr.	5 mo.	- 51 yr. 11 mo.
520	43 yr.	4 mo.	32 yr.	6 mo.	- 52 yr. 0 mo.
521	43 yr.	5 mo.	32 yr.	7 mo.	- 52 yr. 1 mo.
522	43 yr.	6 mo.	32 yr.	8 mo.	- 52 yr. 2 mo.
523	43 yr.	7 mo.	32 yr.	8 mo.	- 52 yr. 4 mo.
524	43 yr.	8 mo.	32 yr.	9 mo.	- 52 yr. 5 mo.
525	43 yr.	9 mo.	32 yr.	10 mo.	- 52 yr. 6 mo.
526	43 yr.	10 mo.	32 yr.	11 mo.	- 52 yr. 7 mo.
527	43 yr.	11 mo.	32 yr.	11 mo.	- 52 yr. 8 mo.
528	44 yr.	0 mo.	33 yr.	0 mo.	- 52 yr. 10 mo.
529	44 yr.	1 mo.	33 yr.	1 mo.	- 52 yr. 11 mo.
530	44 yr.	2 mo.	33 yr.	2 mo.	- 53 yr. 0 mo.
531	44 yr.	3 mo.	33 yr.	2 mo.	- 53 yr. 1 mo.
532	44 yr.	4 mo.	33 yr.	3 mo.	- 53 yr. 2 mo.
533	44 yr.	5 mo.	33 yr.	4 mo.	- 53 yr. 4 mo.
534	44 yr.	6 mo.	33 yr.	5 mo.	- 53 yr. 5 mo.

Score	Sentence Range Midpoint		Sentence Range		
535	44 yr.	7 mo.	33 yr.	5 mo.	- 53 yr. 6 mo.
536	44 yr.	8 mo.	33 yr.	6 mo.	- 53 yr. 7 mo.
537	44 yr.	9 mo.	33 yr.	7 mo.	- 53 yr. 8 mo.
538	44 yr.	10 mo.	33 yr.	8 mo.	- 53 yr. 10 mo.
539	44 yr.	11 mo.	33 yr.	8 mo.	- 53 yr. 11 mo.
540	45 yr.	0 mo.	33 yr.	9 mo.	- 54 yr. 0 mo.
541	45 yr.	1 mo.	33 yr.	10 mo.	- 54 yr. 1 mo.
542	45 yr.	2 mo.	33 yr.	11 mo.	- 54 yr. 2 mo.
543	45 yr.	3 mo.	33 yr.	11 mo.	- 54 yr. 4 mo.
544	45 yr.	4 mo.	34 yr.	0 mo.	- 54 yr. 5 mo.
545	45 yr.	5 mo.	34 yr.	1 mo.	- 54 yr. 6 mo.
546	45 yr.	6 mo.	34 yr.	2 mo.	- 54 yr. 7 mo.
547	45 yr.	7 mo.	34 yr.	2 mo.	- 54 yr. 8 mo.
548	45 yr.	8 mo.	34 yr.	3 mo.	- 54 yr. 10 mo.
549	45 yr.	9 mo.	34 yr.	4 mo.	- 54 yr. 11 mo.
550	45 yr.	10 mo.	34 yr.	5 mo.	- 55 yr. 0 mo.
551	45 yr.	11 mo.	34 yr.	5 mo.	- 55 yr. 1 mo.
552	46 yr.	0 mo.	34 yr.	6 mo.	- 55 yr. 2 mo.
553	46 yr.	1 mo.	34 yr.	7 mo.	- 55 yr. 4 mo.
554	46 yr.	2 mo.	34 yr.	8 mo.	- 55 yr. 5 mo.
555	46 yr.	3 mo.	34 yr.	8 mo.	- 55 yr. 6 mo.
556	46 yr.	4 mo.	34 yr.	9 mo.	- 55 yr. 7 mo.
557	46 yr.	5 mo.	34 yr.	10 mo.	- 55 yr. 8 mo.
558	46 yr.	6 mo.	34 yr.	11 mo.	- 55 yr. 10 mo.
559	46 yr.	7 mo.	34 yr.	11 mo.	- 55 yr. 11 mo.
560	46 yr.	8 mo.	35 yr.	0 mo.	- 56 yr. 0 mo.
561	46 yr.	9 mo.	35 yr.	1 mo.	- 56 yr. 1 mo.
562	46 yr.	10 mo.	35 yr.	2 mo.	- 56 yr. 2 mo.
563	46 yr.	11 mo.	35 yr.	2 mo.	- 56 yr. 4 mo.
564	47 yr.	0 mo.	35 yr.	3 mo.	- 56 yr. 5 mo.
565	47 yr.	1 mo.	35 yr.	4 mo.	- 56 yr. 6 mo.
566	47 yr.	2 mo.	35 yr.	5 mo.	- 56 yr. 7 mo.
567	47 yr.	3 mo.	35 yr.	5 mo.	- 56 yr. 8 mo.
568	47 yr.	4 mo.	35 yr.	6 mo.	- 56 yr. 10 mo.
569	47 yr.	5 mo.	35 yr.	7 mo.	- 56 yr. 11 mo.
570	47 yr.	6 mo.	35 yr.	8 mo.	- 57 yr. 0 mo.
571	47 yr.	7 mo.	35 yr.	8 mo.	- 57 yr. 1 mo.
572	47 yr.	8 mo.	35 yr.	9 mo.	- 57 yr. 2 mo.
573	47 yr.	9 mo.	35 yr.	10 mo.	- 57 yr. 4 mo.
574	47 yr.	10 mo.	35 yr.	11 mo.	- 57 yr. 5 mo.
575	47 yr.	11 mo.	35 yr.	11 mo.	- 57 yr. 6 mo.
576	48 yr.	0 mo.	36 yr.	0 mo.	- 57 yr. 7 mo.
577	48 yr.	1 mo.	36 yr.	1 mo.	- 57 yr. 8 mo.
578	48 yr.	2 mo.	36 yr.	2 mo.	- 57 yr. 10 mo.
579	48 yr.	3 mo.	36 yr.	2 mo.	- 57 yr. 11 mo.
580	48 yr.	4 mo.	36 yr.	3 mo.	- 58 yr. 0 mo.
581	48 yr.	5 mo.	36 yr.	4 mo.	- 58 yr. 1 mo.
582	48 yr.	6 mo.	36 yr.	5 mo.	- 58 yr. 2 mo.

❖ Assault • Section C Recommendation Table

Score	Sentence Range Midpoint		Sentence Range		
583	48 yr.	7 mo.	36 yr.	5 mo. - 58 yr.	4 mo.
584	48 yr.	8 mo.	36 yr.	6 mo. - 58 yr.	5 mo.
585	48 yr.	9 mo.	36 yr.	7 mo. - 58 yr.	6 mo.
586	48 yr.	10 mo.	36 yr.	8 mo. - 58 yr.	7 mo.
587	48 yr.	11 mo.	36 yr.	8 mo. - 58 yr.	8 mo.
588	49 yr.	0 mo.	36 yr.	9 mo. - 58 yr.	10 mo.
589	49 yr.	1 mo.	36 yr.	10 mo. - 58 yr.	11 mo.
590	49 yr.	2 mo.	36 yr.	11 mo. - 59 yr.	0 mo.
591	49 yr.	3 mo.	36 yr.	11 mo. - 59 yr.	1 mo.
592	49 yr.	4 mo.	37 yr.	0 mo. - 59 yr.	2 mo.
593	49 yr.	5 mo.	37 yr.	1 mo. - 59 yr.	4 mo.
594	49 yr.	6 mo.	37 yr.	2 mo. - 59 yr.	5 mo.
595	49 yr.	7 mo.	37 yr.	2 mo. - 59 yr.	6 mo.
596	49 yr.	8 mo.	37 yr.	3 mo. - 59 yr.	7 mo.
597	49 yr.	9 mo.	37 yr.	4 mo. - 59 yr.	8 mo.
598	49 yr.	10 mo.	37 yr.	5 mo. - 59 yr.	10 mo.
599	49 yr.	11 mo.	37 yr.	5 mo. - 59 yr.	11 mo.
600	50 yr.	0 mo.	37 yr.	6 mo. - 60 yr.	0 mo.

Burglary/Dwelling The sentencing guidelines for this section apply to the following offenses:

Relevant Code of Virginia Statutes

Relevant Virginia Crime Codes (VCC)

18.2-22	Use VCC for actual offense and change "F" to "C" in the code.
18.2-26	Use VCC for actual offense and change "F" to "A" in the code.
18.2-89	BUR-2221-F3 (5-20 yrs.) BUR-2222-F2 (20 yrs.-life)
18.2-90	BUR-2211-F3 (5-20 yrs.) BUR-2212-F2 (20 yrs.-life)
18.2-91	BUR-2213-F9 (1-20 yrs.) BUR-2214-F2 (20 yrs.-life)
18.2-92	BUR-2219-F6 (1-5 yrs.) BUR-2220-F2 (20 yrs.-life)

Conspiracies or attempts to commit the offenses appearing in the above table are applicable guidelines offenses. A worksheet should be completed.

If the statute number and VCC for the primary offense do not appear on this table, sentencing guidelines do not apply. No worksheets should be completed.

Burglary/Dwelling ❖ Section A

1 Primary Offense

Enter the score corresponding to the number of counts if the primary offense at conviction was:

A. BUR-2219-F6*	Break & enter occupied dwelling to commit misdemeanor	18.2-92
B. BUR-2213-F9*	Statutory burglary/dwelling to commit other felony/A&B	18.2-91
BUR-2221-F3*	Burglary/dwelling at night to commit larceny, other felony	18.2-89
C. BUR-2222-F2*	Burglary/dwelling at night to commit larceny, etc. w/weapon	18.2-89
D. BUR-2214-F2*	Statutory burglary/dwelling, other felony/A&B w/ weapon	18.2-91
E. BUR-2220-F2*	Break & enter occupied dwelling to commit misd w/weapon	18.2-92
F. BUR-2211-F3*	Statutory burglary/dwelling to murder, rape, rob, arson	18.2-90
BUR-2212-F2*	Statutory burglary/dwelling to murder, etc., w/weapon	18.2-90

***Attempted and conspired offenses are scored the same as a completed act** *Violations of deferred findings (§§ 18.2-251, 18.2-258.1, 19.2-298.02, or 19.2-303.6) are scored as a conviction for the underlying offense*

2 Primary Offense Remaining Counts

Total the maximum penalties for counts of the primary offense not scored under the Primary Offense factor above. Locate the total in the maximum penalty range and record the corresponding points.

3 Additional Offenses

Additional offenses are offenses in the same sentencing event that have a VCC that differs from the primary offense.

Add the maximum penalties for all additional offenses (including counts). Locate the total in the maximum penalty range and record the corresponding points.

4 Conviction Requiring Mandatory Minimum (6 mos. or More)

Enter "13" if there is a conviction in the current sentencing event that requires a mandatory minimum term of incarceration of 6 months or more. (See Appendix B for a list of crimes with mandatory minimums).

5 Weapon Used

Score this factor for any offense at conviction, not only the primary offense.

Enter "0" if the offender or codefendant did not use, brandish, feign or threaten to use a weapon.

Enter "2" if the offender or codefendant used, brandished or threatened to use a weapon other than a knife or firearm. Enter "2" if a simulated weapon or feigned weapon was used (e.g., toy gun, finger in pocket to indicate a gun).

Enter "4" if the offender or codefendant used, brandished or threatened to use a knife.

Enter "8" if the offender or codefendant used, brandished or threatened to use a firearm.

Possession of a weapon is not scored. The weapon must be used, brandished, feigned or threatened during the commission of a crime in this sentencing event.

6 Prior Convictions/Adjudications

Select the five most recent felony sentencing events (adult convictions and juvenile adjudications). If there are fewer than five prior felony

events, use all of them plus the most recent prior misdemeanor events, for a total of up to five prior events. For juvenile adjudications, score only delinquent offenses, not status offenses.

For each prior event, identify the offense with the highest statutory maximum penalty. Select only one offense per event. Add together the years of the statutory maximum penalties for these prior offenses. Locate the total in the maximum penalty range and record the corresponding points.

7 Prior Adult Felony Property Convictions

Enter the score corresponding to the number of prior adult felony property convictions (including counts). Score only adult convictions. Applicable offenses include those with a prefix of "LAR," most "BUR," and "FRD." Some offenses with other VCC prefixes are also property felonies, such as certain acts of arson (e.g., ARS-2018-F4) and vandalism (e.g., VAN-2930-F6).

8 Prior Juvenile Property Adjudications

Enter the score corresponding to the number of prior property adjudications (including felony and misdemeanor counts). Score only delinquent adjudications. Applicable offenses include those with a prefix of "LAR," "BUR," and "FRD." Some offenses with other VCC prefixes are also property felonies, such as certain acts of arson (e.g., ARS-2018-F4) and vandalism (e.g., VAN-2930-F6).

9 Prior Misdemeanor Convictions/Adjudications

Enter the score corresponding to the total number of prior adult convictions and delinquent adjudications (including counts) for non-traffic misdemeanors. Do not score criminal traffic misdemeanors. (See Traffic section of supplemental VCC Book for criminal traffic misdemeanors).

10 Prior Incarcerations/Commitments

Enter "3" if one or more periods of incarceration resulted from a sentence. Score boot camp, diversion center, detention center, CCAP or any incarceration sentence that the offender has served or is currently serving. Commitments to juvenile institutions or post-dispositional confinements in secure

detention following an adjudication of delinquency are also scored. Pre-trial and pre-sentence time are not scored unless the offender was sentenced to "time-served."

11 Prior Revocations of Parole, Post-Release, Supervised Probation (state, federal, or local)

Enter "1" if the offender has a prior revocation resulting from any of the following: post-release supervision, mandatory or discretionary parole, state, federal, or local supervised probation, CDI, community-based corrections program (CCCCA), juvenile parole, aftercare, or supervised juvenile probation.

12 Prior Juvenile Record

Enter "2" if the offender has any adjudications of delinquency. These include any violation that has a VCC. Criminal traffic adjudications are delinquent offenses. Do not score this factor if the offender has a prior juvenile record consisting of only status offenses (e.g., incorrigibility, truancy, etc.).

13 Legally Restrained at Time of Offense

Do not rely on the catchwords to score this factor. See the General Instructions for the definitions.

Parole: An obligation to a parole board on the date of the offense.

Post-release: Under probation or post-release supervision defined in §§ 19.2-295.2 or 18.2-10 on the date of the offense.

Supervised Probation after Incarceration: On state, federal, or local supervised probation on the date of the offense after serving time in jail or prison.

Supervised Probation: On state, federal, or local supervised probation on the date of the offense after being sentenced to probation with no active time to serve.

Other: Some obligation to the court or violation of a court or administrative body restriction on the date of the offense. Not defined above.

14 Type of Additional Offense(s)

Identify the type of additional offense scored above. Assign points if an additional offense scored on the worksheet has a VCC prefix of "MUR" or is an attempted, conspired or completed malicious or aggravated malicious wounding in violation of §§ 18.2-51 or 18.2-51.2 (ASL-1334-F3 or ASL-1336-F2).

15 Go to the next appropriate section.

If the total score is "13" or less go to Burglary/Dwelling Section B. If the total score is "14" or more go to Burglary/Dwelling Section C.

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

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

- Years: 5 - 14 1
15 - 27 2
28 - 43 3
44 or more 4

0	

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

- Years: Less than 5 0
5 - 14 1
15 - 27 2
28 - 43 3
44 or more 4

0	

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

❖ Weapon Used _____

- None 0
Simulated weapon or other than listed below 2
Knife 4
Firearm 8

0	

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

- Years: Less than 2 0 20 - 31 3
2 - 8 1 32 - 41 4
9 - 19 2 42 or more 5

0	

❖ Prior Adult Felony Property Convictions _____

- Number: 1 1
of Counts 2 - 5 2
6 - 10 3
11 or more 4

0	

❖ Prior Juvenile Property Adjudications _____

- Number: 1 - 2 1
of Counts 3 - 11 2
12 or more 3

0	

❖ Prior Misdemeanor Convictions/Adjudications (Excludes Traffic) _____

- Number: 1 1
of Counts 2 - 4 2
5 - 6 3
7 - 9 4
10 or more 5

0	

❖ Prior Incarcerations/Commitments _____ If YES, add 3 →

0	

❖ Prior Revocations (Parole, Post-Release, or Supervised Probation (State, Federal, or Local)) — If YES, add 1 →

0	

❖ Prior Juvenile Record _____ If YES, add 2 →

0	

❖ Legally Restrained at Time of Offense _____

- None 0
Other 3
Parole, post-release, supervised probation, or supervised probation after incarceration 7

0	

❖ Type of Additional Offense(s) _____

- Additional offense with VCC prefix of MUR 10
Additional offense of malicious wounding (§ 18.2-51) or aggravated malicious wounding (§ 18.2-51.2) 10
All others 0

Total Score _____

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

Burglary/Dwelling ❖ Section B

1 Primary Offense

Enter the score corresponding to the number of counts if the primary offense at conviction was:

A.	BUR-2213-F9*	Statutory burglary/dwelling to commit other felony/A&B	18.2-91
B.	BUR-2221-F3*	Burglary/dwelling at night to commit larceny, other felony	18.2-89
C.	BUR-2211-F3*	Statutory burglary/dwelling to murder, rape, rob, arson	18.2-90
	BUR-2212-F2*	Statutory burglary/dwelling to murder, etc., w/weapon	18.2-90
	BUR-2214-F2*	Statutory burglary/dwelling, other felony/A&B w/weapon	18.2-91
	BUR-2219-F6*	Break & enter occupied dwelling to commit misdemeanor	18.2-92
	BUR-2220-F2*	Break & enter occupied dwelling to commit misd w/weapon	18.2-92
	BUR-2222-F2*	Burglary/dwelling at night to commit larceny, etc., w/weapon	18.2-89

***Attempted and conspired offenses are scored the same as a completed act**
Violations of deferred findings (§§ 18.2-251, 18.2-258.1, 19.2-298.02, or 19.2-303.6)
are scored as a conviction for the underlying offense

2 Additional Offenses

Additional offenses are offenses in the same sentencing event that have a VCC that differs from the primary offense.

Add the maximum penalties for all additional offenses (including counts). Locate the total in the maximum penalty range and record the corresponding points.

3 Firearm Removed from Property During Burglary

Assign points if an official report, including victim impact statement, police report, statement of facts, etc., states that a firearm was removed by the offender or codefendant. The firearm must have been removed or stolen during any burglary in the current sentencing event. Scored are firearms designed to shoot projectiles such as guns, pistols, revolvers, rifles, etc.

4 Prior Convictions/Adjudications

Select the five most recent felony sentencing events (adult convictions and juvenile adjudications). If there are fewer than five prior felony events, use all of them plus the most recent prior misdemeanor events, for a total of up to five prior events. For juvenile adjudications, score only delinquent offenses, not status offenses.

For each prior event, identify the offense with the highest statutory maximum penalty. Select only one offense per event. Add together the years of the statutory maximum penalties for these prior offenses. Locate the total in the maximum penalty range and record the corresponding points.

5 Prior Misdemeanor Convictions/Adjudications

Enter the score corresponding to the total number of prior adult convictions and delinquent adjudications (including counts) for non-traffic misdemeanors. Do not score criminal traffic misdemeanors. (See Traffic section of supplemental VCC Book for criminal traffic misdemeanors).

6 Prior Juvenile Record

Enter "4" if the offender has any adjudications of delinquency. These include any violation that has a VCC. Criminal traffic adjudications are delinquent offenses. Do not score this factor if the offender has a prior juvenile record consisting of only status offenses (e.g., incorrigibility, truancy, etc.).

7 Legally Restrained at Time of Offense

Enter points if the defendant was under one of the following at the time of the offense. Do not rely on the catchwords to score this factor. See the General Instructions for the definitions.

Parole: An obligation to a parole board on the date of the offense.

Post-release: Under probation or post-release supervision defined in §§ 19.2-295.2 or 18.2-10 on the date of the offense.

Supervised Probation after Incarceration: On state, federal, or local supervised probation on the date of the offense after serving time in jail or prison.

Supervised Probation: On state, federal, or local supervised probation on the date of the offense after being sentenced to probation with no active time to serve.

Other: Some obligation to the court or violation of a court or administrative body restriction on the date of the offense. Not defined above.

8 Record the guidelines sentence.

Refer to the Burglary/Dwelling Section B Recommendation Table which follows these instructions to convert the total score to the guidelines sentence. On the cover sheet, record the guidelines sentence recommendation.

Burglary/Dwelling ❖ Section B

Offender Name: _____

1 Primary Offense _____

- 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

Score

0	

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

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

0	

3 Firearm Removed from Property During Burglary _____

If YES, add 1 →

0	

4 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	

5 Prior Misdemeanor Convictions/Adjudications (Excludes Traffic) _____

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

0	

6 Prior Juvenile Record _____

If YES, add 4 →

0	

7 Legally Restrained at Time of Offense _____

If YES, add 4 →

0	

Total Score _____

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

Burg.Dwelling/Section B



Recommendation Table

Score	Guideline Sentence
0 - 6	Probation/No Incarceration
7+	Incarceration 1 Day up to 6 Months

Burglary/Dwelling

Section C

1 Primary Offense

Determine whether the offender's prior record includes a Category I or Category II felony (See Appendix A), and mark the corresponding box. Enter the score corresponding to the number of counts under the appropriate prior record classification category if the primary offense at conviction was:

A.	BUR-2219-F6*	Break & enter occupied dwelling to commit misdemeanor	18.2-92
B.	BUR-2211-F3	Statutory burglary/dwelling to murder, rape, rob, arson	18.2-90
C.	BUR-2213-F9	Statutory burglary/dwelling to commit other felony/A&B	18.2-91
D.	BUR-2221-F3	Burglary/dwelling at night to commit larceny, other felony	18.2-89
E.	BUR-2220-F2	Break & enter occupied dwelling to commit misd w/weapon	18.2-92
F.	BUR-2214-F2	Statutory burglary/dwelling, other felony/A&B w/ weapon	18.2-91
G.	BUR-2212-F2	Statutory burglary/dwelling to murder, etc., w/weapon	18.2-90
	BUR-2222-F2	Burglary/dwelling at night to commit larceny, etc., w/weapon	18.2-89

**Attempted and conspired offenses are scored the same as a completed act
Violations of deferred findings (§§ 18.2-251, 18.2-258.1, 19.2-298.02, or 19.2-303.6)
are scored as a conviction for the underlying offense*

2 Primary Offense Remaining Counts

Based on the statutory maximum penalty, assign points to each count of the primary offense not scored under the Primary Offense factor above. Then total the points assigned to each and record the total.

3 Additional Offenses

Additional offenses are those offenses in the same sentencing event that have a VCC that differs from the primary offense.

Identify each additional offense and its maximum penalty.

Assign points to each additional offense (including counts) based on the statutory maximum penalty.

Once points have been assigned to each additional offense (including counts), total the points and record the total.

4 Weapon Used

Score this factor for any offense at conviction, not only the primary offense.

Enter "0" if the offender or a codefendant used, brandished or threatened to use a weapon other than a knife or firearm. Enter "0" if a simulated weapon or feigned weapon was used (e.g., toy gun, finger in pocket to indicate a gun).

Enter "12" if the offender or a codefendant used, brandished or threatened to use a knife or firearm.

Possession of a weapon is not scored. The weapon must be used, brandished, feigned or threatened during the commission of a crime in this sentencing event.

5 Physical, Serious Physical, or Life Threatening Injury

Score this factor based on the victim who received the most serious injury. Score this factor for any offense at sentencing, not only the primary offense.

Catchwords are used to show general groupings for injuries but in no way define how injuries must be scored on the Sentencing Guidelines. Scores for injuries must be assigned based on the specific definitions defined in the General Instructions and not on the catch phrases: Threatened, Emotional, Physical, Serious Physical or Life Threatening injury.

6 Prior Convictions/Adjudications

Select the five most recent felony sentencing events (adult convictions and juvenile adjudications). If there are fewer than five prior felony events, use all of them plus the most recent prior misdemeanor events, for a total of up to five prior events. For juvenile adjudications, score only delinquent offenses, not status offenses.

For each prior event, identify the offense with the highest statutory maximum penalty. Select only one offense per event. For each offense identified, locate the maximum penalty in the table and assign the corresponding points. Total the points and record the total.

7 Prior Felony Burglary Convictions/Adjudications

Enter the score corresponding to the number of prior felony burglary adult convictions and delinquent adjudications (including counts). Any prior convictions or delinquent adjudications scored in this step must have a VCC prefix of "BUR."

8 Prior Felony Convictions/Adjudications Against Person

Enter the score corresponding to the number of prior felony person adult convictions and delinquent adjudications (including counts). Applicable offenses include those with a prefix of "ASL," "FAM," "MUR," "KID," "ROB," "RAP" or "SEX." Some offenses with other VCC prefixes are also person felonies, such as certain acts of arson or burglary (e.g., ARS-2001-F3, BUR-2215-F2). See Appendix E for a list of person crimes.

9 On Parole/Post-Release, Supervised Probation at Time of Offense

Enter points if the defendant was under one of the following at the time of the offense. Do not rely on the catchwords to score this factor. See the General Instructions for the definitions.

Parole: An obligation to a parole board on the date of the offense.

Post-release: Under probation or post-release supervision defined in §§ 19.2-295.2 or 18.2-10 on the date of the offense.

Supervised Probation after Incarceration: On state, federal, or local supervised probation on the date of the offense after serving time in jail or prison.

Supervised Probation: On state, federal, or local supervised probation on the date of the offense after being sentenced to probation with no active time to serve.

10 Type of Additional Offense(s)

Identify the type of additional offense scored above. Assign points if an additional offense scored on the worksheet has a VCC prefix of "MUR" or is an attempted, conspired or completed malicious or aggravated malicious wounding in violation of §§ 18.2-51 or 18.2-51.2 (ASL-1334-F3 or ASL-1336-F2). The scores are different for a completed versus an attempted or conspired malicious wounding additional offense.

11 Record the guidelines sentence.

Refer to the Burglary/Dwelling Section C Recommendation Table which follows these instructions to convert the total score to the guidelines sentence. Record the guidelines midpoint and range on the cover sheet in the Sentencing Guidelines Recommendation Section.

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

❖ **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

❖ **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

❖ **Weapon Used** _____

Other than listed below 0

Knife or firearm 12

0		

❖ **Physical, Serious Physical, or Life Threatening Victim Injury** _____ If YES, add 10

0		

❖ **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		

❖ **Prior Felony Burglary Convictions/Adjudications** _____

Number of Counts: 1 2

2 3

3 5

4 6

5 8

6 or more 9

0	0	

❖ **Prior Felony Convictions/Adjudications Against Person** _____

Number of Counts: 1 4 3 13

2 9 4 or more 17

0		

❖ **On Parole, Post-Release, or Supervised Probation at Time of Offense** _____ If YES, add 3

0	0	

❖ **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

Total Score _____

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

❖ Burglary of a Dwelling • Section C Recommendation Table

Score	Sentence Range Midpoint		Sentence Range	
up to 7	0 yr.	7 mo.	0 yr.	7 mo. - 1 yr. 3 mo.
8	0 yr.	8 mo.	0 yr.	7 mo. - 1 yr. 5 mo.
9	0 yr.	9 mo.	0 yr.	7 mo. - 1 yr. 7 mo.
10	0 yr.	10 mo.	0 yr.	7 mo. - 1 yr. 8 mo.
11	0 yr.	11 mo.	0 yr.	7 mo. - 1 yr. 9 mo.
12	1 yr.	0 mo.	0 yr.	7 mo. - 1 yr. 10 mo.
13	1 yr.	1 mo.	0 yr.	8 mo. - 2 yr. 0 mo.
14	1 yr.	2 mo.	0 yr.	9 mo. - 2 yr. 1 mo.
15	1 yr.	3 mo.	0 yr.	9 mo. - 2 yr. 2 mo.
16	1 yr.	4 mo.	0 yr.	10 mo. - 2 yr. 3 mo.
17	1 yr.	5 mo.	0 yr.	10 mo. - 2 yr. 4 mo.
18	1 yr.	6 mo.	0 yr.	11 mo. - 2 yr. 5 mo.
19	1 yr.	7 mo.	1 yr.	0 mo. - 2 yr. 7 mo.
20	1 yr.	8 mo.	1 yr.	1 mo. - 2 yr. 9 mo.
21	1 yr.	9 mo.	1 yr.	2 mo. - 2 yr. 11 mo.
22	1 yr.	10 mo.	1 yr.	3 mo. - 3 yr. 1 mo.
23	1 yr.	11 mo.	1 yr.	3 mo. - 3 yr. 3 mo.
24	2 yr.	0 mo.	1 yr.	4 mo. - 3 yr. 5 mo.
25	2 yr.	1 mo.	1 yr.	4 mo. - 3 yr. 6 mo.
26	2 yr.	2 mo.	1 yr.	5 mo. - 3 yr. 8 mo.
27	2 yr.	3 mo.	1 yr.	5 mo. - 3 yr. 9 mo.
28	2 yr.	4 mo.	1 yr.	6 mo. - 3 yr. 10 mo.
29	2 yr.	5 mo.	1 yr.	6 mo. - 4 yr. 0 mo.
30	2 yr.	6 mo.	1 yr.	7 mo. - 4 yr. 2 mo.
31	2 yr.	7 mo.	1 yr.	8 mo. - 4 yr. 3 mo.
32	2 yr.	8 mo.	1 yr.	9 mo. - 4 yr. 4 mo.
33	2 yr.	9 mo.	1 yr.	9 mo. - 4 yr. 5 mo.
34	2 yr.	10 mo.	1 yr.	10 mo. - 4 yr. 7 mo.
35	2 yr.	11 mo.	1 yr.	11 mo. - 4 yr. 8 mo.
36	3 yr.	0 mo.	2 yr.	0 mo. - 4 yr. 9 mo.
37	3 yr.	1 mo.	2 yr.	1 mo. - 4 yr. 10 mo.
38	3 yr.	2 mo.	2 yr.	2 mo. - 4 yr. 11 mo.
39	3 yr.	3 mo.	2 yr.	3 mo. - 5 yr. 0 mo.
40	3 yr.	4 mo.	2 yr.	4 mo. - 5 yr. 1 mo.
41	3 yr.	5 mo.	2 yr.	5 mo. - 5 yr. 2 mo.
42	3 yr.	6 mo.	2 yr.	6 mo. - 5 yr. 3 mo.
43	3 yr.	7 mo.	2 yr.	7 mo. - 5 yr. 4 mo.
44	3 yr.	8 mo.	2 yr.	8 mo. - 5 yr. 5 mo.
45	3 yr.	9 mo.	2 yr.	9 mo. - 5 yr. 6 mo.
46	3 yr.	10 mo.	2 yr.	10 mo. - 5 yr. 7 mo.
47	3 yr.	11 mo.	2 yr.	11 mo. - 5 yr. 8 mo.
48	4 yr.	0 mo.	3 yr.	1 mo. - 5 yr. 10 mo.
49	4 yr.	1 mo.	3 yr.	3 mo. - 6 yr. 0 mo.
50	4 yr.	2 mo.	3 yr.	4 mo. - 6 yr. 2 mo.
51	4 yr.	3 mo.	3 yr.	5 mo. - 6 yr. 4 mo.
52	4 yr.	4 mo.	3 yr.	6 mo. - 6 yr. 5 mo.
53	4 yr.	5 mo.	3 yr.	7 mo. - 6 yr. 6 mo.
54	4 yr.	6 mo.	3 yr.	8 mo. - 6 yr. 7 mo.

Score	Sentence Range Midpoint		Sentence Range	
55	4 yr.	7 mo.	3 yr.	9 mo. - 6 yr. 8 mo.
56	4 yr.	8 mo.	3 yr.	10 mo. - 6 yr. 9 mo.
57	4 yr.	9 mo.	3 yr.	11 mo. - 6 yr. 11 mo.
58	4 yr.	10 mo.	4 yr.	0 mo. - 7 yr. 0 mo.
59	4 yr.	11 mo.	4 yr.	0 mo. - 7 yr. 2 mo.
60	5 yr.	0 mo.	4 yr.	1 mo. - 7 yr. 3 mo.
61	5 yr.	1 mo.	4 yr.	2 mo. - 7 yr. 5 mo.
62	5 yr.	2 mo.	4 yr.	3 mo. - 7 yr. 6 mo.
63	5 yr.	3 mo.	4 yr.	4 mo. - 7 yr. 7 mo.
64	5 yr.	4 mo.	4 yr.	5 mo. - 7 yr. 9 mo.
65	5 yr.	5 mo.	4 yr.	5 mo. - 7 yr. 10 mo.
66	5 yr.	6 mo.	4 yr.	6 mo. - 8 yr. 0 mo.
67	5 yr.	7 mo.	4 yr.	7 mo. - 8 yr. 1 mo.
68	5 yr.	8 mo.	4 yr.	8 mo. - 8 yr. 3 mo.
69	5 yr.	9 mo.	4 yr.	9 mo. - 8 yr. 4 mo.
70	5 yr.	10 mo.	4 yr.	10 mo. - 8 yr. 6 mo.
71	5 yr.	11 mo.	4 yr.	10 mo. - 8 yr. 7 mo.
72	6 yr.	0 mo.	4 yr.	11 mo. - 8 yr. 9 mo.
73	6 yr.	1 mo.	5 yr.	0 mo. - 8 yr. 10 mo.
74	6 yr.	2 mo.	5 yr.	1 mo. - 9 yr. 0 mo.
75	6 yr.	3 mo.	5 yr.	2 mo. - 9 yr. 1 mo.
76	6 yr.	4 mo.	5 yr.	3 mo. - 9 yr. 2 mo.
77	6 yr.	5 mo.	5 yr.	3 mo. - 9 yr. 4 mo.
78	6 yr.	6 mo.	5 yr.	4 mo. - 9 yr. 5 mo.
79	6 yr.	7 mo.	5 yr.	5 mo. - 9 yr. 7 mo.
80	6 yr.	8 mo.	5 yr.	6 mo. - 9 yr. 8 mo.
81	6 yr.	9 mo.	5 yr.	7 mo. - 9 yr. 10 mo.
82	6 yr.	10 mo.	5 yr.	8 mo. - 9 yr. 11 mo.
83	6 yr.	11 mo.	5 yr.	8 mo. - 10 yr. 1 mo.
84	7 yr.	0 mo.	5 yr.	9 mo. - 10 yr. 2 mo.
85	7 yr.	1 mo.	5 yr.	10 mo. - 10 yr. 4 mo.
86	7 yr.	2 mo.	5 yr.	11 mo. - 10 yr. 5 mo.
87	7 yr.	3 mo.	6 yr.	0 mo. - 10 yr. 7 mo.
88	7 yr.	4 mo.	6 yr.	1 mo. - 10 yr. 8 mo.
89	7 yr.	5 mo.	6 yr.	1 mo. - 10 yr. 9 mo.
90	7 yr.	6 mo.	6 yr.	2 mo. - 10 yr. 11 mo.
91	7 yr.	7 mo.	6 yr.	3 mo. - 11 yr. 0 mo.
92	7 yr.	8 mo.	6 yr.	4 mo. - 11 yr. 2 mo.
93	7 yr.	9 mo.	6 yr.	5 mo. - 11 yr. 3 mo.
94	7 yr.	10 mo.	6 yr.	6 mo. - 11 yr. 5 mo.
95	7 yr.	11 mo.	6 yr.	6 mo. - 11 yr. 6 mo.
96	8 yr.	0 mo.	6 yr.	7 mo. - 11 yr. 8 mo.
97	8 yr.	1 mo.	6 yr.	8 mo. - 11 yr. 9 mo.
98	8 yr.	2 mo.	6 yr.	9 mo. - 11 yr. 11 mo.
99	8 yr.	3 mo.	6 yr.	10 mo. - 12 yr. 0 mo.
100	8 yr.	4 mo.	6 yr.	11 mo. - 12 yr. 2 mo.
101	8 yr.	5 mo.	6 yr.	11 mo. - 12 yr. 3 mo.
102	8 yr.	6 mo.	7 yr.	0 mo. - 12 yr. 4 mo.

Score	Sentence Range Midpoint	Sentence Range
103	8 yr. 7 mo.	7 yr. 1 mo. - 12 yr. 6 mo.
104	8 yr. 8 mo.	7 yr. 2 mo. - 12 yr. 7 mo.
105	8 yr. 9 mo.	7 yr. 3 mo. - 12 yr. 9 mo.
106	8 yr. 10 mo.	7 yr. 3 mo. - 12 yr. 10 mo.
107	8 yr. 11 mo.	7 yr. 4 mo. - 13 yr. 0 mo.
108	9 yr. 0 mo.	7 yr. 5 mo. - 13 yr. 1 mo.
109	9 yr. 1 mo.	7 yr. 6 mo. - 13 yr. 3 mo.
110	9 yr. 2 mo.	7 yr. 7 mo. - 13 yr. 4 mo.
111	9 yr. 3 mo.	7 yr. 8 mo. - 13 yr. 6 mo.
112	9 yr. 4 mo.	7 yr. 8 mo. - 13 yr. 7 mo.
113	9 yr. 5 mo.	7 yr. 9 mo. - 13 yr. 8 mo.
114	9 yr. 6 mo.	7 yr. 10 mo. - 13 yr. 10 mo.
115	9 yr. 7 mo.	7 yr. 11 mo. - 13 yr. 11 mo.
116	9 yr. 8 mo.	8 yr. 0 mo. - 14 yr. 1 mo.
117	9 yr. 9 mo.	8 yr. 1 mo. - 14 yr. 2 mo.
118	9 yr. 10 mo.	8 yr. 1 mo. - 14 yr. 4 mo.
119	9 yr. 11 mo.	8 yr. 2 mo. - 14 yr. 5 mo.
120	10 yr. 0 mo.	8 yr. 3 mo. - 14 yr. 7 mo.
121	10 yr. 1 mo.	8 yr. 4 mo. - 14 yr. 8 mo.
122	10 yr. 2 mo.	8 yr. 5 mo. - 14 yr. 10 mo.
123	10 yr. 3 mo.	8 yr. 6 mo. - 14 yr. 11 mo.
124	10 yr. 4 mo.	8 yr. 6 mo. - 15 yr. 1 mo.
125	10 yr. 5 mo.	8 yr. 7 mo. - 15 yr. 2 mo.
126	10 yr. 6 mo.	8 yr. 8 mo. - 15 yr. 3 mo.
127	10 yr. 7 mo.	8 yr. 9 mo. - 15 yr. 5 mo.
128	10 yr. 8 mo.	8 yr. 10 mo. - 15 yr. 6 mo.
129	10 yr. 9 mo.	8 yr. 11 mo. - 15 yr. 8 mo.
130	10 yr. 10 mo.	8 yr. 11 mo. - 15 yr. 9 mo.
131	10 yr. 11 mo.	9 yr. 0 mo. - 15 yr. 11 mo.
132	11 yr. 0 mo.	9 yr. 1 mo. - 16 yr. 0 mo.
133	11 yr. 1 mo.	9 yr. 2 mo. - 16 yr. 2 mo.
134	11 yr. 2 mo.	9 yr. 3 mo. - 16 yr. 3 mo.
135	11 yr. 3 mo.	9 yr. 4 mo. - 16 yr. 5 mo.
136	11 yr. 4 mo.	9 yr. 4 mo. - 16 yr. 6 mo.
137	11 yr. 5 mo.	9 yr. 5 mo. - 16 yr. 8 mo.
138	11 yr. 6 mo.	9 yr. 6 mo. - 16 yr. 9 mo.
139	11 yr. 7 mo.	9 yr. 7 mo. - 16 yr. 10 mo.
140	11 yr. 8 mo.	9 yr. 8 mo. - 17 yr. 0 mo.
141	11 yr. 9 mo.	9 yr. 9 mo. - 17 yr. 1 mo.
142	11 yr. 10 mo.	9 yr. 9 mo. - 17 yr. 3 mo.
143	11 yr. 11 mo.	9 yr. 10 mo. - 17 yr. 4 mo.
144	12 yr. 0 mo.	9 yr. 11 mo. - 17 yr. 6 mo.
145	12 yr. 1 mo.	10 yr. 0 mo. - 17 yr. 7 mo.
146	12 yr. 2 mo.	10 yr. 1 mo. - 17 yr. 9 mo.
147	12 yr. 3 mo.	10 yr. 2 mo. - 17 yr. 10 mo.
148	12 yr. 4 mo.	10 yr. 2 mo. - 17 yr. 11 mo.
149	12 yr. 5 mo.	10 yr. 3 mo. - 18 yr. 0 mo.
150	12 yr. 6 mo.	10 yr. 4 mo. - 18 yr. 2 mo.

Score	Sentence Range Midpoint	Sentence Range
151	12 yr. 7 mo.	10 yr. 5 mo. - 18 yr. 3 mo.
152	12 yr. 8 mo.	10 yr. 6 mo. - 18 yr. 5 mo.
153	12 yr. 9 mo.	10 yr. 6 mo. - 18 yr. 6 mo.
154	12 yr. 10 mo.	10 yr. 7 mo. - 18 yr. 8 mo.
155	12 yr. 11 mo.	10 yr. 8 mo. - 18 yr. 9 mo.
156	13 yr. 0 mo.	10 yr. 9 mo. - 18 yr. 11 mo.
157	13 yr. 1 mo.	10 yr. 10 mo. - 19 yr. 0 mo.
158	13 yr. 2 mo.	10 yr. 11 mo. - 19 yr. 2 mo.
159	13 yr. 3 mo.	10 yr. 11 mo. - 19 yr. 3 mo.
160	13 yr. 4 mo.	11 yr. 0 mo. - 19 yr. 4 mo.
161	13 yr. 5 mo.	11 yr. 1 mo. - 19 yr. 6 mo.
162	13 yr. 6 mo.	11 yr. 2 mo. - 19 yr. 7 mo.
163	13 yr. 7 mo.	11 yr. 3 mo. - 19 yr. 9 mo.
164	13 yr. 8 mo.	11 yr. 4 mo. - 19 yr. 10 mo.
165	13 yr. 9 mo.	11 yr. 4 mo. - 20 yr. 0 mo.
166	13 yr. 10 mo.	11 yr. 5 mo. - 20 yr. 1 mo.
167	13 yr. 11 mo.	11 yr. 6 mo. - 20 yr. 3 mo.
168	14 yr. 0 mo.	11 yr. 7 mo. - 20 yr. 4 mo.
169	14 yr. 1 mo.	11 yr. 8 mo. - 20 yr. 6 mo.
170	14 yr. 2 mo.	11 yr. 9 mo. - 20 yr. 7 mo.
171	14 yr. 3 mo.	11 yr. 9 mo. - 20 yr. 8 mo.
172	14 yr. 4 mo.	11 yr. 10 mo. - 20 yr. 10 mo.
173	14 yr. 5 mo.	11 yr. 11 mo. - 20 yr. 11 mo.
174	14 yr. 6 mo.	12 yr. 0 mo. - 21 yr. 1 mo.
175	14 yr. 7 mo.	12 yr. 1 mo. - 21 yr. 2 mo.
176	14 yr. 8 mo.	12 yr. 2 mo. - 21 yr. 4 mo.
177	14 yr. 9 mo.	12 yr. 2 mo. - 21 yr. 5 mo.
178	14 yr. 10 mo.	12 yr. 3 mo. - 21 yr. 7 mo.
179	14 yr. 11 mo.	12 yr. 4 mo. - 21 yr. 8 mo.
180	15 yr. 0 mo.	12 yr. 5 mo. - 21 yr. 10 mo.
181	15 yr. 1 mo.	12 yr. 6 mo. - 21 yr. 11 mo.
182	15 yr. 2 mo.	12 yr. 7 mo. - 22 yr. 0 mo.
183	15 yr. 3 mo.	12 yr. 7 mo. - 22 yr. 2 mo.
184	15 yr. 4 mo.	12 yr. 8 mo. - 22 yr. 3 mo.
185	15 yr. 5 mo.	12 yr. 9 mo. - 22 yr. 5 mo.
186	15 yr. 6 mo.	12 yr. 10 mo. - 22 yr. 6 mo.
187	15 yr. 7 mo.	12 yr. 11 mo. - 22 yr. 8 mo.
188	15 yr. 8 mo.	13 yr. 0 mo. - 22 yr. 9 mo.
189	15 yr. 9 mo.	13 yr. 0 mo. - 22 yr. 11 mo.
190	15 yr. 10 mo.	13 yr. 1 mo. - 23 yr. 0 mo.
191	15 yr. 11 mo.	13 yr. 2 mo. - 23 yr. 2 mo.
192	16 yr. 0 mo.	13 yr. 3 mo. - 23 yr. 3 mo.
193	16 yr. 1 mo.	13 yr. 4 mo. - 23 yr. 4 mo.
194	16 yr. 2 mo.	13 yr. 5 mo. - 23 yr. 6 mo.
195	16 yr. 3 mo.	13 yr. 5 mo. - 23 yr. 7 mo.
196	16 yr. 4 mo.	13 yr. 6 mo. - 23 yr. 9 mo.
197	16 yr. 5 mo.	13 yr. 7 mo. - 23 yr. 10 mo.
198	16 yr. 6 mo.	13 yr. 8 mo. - 24 yr. 0 mo.

❖ Burglary of a Dwelling • Section C Recommendation Table

Score	Sentence Range Midpoint		Sentence Range		
199	16 yr.	7 mo.	13 yr.	9 mo. - 24 yr.	1 mo.
200	16 yr.	8 mo.	13 yr.	10 mo. - 24 yr.	3 mo.
201	16 yr.	9 mo.	13 yr.	10 mo. - 24 yr.	4 mo.
202	16 yr.	10 mo.	13 yr.	11 mo. - 24 yr.	6 mo.
203	16 yr.	11 mo.	14 yr.	0 mo. - 24 yr.	7 mo.
204	17 yr.	0 mo.	14 yr.	1 mo. - 24 yr.	8 mo.
205	17 yr.	1 mo.	14 yr.	2 mo. - 24 yr.	10 mo.
206	17 yr.	2 mo.	14 yr.	2 mo. - 24 yr.	11 mo.
207	17 yr.	3 mo.	14 yr.	3 mo. - 25 yr.	1 mo.
208	17 yr.	4 mo.	14 yr.	4 mo. - 25 yr.	2 mo.
209	17 yr.	5 mo.	14 yr.	5 mo. - 25 yr.	4 mo.
210	17 yr.	6 mo.	14 yr.	6 mo. - 25 yr.	5 mo.
211	17 yr.	7 mo.	14 yr.	7 mo. - 25 yr.	7 mo.
212	17 yr.	8 mo.	14 yr.	7 mo. - 25 yr.	8 mo.
213	17 yr.	9 mo.	14 yr.	8 mo. - 25 yr.	10 mo.
214	17 yr.	10 mo.	14 yr.	9 mo. - 25 yr.	11 mo.
215	17 yr.	11 mo.	14 yr.	10 mo. - 26 yr.	0 mo.
216	18 yr.	0 mo.	14 yr.	11 mo. - 26 yr.	2 mo.
217	18 yr.	1 mo.	15 yr.	0 mo. - 26 yr.	3 mo.
218	18 yr.	2 mo.	15 yr.	0 mo. - 26 yr.	5 mo.
219	18 yr.	3 mo.	15 yr.	1 mo. - 26 yr.	6 mo.
220	18 yr.	4 mo.	15 yr.	2 mo. - 26 yr.	8 mo.
221	18 yr.	5 mo.	15 yr.	3 mo. - 26 yr.	9 mo.
222	18 yr.	6 mo.	15 yr.	4 mo. - 26 yr.	11 mo.
223	18 yr.	7 mo.	15 yr.	5 mo. - 27 yr.	0 mo.
224	18 yr.	8 mo.	15 yr.	5 mo. - 27 yr.	2 mo.
225	18 yr.	9 mo.	15 yr.	6 mo. - 27 yr.	3 mo.
226	18 yr.	10 mo.	15 yr.	7 mo. - 27 yr.	5 mo.
227	18 yr.	11 mo.	15 yr.	8 mo. - 27 yr.	6 mo.
228	19 yr.	0 mo.	15 yr.	9 mo. - 27 yr.	7 mo.
229	19 yr.	1 mo.	15 yr.	10 mo. - 27 yr.	9 mo.
230	19 yr.	2 mo.	15 yr.	10 mo. - 27 yr.	10 mo.
231	19 yr.	3 mo.	15 yr.	11 mo. - 28 yr.	0 mo.
232	19 yr.	4 mo.	16 yr.	0 mo. - 28 yr.	1 mo.
233	19 yr.	5 mo.	16 yr.	1 mo. - 28 yr.	3 mo.
234	19 yr.	6 mo.	16 yr.	2 mo. - 28 yr.	4 mo.
235	19 yr.	7 mo.	16 yr.	3 mo. - 28 yr.	6 mo.
236	19 yr.	8 mo.	16 yr.	3 mo. - 28 yr.	7 mo.
237	19 yr.	9 mo.	16 yr.	4 mo. - 28 yr.	9 mo.
238	19 yr.	10 mo.	16 yr.	5 mo. - 28 yr.	10 mo.
239	19 yr.	11 mo.	16 yr.	6 mo. - 28 yr.	11 mo.
240	20 yr.	0 mo.	16 yr.	7 mo. - 29 yr.	1 mo.
241	20 yr.	1 mo.	16 yr.	8 mo. - 29 yr.	2 mo.
242	20 yr.	2 mo.	16 yr.	8 mo. - 29 yr.	4 mo.
243	20 yr.	3 mo.	16 yr.	9 mo. - 29 yr.	5 mo.
244	20 yr.	4 mo.	16 yr.	10 mo. - 29 yr.	7 mo.
245	20 yr.	5 mo.	16 yr.	11 mo. - 29 yr.	8 mo.
246	20 yr.	6 mo.	17 yr.	0 mo. - 29 yr.	10 mo.

Score	Sentence Range Midpoint		Sentence Range		
247	20 yr.	7 mo.	17 yr.	1 mo. - 29 yr.	11 mo.
248	20 yr.	8 mo.	17 yr.	1 mo. - 30 yr.	1 mo.
249	20 yr.	9 mo.	17 yr.	2 mo. - 30 yr.	2 mo.
250	20 yr.	10 mo.	17 yr.	3 mo. - 30 yr.	3 mo.
251	20 yr.	11 mo.	17 yr.	4 mo. - 30 yr.	5 mo.
252	21 yr.	0 mo.	17 yr.	5 mo. - 30 yr.	6 mo.
253	21 yr.	1 mo.	17 yr.	5 mo. - 30 yr.	8 mo.
254	21 yr.	2 mo.	17 yr.	6 mo. - 30 yr.	9 mo.
255	21 yr.	3 mo.	17 yr.	7 mo. - 30 yr.	11 mo.
256	21 yr.	4 mo.	17 yr.	8 mo. - 31 yr.	0 mo.
257	21 yr.	5 mo.	17 yr.	9 mo. - 31 yr.	2 mo.
258	21 yr.	6 mo.	17 yr.	10 mo. - 31 yr.	3 mo.
259	21 yr.	7 mo.	17 yr.	10 mo. - 31 yr.	5 mo.
260	21 yr.	8 mo.	17 yr.	11 mo. - 31 yr.	6 mo.
261	21 yr.	9 mo.	17 yr.	11 mo. - 31 yr.	7 mo.
262	21 yr.	10 mo.	18 yr.	1 mo. - 31 yr.	9 mo.
263	21 yr.	11 mo.	18 yr.	2 mo. - 31 yr.	10 mo.
264	22 yr.	0 mo.	18 yr.	3 mo. - 32 yr.	0 mo.
265	22 yr.	1 mo.	18 yr.	3 mo. - 32 yr.	1 mo.
266	22 yr.	2 mo.	18 yr.	4 mo. - 32 yr.	3 mo.
267	22 yr.	3 mo.	18 yr.	5 mo. - 32 yr.	4 mo.
268	22 yr.	4 mo.	18 yr.	6 mo. - 32 yr.	6 mo.
269	22 yr.	5 mo.	18 yr.	7 mo. - 32 yr.	7 mo.
270	22 yr.	6 mo.	18 yr.	8 mo. - 32 yr.	9 mo.
271	22 yr.	7 mo.	18 yr.	8 mo. - 32 yr.	10 mo.
272	22 yr.	8 mo.	18 yr.	9 mo. - 32 yr.	11 mo.
273	22 yr.	9 mo.	18 yr.	10 mo. - 33 yr.	1 mo.
274	22 yr.	10 mo.	18 yr.	11 mo. - 33 yr.	2 mo.
275	22 yr.	11 mo.	19 yr.	0 mo. - 33 yr.	4 mo.
276	23 yr.	0 mo.	19 yr.	1 mo. - 33 yr.	5 mo.
277	23 yr.	1 mo.	19 yr.	1 mo. - 33 yr.	7 mo.
278	23 yr.	2 mo.	19 yr.	2 mo. - 33 yr.	8 mo.
279	23 yr.	3 mo.	19 yr.	3 mo. - 33 yr.	10 mo.
280	23 yr.	4 mo.	19 yr.	4 mo. - 33 yr.	11 mo.
281	23 yr.	5 mo.	19 yr.	5 mo. - 34 yr.	1 mo.
282	23 yr.	6 mo.	19 yr.	6 mo. - 34 yr.	2 mo.
283	23 yr.	7 mo.	19 yr.	6 mo. - 34 yr.	3 mo.
284	23 yr.	8 mo.	19 yr.	7 mo. - 34 yr.	5 mo.
285	23 yr.	9 mo.	19 yr.	8 mo. - 34 yr.	6 mo.
286	23 yr.	10 mo.	19 yr.	9 mo. - 34 yr.	8 mo.
287	23 yr.	11 mo.	19 yr.	10 mo. - 34 yr.	9 mo.
288	24 yr.	0 mo.	19 yr.	11 mo. - 34 yr.	11 mo.
289	24 yr.	1 mo.	19 yr.	11 mo. - 35 yr.	0 mo.
290	24 yr.	2 mo.	20 yr.	0 mo. - 35 yr.	2 mo.
291	24 yr.	3 mo.	20 yr.	1 mo. - 35 yr.	3 mo.
292	24 yr.	4 mo.	20 yr.	2 mo. - 35 yr.	5 mo.
293	24 yr.	5 mo.	20 yr.	3 mo. - 35 yr.	6 mo.
294	24 yr.	6 mo.	20 yr.	3 mo. - 35 yr.	8 mo.

Score	Sentence Range Midpoint		Sentence Range		
295	24 yr.	7 mo.	20 yr.	4 mo.	- 35 yr. 9 mo.
296	24 yr.	8 mo.	20 yr.	5 mo.	- 35 yr. 10 mo.
297	24 yr.	9 mo.	20 yr.	6 mo.	- 36 yr. 0 mo.
298	24 yr.	10 mo.	20 yr.	7 mo.	- 36 yr. 1 mo.
299	24 yr.	11 mo.	20 yr.	8 mo.	- 36 yr. 3 mo.
300	25 yr.	0 mo.	20 yr.	8 mo.	- 36 yr. 4 mo.
301	25 yr.	1 mo.	20 yr.	9 mo.	- 36 yr. 6 mo.
302	25 yr.	2 mo.	20 yr.	10 mo.	- 36 yr. 7 mo.
303	25 yr.	3 mo.	20 yr.	11 mo.	- 36 yr. 9 mo.
304	25 yr.	4 mo.	21 yr.	0 mo.	- 36 yr. 10 mo.
305	25 yr.	5 mo.	21 yr.	1 mo.	- 37 yr. 0 mo.
306	25 yr.	6 mo.	21 yr.	1 mo.	- 37 yr. 1 mo.
307	25 yr.	7 mo.	21 yr.	2 mo.	- 37 yr. 2 mo.
308	25 yr.	8 mo.	21 yr.	3 mo.	- 37 yr. 4 mo.
309	25 yr.	9 mo.	21 yr.	4 mo.	- 37 yr. 5 mo.
310	25 yr.	10 mo.	21 yr.	5 mo.	- 37 yr. 7 mo.
311	25 yr.	11 mo.	21 yr.	6 mo.	- 37 yr. 8 mo.
312	26 yr.	0 mo.	21 yr.	6 mo.	- 37 yr. 10 mo.
313	26 yr.	1 mo.	21 yr.	7 mo.	- 37 yr. 11 mo.
314	26 yr.	2 mo.	21 yr.	8 mo.	- 38 yr. 1 mo.
315	26 yr.	3 mo.	21 yr.	9 mo.	- 38 yr. 2 mo.
316	26 yr.	4 mo.	21 yr.	10 mo.	- 38 yr. 4 mo.
317	26 yr.	5 mo.	21 yr.	11 mo.	- 38 yr. 5 mo.
318	26 yr.	6 mo.	21 yr.	11 mo.	- 38 yr. 6 mo.
319	26 yr.	7 mo.	22 yr.	0 mo.	- 38 yr. 8 mo.
320	26 yr.	8 mo.	22 yr.	1 mo.	- 38 yr. 9 mo.
321	26 yr.	9 mo.	22 yr.	2 mo.	- 38 yr. 11 mo.
322	26 yr.	10 mo.	22 yr.	3 mo.	- 39 yr. 0 mo.
323	26 yr.	11 mo.	22 yr.	4 mo.	- 39 yr. 2 mo.
324	27 yr.	0 mo.	22 yr.	4 mo.	- 39 yr. 3 mo.
325	27 yr.	1 mo.	22 yr.	5 mo.	- 39 yr. 5 mo.
326	27 yr.	2 mo.	22 yr.	6 mo.	- 39 yr. 6 mo.
327	27 yr.	3 mo.	22 yr.	7 mo.	- 39 yr. 8 mo.
328	27 yr.	4 mo.	22 yr.	8 mo.	- 39 yr. 9 mo.
329	27 yr.	5 mo.	22 yr.	9 mo.	- 39 yr. 10 mo.
330	27 yr.	6 mo.	22 yr.	9 mo.	- 40 yr. 0 mo.
331	27 yr.	7 mo.	22 yr.	10 mo.	- 40 yr. 1 mo.
332	27 yr.	8 mo.	22 yr.	11 mo.	- 40 yr. 3 mo.
333	27 yr.	9 mo.	23 yr.	0 mo.	- 40 yr. 4 mo.
334	27 yr.	10 mo.	23 yr.	1 mo.	- 40 yr. 6 mo.
335	27 yr.	11 mo.	23 yr.	2 mo.	- 40 yr. 7 mo.
336	28 yr.	0 mo.	23 yr.	2 mo.	- 40 yr. 9 mo.
337	28 yr.	1 mo.	23 yr.	3 mo.	- 40 yr. 10 mo.
338	28 yr.	2 mo.	23 yr.	4 mo.	- 41 yr. 0 mo.
339	28 yr.	3 mo.	23 yr.	5 mo.	- 41 yr. 1 mo.
340	28 yr.	4 mo.	23 yr.	6 mo.	- 41 yr. 2 mo.
341	28 yr.	5 mo.	23 yr.	6 mo.	- 41 yr. 4 mo.
342	28 yr.	6 mo.	23 yr.	7 mo.	- 41 yr. 5 mo.

Score	Sentence Range Midpoint		Sentence Range		
343	28 yr.	7 mo.	23 yr.	8 mo.	- 41 yr. 7 mo.
344	28 yr.	8 mo.	23 yr.	9 mo.	- 41 yr. 8 mo.
345	28 yr.	9 mo.	23 yr.	10 mo.	- 41 yr. 10 mo.
346	28 yr.	10 mo.	23 yr.	11 mo.	- 41 yr. 11 mo.
347	28 yr.	11 mo.	23 yr.	11 mo.	- 42 yr. 1 mo.
348	29 yr.	0 mo.	24 yr.	0 mo.	- 42 yr. 2 mo.
349	29 yr.	1 mo.	24 yr.	1 mo.	- 42 yr. 4 mo.
350	29 yr.	2 mo.	24 yr.	2 mo.	- 42 yr. 5 mo.
351	29 yr.	3 mo.	24 yr.	3 mo.	- 42 yr. 6 mo.
352	29 yr.	4 mo.	24 yr.	4 mo.	- 42 yr. 8 mo.
353	29 yr.	5 mo.	24 yr.	4 mo.	- 42 yr. 9 mo.
354	29 yr.	6 mo.	24 yr.	5 mo.	- 42 yr. 11 mo.
355	29 yr.	7 mo.	24 yr.	6 mo.	- 43 yr. 0 mo.
356	29 yr.	8 mo.	24 yr.	7 mo.	- 43 yr. 2 mo.
357	29 yr.	9 mo.	24 yr.	8 mo.	- 43 yr. 3 mo.
358	29 yr.	10 mo.	24 yr.	9 mo.	- 43 yr. 5 mo.
359	29 yr.	11 mo.	24 yr.	9 mo.	- 43 yr. 6 mo.
360	30 yr.	0 mo.	24 yr.	10 mo.	- 43 yr. 8 mo.
361	30 yr.	1 mo.	24 yr.	11 mo.	- 43 yr. 9 mo.
362	30 yr.	2 mo.	25 yr.	0 mo.	- 43 yr. 10 mo.
363	30 yr.	3 mo.	25 yr.	1 mo.	- 44 yr. 0 mo.
364	30 yr.	4 mo.	25 yr.	2 mo.	- 44 yr. 1 mo.
365	30 yr.	5 mo.	25 yr.	2 mo.	- 44 yr. 3 mo.
366	30 yr.	6 mo.	25 yr.	3 mo.	- 44 yr. 4 mo.
367	30 yr.	7 mo.	25 yr.	4 mo.	- 44 yr. 6 mo.
368	30 yr.	8 mo.	25 yr.	5 mo.	- 44 yr. 7 mo.
369	30 yr.	9 mo.	25 yr.	6 mo.	- 44 yr. 9 mo.
370	30 yr.	10 mo.	25 yr.	7 mo.	- 44 yr. 10 mo.
371	30 yr.	11 mo.	25 yr.	7 mo.	- 45 yr. 0 mo.
372	31 yr.	0 mo.	25 yr.	8 mo.	- 45 yr. 1 mo.
373	31 yr.	1 mo.	25 yr.	9 mo.	- 45 yr. 3 mo.
374	31 yr.	2 mo.	25 yr.	10 mo.	- 45 yr. 4 mo.
375	31 yr.	3 mo.	25 yr.	11 mo.	- 45 yr. 5 mo.
376	31 yr.	4 mo.	26 yr.	0 mo.	- 45 yr. 7 mo.
377	31 yr.	5 mo.	26 yr.	0 mo.	- 45 yr. 8 mo.
378	31 yr.	6 mo.	26 yr.	1 mo.	- 45 yr. 10 mo.
379	31 yr.	7 mo.	26 yr.	2 mo.	- 45 yr. 11 mo.
380	31 yr.	8 mo.	26 yr.	3 mo.	- 46 yr. 1 mo.
381	31 yr.	9 mo.	26 yr.	4 mo.	- 46 yr. 2 mo.
382	31 yr.	10 mo.	26 yr.	5 mo.	- 46 yr. 4 mo.
383	31 yr.	11 mo.	26 yr.	5 mo.	- 46 yr. 5 mo.
384	32 yr.	0 mo.	26 yr.	6 mo.	- 46 yr. 7 mo.
385	32 yr.	1 mo.	26 yr.	7 mo.	- 46 yr. 8 mo.
386	32 yr.	2 mo.	26 yr.	8 mo.	- 46 yr. 9 mo.
387	32 yr.	3 mo.	26 yr.	9 mo.	- 46 yr. 11 mo.
388	32 yr.	4 mo.	26 yr.	10 mo.	- 47 yr. 0 mo.
389	32 yr.	5 mo.	26 yr.	10 mo.	- 47 yr. 2 mo.
390	32 yr.	6 mo.	26 yr.	11 mo.	- 47 yr. 3 mo.

❖ Burglary of a Dwelling • Section C Recommendation Table

Score	Sentence Range Midpoint		Sentence Range		
391	32 yr.	7 mo.	27 yr.	0 mo. - 47 yr.	5 mo.
392	32 yr.	8 mo.	27 yr.	1 mo. - 47 yr.	6 mo.
393	32 yr.	9 mo.	27 yr.	2 mo. - 47 yr.	8 mo.
394	32 yr.	10 mo.	27 yr.	2 mo. - 47 yr.	9 mo.
395	32 yr.	11 mo.	27 yr.	3 mo. - 47 yr.	11 mo.
396	33 yr.	0 mo.	27 yr.	4 mo. - 48 yr.	0 mo.
397	33 yr.	1 mo.	27 yr.	5 mo. - 48 yr.	1 mo.
398	33 yr.	2 mo.	27 yr.	6 mo. - 48 yr.	3 mo.
399	33 yr.	3 mo.	27 yr.	7 mo. - 48 yr.	4 mo.
400	33 yr.	4 mo.	27 yr.	7 mo. - 48 yr.	6 mo.
401	33 yr.	5 mo.	27 yr.	8 mo. - 48 yr.	7 mo.
402	33 yr.	6 mo.	27 yr.	9 mo. - 48 yr.	9 mo.
403	33 yr.	7 mo.	27 yr.	10 mo. - 48 yr.	10 mo.
404	33 yr.	8 mo.	27 yr.	11 mo. - 49 yr.	0 mo.
405	33 yr.	9 mo.	28 yr.	0 mo. - 49 yr.	1 mo.
406	33 yr.	10 mo.	28 yr.	0 mo. - 49 yr.	3 mo.
407	33 yr.	11 mo.	28 yr.	1 mo. - 49 yr.	4 mo.
408	34 yr.	0 mo.	28 yr.	2 mo. - 49 yr.	5 mo.
409	34 yr.	1 mo.	28 yr.	3 mo. - 49 yr.	7 mo.
410	34 yr.	2 mo.	28 yr.	4 mo. - 49 yr.	8 mo.
411	34 yr.	3 mo.	28 yr.	5 mo. - 49 yr.	10 mo.
412	34 yr.	4 mo.	28 yr.	5 mo. - 49 yr.	11 mo.
413	34 yr.	5 mo.	28 yr.	6 mo. - 50 yr.	1 mo.
414	34 yr.	6 mo.	28 yr.	7 mo. - 50 yr.	2 mo.
415	34 yr.	7 mo.	28 yr.	8 mo. - 50 yr.	4 mo.
416	34 yr.	8 mo.	28 yr.	9 mo. - 50 yr.	5 mo.
417	34 yr.	9 mo.	28 yr.	10 mo. - 50 yr.	7 mo.
418	34 yr.	10 mo.	28 yr.	10 mo. - 50 yr.	8 mo.
419	34 yr.	11 mo.	28 yr.	11 mo. - 50 yr.	9 mo.
420	35 yr.	0 mo.	29 yr.	0 mo. - 50 yr.	11 mo.
421	35 yr.	1 mo.	29 yr.	1 mo. - 51 yr.	0 mo.
422	35 yr.	2 mo.	29 yr.	2 mo. - 51 yr.	2 mo.
423	35 yr.	3 mo.	29 yr.	3 mo. - 51 yr.	3 mo.
424	35 yr.	4 mo.	29 yr.	3 mo. - 51 yr.	5 mo.
425	35 yr.	5 mo.	29 yr.	4 mo. - 51 yr.	6 mo.
426	35 yr.	6 mo.	29 yr.	5 mo. - 51 yr.	8 mo.
427	35 yr.	7 mo.	29 yr.	6 mo. - 51 yr.	9 mo.
428	35 yr.	8 mo.	29 yr.	7 mo. - 51 yr.	11 mo.
429	35 yr.	9 mo.	29 yr.	8 mo. - 52 yr.	0 mo.
430	35 yr.	10 mo.	29 yr.	8 mo. - 52 yr.	1 mo.
431	35 yr.	11 mo.	29 yr.	9 mo. - 52 yr.	3 mo.
432	36 yr.	0 mo.	29 yr.	10 mo. - 52 yr.	4 mo.
433	36 yr.	1 mo.	29 yr.	11 mo. - 52 yr.	6 mo.
434	36 yr.	2 mo.	30 yr.	0 mo. - 52 yr.	7 mo.
435	36 yr.	3 mo.	30 yr.	1 mo. - 52 yr.	9 mo.
436	36 yr.	4 mo.	30 yr.	1 mo. - 52 yr.	10 mo.
437	36 yr.	5 mo.	30 yr.	2 mo. - 53 yr.	0 mo.
438	36 yr.	6 mo.	30 yr.	3 mo. - 53 yr.	1 mo.

Score	Sentence Range Midpoint		Sentence Range		
439	36 yr.	7 mo.	30 yr.	4 mo. - 53 yr.	3 mo.
440	36 yr.	8 mo.	30 yr.	5 mo. - 53 yr.	4 mo.
441	36 yr.	9 mo.	30 yr.	5 mo. - 53 yr.	6 mo.
442	36 yr.	10 mo.	30 yr.	6 mo. - 53 yr.	7 mo.
443	36 yr.	11 mo.	30 yr.	7 mo. - 53 yr.	8 mo.
444	37 yr.	0 mo.	30 yr.	8 mo. - 53 yr.	10 mo.
445	37 yr.	1 mo.	30 yr.	9 mo. - 53 yr.	11 mo.
446	37 yr.	2 mo.	30 yr.	10 mo. - 54 yr.	1 mo.
447	37 yr.	3 mo.	30 yr.	10 mo. - 54 yr.	2 mo.
448	37 yr.	4 mo.	30 yr.	11 mo. - 54 yr.	4 mo.
449	37 yr.	5 mo.	31 yr.	0 mo. - 54 yr.	5 mo.
450	37 yr.	6 mo.	31 yr.	1 mo. - 54 yr.	7 mo.
451	37 yr.	7 mo.	31 yr.	2 mo. - 54 yr.	8 mo.
452	37 yr.	8 mo.	31 yr.	3 mo. - 54 yr.	10 mo.
453	37 yr.	9 mo.	31 yr.	3 mo. - 54 yr.	11 mo.
454	37 yr.	10 mo.	31 yr.	4 mo. - 55 yr.	0 mo.
455	37 yr.	11 mo.	31 yr.	5 mo. - 55 yr.	2 mo.
456	38 yr.	0 mo.	31 yr.	6 mo. - 55 yr.	3 mo.
457	38 yr.	1 mo.	31 yr.	7 mo. - 55 yr.	5 mo.
458	38 yr.	2 mo.	31 yr.	8 mo. - 55 yr.	6 mo.
459	38 yr.	3 mo.	31 yr.	8 mo. - 55 yr.	8 mo.
460	38 yr.	4 mo.	31 yr.	9 mo. - 55 yr.	9 mo.
461	38 yr.	5 mo.	31 yr.	10 mo. - 55 yr.	11 mo.
462	38 yr.	6 mo.	31 yr.	11 mo. - 56 yr.	0 mo.
463	38 yr.	7 mo.	32 yr.	0 mo. - 56 yr.	2 mo.
464	38 yr.	8 mo.	32 yr.	1 mo. - 56 yr.	3 mo.
465	38 yr.	9 mo.	32 yr.	1 mo. - 56 yr.	4 mo.
466	38 yr.	10 mo.	32 yr.	2 mo. - 56 yr.	6 mo.
467	38 yr.	11 mo.	32 yr.	3 mo. - 56 yr.	7 mo.
468	39 yr.	0 mo.	32 yr.	4 mo. - 56 yr.	9 mo.
469	39 yr.	1 mo.	32 yr.	5 mo. - 56 yr.	10 mo.
470	39 yr.	2 mo.	32 yr.	6 mo. - 57 yr.	0 mo.
471	39 yr.	3 mo.	32 yr.	6 mo. - 57 yr.	1 mo.
472	39 yr.	4 mo.	32 yr.	7 mo. - 57 yr.	3 mo.
473	39 yr.	5 mo.	32 yr.	8 mo. - 57 yr.	4 mo.
474	39 yr.	6 mo.	32 yr.	9 mo. - 57 yr.	6 mo.
475	39 yr.	7 mo.	32 yr.	10 mo. - 57 yr.	7 mo.
476	39 yr.	8 mo.	32 yr.	11 mo. - 57 yr.	8 mo.
477	39 yr.	9 mo.	32 yr.	11 mo. - 57 yr.	10 mo.
478	39 yr.	10 mo.	33 yr.	0 mo. - 57 yr.	11 mo.
479	39 yr.	11 mo.	33 yr.	1 mo. - 58 yr.	1 mo.
480	40 yr.	0 mo.	33 yr.	2 mo. - 58 yr.	2 mo.
481	40 yr.	1 mo.	33 yr.	3 mo. - 58 yr.	4 mo.
482	40 yr.	2 mo.	33 yr.	4 mo. - 58 yr.	5 mo.
483	40 yr.	3 mo.	33 yr.	4 mo. - 58 yr.	7 mo.
484	40 yr.	4 mo.	33 yr.	5 mo. - 58 yr.	8 mo.
485	40 yr.	5 mo.	33 yr.	6 mo. - 58 yr.	10 mo.
486	40 yr.	6 mo.	33 yr.	7 mo. - 58 yr.	11 mo.

Score	Sentence Range Midpoint		Sentence Range		
487	40 yr.	7 mo.	33 yr.	8 mo.	- 59 yr. 0 mo.
488	40 yr.	8 mo.	33 yr.	8 mo.	- 59 yr. 2 mo.
489	40 yr.	9 mo.	33 yr.	9 mo.	- 59 yr. 3 mo.
490	40 yr.	10 mo.	33 yr.	10 mo.	- 59 yr. 5 mo.
491	40 yr.	11 mo.	33 yr.	11 mo.	- 59 yr. 6 mo.
492	41 yr.	0 mo.	34 yr.	0 mo.	- 59 yr. 8 mo.
493	41 yr.	1 mo.	34 yr.	1 mo.	- 59 yr. 9 mo.
494	41 yr.	2 mo.	34 yr.	1 mo.	- 59 yr. 11 mo.
495	41 yr.	3 mo.	34 yr.	2 mo.	- 60 yr. 0 mo.
496	41 yr.	4 mo.	34 yr.	3 mo.	- 60 yr. 2 mo.
497	41 yr.	5 mo.	34 yr.	4 mo.	- 60 yr. 3 mo.
498	41 yr.	6 mo.	34 yr.	5 mo.	- 60 yr. 4 mo.
499	41 yr.	7 mo.	34 yr.	6 mo.	- 60 yr. 6 mo.
500	41 yr.	8 mo.	34 yr.	6 mo.	- 60 yr. 7 mo.
501	41 yr.	9 mo.	34 yr.	7 mo.	- 60 yr. 9 mo.
502	41 yr.	10 mo.	34 yr.	8 mo.	- 60 yr. 10 mo.
503	41 yr.	11 mo.	34 yr.	9 mo.	- 61 yr. 0 mo.
504	42 yr.	0 mo.	34 yr.	10 mo.	- 61 yr. 1 mo.
505	42 yr.	1 mo.	34 yr.	11 mo.	- 61 yr. 3 mo.
506	42 yr.	2 mo.	34 yr.	11 mo.	- 61 yr. 4 mo.
507	42 yr.	3 mo.	35 yr.	0 mo.	- 61 yr. 6 mo.
508	42 yr.	4 mo.	35 yr.	1 mo.	- 61 yr. 7 mo.
509	42 yr.	5 mo.	35 yr.	2 mo.	- 61 yr. 9 mo.
510	42 yr.	6 mo.	35 yr.	3 mo.	- 61 yr. 10 mo.
511	42 yr.	7 mo.	35 yr.	4 mo.	- 61 yr. 11 mo.
512	42 yr.	8 mo.	35 yr.	4 mo.	- 62 yr. 1 mo.
513	42 yr.	9 mo.	35 yr.	5 mo.	- 62 yr. 2 mo.
514	42 yr.	10 mo.	35 yr.	6 mo.	- 62 yr. 4 mo.
515	42 yr.	11 mo.	35 yr.	7 mo.	- 62 yr. 5 mo.
516	43 yr.	0 mo.	35 yr.	8 mo.	- 62 yr. 7 mo.
517	43 yr.	1 mo.	35 yr.	9 mo.	- 62 yr. 8 mo.
518	43 yr.	2 mo.	35 yr.	9 mo.	- 62 yr. 10 mo.
519	43 yr.	3 mo.	35 yr.	10 mo.	- 62 yr. 11 mo.
520	43 yr.	4 mo.	35 yr.	11 mo.	- 63 yr. 1 mo.
521	43 yr.	5 mo.	36 yr.	0 mo.	- 63 yr. 2 mo.
522	43 yr.	6 mo.	36 yr.	1 mo.	- 63 yr. 3 mo.
523	43 yr.	7 mo.	36 yr.	2 mo.	- 63 yr. 5 mo.
524	43 yr.	8 mo.	36 yr.	2 mo.	- 63 yr. 6 mo.
525	43 yr.	9 mo.	36 yr.	3 mo.	- 63 yr. 8 mo.
526	43 yr.	10 mo.	36 yr.	4 mo.	- 63 yr. 9 mo.
527	43 yr.	11 mo.	36 yr.	5 mo.	- 63 yr. 11 mo.
528	44 yr.	0 mo.	36 yr.	6 mo.	- 64 yr. 0 mo.
529	44 yr.	1 mo.	36 yr.	7 mo.	- 64 yr. 2 mo.
530	44 yr.	2 mo.	36 yr.	7 mo.	- 64 yr. 3 mo.
531	44 yr.	3 mo.	36 yr.	8 mo.	- 64 yr. 5 mo.
532	44 yr.	4 mo.	36 yr.	9 mo.	- 64 yr. 6 mo.
533	44 yr.	5 mo.	36 yr.	10 mo.	- 64 yr. 7 mo.
534	44 yr.	6 mo.	36 yr.	11 mo.	- 64 yr. 9 mo.

Score	Sentence Range Midpoint		Sentence Range		
535	44 yr.	7 mo.	36 yr.	11 mo.	- 64 yr. 10 mo.
536	44 yr.	8 mo.	37 yr.	0 mo.	- 65 yr. 0 mo.
537	44 yr.	9 mo.	37 yr.	1 mo.	- 65 yr. 1 mo.
538	44 yr.	10 mo.	37 yr.	2 mo.	- 65 yr. 3 mo.
539	44 yr.	11 mo.	37 yr.	3 mo.	- 65 yr. 4 mo.
540	45 yr.	0 mo.	37 yr.	4 mo.	- 65 yr. 6 mo.
541	45 yr.	1 mo.	37 yr.	4 mo.	- 65 yr. 7 mo.
542	45 yr.	2 mo.	37 yr.	5 mo.	- 65 yr. 9 mo.
543	45 yr.	3 mo.	37 yr.	6 mo.	- 65 yr. 10 mo.
544	45 yr.	4 mo.	37 yr.	7 mo.	- 65 yr. 11 mo.
545	45 yr.	5 mo.	37 yr.	8 mo.	- 66 yr. 1 mo.
546	45 yr.	6 mo.	37 yr.	9 mo.	- 66 yr. 2 mo.
547	45 yr.	7 mo.	37 yr.	9 mo.	- 66 yr. 4 mo.
548	45 yr.	8 mo.	37 yr.	10 mo.	- 66 yr. 5 mo.
549	45 yr.	9 mo.	37 yr.	11 mo.	- 66 yr. 7 mo.
550	45 yr.	10 mo.	38 yr.	0 mo.	- 66 yr. 8 mo.
551	45 yr.	11 mo.	38 yr.	1 mo.	- 66 yr. 10 mo.
552	46 yr.	0 mo.	38 yr.	2 mo.	- 66 yr. 11 mo.
553	46 yr.	1 mo.	38 yr.	2 mo.	- 67 yr. 1 mo.
554	46 yr.	2 mo.	38 yr.	3 mo.	- 67 yr. 2 mo.
555	46 yr.	3 mo.	38 yr.	4 mo.	- 67 yr. 3 mo.
556	46 yr.	4 mo.	38 yr.	5 mo.	- 67 yr. 5 mo.
557	46 yr.	5 mo.	38 yr.	6 mo.	- 67 yr. 6 mo.
558	46 yr.	6 mo.	38 yr.	7 mo.	- 67 yr. 8 mo.
559	46 yr.	7 mo.	38 yr.	7 mo.	- 67 yr. 9 mo.
560	46 yr.	8 mo.	38 yr.	8 mo.	- 67 yr. 11 mo.
561	46 yr.	9 mo.	38 yr.	9 mo.	- 68 yr. 0 mo.
562	46 yr.	10 mo.	38 yr.	10 mo.	- 68 yr. 2 mo.
563	46 yr.	11 mo.	38 yr.	11 mo.	- 68 yr. 3 mo.
564	47 yr.	0 mo.	39 yr.	0 mo.	- 68 yr. 5 mo.
565	47 yr.	1 mo.	39 yr.	0 mo.	- 68 yr. 6 mo.
566	47 yr.	2 mo.	39 yr.	1 mo.	- 68 yr. 7 mo.
567	47 yr.	3 mo.	39 yr.	2 mo.	- 68 yr. 9 mo.
568	47 yr.	4 mo.	39 yr.	3 mo.	- 68 yr. 10 mo.
569	47 yr.	5 mo.	39 yr.	4 mo.	- 69 yr. 0 mo.
570	47 yr.	6 mo.	39 yr.	5 mo.	- 69 yr. 1 mo.
571	47 yr.	7 mo.	39 yr.	5 mo.	- 69 yr. 3 mo.
572	47 yr.	8 mo.	39 yr.	6 mo.	- 69 yr. 4 mo.
573	47 yr.	9 mo.	39 yr.	7 mo.	- 69 yr. 6 mo.
574	47 yr.	10 mo.	39 yr.	8 mo.	- 69 yr. 7 mo.
575	47 yr.	11 mo.	39 yr.	9 mo.	- 69 yr. 9 mo.
576	48 yr.	0 mo.	39 yr.	10 mo.	- 69 yr. 10 mo.
577	48 yr.	1 mo.	39 yr.	10 mo.	- 69 yr. 11 mo.
578	48 yr.	2 mo.	39 yr.	11 mo.	- 70 yr. 1 mo.
579	48 yr.	3 mo.	40 yr.	0 mo.	- 70 yr. 2 mo.
580	48 yr.	4 mo.	40 yr.	1 mo.	- 70 yr. 4 mo.
581	48 yr.	5 mo.	40 yr.	2 mo.	- 70 yr. 5 mo.
582	48 yr.	6 mo.	40 yr.	3 mo.	- 70 yr. 7 mo.

❖ Burglary of a Dwelling • Section C Recommendation Table

Score	Sentence Range Midpoint		Sentence Range		
583	48 yr.	7 mo.	40 yr.	3 mo. - 70 yr.	8 mo.
584	48 yr.	8 mo.	40 yr.	4 mo. - 70 yr.	10 mo.
585	48 yr.	9 mo.	40 yr.	5 mo. - 70 yr.	11 mo.
586	48 yr.	10 mo.	40 yr.	6 mo. - 71 yr.	1 mo.
587	48 yr.	11 mo.	40 yr.	7 mo. - 71 yr.	2 mo.
588	49 yr.	0 mo.	40 yr.	7 mo. - 71 yr.	4 mo.
589	49 yr.	1 mo.	40 yr.	8 mo. - 71 yr.	5 mo.
590	49 yr.	2 mo.	40 yr.	9 mo. - 71 yr.	6 mo.
591	49 yr.	3 mo.	40 yr.	10 mo. - 71 yr.	8 mo.
592	49 yr.	4 mo.	40 yr.	11 mo. - 71 yr.	9 mo.
593	49 yr.	5 mo.	41 yr.	0 mo. - 71 yr.	11 mo.
594	49 yr.	6 mo.	41 yr.	0 mo. - 72 yr.	0 mo.
595	49 yr.	7 mo.	41 yr.	1 mo. - 72 yr.	2 mo.
596	49 yr.	8 mo.	41 yr.	2 mo. - 72 yr.	3 mo.
597	49 yr.	9 mo.	41 yr.	3 mo. - 72 yr.	5 mo.
598	49 yr.	10 mo.	41 yr.	4 mo. - 72 yr.	6 mo.
599	49 yr.	11 mo.	41 yr.	5 mo. - 72 yr.	8 mo.
600	50 yr.	0 mo.	41 yr.	5 mo. - 72 yr.	9 mo.

Burglary/Other❖ The sentencing guidelines for this section apply to the following offenses:

Relevant Code of Virginia Statutes

Relevant Virginia Crime Codes (VCC)

18.2-22.....	Use VCC for actual offense and change "F" to "C" in the code.
18.2-26.....	Use VCC for actual offense and change "F" to "A" in the code.
18.2-90	BUR-2215-F2 (20 yrs.-life) BUR-2218-F3 (5-20 yrs.)
18.2-91.....	BUR-2216-F9 (1-20 yrs.) BUR-2217-F2 (20 yrs.-life)
18.2-93.....	BUR-2207-F2 (20 yrs.-life)
18.2-94.....	BUR-2206-F5 (1-10 yrs.)

Conspiracies or attempts to commit the offenses appearing in the above table are applicable guidelines offenses. A worksheet should be completed.

If the statute number and VCC for the primary offense do not appear on this table, sentencing guidelines do not apply. No worksheets should be completed.

Burglary/Other ❖ Section A

1 Primary Offense

Enter the score corresponding to the number of counts if the primary offense at conviction was:

- A. BUR-2206-F5* Possession of burglarious tools..... 18.2-94
- B. BUR-2216-F9* Statutory burglary of structure to commit larceny, etc..... 18.2-91
BUR-2217-F2* Statutory burglary/structure; commit larceny, etc., w/weapon..... 18.2-91
- C. BUR-2207-F2* Entering bank armed with intent to commit larceny..... 18.2-93
- D. BUR-2215-F2* Statutory burglary of structure to murder, etc., w/ weapon..... 18.2-90
BUR-2218-F3* Statutory burglary of structure to murder, rape, rob, arson..... 18.2-90

**Attempted and conspired offenses are scored the same as a completed act
Violations of deferred findings (§§ 18.2-251, 18.2-258.1, 19.2-298.02, or 19.2-303.6)
are scored as a conviction for the underlying offense*

2 Primary Offense Remaining Counts

Total the maximum penalties for counts of the primary offense not scored under the Primary Offense factor above. Locate the total in the maximum penalty range and record the corresponding points.

3 Additional Offenses

Additional offenses are offenses in the same sentencing event that have a VCC that differs from the primary offense.

Add the maximum penalties for all additional offenses (including counts). Locate the total in the maximum penalty range and record the corresponding points.

4 Conviction Requiring Mandatory Minimum (6 mos. or More)

Enter "13" if there is a conviction in the current sentencing event that requires a mandatory minimum term of incarceration of 6 months or more. (See Appendix B for a list of crimes with mandatory minimums).

5 Weapon Used

Score this factor for any offense at conviction, not only the primary offense.

Enter "0" if the offender or codefendant did not use, brandish, feign or threaten to use a weapon.

Enter "2" if the offender or codefendant used, brandished or threatened to use a weapon other than a knife or firearm. Enter "2" if a simulated weapon or feigned weapon was used (e.g., toy gun, finger in pocket to indicate a gun).

Enter "4" if the offender or codefendant used, brandished or threatened to use a knife.

Enter "8" if the offender or codefendant used, brandished or threatened to use a firearm.

Possession of a weapon is not scored. The weapon must be used, brandished, feigned or threatened during the commission of a crime in this sentencing event.

6 Prior Convictions/Adjudications

Select the five most recent felony sentencing events (adult convictions and juvenile adjudications). If there are fewer than five prior felony events, use all of them plus the most recent prior misdemeanor events, for a total of up to five prior

events. For juvenile adjudications, score only delinquent offenses, not status offenses.

For each prior event, identify the offense with the highest statutory maximum penalty. Select only one offense per event. Add together the years of the statutory maximum penalties for these prior offenses. Locate the total in the maximum penalty range and record the corresponding points.

7 Prior Adult Felony Property Convictions

Enter the score corresponding to the number of prior adult felony property convictions (including counts). *Score only adult convictions.* Applicable offenses include those with a prefix of "LAR," most "BUR," and "FRD." Some offenses with other VCC prefixes are also property felonies, such as certain acts of arson (e.g., ARS-2018-F4) and vandalism (e.g., VAN-2930-F6).

8 Prior Juvenile Property Adjudications

Enter the score corresponding to the number of prior property adjudications (including felony and misdemeanor counts). *Score only delinquent adjudications.* Applicable offenses include those with a prefix of "LAR," "BUR," and "FRD." Some offenses with other VCC prefixes are also property felonies, such as certain acts of arson (e.g., ARS-2018-F4) and vandalism (e.g., VAN-2930-F6).

9 Prior Misdemeanor Convictions/Adjudications

Enter the score corresponding to the total number of prior adult convictions and delinquent adjudications (including counts) for non-traffic misdemeanors. *Do not score criminal traffic misdemeanors. (See Traffic section of supplemental VCC Book for criminal traffic misdemeanors).*

10 Prior Incarcerations/Commitments

Enter "3" if one or more periods of incarceration resulted from a sentence. Score boot camp, diversion center, detention center, CCAP or any incarceration sentence that the offender has served or is currently serving. Commitments to juvenile institutions or post-dispositional confinements in secure detention following an adjudication of delinquency are also scored. Pre-trial and pre-sentence time are not scored unless the offender was sentenced to "time-served."

11 Prior Revocations of Parole, Post-Release, or Supervised Probation

Enter "1" if the offender has a prior revocation resulting from any of the following: post-release supervision, mandatory or discretionary parole, state, federal, or local supervised probation, CDI, community-based corrections program (CCCA), juvenile parole, aftercare, or supervised juvenile probation.

12 Prior Juvenile Record

Enter "2" if the offender has any adjudications of delinquency. These include any violation that has a VCC. Criminal traffic adjudications are delinquent offenses. Do not score this factor if the offender has a prior juvenile record consisting of only status offenses (e.g., incorrigibility, truancy, etc.).

13 Legally Restrained at Time of Offense

Score this factor based on the type of legal restraint that is assigned the most points.

Do not rely on the catchwords to score this factor. See the General Instructions for the definitions.

Parole: An obligation to a parole board on the date of the offense.

Post-release: Under probation or post-release supervision defined in §§ 19.2-295.2 or 18.2-10 on the date of the offense.

Supervised Probation after Incarceration: On state, federal, or local supervised probation on the date of the offense after serving time in jail or prison.

Supervised Probation: On state, federal, or local supervised probation on the date of the offense after being sentenced to probation with no active time to serve.

Other: Some obligation to the court or violation of a court or administrative body restriction on the date of the offense. Not defined above.

14 Type of Additional Offense(s)

Identify the type of additional offense scored above. Assign points if an additional offense scored on the worksheet has a VCC prefix of "MUR" or is an attempted, conspired or completed malicious or aggravated malicious wounding in violation of §§ 18.2-51 or 18.2-51.2 (ASL-1334-F3 or ASL-1336-F2).

15 Go to the next appropriate section.

If the total score is "13" or less go to Burglary/Other Section B. If the total score is "14" or more go to Burglary/Other Section C.

Burglary/Other ❖ Section A

Offender Name: _____

1 Primary Offense

- A. Possession of burglarious tools (1 count).....1
B. Other structure with intent to commit larceny, etc. with or without deadly weapon
 1 count 3
 2 counts 5
 3 counts 7
C. Burglary of bank with deadly weapon (1 count).....9
D. Other structure with intent to commit murder, rape, robbery or arson with or without a deadly weapon (1 count).....14

Score

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

- Years: 5 - 14 1
15 - 27 2
28 - 43 3
44 or more 4

0	

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

- Years: Less than 5 0
5 - 14 1
15 - 27 2
28 - 43 3
44 or more 4

0	

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

0	

5 Weapon Used

- None 0
Simulated weapon or other than listed below 2
Knife 4
Firearm 8

0	

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

- Years: Less than 2 0 20 - 31 3
2 - 8 1 32 - 41 4
9 - 19 2 42 or more 5

0	

7 Prior Adult Felony Property Convictions

- Number of Counts: 1 1
2 - 5 2
6 - 10 3
11 or more 4

0	

8 Prior Juvenile Property Adjudications

- Number of Counts: 1 - 2 1
3 - 11 2
12 or more 3

0	

9 Prior Misdemeanor Convictions/Adjudications (Excludes Traffic)

- Number of Counts: 1 1
2 - 4 2
5 - 6 3
7 - 9 4
10 or more 5

0	

10 Prior Incarcerations/Commitments If YES, add 3

0	

11 Prior Revocations (Parole, Post-Release, or Supervised Probation (State, Federal, or Local)) If YES, add 1

0	

12 Prior Juvenile Record If YES, add 2

0	

13 Legally Restrained at Time of Offense

- None 0
Other 3
Parole, post-release, supervised probation, or supervised probation after incarceration 7

0	

14 Type of Additional Offense(s)

- Additional offense with VCC prefix of MUR 10
Additional offense of malicious wounding (§ 18.2-51) or aggravated malicious wounding (§ 18.2-51.2) 10
All others 0

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

Burglary/Other ❖ Section B

1 Primary Offense

Enter the score corresponding to all counts if the primary offense at conviction was:

A.	BUR-2216-F9*	Statutory burglary of structure to commit larceny, etc.....	18.2-91
B.	BUR-2206-F5*	Possession of burglarious tools.....	18.2-94
C.	BUR-2207-F2*	Entering bank armed with intent to commit larceny.....	18.2-93
	BUR-2215-F2*	Statutory burglary of structure to murder, etc., w/weapon.....	18.2-90
	BUR-2217-F2*	Statutory burglary/structure; commit larceny, etc., w/weapon.....	18.2-91
	BUR-2218-F3*	Statutory burglary of structure to murder, rape, rob, arson.....	18.2-90

***Attempted and conspired offenses are scored the same as a completed act**
Violations of deferred findings (§§ 18.2-251, 18.2-258.1, 19.2-298.02, or 19.2-303.6)
are scored as a conviction for the underlying offense

2 Additional Offenses

Additional offenses are offenses in the same sentencing event that have a VCC that differs from the primary offense.

Add the maximum penalties for all additional offenses (including counts). Locate the total in the maximum penalty range and record the corresponding points.

3 Prior Convictions/Adjudications

Select the five most recent felony sentencing events (adult convictions and juvenile adjudications). If there are fewer than five prior felony events, use all of them plus the most recent prior misdemeanor events, for a total of up to five prior events. For juvenile adjudications, score only delinquent offenses, not status offenses.

For each prior event, identify the offense with the highest statutory maximum penalty. Select only one offense per event. Add together the years of the statutory maximum penalties for these prior offenses. Locate the total in the maximum penalty range and record the corresponding points.

4 Prior Misdemeanor Convictions/Adjudications

Enter the score corresponding to the total number of prior adult convictions and delinquent adjudications (including counts) for non-traffic misdemeanors. Do not score criminal traffic misdemeanors. (See *Traffic section of supplemental VCC Book for criminal traffic misdemeanors*).

5 Prior Juvenile Record

Enter "4" if the offender has any adjudications of delinquency. These include any violation that has a VCC. Criminal traffic adjudications are delinquent offenses. Do not score this factor if the offender has a prior juvenile record consisting of only status offenses (e.g., incorrigibility, truancy, etc.).

6 Legally Restrained at Time of Offense

Do not rely on the catchwords to score this factor. See the General Instructions for the definitions.

Parole: An obligation to a parole board on the date of the offense.

Post-release: Under probation or post-release supervision defined in §§ 19.2-295.2 or 18.2-10 on the date of the offense.

Supervised Probation after Incarceration: On state, federal, or local supervised probation on the date of the offense after serving time in jail or prison.

Supervised Probation: On state, federal, or local supervised probation on the date of the offense after being sentenced to probation with no active time to serve.

Other: Some obligation to the court or violation of a court or administrative body restriction on the date of the offense. Not defined above.

7 Record the guidelines sentence.

Refer to the Burglary/Other Section B Recommendation Table which follows these instructions to convert the total score to the guidelines sentence. On the cover sheet, record the guidelines sentence recommendation.

Burglary/Other Section B

Offender Name: _____

1 Primary Offense

- A. Other structure with intent to commit larceny, etc. (all counts) 3
B. Possession of burglarious tools (all counts) 4
C. Other than listed above (all counts) 4

Score

0	

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

- Years: Less than 5 0
5 or more 1

0	

3 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	

4 Prior Misdemeanor Convictions/Adjudications (Excludes Traffic)

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

0	

5 Prior Juvenile Record

If YES, add 4 →

0	

6 Legally Restrained at Time of Offense

If YES, add 4 →

0	

Total Score

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



Recommendation Table

Score	Guideline Sentence
0 - 6	Probation/No Incarceration
7+	Incarceration 1 Day up to 6 Months

Burglary/Other ❖ Section C

1 Primary Offense

Determine whether the offender's prior record includes a Category I or Category II felony (See Appendix A), and mark the corresponding box. Enter the score corresponding to the number of counts under the appropriate prior record classification category if the primary offense at conviction was:

A.	BUR-2218-F3*	Statutory burglary of structure to murder, rape, rob, arson.....	18.2-90
B.	BUR-2216-F9*	Statutory burglary of structure to commit larceny, etc.....	18.2-91
C.	BUR-2207-F2	Entering bank armed with intent to commit larceny.....	18.2-93
D.	BUR-2215-F2	Statutory burglary of structure to murder, etc., w/weapon.....	18.2-90
E.	BUR-2217-F2	Statutory burglary/structure; commit larceny, etc., w/weapon.....	18.2-91
F.	BUR-2206-F5	Possession of burglarious tools.....	18.2-94

**Attempted and conspired offenses are scored the same as a completed act
Violations of deferred findings (§§ 18.2-251, 18.2-258.1, 19.2-298.02, or 19.2-303.6)
are scored as a conviction for the underlying offense*

2 Primary Offense Remaining Counts

Based on the statutory maximum penalty, assign points to each count of the primary offense not scored under the Primary Offense factor above. Then total the points assigned to each and record the total.

3 Additional Offenses

Additional offenses are those offenses in the same sentencing event that have a VCC that differs from the primary offense.

Identify each additional offense and its maximum penalty.

Assign points to each additional offense (including counts) based on the statutory maximum penalty.

Once points have been assigned to each additional offense (including counts), total the points and record the total.

4 Weapon Used

Score this factor for any offense at conviction, not only the primary offense.

Enter "0" if the offender or a codefendant used, brandished or threatened to use a weapon other than a knife or firearm. Enter "0" if a simulated weapon or feigned weapon was used (e.g., toy gun, finger in pocket to indicate a gun).

Enter "12" if the offender or a codefendant used, brandished or threatened to use a knife or firearm.

Possession of a weapon is not scored. The weapon must be used, brandished, feigned or threatened during the commission of a crime in this sentencing event.

5 Physical, Serious Physical, or Life Threatening Injury

Score this factor based on the victim who received the most serious injury. Score this factor for any offense at sentencing, not only the primary offense.

Catchwords are used to show general groupings for injuries but in no way define how injuries must be scored on the Sentencing Guidelines. Scores for injuries must be assigned based on the specific definitions defined in the General Instructions and not on the catch phrases: Threatened, Emotional, Physical, Serious Physical or Life Threatening injury.

6 Prior Convictions/Adjudications

Select the five most recent felony sentencing events (adult convictions and juvenile adjudications). If there are fewer than five prior felony events, use all of them plus the most recent prior misdemeanor events, for a total of up to five prior events. For juvenile adjudications, score only delinquent offenses, not status offenses.

For each prior event, identify the offense with the highest statutory maximum penalty. Select only one offense per event. For each offense identified, locate the maximum penalty in the table and assign the corresponding points. Total the points and record the total.

7 Prior Felony Burglary Convictions/Adjudications

Enter the score corresponding to the number of prior felony burglary adult convictions and delinquent adjudications (including counts). Any prior convictions or delinquent adjudications scored in this step must have a VCC prefix of "BUR."

8 Prior Felony Convictions/Adjudications Against Person

Enter the score corresponding to the number of prior felony person adult convictions and delinquent adjudications (including counts). Applicable offenses include those with a prefix of "ASL," "FAM," "MUR," "KID," "ROB," "RAP" or "SEX." Some offenses with other VCC prefixes are also person felonies, such as certain acts of arson or burglary (e.g., ARS-2001-F3, BUR-2215-F2). See Appendix E for a list of person crimes.

9 On Parole, Post-Release, or Supervised Probation at the Time of the Offense

Enter points if the defendant was under one of the following at the time of the offense. Do not rely on the catchwords to score this factor. See the General Instructions for the definitions.

Parole: An obligation to a parole board on the date of the offense.

Post-release: Under probation or post-release supervision defined in §§ 19.2-295.2 or 18.2-10 on the date of the offense.

Supervised Probation after Incarceration: On state, federal, or local supervised probation on the date of the offense after serving time in jail or prison.

Supervised Probation: On state, federal, or local supervised probation on the date of the offense after being sentenced to probation with no active time to serve.

10 Type of Additional Offense(s)

Identify the type of additional offense scored above. Assign points if an additional offense scored on the worksheet has a VCC prefix of "MUR" or is an attempted, conspired or completed malicious or aggravated malicious wounding in violation of §§ 18.2-51 or 18.2-51.2 (ASL-1334-F3 or ASL-1336-F2). The scores are different for a completed versus an attempted or conspired malicious wounding additional offense.

11 Record the guidelines sentence.

Refer to the Burglary/Other Section C Recommendation Table which follows these instructions to convert the total score to the guidelines sentence. Record the guidelines midpoint and range on the cover sheet in the Sentencing Guidelines Recommendation Section.

Burglary/Other ❖ Section C

Offender Name: _____

1 Primary Offense

____ Prior Record Classification ____

☐ Category I ☐ Category II ☐ Other

(scores for attempted/conspired offenses are in parentheses)

Other Structure Without Weapon

A. Other structure with intent to commit murder, rape, robbery or arson without deadly weapon

Attempted, conspired or completed: 1 count..... 60..... 30..... 15

B. Other structure with intent to commit larceny, etc. without deadly weapon

Attempted, conspired or completed: 1 count..... 36..... 18..... 9

Other Structure With Weapon

C. Bank 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)

D. Other structure with intent to commit murder, rape, robbery or arson with deadly weapon

Completed: 1 count..... 114..... 76..... 38

Attempted/conspired: 1 count..... (76)..... (38)..... (19)

E. Other structure with intent to commit larceny, etc. with deadly weapon

Completed: 1 count..... 54..... 36..... 18

Attempted/conspired: 1 count..... (36)..... (18)..... (9)

Miscellaneous

F. Possession of burglarious tools (1 count)..... 32..... 16..... 8

Score

2 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

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

Maximum Penalty: Less than 5..... 0 30..... 4

(years) 5, 10, 15..... 1 40, 50, Life..... 6

20..... 3

4 Weapon Used

Other than listed below..... 0

Knife or firearm..... 12

0		

5 Physical, Serious Physical, or Life Threatening Victim Injury If YES, add 10

0		

6 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		

7 Prior Felony Burglary Convictions/Adjudications

Number of 1..... 2

Counts: 2..... 3

3..... 5

4..... 6

5..... 8

6 or more..... 9

0	0	

8 Prior Felony Convictions/Adjudications Against Person

Number of 1..... 4

Counts: 2..... 9

3..... 13

4 or more..... 17

0		

9 On Parole, Post-Release, or Supervised Probation at Time of Offense If YES, add 3

0	0	

10 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

Total Score

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

❖ Burglary of Other Structure • Section C Recommendation Table

Score	Sentence Range Midpoint		Sentence Range	
up to 7	0 yr.	7 mo.	0 yr.	7 mo. - 1 yr. 3 mo.
8	0 yr.	8 mo.	0 yr.	7 mo. - 1 yr. 5 mo.
9	0 yr.	9 mo.	0 yr.	7 mo. - 1 yr. 7 mo.
10	0 yr.	10 mo.	0 yr.	7 mo. - 1 yr. 8 mo.
11	0 yr.	11 mo.	0 yr.	7 mo. - 1 yr. 9 mo.
12	1 yr.	0 mo.	0 yr.	7 mo. - 1 yr. 10 mo.
13	1 yr.	1 mo.	0 yr.	8 mo. - 2 yr. 0 mo.
14	1 yr.	2 mo.	0 yr.	9 mo. - 2 yr. 1 mo.
15	1 yr.	3 mo.	0 yr.	9 mo. - 2 yr. 2 mo.
16	1 yr.	4 mo.	0 yr.	10 mo. - 2 yr. 3 mo.
17	1 yr.	5 mo.	0 yr.	10 mo. - 2 yr. 4 mo.
18	1 yr.	6 mo.	0 yr.	11 mo. - 2 yr. 5 mo.
19	1 yr.	7 mo.	1 yr.	0 mo. - 2 yr. 7 mo.
20	1 yr.	8 mo.	1 yr.	1 mo. - 2 yr. 9 mo.
21	1 yr.	9 mo.	1 yr.	2 mo. - 2 yr. 11 mo.
22	1 yr.	10 mo.	1 yr.	3 mo. - 3 yr. 1 mo.
23	1 yr.	11 mo.	1 yr.	3 mo. - 3 yr. 3 mo.
24	2 yr.	0 mo.	1 yr.	4 mo. - 3 yr. 5 mo.
25	2 yr.	1 mo.	1 yr.	4 mo. - 3 yr. 6 mo.
26	2 yr.	2 mo.	1 yr.	5 mo. - 3 yr. 8 mo.
27	2 yr.	3 mo.	1 yr.	5 mo. - 3 yr. 9 mo.
28	2 yr.	4 mo.	1 yr.	6 mo. - 3 yr. 10 mo.
29	2 yr.	5 mo.	1 yr.	6 mo. - 4 yr. 0 mo.
30	2 yr.	6 mo.	1 yr.	7 mo. - 4 yr. 2 mo.
31	2 yr.	7 mo.	1 yr.	8 mo. - 4 yr. 3 mo.
32	2 yr.	8 mo.	1 yr.	9 mo. - 4 yr. 4 mo.
33	2 yr.	9 mo.	1 yr.	9 mo. - 4 yr. 5 mo.
34	2 yr.	10 mo.	1 yr.	10 mo. - 4 yr. 7 mo.
35	2 yr.	11 mo.	1 yr.	11 mo. - 4 yr. 8 mo.
36	3 yr.	0 mo.	2 yr.	0 mo. - 4 yr. 9 mo.
37	3 yr.	1 mo.	2 yr.	1 mo. - 4 yr. 10 mo.
38	3 yr.	2 mo.	2 yr.	2 mo. - 4 yr. 11 mo.
39	3 yr.	3 mo.	2 yr.	3 mo. - 5 yr. 0 mo.
40	3 yr.	4 mo.	2 yr.	4 mo. - 5 yr. 1 mo.
41	3 yr.	5 mo.	2 yr.	5 mo. - 5 yr. 2 mo.
42	3 yr.	6 mo.	2 yr.	6 mo. - 5 yr. 3 mo.
43	3 yr.	7 mo.	2 yr.	7 mo. - 5 yr. 4 mo.
44	3 yr.	8 mo.	2 yr.	8 mo. - 5 yr. 5 mo.
45	3 yr.	9 mo.	2 yr.	9 mo. - 5 yr. 6 mo.
46	3 yr.	10 mo.	2 yr.	10 mo. - 5 yr. 7 mo.
47	3 yr.	11 mo.	2 yr.	11 mo. - 5 yr. 8 mo.
48	4 yr.	0 mo.	3 yr.	1 mo. - 5 yr. 10 mo.
49	4 yr.	1 mo.	3 yr.	3 mo. - 6 yr. 0 mo.
50	4 yr.	2 mo.	3 yr.	4 mo. - 6 yr. 2 mo.
51	4 yr.	3 mo.	3 yr.	5 mo. - 6 yr. 4 mo.
52	4 yr.	4 mo.	3 yr.	6 mo. - 6 yr. 5 mo.
53	4 yr.	5 mo.	3 yr.	7 mo. - 6 yr. 6 mo.
54	4 yr.	6 mo.	3 yr.	8 mo. - 6 yr. 7 mo.

Score	Sentence Range Midpoint		Sentence Range	
55	4 yr.	7 mo.	3 yr.	9 mo. - 6 yr. 8 mo.
56	4 yr.	8 mo.	3 yr.	10 mo. - 6 yr. 9 mo.
57	4 yr.	9 mo.	3 yr.	11 mo. - 6 yr. 11 mo.
58	4 yr.	10 mo.	4 yr.	0 mo. - 7 yr. 0 mo.
59	4 yr.	11 mo.	4 yr.	0 mo. - 7 yr. 2 mo.
60	5 yr.	0 mo.	4 yr.	1 mo. - 7 yr. 3 mo.
61	5 yr.	1 mo.	4 yr.	2 mo. - 7 yr. 5 mo.
62	5 yr.	2 mo.	4 yr.	3 mo. - 7 yr. 6 mo.
63	5 yr.	3 mo.	4 yr.	4 mo. - 7 yr. 7 mo.
64	5 yr.	4 mo.	4 yr.	5 mo. - 7 yr. 9 mo.
65	5 yr.	5 mo.	4 yr.	5 mo. - 7 yr. 10 mo.
66	5 yr.	6 mo.	4 yr.	6 mo. - 8 yr. 0 mo.
67	5 yr.	7 mo.	4 yr.	7 mo. - 8 yr. 1 mo.
68	5 yr.	8 mo.	4 yr.	8 mo. - 8 yr. 3 mo.
69	5 yr.	9 mo.	4 yr.	9 mo. - 8 yr. 4 mo.
70	5 yr.	10 mo.	4 yr.	10 mo. - 8 yr. 6 mo.
71	5 yr.	11 mo.	4 yr.	10 mo. - 8 yr. 7 mo.
72	6 yr.	0 mo.	4 yr.	11 mo. - 8 yr. 9 mo.
73	6 yr.	1 mo.	5 yr.	0 mo. - 8 yr. 10 mo.
74	6 yr.	2 mo.	5 yr.	1 mo. - 9 yr. 0 mo.
75	6 yr.	3 mo.	5 yr.	2 mo. - 9 yr. 1 mo.
76	6 yr.	4 mo.	5 yr.	3 mo. - 9 yr. 2 mo.
77	6 yr.	5 mo.	5 yr.	3 mo. - 9 yr. 4 mo.
78	6 yr.	6 mo.	5 yr.	4 mo. - 9 yr. 5 mo.
79	6 yr.	7 mo.	5 yr.	5 mo. - 9 yr. 7 mo.
80	6 yr.	8 mo.	5 yr.	6 mo. - 9 yr. 8 mo.
81	6 yr.	9 mo.	5 yr.	7 mo. - 9 yr. 10 mo.
82	6 yr.	10 mo.	5 yr.	8 mo. - 9 yr. 11 mo.
83	6 yr.	11 mo.	5 yr.	8 mo. - 10 yr. 1 mo.
84	7 yr.	0 mo.	5 yr.	9 mo. - 10 yr. 2 mo.
85	7 yr.	1 mo.	5 yr.	10 mo. - 10 yr. 4 mo.
86	7 yr.	2 mo.	5 yr.	11 mo. - 10 yr. 5 mo.
87	7 yr.	3 mo.	6 yr.	0 mo. - 10 yr. 7 mo.
88	7 yr.	4 mo.	6 yr.	1 mo. - 10 yr. 8 mo.
89	7 yr.	5 mo.	6 yr.	1 mo. - 10 yr. 9 mo.
90	7 yr.	6 mo.	6 yr.	2 mo. - 10 yr. 11 mo.
91	7 yr.	7 mo.	6 yr.	3 mo. - 11 yr. 0 mo.
92	7 yr.	8 mo.	6 yr.	4 mo. - 11 yr. 2 mo.
93	7 yr.	9 mo.	6 yr.	5 mo. - 11 yr. 3 mo.
94	7 yr.	10 mo.	6 yr.	6 mo. - 11 yr. 5 mo.
95	7 yr.	11 mo.	6 yr.	6 mo. - 11 yr. 6 mo.
96	8 yr.	0 mo.	6 yr.	7 mo. - 11 yr. 8 mo.
97	8 yr.	1 mo.	6 yr.	8 mo. - 11 yr. 9 mo.
98	8 yr.	2 mo.	6 yr.	9 mo. - 11 yr. 11 mo.
99	8 yr.	3 mo.	6 yr.	10 mo. - 12 yr. 0 mo.
100	8 yr.	4 mo.	6 yr.	11 mo. - 12 yr. 2 mo.
101	8 yr.	5 mo.	6 yr.	11 mo. - 12 yr. 3 mo.
102	8 yr.	6 mo.	7 yr.	0 mo. - 12 yr. 4 mo.

Score	Sentence Range Midpoint	Sentence Range
103	8 yr. 7 mo.	7 yr. 1 mo. - 12 yr. 6 mo.
104	8 yr. 8 mo.	7 yr. 2 mo. - 12 yr. 7 mo.
105	8 yr. 9 mo.	7 yr. 3 mo. - 12 yr. 9 mo.
106	8 yr. 10 mo.	7 yr. 3 mo. - 12 yr. 10 mo.
107	8 yr. 11 mo.	7 yr. 4 mo. - 13 yr. 0 mo.
108	9 yr. 0 mo.	7 yr. 5 mo. - 13 yr. 1 mo.
109	9 yr. 1 mo.	7 yr. 6 mo. - 13 yr. 3 mo.
110	9 yr. 2 mo.	7 yr. 7 mo. - 13 yr. 4 mo.
111	9 yr. 3 mo.	7 yr. 8 mo. - 13 yr. 6 mo.
112	9 yr. 4 mo.	7 yr. 8 mo. - 13 yr. 7 mo.
113	9 yr. 5 mo.	7 yr. 9 mo. - 13 yr. 8 mo.
114	9 yr. 6 mo.	7 yr. 10 mo. - 13 yr. 10 mo.
115	9 yr. 7 mo.	7 yr. 11 mo. - 13 yr. 11 mo.
116	9 yr. 8 mo.	8 yr. 0 mo. - 14 yr. 1 mo.
117	9 yr. 9 mo.	8 yr. 1 mo. - 14 yr. 2 mo.
118	9 yr. 10 mo.	8 yr. 1 mo. - 14 yr. 4 mo.
119	9 yr. 11 mo.	8 yr. 2 mo. - 14 yr. 5 mo.
120	10 yr. 0 mo.	8 yr. 3 mo. - 14 yr. 7 mo.
121	10 yr. 1 mo.	8 yr. 4 mo. - 14 yr. 8 mo.
122	10 yr. 2 mo.	8 yr. 5 mo. - 14 yr. 10 mo.
123	10 yr. 3 mo.	8 yr. 6 mo. - 14 yr. 11 mo.
124	10 yr. 4 mo.	8 yr. 6 mo. - 15 yr. 1 mo.
125	10 yr. 5 mo.	8 yr. 7 mo. - 15 yr. 2 mo.
126	10 yr. 6 mo.	8 yr. 8 mo. - 15 yr. 3 mo.
127	10 yr. 7 mo.	8 yr. 9 mo. - 15 yr. 5 mo.
128	10 yr. 8 mo.	8 yr. 10 mo. - 15 yr. 6 mo.
129	10 yr. 9 mo.	8 yr. 11 mo. - 15 yr. 8 mo.
130	10 yr. 10 mo.	8 yr. 11 mo. - 15 yr. 9 mo.
131	10 yr. 11 mo.	9 yr. 0 mo. - 15 yr. 11 mo.
132	11 yr. 0 mo.	9 yr. 1 mo. - 16 yr. 0 mo.
133	11 yr. 1 mo.	9 yr. 2 mo. - 16 yr. 2 mo.
134	11 yr. 2 mo.	9 yr. 3 mo. - 16 yr. 3 mo.
135	11 yr. 3 mo.	9 yr. 4 mo. - 16 yr. 5 mo.
136	11 yr. 4 mo.	9 yr. 4 mo. - 16 yr. 6 mo.
137	11 yr. 5 mo.	9 yr. 5 mo. - 16 yr. 8 mo.
138	11 yr. 6 mo.	9 yr. 6 mo. - 16 yr. 9 mo.
139	11 yr. 7 mo.	9 yr. 7 mo. - 16 yr. 10 mo.
140	11 yr. 8 mo.	9 yr. 8 mo. - 17 yr. 0 mo.
141	11 yr. 9 mo.	9 yr. 9 mo. - 17 yr. 1 mo.
142	11 yr. 10 mo.	9 yr. 9 mo. - 17 yr. 3 mo.
143	11 yr. 11 mo.	9 yr. 10 mo. - 17 yr. 4 mo.
144	12 yr. 0 mo.	9 yr. 11 mo. - 17 yr. 6 mo.
145	12 yr. 1 mo.	10 yr. 0 mo. - 17 yr. 7 mo.
146	12 yr. 2 mo.	10 yr. 1 mo. - 17 yr. 9 mo.
147	12 yr. 3 mo.	10 yr. 2 mo. - 17 yr. 10 mo.
148	12 yr. 4 mo.	10 yr. 2 mo. - 17 yr. 11 mo.
149	12 yr. 5 mo.	10 yr. 3 mo. - 18 yr. 0 mo.
150	12 yr. 6 mo.	10 yr. 4 mo. - 18 yr. 2 mo.

Score	Sentence Range Midpoint	Sentence Range
151	12 yr. 7 mo.	10 yr. 5 mo. - 18 yr. 3 mo.
152	12 yr. 8 mo.	10 yr. 6 mo. - 18 yr. 5 mo.
153	12 yr. 9 mo.	10 yr. 6 mo. - 18 yr. 6 mo.
154	12 yr. 10 mo.	10 yr. 7 mo. - 18 yr. 8 mo.
155	12 yr. 11 mo.	10 yr. 8 mo. - 18 yr. 9 mo.
156	13 yr. 0 mo.	10 yr. 9 mo. - 18 yr. 11 mo.
157	13 yr. 1 mo.	10 yr. 10 mo. - 19 yr. 0 mo.
158	13 yr. 2 mo.	10 yr. 11 mo. - 19 yr. 2 mo.
159	13 yr. 3 mo.	10 yr. 11 mo. - 19 yr. 3 mo.
160	13 yr. 4 mo.	11 yr. 0 mo. - 19 yr. 4 mo.
161	13 yr. 5 mo.	11 yr. 1 mo. - 19 yr. 6 mo.
162	13 yr. 6 mo.	11 yr. 2 mo. - 19 yr. 7 mo.
163	13 yr. 7 mo.	11 yr. 3 mo. - 19 yr. 9 mo.
164	13 yr. 8 mo.	11 yr. 4 mo. - 19 yr. 10 mo.
165	13 yr. 9 mo.	11 yr. 4 mo. - 20 yr. 0 mo.
166	13 yr. 10 mo.	11 yr. 5 mo. - 20 yr. 1 mo.
167	13 yr. 11 mo.	11 yr. 6 mo. - 20 yr. 3 mo.
168	14 yr. 0 mo.	11 yr. 7 mo. - 20 yr. 4 mo.
169	14 yr. 1 mo.	11 yr. 8 mo. - 20 yr. 6 mo.
170	14 yr. 2 mo.	11 yr. 9 mo. - 20 yr. 7 mo.
171	14 yr. 3 mo.	11 yr. 9 mo. - 20 yr. 8 mo.
172	14 yr. 4 mo.	11 yr. 10 mo. - 20 yr. 10 mo.
173	14 yr. 5 mo.	11 yr. 11 mo. - 20 yr. 11 mo.
174	14 yr. 6 mo.	12 yr. 0 mo. - 21 yr. 1 mo.
175	14 yr. 7 mo.	12 yr. 1 mo. - 21 yr. 2 mo.
176	14 yr. 8 mo.	12 yr. 2 mo. - 21 yr. 4 mo.
177	14 yr. 9 mo.	12 yr. 2 mo. - 21 yr. 5 mo.
178	14 yr. 10 mo.	12 yr. 3 mo. - 21 yr. 7 mo.
179	14 yr. 11 mo.	12 yr. 4 mo. - 21 yr. 8 mo.
180	15 yr. 0 mo.	12 yr. 5 mo. - 21 yr. 10 mo.
181	15 yr. 1 mo.	12 yr. 6 mo. - 21 yr. 11 mo.
182	15 yr. 2 mo.	12 yr. 7 mo. - 22 yr. 0 mo.
183	15 yr. 3 mo.	12 yr. 7 mo. - 22 yr. 2 mo.
184	15 yr. 4 mo.	12 yr. 8 mo. - 22 yr. 3 mo.
185	15 yr. 5 mo.	12 yr. 9 mo. - 22 yr. 5 mo.
186	15 yr. 6 mo.	12 yr. 10 mo. - 22 yr. 6 mo.
187	15 yr. 7 mo.	12 yr. 11 mo. - 22 yr. 8 mo.
188	15 yr. 8 mo.	13 yr. 0 mo. - 22 yr. 9 mo.
189	15 yr. 9 mo.	13 yr. 0 mo. - 22 yr. 11 mo.
190	15 yr. 10 mo.	13 yr. 1 mo. - 23 yr. 0 mo.
191	15 yr. 11 mo.	13 yr. 2 mo. - 23 yr. 2 mo.
192	16 yr. 0 mo.	13 yr. 3 mo. - 23 yr. 3 mo.
193	16 yr. 1 mo.	13 yr. 4 mo. - 23 yr. 4 mo.
194	16 yr. 2 mo.	13 yr. 5 mo. - 23 yr. 6 mo.
195	16 yr. 3 mo.	13 yr. 5 mo. - 23 yr. 7 mo.
196	16 yr. 4 mo.	13 yr. 6 mo. - 23 yr. 9 mo.
197	16 yr. 5 mo.	13 yr. 7 mo. - 23 yr. 10 mo.
198	16 yr. 6 mo.	13 yr. 8 mo. - 24 yr. 0 mo.

❖ Burglary of Other Structure • Section C Recommendation Table

Score	Sentence Range Midpoint		Sentence Range		
199	16 yr.	7 mo.	13 yr.	9 mo.	- 24 yr. 1 mo.
200	16 yr.	8 mo.	13 yr.	10 mo.	- 24 yr. 3 mo.
201	16 yr.	9 mo.	13 yr.	10 mo.	- 24 yr. 4 mo.
202	16 yr.	10 mo.	13 yr.	11 mo.	- 24 yr. 6 mo.
203	16 yr.	11 mo.	14 yr.	0 mo.	- 24 yr. 7 mo.
204	17 yr.	0 mo.	14 yr.	1 mo.	- 24 yr. 8 mo.
205	17 yr.	1 mo.	14 yr.	2 mo.	- 24 yr. 10 mo.
206	17 yr.	2 mo.	14 yr.	2 mo.	- 24 yr. 11 mo.
207	17 yr.	3 mo.	14 yr.	3 mo.	- 25 yr. 1 mo.
208	17 yr.	4 mo.	14 yr.	4 mo.	- 25 yr. 2 mo.
209	17 yr.	5 mo.	14 yr.	5 mo.	- 25 yr. 4 mo.
210	17 yr.	6 mo.	14 yr.	6 mo.	- 25 yr. 5 mo.
211	17 yr.	7 mo.	14 yr.	7 mo.	- 25 yr. 7 mo.
212	17 yr.	8 mo.	14 yr.	7 mo.	- 25 yr. 8 mo.
213	17 yr.	9 mo.	14 yr.	8 mo.	- 25 yr. 10 mo.
214	17 yr.	10 mo.	14 yr.	9 mo.	- 25 yr. 11 mo.
215	17 yr.	11 mo.	14 yr.	10 mo.	- 26 yr. 0 mo.
216	18 yr.	0 mo.	14 yr.	11 mo.	- 26 yr. 2 mo.
217	18 yr.	1 mo.	15 yr.	0 mo.	- 26 yr. 3 mo.
218	18 yr.	2 mo.	15 yr.	0 mo.	- 26 yr. 5 mo.
219	18 yr.	3 mo.	15 yr.	1 mo.	- 26 yr. 6 mo.
220	18 yr.	4 mo.	15 yr.	2 mo.	- 26 yr. 8 mo.
221	18 yr.	5 mo.	15 yr.	3 mo.	- 26 yr. 9 mo.
222	18 yr.	6 mo.	15 yr.	4 mo.	- 26 yr. 11 mo.
223	18 yr.	7 mo.	15 yr.	5 mo.	- 27 yr. 0 mo.
224	18 yr.	8 mo.	15 yr.	5 mo.	- 27 yr. 2 mo.
225	18 yr.	9 mo.	15 yr.	6 mo.	- 27 yr. 3 mo.
226	18 yr.	10 mo.	15 yr.	7 mo.	- 27 yr. 5 mo.
227	18 yr.	11 mo.	15 yr.	8 mo.	- 27 yr. 6 mo.
228	19 yr.	0 mo.	15 yr.	9 mo.	- 27 yr. 7 mo.
229	19 yr.	1 mo.	15 yr.	10 mo.	- 27 yr. 9 mo.
230	19 yr.	2 mo.	15 yr.	10 mo.	- 27 yr. 10 mo.
231	19 yr.	3 mo.	15 yr.	11 mo.	- 28 yr. 0 mo.
232	19 yr.	4 mo.	16 yr.	0 mo.	- 28 yr. 1 mo.
233	19 yr.	5 mo.	16 yr.	1 mo.	- 28 yr. 3 mo.
234	19 yr.	6 mo.	16 yr.	2 mo.	- 28 yr. 4 mo.
235	19 yr.	7 mo.	16 yr.	3 mo.	- 28 yr. 6 mo.
236	19 yr.	8 mo.	16 yr.	3 mo.	- 28 yr. 7 mo.
237	19 yr.	9 mo.	16 yr.	4 mo.	- 28 yr. 9 mo.
238	19 yr.	10 mo.	16 yr.	5 mo.	- 28 yr. 10 mo.
239	19 yr.	11 mo.	16 yr.	6 mo.	- 28 yr. 11 mo.
240	20 yr.	0 mo.	16 yr.	7 mo.	- 29 yr. 1 mo.
241	20 yr.	1 mo.	16 yr.	8 mo.	- 29 yr. 2 mo.
242	20 yr.	2 mo.	16 yr.	8 mo.	- 29 yr. 4 mo.
243	20 yr.	3 mo.	16 yr.	9 mo.	- 29 yr. 5 mo.
244	20 yr.	4 mo.	16 yr.	10 mo.	- 29 yr. 7 mo.
245	20 yr.	5 mo.	16 yr.	11 mo.	- 29 yr. 8 mo.
246	20 yr.	6 mo.	17 yr.	0 mo.	- 29 yr. 10 mo.

Score	Sentence Range Midpoint		Sentence Range		
247	20 yr.	7 mo.	17 yr.	1 mo.	- 29 yr. 11 mo.
248	20 yr.	8 mo.	17 yr.	1 mo.	- 30 yr. 1 mo.
249	20 yr.	9 mo.	17 yr.	2 mo.	- 30 yr. 2 mo.
250	20 yr.	10 mo.	17 yr.	3 mo.	- 30 yr. 3 mo.
251	20 yr.	11 mo.	17 yr.	4 mo.	- 30 yr. 5 mo.
252	21 yr.	0 mo.	17 yr.	5 mo.	- 30 yr. 6 mo.
253	21 yr.	1 mo.	17 yr.	5 mo.	- 30 yr. 8 mo.
254	21 yr.	2 mo.	17 yr.	6 mo.	- 30 yr. 9 mo.
255	21 yr.	3 mo.	17 yr.	7 mo.	- 30 yr. 11 mo.
256	21 yr.	4 mo.	17 yr.	8 mo.	- 31 yr. 0 mo.
257	21 yr.	5 mo.	17 yr.	9 mo.	- 31 yr. 2 mo.
258	21 yr.	6 mo.	17 yr.	10 mo.	- 31 yr. 3 mo.
259	21 yr.	7 mo.	17 yr.	10 mo.	- 31 yr. 5 mo.
260	21 yr.	8 mo.	17 yr.	11 mo.	- 31 yr. 6 mo.
261	21 yr.	9 mo.	17 yr.	11 mo.	- 31 yr. 7 mo.
262	21 yr.	10 mo.	18 yr.	1 mo.	- 31 yr. 9 mo.
263	21 yr.	11 mo.	18 yr.	2 mo.	- 31 yr. 10 mo.
264	22 yr.	0 mo.	18 yr.	3 mo.	- 32 yr. 0 mo.
265	22 yr.	1 mo.	18 yr.	3 mo.	- 32 yr. 1 mo.
266	22 yr.	2 mo.	18 yr.	4 mo.	- 32 yr. 3 mo.
267	22 yr.	3 mo.	18 yr.	5 mo.	- 32 yr. 4 mo.
268	22 yr.	4 mo.	18 yr.	6 mo.	- 32 yr. 6 mo.
269	22 yr.	5 mo.	18 yr.	7 mo.	- 32 yr. 7 mo.
270	22 yr.	6 mo.	18 yr.	8 mo.	- 32 yr. 9 mo.
271	22 yr.	7 mo.	18 yr.	8 mo.	- 32 yr. 10 mo.
272	22 yr.	8 mo.	18 yr.	9 mo.	- 32 yr. 11 mo.
273	22 yr.	9 mo.	18 yr.	10 mo.	- 33 yr. 1 mo.
274	22 yr.	10 mo.	18 yr.	11 mo.	- 33 yr. 2 mo.
275	22 yr.	11 mo.	19 yr.	0 mo.	- 33 yr. 4 mo.
276	23 yr.	0 mo.	19 yr.	1 mo.	- 33 yr. 5 mo.
277	23 yr.	1 mo.	19 yr.	1 mo.	- 33 yr. 7 mo.
278	23 yr.	2 mo.	19 yr.	2 mo.	- 33 yr. 8 mo.
279	23 yr.	3 mo.	19 yr.	3 mo.	- 33 yr. 10 mo.
280	23 yr.	4 mo.	19 yr.	4 mo.	- 33 yr. 11 mo.
281	23 yr.	5 mo.	19 yr.	5 mo.	- 34 yr. 1 mo.
282	23 yr.	6 mo.	19 yr.	6 mo.	- 34 yr. 2 mo.
283	23 yr.	7 mo.	19 yr.	6 mo.	- 34 yr. 3 mo.
284	23 yr.	8 mo.	19 yr.	7 mo.	- 34 yr. 5 mo.
285	23 yr.	9 mo.	19 yr.	8 mo.	- 34 yr. 6 mo.
286	23 yr.	10 mo.	19 yr.	9 mo.	- 34 yr. 8 mo.
287	23 yr.	11 mo.	19 yr.	10 mo.	- 34 yr. 9 mo.
288	24 yr.	0 mo.	19 yr.	11 mo.	- 34 yr. 11 mo.
289	24 yr.	1 mo.	19 yr.	11 mo.	- 35 yr. 0 mo.
290	24 yr.	2 mo.	20 yr.	0 mo.	- 35 yr. 2 mo.
291	24 yr.	3 mo.	20 yr.	1 mo.	- 35 yr. 3 mo.
292	24 yr.	4 mo.	20 yr.	2 mo.	- 35 yr. 5 mo.
293	24 yr.	5 mo.	20 yr.	3 mo.	- 35 yr. 6 mo.
294	24 yr.	6 mo.	20 yr.	3 mo.	- 35 yr. 8 mo.

Score	Sentence Range Midpoint		Sentence Range		
295	24 yr.	7 mo.	20 yr.	4 mo. - 35 yr.	9 mo.
296	24 yr.	8 mo.	20 yr.	5 mo. - 35 yr.	10 mo.
297	24 yr.	9 mo.	20 yr.	6 mo. - 36 yr.	0 mo.
298	24 yr.	10 mo.	20 yr.	7 mo. - 36 yr.	1 mo.
299	24 yr.	11 mo.	20 yr.	8 mo. - 36 yr.	3 mo.
300	25 yr.	0 mo.	20 yr.	8 mo. - 36 yr.	4 mo.
301	25 yr.	1 mo.	20 yr.	9 mo. - 36 yr.	6 mo.
302	25 yr.	2 mo.	20 yr.	10 mo. - 36 yr.	7 mo.
303	25 yr.	3 mo.	20 yr.	11 mo. - 36 yr.	9 mo.
304	25 yr.	4 mo.	21 yr.	0 mo. - 36 yr.	10 mo.
305	25 yr.	5 mo.	21 yr.	1 mo. - 37 yr.	0 mo.
306	25 yr.	6 mo.	21 yr.	1 mo. - 37 yr.	1 mo.
307	25 yr.	7 mo.	21 yr.	2 mo. - 37 yr.	2 mo.
308	25 yr.	8 mo.	21 yr.	3 mo. - 37 yr.	4 mo.
309	25 yr.	9 mo.	21 yr.	4 mo. - 37 yr.	5 mo.
310	25 yr.	10 mo.	21 yr.	5 mo. - 37 yr.	7 mo.
311	25 yr.	11 mo.	21 yr.	6 mo. - 37 yr.	8 mo.
312	26 yr.	0 mo.	21 yr.	6 mo. - 37 yr.	10 mo.
313	26 yr.	1 mo.	21 yr.	7 mo. - 37 yr.	11 mo.
314	26 yr.	2 mo.	21 yr.	8 mo. - 38 yr.	1 mo.
315	26 yr.	3 mo.	21 yr.	9 mo. - 38 yr.	2 mo.
316	26 yr.	4 mo.	21 yr.	10 mo. - 38 yr.	4 mo.
317	26 yr.	5 mo.	21 yr.	11 mo. - 38 yr.	5 mo.
318	26 yr.	6 mo.	21 yr.	11 mo. - 38 yr.	6 mo.
319	26 yr.	7 mo.	22 yr.	0 mo. - 38 yr.	8 mo.
320	26 yr.	8 mo.	22 yr.	1 mo. - 38 yr.	9 mo.
321	26 yr.	9 mo.	22 yr.	2 mo. - 38 yr.	11 mo.
322	26 yr.	10 mo.	22 yr.	3 mo. - 39 yr.	0 mo.
323	26 yr.	11 mo.	22 yr.	4 mo. - 39 yr.	2 mo.
324	27 yr.	0 mo.	22 yr.	4 mo. - 39 yr.	3 mo.
325	27 yr.	1 mo.	22 yr.	5 mo. - 39 yr.	5 mo.
326	27 yr.	2 mo.	22 yr.	6 mo. - 39 yr.	6 mo.
327	27 yr.	3 mo.	22 yr.	7 mo. - 39 yr.	8 mo.
328	27 yr.	4 mo.	22 yr.	8 mo. - 39 yr.	9 mo.
329	27 yr.	5 mo.	22 yr.	9 mo. - 39 yr.	10 mo.
330	27 yr.	6 mo.	22 yr.	9 mo. - 40 yr.	0 mo.
331	27 yr.	7 mo.	22 yr.	10 mo. - 40 yr.	1 mo.
332	27 yr.	8 mo.	22 yr.	11 mo. - 40 yr.	3 mo.
333	27 yr.	9 mo.	23 yr.	0 mo. - 40 yr.	4 mo.
334	27 yr.	10 mo.	23 yr.	1 mo. - 40 yr.	6 mo.
335	27 yr.	11 mo.	23 yr.	2 mo. - 40 yr.	7 mo.
336	28 yr.	0 mo.	23 yr.	2 mo. - 40 yr.	9 mo.
337	28 yr.	1 mo.	23 yr.	3 mo. - 40 yr.	10 mo.
338	28 yr.	2 mo.	23 yr.	4 mo. - 41 yr.	0 mo.
339	28 yr.	3 mo.	23 yr.	5 mo. - 41 yr.	1 mo.
340	28 yr.	4 mo.	23 yr.	6 mo. - 41 yr.	2 mo.
341	28 yr.	5 mo.	23 yr.	6 mo. - 41 yr.	4 mo.
342	28 yr.	6 mo.	23 yr.	7 mo. - 41 yr.	5 mo.

Score	Sentence Range Midpoint		Sentence Range		
343	28 yr.	7 mo.	23 yr.	8 mo. - 41 yr.	7 mo.
344	28 yr.	8 mo.	23 yr.	9 mo. - 41 yr.	8 mo.
345	28 yr.	9 mo.	23 yr.	10 mo. - 41 yr.	10 mo.
346	28 yr.	10 mo.	23 yr.	11 mo. - 41 yr.	11 mo.
347	28 yr.	11 mo.	23 yr.	11 mo. - 42 yr.	1 mo.
348	29 yr.	0 mo.	24 yr.	0 mo. - 42 yr.	2 mo.
349	29 yr.	1 mo.	24 yr.	1 mo. - 42 yr.	4 mo.
350	29 yr.	2 mo.	24 yr.	2 mo. - 42 yr.	5 mo.
351	29 yr.	3 mo.	24 yr.	3 mo. - 42 yr.	6 mo.
352	29 yr.	4 mo.	24 yr.	4 mo. - 42 yr.	8 mo.
353	29 yr.	5 mo.	24 yr.	4 mo. - 42 yr.	9 mo.
354	29 yr.	6 mo.	24 yr.	5 mo. - 42 yr.	11 mo.
355	29 yr.	7 mo.	24 yr.	6 mo. - 43 yr.	0 mo.
356	29 yr.	8 mo.	24 yr.	7 mo. - 43 yr.	2 mo.
357	29 yr.	9 mo.	24 yr.	8 mo. - 43 yr.	3 mo.
358	29 yr.	10 mo.	24 yr.	9 mo. - 43 yr.	5 mo.
359	29 yr.	11 mo.	24 yr.	9 mo. - 43 yr.	6 mo.
360	30 yr.	0 mo.	24 yr.	10 mo. - 43 yr.	8 mo.
361	30 yr.	1 mo.	24 yr.	11 mo. - 43 yr.	9 mo.
362	30 yr.	2 mo.	25 yr.	0 mo. - 43 yr.	10 mo.
363	30 yr.	3 mo.	25 yr.	1 mo. - 44 yr.	0 mo.
364	30 yr.	4 mo.	25 yr.	2 mo. - 44 yr.	1 mo.
365	30 yr.	5 mo.	25 yr.	2 mo. - 44 yr.	3 mo.
366	30 yr.	6 mo.	25 yr.	3 mo. - 44 yr.	4 mo.
367	30 yr.	7 mo.	25 yr.	4 mo. - 44 yr.	6 mo.
368	30 yr.	8 mo.	25 yr.	5 mo. - 44 yr.	7 mo.
369	30 yr.	9 mo.	25 yr.	6 mo. - 44 yr.	9 mo.
370	30 yr.	10 mo.	25 yr.	7 mo. - 44 yr.	10 mo.
371	30 yr.	11 mo.	25 yr.	7 mo. - 45 yr.	0 mo.
372	31 yr.	0 mo.	25 yr.	8 mo. - 45 yr.	1 mo.
373	31 yr.	1 mo.	25 yr.	9 mo. - 45 yr.	3 mo.
374	31 yr.	2 mo.	25 yr.	10 mo. - 45 yr.	4 mo.
375	31 yr.	3 mo.	25 yr.	11 mo. - 45 yr.	5 mo.
376	31 yr.	4 mo.	26 yr.	0 mo. - 45 yr.	7 mo.
377	31 yr.	5 mo.	26 yr.	0 mo. - 45 yr.	8 mo.
378	31 yr.	6 mo.	26 yr.	1 mo. - 45 yr.	10 mo.
379	31 yr.	7 mo.	26 yr.	2 mo. - 45 yr.	11 mo.
380	31 yr.	8 mo.	26 yr.	3 mo. - 46 yr.	1 mo.
381	31 yr.	9 mo.	26 yr.	4 mo. - 46 yr.	2 mo.
382	31 yr.	10 mo.	26 yr.	5 mo. - 46 yr.	4 mo.
383	31 yr.	11 mo.	26 yr.	5 mo. - 46 yr.	5 mo.
384	32 yr.	0 mo.	26 yr.	6 mo. - 46 yr.	7 mo.
385	32 yr.	1 mo.	26 yr.	7 mo. - 46 yr.	8 mo.
386	32 yr.	2 mo.	26 yr.	8 mo. - 46 yr.	9 mo.
387	32 yr.	3 mo.	26 yr.	9 mo. - 46 yr.	11 mo.
388	32 yr.	4 mo.	26 yr.	10 mo. - 47 yr.	0 mo.
389	32 yr.	5 mo.	26 yr.	10 mo. - 47 yr.	2 mo.
390	32 yr.	6 mo.	26 yr.	11 mo. - 47 yr.	3 mo.

❖ Burglary of Other Structure • Section C Recommendation Table

Score	Sentence Range Midpoint		Sentence Range		
391	32 yr.	7 mo.	27 yr.	0 mo. - 47 yr.	5 mo.
392	32 yr.	8 mo.	27 yr.	1 mo. - 47 yr.	6 mo.
393	32 yr.	9 mo.	27 yr.	2 mo. - 47 yr.	8 mo.
394	32 yr.	10 mo.	27 yr.	2 mo. - 47 yr.	9 mo.
395	32 yr.	11 mo.	27 yr.	3 mo. - 47 yr.	11 mo.
396	33 yr.	0 mo.	27 yr.	4 mo. - 48 yr.	0 mo.
397	33 yr.	1 mo.	27 yr.	5 mo. - 48 yr.	1 mo.
398	33 yr.	2 mo.	27 yr.	6 mo. - 48 yr.	3 mo.
399	33 yr.	3 mo.	27 yr.	7 mo. - 48 yr.	4 mo.
400	33 yr.	4 mo.	27 yr.	7 mo. - 48 yr.	6 mo.
401	33 yr.	5 mo.	27 yr.	8 mo. - 48 yr.	7 mo.
402	33 yr.	6 mo.	27 yr.	9 mo. - 48 yr.	9 mo.
403	33 yr.	7 mo.	27 yr.	10 mo. - 48 yr.	10 mo.
404	33 yr.	8 mo.	27 yr.	11 mo. - 49 yr.	0 mo.
405	33 yr.	9 mo.	28 yr.	0 mo. - 49 yr.	1 mo.
406	33 yr.	10 mo.	28 yr.	0 mo. - 49 yr.	3 mo.
407	33 yr.	11 mo.	28 yr.	1 mo. - 49 yr.	4 mo.
408	34 yr.	0 mo.	28 yr.	2 mo. - 49 yr.	5 mo.
409	34 yr.	1 mo.	28 yr.	3 mo. - 49 yr.	7 mo.
410	34 yr.	2 mo.	28 yr.	4 mo. - 49 yr.	8 mo.
411	34 yr.	3 mo.	28 yr.	5 mo. - 49 yr.	10 mo.
412	34 yr.	4 mo.	28 yr.	5 mo. - 49 yr.	11 mo.
413	34 yr.	5 mo.	28 yr.	6 mo. - 50 yr.	1 mo.
414	34 yr.	6 mo.	28 yr.	7 mo. - 50 yr.	2 mo.
415	34 yr.	7 mo.	28 yr.	8 mo. - 50 yr.	4 mo.
416	34 yr.	8 mo.	28 yr.	9 mo. - 50 yr.	5 mo.
417	34 yr.	9 mo.	28 yr.	10 mo. - 50 yr.	7 mo.
418	34 yr.	10 mo.	28 yr.	10 mo. - 50 yr.	8 mo.
419	34 yr.	11 mo.	28 yr.	11 mo. - 50 yr.	9 mo.
420	35 yr.	0 mo.	29 yr.	0 mo. - 50 yr.	11 mo.
421	35 yr.	1 mo.	29 yr.	1 mo. - 51 yr.	0 mo.
422	35 yr.	2 mo.	29 yr.	2 mo. - 51 yr.	2 mo.
423	35 yr.	3 mo.	29 yr.	3 mo. - 51 yr.	3 mo.
424	35 yr.	4 mo.	29 yr.	3 mo. - 51 yr.	5 mo.
425	35 yr.	5 mo.	29 yr.	4 mo. - 51 yr.	6 mo.
426	35 yr.	6 mo.	29 yr.	5 mo. - 51 yr.	8 mo.
427	35 yr.	7 mo.	29 yr.	6 mo. - 51 yr.	9 mo.
428	35 yr.	8 mo.	29 yr.	7 mo. - 51 yr.	11 mo.
429	35 yr.	9 mo.	29 yr.	8 mo. - 52 yr.	0 mo.
430	35 yr.	10 mo.	29 yr.	8 mo. - 52 yr.	1 mo.
431	35 yr.	11 mo.	29 yr.	9 mo. - 52 yr.	3 mo.
432	36 yr.	0 mo.	29 yr.	10 mo. - 52 yr.	4 mo.
433	36 yr.	1 mo.	29 yr.	11 mo. - 52 yr.	6 mo.
434	36 yr.	2 mo.	30 yr.	0 mo. - 52 yr.	7 mo.
435	36 yr.	3 mo.	30 yr.	1 mo. - 52 yr.	9 mo.
436	36 yr.	4 mo.	30 yr.	1 mo. - 52 yr.	10 mo.
437	36 yr.	5 mo.	30 yr.	2 mo. - 53 yr.	0 mo.
438	36 yr.	6 mo.	30 yr.	3 mo. - 53 yr.	1 mo.

Score	Sentence Range Midpoint		Sentence Range		
439	36 yr.	7 mo.	30 yr.	4 mo. - 53 yr.	3 mo.
440	36 yr.	8 mo.	30 yr.	5 mo. - 53 yr.	4 mo.
441	36 yr.	9 mo.	30 yr.	5 mo. - 53 yr.	6 mo.
442	36 yr.	10 mo.	30 yr.	6 mo. - 53 yr.	7 mo.
443	36 yr.	11 mo.	30 yr.	7 mo. - 53 yr.	8 mo.
444	37 yr.	0 mo.	30 yr.	8 mo. - 53 yr.	10 mo.
445	37 yr.	1 mo.	30 yr.	9 mo. - 53 yr.	11 mo.
446	37 yr.	2 mo.	30 yr.	10 mo. - 54 yr.	1 mo.
447	37 yr.	3 mo.	30 yr.	10 mo. - 54 yr.	2 mo.
448	37 yr.	4 mo.	30 yr.	11 mo. - 54 yr.	4 mo.
449	37 yr.	5 mo.	31 yr.	0 mo. - 54 yr.	5 mo.
450	37 yr.	6 mo.	31 yr.	1 mo. - 54 yr.	7 mo.
451	37 yr.	7 mo.	31 yr.	2 mo. - 54 yr.	8 mo.
452	37 yr.	8 mo.	31 yr.	3 mo. - 54 yr.	10 mo.
453	37 yr.	9 mo.	31 yr.	3 mo. - 54 yr.	11 mo.
454	37 yr.	10 mo.	31 yr.	4 mo. - 55 yr.	0 mo.
455	37 yr.	11 mo.	31 yr.	5 mo. - 55 yr.	2 mo.
456	38 yr.	0 mo.	31 yr.	6 mo. - 55 yr.	3 mo.
457	38 yr.	1 mo.	31 yr.	7 mo. - 55 yr.	5 mo.
458	38 yr.	2 mo.	31 yr.	8 mo. - 55 yr.	6 mo.
459	38 yr.	3 mo.	31 yr.	8 mo. - 55 yr.	8 mo.
460	38 yr.	4 mo.	31 yr.	9 mo. - 55 yr.	9 mo.
461	38 yr.	5 mo.	31 yr.	10 mo. - 55 yr.	11 mo.
462	38 yr.	6 mo.	31 yr.	11 mo. - 56 yr.	0 mo.
463	38 yr.	7 mo.	32 yr.	0 mo. - 56 yr.	2 mo.
464	38 yr.	8 mo.	32 yr.	1 mo. - 56 yr.	3 mo.
465	38 yr.	9 mo.	32 yr.	1 mo. - 56 yr.	4 mo.
466	38 yr.	10 mo.	32 yr.	2 mo. - 56 yr.	6 mo.
467	38 yr.	11 mo.	32 yr.	3 mo. - 56 yr.	7 mo.
468	39 yr.	0 mo.	32 yr.	4 mo. - 56 yr.	9 mo.
469	39 yr.	1 mo.	32 yr.	5 mo. - 56 yr.	10 mo.
470	39 yr.	2 mo.	32 yr.	6 mo. - 57 yr.	0 mo.
471	39 yr.	3 mo.	32 yr.	6 mo. - 57 yr.	1 mo.
472	39 yr.	4 mo.	32 yr.	7 mo. - 57 yr.	3 mo.
473	39 yr.	5 mo.	32 yr.	8 mo. - 57 yr.	4 mo.
474	39 yr.	6 mo.	32 yr.	9 mo. - 57 yr.	6 mo.
475	39 yr.	7 mo.	32 yr.	10 mo. - 57 yr.	7 mo.
476	39 yr.	8 mo.	32 yr.	11 mo. - 57 yr.	8 mo.
477	39 yr.	9 mo.	32 yr.	11 mo. - 57 yr.	10 mo.
478	39 yr.	10 mo.	33 yr.	0 mo. - 57 yr.	11 mo.
479	39 yr.	11 mo.	33 yr.	1 mo. - 58 yr.	1 mo.
480	40 yr.	0 mo.	33 yr.	2 mo. - 58 yr.	2 mo.
481	40 yr.	1 mo.	33 yr.	3 mo. - 58 yr.	4 mo.
482	40 yr.	2 mo.	33 yr.	4 mo. - 58 yr.	5 mo.
483	40 yr.	3 mo.	33 yr.	4 mo. - 58 yr.	7 mo.
484	40 yr.	4 mo.	33 yr.	5 mo. - 58 yr.	8 mo.
485	40 yr.	5 mo.	33 yr.	6 mo. - 58 yr.	10 mo.
486	40 yr.	6 mo.	33 yr.	7 mo. - 58 yr.	11 mo.

Score	Sentence Range Midpoint		Sentence Range		
487	40 yr.	7 mo.	33 yr.	8 mo.	- 59 yr. 0 mo.
488	40 yr.	8 mo.	33 yr.	8 mo.	- 59 yr. 2 mo.
489	40 yr.	9 mo.	33 yr.	9 mo.	- 59 yr. 3 mo.
490	40 yr.	10 mo.	33 yr.	10 mo.	- 59 yr. 5 mo.
491	40 yr.	11 mo.	33 yr.	11 mo.	- 59 yr. 6 mo.
492	41 yr.	0 mo.	34 yr.	0 mo.	- 59 yr. 8 mo.
493	41 yr.	1 mo.	34 yr.	1 mo.	- 59 yr. 9 mo.
494	41 yr.	2 mo.	34 yr.	1 mo.	- 59 yr. 11 mo.
495	41 yr.	3 mo.	34 yr.	2 mo.	- 60 yr. 0 mo.
496	41 yr.	4 mo.	34 yr.	3 mo.	- 60 yr. 2 mo.
497	41 yr.	5 mo.	34 yr.	4 mo.	- 60 yr. 3 mo.
498	41 yr.	6 mo.	34 yr.	5 mo.	- 60 yr. 4 mo.
499	41 yr.	7 mo.	34 yr.	6 mo.	- 60 yr. 6 mo.
500	41 yr.	8 mo.	34 yr.	6 mo.	- 60 yr. 7 mo.
501	41 yr.	9 mo.	34 yr.	7 mo.	- 60 yr. 9 mo.
502	41 yr.	10 mo.	34 yr.	8 mo.	- 60 yr. 10 mo.
503	41 yr.	11 mo.	34 yr.	9 mo.	- 61 yr. 0 mo.
504	42 yr.	0 mo.	34 yr.	10 mo.	- 61 yr. 1 mo.
505	42 yr.	1 mo.	34 yr.	11 mo.	- 61 yr. 3 mo.
506	42 yr.	2 mo.	34 yr.	11 mo.	- 61 yr. 4 mo.
507	42 yr.	3 mo.	35 yr.	0 mo.	- 61 yr. 6 mo.
508	42 yr.	4 mo.	35 yr.	1 mo.	- 61 yr. 7 mo.
509	42 yr.	5 mo.	35 yr.	2 mo.	- 61 yr. 9 mo.
510	42 yr.	6 mo.	35 yr.	3 mo.	- 61 yr. 10 mo.
511	42 yr.	7 mo.	35 yr.	4 mo.	- 61 yr. 11 mo.
512	42 yr.	8 mo.	35 yr.	4 mo.	- 62 yr. 1 mo.
513	42 yr.	9 mo.	35 yr.	5 mo.	- 62 yr. 2 mo.
514	42 yr.	10 mo.	35 yr.	6 mo.	- 62 yr. 4 mo.
515	42 yr.	11 mo.	35 yr.	7 mo.	- 62 yr. 5 mo.
516	43 yr.	0 mo.	35 yr.	8 mo.	- 62 yr. 7 mo.
517	43 yr.	1 mo.	35 yr.	9 mo.	- 62 yr. 8 mo.
518	43 yr.	2 mo.	35 yr.	9 mo.	- 62 yr. 10 mo.
519	43 yr.	3 mo.	35 yr.	10 mo.	- 62 yr. 11 mo.
520	43 yr.	4 mo.	35 yr.	11 mo.	- 63 yr. 1 mo.
521	43 yr.	5 mo.	36 yr.	0 mo.	- 63 yr. 2 mo.
522	43 yr.	6 mo.	36 yr.	1 mo.	- 63 yr. 3 mo.
523	43 yr.	7 mo.	36 yr.	2 mo.	- 63 yr. 5 mo.
524	43 yr.	8 mo.	36 yr.	2 mo.	- 63 yr. 6 mo.
525	43 yr.	9 mo.	36 yr.	3 mo.	- 63 yr. 8 mo.
526	43 yr.	10 mo.	36 yr.	4 mo.	- 63 yr. 9 mo.
527	43 yr.	11 mo.	36 yr.	5 mo.	- 63 yr. 11 mo.
528	44 yr.	0 mo.	36 yr.	6 mo.	- 64 yr. 0 mo.
529	44 yr.	1 mo.	36 yr.	7 mo.	- 64 yr. 2 mo.
530	44 yr.	2 mo.	36 yr.	7 mo.	- 64 yr. 3 mo.
531	44 yr.	3 mo.	36 yr.	8 mo.	- 64 yr. 5 mo.
532	44 yr.	4 mo.	36 yr.	9 mo.	- 64 yr. 6 mo.
533	44 yr.	5 mo.	36 yr.	10 mo.	- 64 yr. 7 mo.
534	44 yr.	6 mo.	36 yr.	11 mo.	- 64 yr. 9 mo.

Score	Sentence Range Midpoint		Sentence Range		
535	44 yr.	7 mo.	36 yr.	11 mo.	- 64 yr. 10 mo.
536	44 yr.	8 mo.	37 yr.	0 mo.	- 65 yr. 0 mo.
537	44 yr.	9 mo.	37 yr.	1 mo.	- 65 yr. 1 mo.
538	44 yr.	10 mo.	37 yr.	2 mo.	- 65 yr. 3 mo.
539	44 yr.	11 mo.	37 yr.	3 mo.	- 65 yr. 4 mo.
540	45 yr.	0 mo.	37 yr.	4 mo.	- 65 yr. 6 mo.
541	45 yr.	1 mo.	37 yr.	4 mo.	- 65 yr. 7 mo.
542	45 yr.	2 mo.	37 yr.	5 mo.	- 65 yr. 9 mo.
543	45 yr.	3 mo.	37 yr.	6 mo.	- 65 yr. 10 mo.
544	45 yr.	4 mo.	37 yr.	7 mo.	- 65 yr. 11 mo.
545	45 yr.	5 mo.	37 yr.	8 mo.	- 66 yr. 1 mo.
546	45 yr.	6 mo.	37 yr.	9 mo.	- 66 yr. 2 mo.
547	45 yr.	7 mo.	37 yr.	9 mo.	- 66 yr. 4 mo.
548	45 yr.	8 mo.	37 yr.	10 mo.	- 66 yr. 5 mo.
549	45 yr.	9 mo.	37 yr.	11 mo.	- 66 yr. 7 mo.
550	45 yr.	10 mo.	38 yr.	0 mo.	- 66 yr. 8 mo.
551	45 yr.	11 mo.	38 yr.	1 mo.	- 66 yr. 10 mo.
552	46 yr.	0 mo.	38 yr.	2 mo.	- 66 yr. 11 mo.
553	46 yr.	1 mo.	38 yr.	2 mo.	- 67 yr. 1 mo.
554	46 yr.	2 mo.	38 yr.	3 mo.	- 67 yr. 2 mo.
555	46 yr.	3 mo.	38 yr.	4 mo.	- 67 yr. 3 mo.
556	46 yr.	4 mo.	38 yr.	5 mo.	- 67 yr. 5 mo.
557	46 yr.	5 mo.	38 yr.	6 mo.	- 67 yr. 6 mo.
558	46 yr.	6 mo.	38 yr.	7 mo.	- 67 yr. 8 mo.
559	46 yr.	7 mo.	38 yr.	7 mo.	- 67 yr. 9 mo.
560	46 yr.	8 mo.	38 yr.	8 mo.	- 67 yr. 11 mo.
561	46 yr.	9 mo.	38 yr.	9 mo.	- 68 yr. 0 mo.
562	46 yr.	10 mo.	38 yr.	10 mo.	- 68 yr. 2 mo.
563	46 yr.	11 mo.	38 yr.	11 mo.	- 68 yr. 3 mo.
564	47 yr.	0 mo.	39 yr.	0 mo.	- 68 yr. 5 mo.
565	47 yr.	1 mo.	39 yr.	0 mo.	- 68 yr. 6 mo.
566	47 yr.	2 mo.	39 yr.	1 mo.	- 68 yr. 7 mo.
567	47 yr.	3 mo.	39 yr.	2 mo.	- 68 yr. 9 mo.
568	47 yr.	4 mo.	39 yr.	3 mo.	- 68 yr. 10 mo.
569	47 yr.	5 mo.	39 yr.	4 mo.	- 69 yr. 0 mo.
570	47 yr.	6 mo.	39 yr.	5 mo.	- 69 yr. 1 mo.
571	47 yr.	7 mo.	39 yr.	5 mo.	- 69 yr. 3 mo.
572	47 yr.	8 mo.	39 yr.	6 mo.	- 69 yr. 4 mo.
573	47 yr.	9 mo.	39 yr.	7 mo.	- 69 yr. 6 mo.
574	47 yr.	10 mo.	39 yr.	8 mo.	- 69 yr. 7 mo.
575	47 yr.	11 mo.	39 yr.	9 mo.	- 69 yr. 9 mo.
576	48 yr.	0 mo.	39 yr.	10 mo.	- 69 yr. 10 mo.
577	48 yr.	1 mo.	39 yr.	10 mo.	- 69 yr. 11 mo.
578	48 yr.	2 mo.	39 yr.	11 mo.	- 70 yr. 1 mo.
579	48 yr.	3 mo.	40 yr.	0 mo.	- 70 yr. 2 mo.
580	48 yr.	4 mo.	40 yr.	1 mo.	- 70 yr. 4 mo.
581	48 yr.	5 mo.	40 yr.	2 mo.	- 70 yr. 5 mo.
582	48 yr.	6 mo.	40 yr.	3 mo.	- 70 yr. 7 mo.

❖ Burglary of Other Structure • Section C Recommendation Table

Score	Sentence Range Midpoint		Sentence Range		
583	48 yr.	7 mo.	40 yr.	3 mo. - 70 yr.	8 mo.
584	48 yr.	8 mo.	40 yr.	4 mo. - 70 yr.	10 mo.
585	48 yr.	9 mo.	40 yr.	5 mo. - 70 yr.	11 mo.
586	48 yr.	10 mo.	40 yr.	6 mo. - 71 yr.	1 mo.
587	48 yr.	11 mo.	40 yr.	7 mo. - 71 yr.	2 mo.
588	49 yr.	0 mo.	40 yr.	7 mo. - 71 yr.	4 mo.
589	49 yr.	1 mo.	40 yr.	8 mo. - 71 yr.	5 mo.
590	49 yr.	2 mo.	40 yr.	9 mo. - 71 yr.	6 mo.
591	49 yr.	3 mo.	40 yr.	10 mo. - 71 yr.	8 mo.
592	49 yr.	4 mo.	40 yr.	11 mo. - 71 yr.	9 mo.
593	49 yr.	5 mo.	41 yr.	0 mo. - 71 yr.	11 mo.
594	49 yr.	6 mo.	41 yr.	0 mo. - 72 yr.	0 mo.
595	49 yr.	7 mo.	41 yr.	1 mo. - 72 yr.	2 mo.
596	49 yr.	8 mo.	41 yr.	2 mo. - 72 yr.	3 mo.
597	49 yr.	9 mo.	41 yr.	3 mo. - 72 yr.	5 mo.
598	49 yr.	10 mo.	41 yr.	4 mo. - 72 yr.	6 mo.
599	49 yr.	11 mo.	41 yr.	5 mo. - 72 yr.	8 mo.
600	50 yr.	0 mo.	41 yr.	5 mo. - 72 yr.	9 mo.

Drug/Schedule I/II The sentencing guidelines for this section apply to the following offenses:

Relevant Code of Virginia Statutes

Relevant Virginia Crime Codes (VCC)

18.2-248(A)/(C)	NAR-3038-F9 (5 yrs.-life)
	NAR-3042-F9 (5-40 yrs.)
	NAR-3043-F9 (5-40 yrs.)
	NAR-3044-F9 (5-40 yrs.)
	NAR-3045-F9 (5-40 yrs.)
	NAR-3087-F9 (10 yrs.-life)
18.2-248(C1)	NAR-3131-F9 (10-40 yrs.)
	NAR-3132-F9 (10 yrs.-life)
18.2-248(C4)	NAR-3147-F9 (5 yrs.-life)
18.2-248(D)	NAR-3035-F5 (1-10 yrs.)
18.2-248(G).....	NAR-3061-F6 (1-5 yrs.)
18.2-248(J).....	NAR-3110-F6 (1-5 yrs.)
18.2-250(A,a)	NAR-3022-F5 (1-10 yrs.)
18.2-251	NAR-3022-D5 (First Offender Violation)
18.2-255(A)	NAR-3097-F9 (10-50 yrs.)
18.2-255.2	See Drug/Other
18.2-256	Use VCC for actual offense and change "F" to "C" in the code.

Conspiracies or attempts to commit the offenses appearing in the above table are guidelines offenses. A worksheet should be completed.

If the statute number and VCC for the primary offense do not appear on this table, sentencing guidelines do not apply. No worksheets should be completed.

Drug/Schedule I/II ❖ Section A

1 Primary Offense

Enter the score corresponding to the number of counts if the primary offense at conviction was:

A.	NAR-3022-F5* Possession of Schedule I or II drug	18.2-250(A,a)
	NAR-3022-D5* First offender violation	18.2-251
B.	NAR-3038-F9* Second distribution, sell, etc., Schedule I or II drug	18.2-248(C)
	NAR-3042-F9* Distribution, provide, give, etc. (to be resold by others) Schd. I/II drug	18.2-248(C)
	NAR-3043-F9* Possession w/ intent to sell, etc., Schedule I or II drug	18.2-248(C)
	NAR-3045-F9* Sell, distribution, etc. (for profit) Schedule I or II drug	18.2-248(C)
	NAR-3087-F9* Third or subsequent sell, etc., Schedule I or II drug	18.2-248(C)
C.	NAR-3044-F9* Manufacture Schedule I or II drug	18.2-248(C)
	NAR-3131-F9* Manufacture Methamphetamine	18.2-248(C1)
	NAR-3132-F9* Second Manufacture Methamphetamine	18.2-248(C1)
	NAR-3147-F9* Methamphetamine, distribute, etc., 10g or more (20g mixture)	18.2-248(C4)
D.	NAR-3035-F5* Accommodation-sale of Schedule I or II drug	18.2-248(D)
E.	NAR-3061-F6* Sell, distribute, etc., imitation Schedule I or II drug	18.2-248(G)
F.	NAR-3110-F6* Possess precursors with intent to manufacture methamphetamine	18.2-248(J)
G.	NAR-3097-F9* Sell Schedule I/II drug to minor	18.2-255(A)

*Attempted and conspired offenses are scored the same as a completed act

2 Primary Offense Remaining Counts

Total the maximum penalties for counts of the primary offense not scored under the Primary Offense factor above. Locate the total in the maximum penalty range and record the corresponding points.

3 Additional Offenses

Additional offenses are offenses in the same sentencing event that have a VCC that differs from the primary offense.

Add the maximum penalties for all additional offenses (including counts). Locate the total in the maximum penalty range and record the corresponding points.

4 Knife or Firearm in Possession at Time of Offense

Enter "2" if the offender or a codefendant was in possession of a knife or firearm during the commission of any offense at conviction. Do not score feigned or simulated firearms.

5 Conviction Requiring Mandatory Minimum Term (6 mos. or More)

Enter "9" if there is a conviction in the current sentencing event that requires a mandatory minimum term of incarceration of 6 months or more. (See Appendix B for a list of crimes with mandatory minimums).

6 Prior Convictions/Adjudications

Select the five most recent felony sentencing events (adult convictions and juvenile adjudications). If there are fewer than five prior felony events, use all of them plus the most recent prior misdemeanor events, for a total of up to five prior events. For juvenile adjudications, score only delinquent offenses, not status offenses.

For each prior event, identify the offense with the highest statutory maximum penalty. Select only one offense per event. Add together the years of the statutory maximum penalties for these prior offenses. Locate the total in the maximum penalty range and record the corresponding points.

7 Prior Incarcerations/Commitments

Enter "2" if one or more periods of incarceration resulted from a sentence. Score boot camp, diversion center, detention center, CCAP or any other incarceration sentence that the offender has served or currently is serving. Commitment to juvenile institutions or post-dispositional confinement in secure detention following an adjudication of delinquency are also scored. Pre-trial or pre-sentence time are not scored unless the offender was sentenced to "time-served."

8 Prior Felony Drug Convictions/Adjudications

Select the appropriate block based on the primary offense.

Enter the score corresponding to the number of prior felony drug convictions or delinquent adjudications (including counts). Applicable offenses must have a VCC prefix of "NAR." Felony prisoner offenses with a VCC prefix of "PRI" that involve drugs are also scored.

9 Prior Juvenile Record

Enter "1" if the offender has any adjudications of delinquency. These include any violation that has a VCC. Criminal traffic adjudications are delinquent offenses. Do not score this factor if the offender has a prior juvenile record consisting of only status offenses (e.g., incorrigibility, truancy, etc.).

10 Legally Restrained at Time of Offense

Score this factor based on the type of legal restraint that is assigned the most points.

Do not rely on the catchwords to score this factor. See the General Instructions for the definitions.

Parole: An obligation to a parole board on the date of the offense.

Post-release: Under probation or post-release supervision defined in §§ 19.2-295.2 or 18.2-10 on the date of the offense.

Supervised Probation after Incarceration: On state, federal, or local supervised probation on the date of the offense after serving time in jail or prison.

Supervised Probation: On state, federal, or local supervised probation on the date of the offense after being sentenced to probation with no active time to serve.

Other: Some obligation to the court or violation of a court or administrative body restriction on the date of the offense. Not defined above.

11 Two or More Prior Felony Convictions/Adjudications for Possession, Sale, Etc. of a Schedule I/II Drug

Score this factor only if the primary offense at conviction is possession of a Schedule I or II drug.

Enter "2" if the offender's prior record includes two or more counts of any attempted, conspired, or completed Schedule I/II drug conviction.

12 Go to the next appropriate section.

If the total score is "10" or less, go to Drug Schedule I/II Section B. If the total score is "11" or more, go to Drug Schedule I/II Section C.

Drug/Schedule I/II ❖ Section A

Offender Name: _____

❖ Primary Offense

- A. Possess Schedule I or II drug or First offender violation
- | | |
|----------------|---|
| 1 count | 1 |
| 2 counts | 3 |
| 3 counts | 8 |
- B. Sell, distribute, possession with intent, etc., Schedule I or II drug
- | | |
|----------------|----|
| 1 count | 12 |
| 2 counts | 13 |
| 3 counts | 14 |
| 4 counts | 15 |
- C. Manufacture Schedule I/II, Methamphetamine (1st/2nd) or Distribute Methamphetamine 10g or more
- | | |
|----------------|----|
| 1 count | 12 |
| 2 counts | 13 |
| 3 counts | 14 |
| 4 counts | 15 |
- D. Accommodation - Sell, distribute, possession with intent Schedule I or II drug
- | | |
|----------------|---|
| 1 count | 5 |
| 2 counts | 7 |
- E. Sell, etc., imitation Schedule I or II drug (1 count)
- F. Possess precursors with intent to manufacture methamphetamine (1 count)
- G. Sell, etc., Schedule I or II drug to minor (1 count)

Score

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

- Years: 5 - 10 1 31 - 42 4
- 11 - 21 2 43 or more 5
- 22 - 30 3

0	

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

- Years: Less than 4 0 22 - 30 3
- 4 - 10 1 31 - 42 4
- 11 - 21 2 43 or more 5

0	

❖ Knife or Firearm in Possession at Time of Offense _____ If YES, add 2

0	

❖ Conviction in Current Event Requiring Mandatory Minimum Term (6 mos or more) If YES, add 9

0	

❖ 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	

❖ Prior Incarcerations/Commitments _____ If YES, add 2

0	

❖ Prior Felony Drug Convictions/Adjudications

Primary offense:

F: Possession of Methamphetamine precursors

Number of Counts	Points
1	3
2 or more	6

Primary offense:

All other offenses

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

0	

❖ Prior Juvenile Record _____ If YES, add 1

0	

❖ Legally Restrained at Time of Offense

- None 0
- Other 1
- Parole, post-release, supervised probation, supervised probation after incarceration 4

0	

SCORE THE FOLLOWING FACTOR **ONLY** IF PRIMARY OFFENSE IS **A: POSSESSION OF SCHEDULE I/II DRUG** (§ 18.2-250(A,a))

❖ Two or More Prior Felony Convictions/Adjudications _____ If YES, add 2

For Possession, Possession with Intent, Distribution, Manufacture or Sale of Schedule I or II Drug, etc.

0	

Total Score

If total is 10 or less, go to **Section B**. If total is 11 or more, go to **Section C**.

Drug/Schedule I/II —❖— Section B

1 Primary Offense

Enter the score corresponding to the number of counts if the primary offense at conviction was:

A.	NAR-3022-F5*	Possession of Schedule I or II drug	18.2-250(A,a)
	NAR-3022-D5*	First offender violation.....	18.2-251
B.	NAR-3035-F5*	Accommodation-sale of Schedule I or II drug	18.2-248(D)
C.	NAR-3061-F6*	Sell, distribute, etc., imitation Schedule I or II drug.....	18.2-248(G)
D.	NAR-3110-F6*	Possess precursors with intent to manufacture methamphetamine	18.2-248(J)

***Attempted and conspired offenses are scored the same as a completed act**
Violations of deferred findings (§§ 18.2-251, 18.2-258.1, 19.2-298.02, or 19.2-303.6)
are scored as a conviction for the underlying offense

2 Primary Offense Remaining Counts

Total the maximum penalties for counts of the primary offense not scored under the Primary Offense factor above. Locate the total in the maximum penalty range and record the corresponding points.

3 Additional Offenses

Additional offenses are offenses in the same sentencing event that have a VCC that differs from the primary offense.

Add the maximum penalties for all additional offenses (including counts). Locate the total in the maximum penalty range and record the corresponding points.

4 Knife or Firearm in Possession at Time of Offense

Enter "2" if the offender or a codefendant was in possession of a knife or firearm during the commission of any offense at conviction. Do not score feigned or simulated firearms.

5 Prior Convictions/Adjudications

Select the five most recent felony sentencing events (adult convictions and juvenile adjudications). If there are fewer than five prior felony events, use all of them plus the most recent prior misdemeanor events, for a total of up to five prior events. For juvenile adjudications, score only delinquent offenses, not status offenses.

For each prior event, identify the offense with the highest statutory maximum penalty. Select only one offense per event.

Add together the years of the statutory maximum penalties for these prior offenses. Locate the total in the maximum penalty range and record the corresponding points.

6 Prior Misdemeanor Convictions/Adjudications

Enter the score corresponding to the total number of prior adult convictions and delinquent adjudications (including counts) for non-traffic misdemeanors. Do not score criminal traffic misdemeanors. (See *Traffic section of supplemental VCC Book for criminal traffic misdemeanors*).

7 Prior Incarcerations/Commitments

Select the appropriate block based on the primary offense.

Enter the score corresponding if one or more periods of incarceration resulted from a sentence. Score boot camp, diversion center, detention center, CCAP or any other incarceration sentence that the offender has served or is currently serving. Commitments to juvenile institutions or post-dispositional confinements in secure detention following an adjudication of delinquency are also scored. Pre-trial or pre-sentence time are not scored unless the offender was sentenced to "time-served."

8 Prior Juvenile Record

Enter "1" if the offender has any adjudications of delinquency. These include any violation that has a VCC. Criminal traffic adjudications are delinquent offenses. Do not score this factor if the offender has a prior juvenile record consisting of *only* status offenses (e.g., incorrigibility, truancy, etc.).

9 Legally Restrained at Time of Offense

Score this factor based on the type of legal restraint that is assigned the most points.

Do not rely on the catchwords to score this factor. See the General Instructions for the definitions.

Parole: An obligation to a parole board on the date of the offense.

Post-release: Under probation or post-release supervision defined in §§ 19.2-295.2 or 18.2-10 on the date of the offense.

Supervised Probation after Incarceration: On state, federal, or local supervised probation on the date of the offense after serving time in jail or prison.

Supervised Probation: On state, federal, or local supervised probation on the date of the offense after being sentenced to probation with no active time to serve.

Other: Some obligation to the court or violation of a court or administrative body restriction on the date of the offense. Not defined above.

10 Two or More Prior Felony Convictions/Adjudications for Possession, Sale, Etc. of a Schedule I/II Drug

Score this factor only if the primary offense at conviction is possession of a Schedule I or II drug.

Enter "2" if the offender's prior record includes two or more counts of any attempted, conspired, or completed Schedule I/II drug conviction.

11 Record the guidelines sentence

Refer to the Drug/Schedule I/II Section B Recommendation Table which follows these instructions to convert the total score to the guidelines recommendation. Then, go to Section D Nonviolent Risk Assessment and follow the instructions. When completing the cover sheet, record the guidelines sentence recommendations from Section B AND the Nonviolent Risk Assessment recommendation from Section D.

Drug/Schedule I/II Section B

Offender Name: _____

1 Primary Offense _____

- A. Possess Schedule I or II drug or First offender violation
- 1 count 3
- 2 counts 6
- B. Accommodation - Sell, distribute, possession with intent Schedule I or II drug
- 1 count 8
- 2 counts 9
- C. Sell, etc., imitation Schedule I or II drug (1 count) 4
- D. Possession of methamphetamine precursors (1 count) 6

Score

0	

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

- Years: 5 - 9 2
- 10 - 19 3
- 20 - 28 4
- 29 - 38 5
- 39 or more 6

0	

3 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	

4 Knife or Firearm in Possession at Time of Offense _____ If YES, add 2 →

0	

5 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	

6 Prior Misdemeanor Convictions/Adjudications (Excludes Traffic) _____

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

0	

7 Prior Incarcerations/Commitments _____

Primary offense: D.
Possession of methamphetamine precursors

If YES, add 2

Primary offense:
All other offenses

If YES, add 1

0	

8 Prior Juvenile Record _____ If YES, add 1 →

0	

9 Legally Restrained at Time of Offense _____

- None 0
- Other 2
- Parole, post-release, supervised probation, supervised probation after incarceration 3

0	

SCORE THE FOLLOWING FACTOR **ONLY** IF PRIMARY OFFENSE IS **A: POSSESSION OF SCHEDULE I/II DRUG (§18.2-250(A,a))**

10 Two or More Prior Felony Convictions/Adjudications _____ If YES, add 2 →

For Possession, Possession with Intent, Distribution, Manufacture or Sale of Schedule I or II Drug, etc.

0	

Total Score _____

See Drug/Schedule I/II Section B Recommendation Table to convert score to guidelines sentence.
Then, go to Section D Nonviolent Risk Assessment and follow the instructions.



Recommendation Table

Score	Guideline Sentence
0 - 8	Probation/No Incarceration
9 - 11.....	Incarceration 1 Day up to 3 Months
12+	Incarceration 3 to 6 Months

Drug/Schedule I/II ❖ Section C

1 Primary Offense

Determine whether the offender's prior record includes a Category I or Category II felony (See Appendix A), and mark the corresponding box. Enter the score corresponding to the number of counts under the appropriate prior record classification category if the primary offense at conviction was:

A.	NAR-3022-F5* Possession of Schedule I or II drug	18.2-250(A,a)
	NAR-3022-D5* First offender violation.....	18.2-251
B.	NAR-3042-F9 Distribution, provide, give, etc. (to be resold by others) Schd. I/II drug	18.2-248(C)
	NAR-3042-A/C9 Attempted or conspired	
	NAR-3043-F9 Possession w/ intent to sell, etc., Schedule I or II drug	18.2-248(C)
	NAR-3043-A/C9 Attempted or conspired	
	NAR-3045-F9 Sell, distribution, etc. (for profit) Schedule I or II drug.....	18.2-248(C)
	NAR-3045-A/C9 Attempted or conspired	
C.	NAR-3038-F9 Second distribution, sell, etc., Schedule I or II drug.....	18.2-248(C)
	NAR-3038-A/C9 Attempted or conspired	
D.	NAR-3087-F9* Third or subsequent sell, etc., Schedule I or II drug	18.2-248(C)
E.	NAR-3044-F9* Manufacture Schedule I or II drug	18.2-248(C)
	NAR-3131-F9* Manufacture Methamphetamine	18.2-248(C1)
	NAR-3132-F9* Second Manufacture Methamphetamine	18.2-248(C1)
	NAR-3147-F9* Methamphetamine, distribute, etc., 10g or more (20g mixture)	18.2-248(C4)
F.	NAR-3097-F9* Sell Schedule I/II drug to minor.....	18.2-255(A)
G.	NAR-3035-F5* Accommodation-sale of Schedule I or II drug	18.2-248(D)
H.	NAR-3061-F6* Sell, distribute, etc., imitation Schedule I or II drug.....	18.2-248(G)
	NAR-3110-F6* Possess precursors with intent to manufacture methamphetamine	18.2-248(J)

***Attempted and conspired offenses are scored the same as a completed act**
Violations of deferred findings (§§ 18.2-251, 18.2-258.1, 19.2-298.02, or 19.2-303.6)

2 Primary Offense Remaining Counts

Based on the statutory maximum penalty, assign points to each count of the primary offense not scored under the Primary Offense factor above. Then total the points assigned to each and record the total.

3 Additional Offenses

Select the appropriate block based on the primary offense.

Identify each additional offense and its maximum penalty. Assign points to each additional offense (including counts) based on the statutory maximum penalty.

Once points have been assigned to each additional offense (including counts), total the points and record the total.

4 Mandatory Minimum in Current Event

Assign points to each additional offense that carries a mandatory minimum penalty listed on the worksheet and enter the total points. Appendix B and the VCC book identify offenses that carry the required mandatory minimum term for a completed act.

5 Firearm in Possession at Time of Offense

Enter "5" if the offender or a codefendant was in possession of a firearm during the commission of any offense at conviction. Do not score feigned or simulated firearms.

6 Prior Convictions/Adjudications

Select the five most recent felony sentencing events (adult convictions and juvenile adjudications). If there are fewer than five prior felony events, use all of them plus the most recent prior misdemeanor events, for a total of up to five prior events. For juvenile adjudications, score only

delinquent offenses, not status offenses.

For each prior event, identify the offense with the highest statutory maximum penalty. Select only one offense per event. For each offense identified, locate the maximum penalty in the table and assign the corresponding points. Total the points and record the total.

7 Prior Felony Drug Convictions/Adjudications

Select the appropriate block based on the primary offense.

Enter the score corresponding to the number of prior *felony* drug convictions or delinquent adjudications (including counts). Applicable offenses must have a VCC prefix of "NAR." Felony prisoner offenses with a VCC prefix of "PRI" that involve drugs are also scored.

8 Prior Felony Convictions/Adjudications Against Person

Enter the score corresponding to the number of prior felony person convictions and delinquent adjudications (including counts). Applicable offenses include those with a prefix of "ASL," "FAM," "MUR," "KID," "ROB," "RAP," or "SEX." Some crimes with other VCC prefixes are also person felonies, such as certain burglaries (e.g., BUR-2215-F2). See Appendix E for a list of person crimes.

9 Prior Felony Property Convictions/Adjudications

Enter the score corresponding to the number of prior *felony* property convictions and delinquent adjudications (including counts). Applicable crimes include those with a prefix of "LAR," most "BUR," and "FRD." Some crimes with other VCC prefixes are also property felonies, such as certain acts of vandalism (e.g., VAN-2930-F6).

10 Prior Juvenile Record

Enter "1" if the offender has any adjudications of delinquency. These include any violation that has a VCC. Criminal traffic adjudications are delinquent offenses. Do not score this factor if the offender has a prior juvenile record consisting of only status offenses (e.g., incorrigibility, truancy, etc.).

11 Legally Restrained at Time of Offense

Enter points if the defendant was under legal restraint, as defined in the instructions, at the time of the offense. Do not rely on the catchwords to score this factor. See the General Instructions for the definitions of Parole, Post-release, Supervised Probation after Incarceration, Supervised Probation and Other.

12 Type of Additional Offense

Score this factor for convictions under §18.2-248(C1). This factor applies when the primary offense (attempted, conspired or completed) is a first or second conviction for the manufacture of methamphetamine.

Enter "14" if the offender was also convicted of an attempted, conspired or completed offense for allowing a child to be present during the manufacture of methamphetamine (defined in § 18.2-248.02).

13 Sale/Quantity of Cocaine

Score this factor for cocaine convictions under §18.2-248(C) or 18.2-255(A) (primary and additional offenses). This factor applies to attempted, conspired and completed drug offenses. No distinction is made between crack and powder cocaine. Do not include other Schedule I/II drugs (e.g., heroin). Drug quantity may be verified by a certificate of analysis from a forensic laboratory or a police report. The court may also establish standards for verification of drug quantity.

Enter "0" if the offender sold, etc. a quantity of cocaine totaling less than 28.35 grams (1 ounce).

Enter "36" if the offender sold, etc. a quantity of cocaine totaling 28.35 grams (1 ounce) to less than 226.8 grams (7.999 ounces or 0.49 pounds).

Enter "60" if the offender sold, etc. a quantity of cocaine totaling 226.8 grams (8 ounces or .5 pounds) or more.

For multiple counts, add the amounts together to determine the quantity of cocaine/crack sold.

14 Record the Guidelines Sentence

Refer to the Drug/Schedule I/II Section C Recommendation Table which follows these instructions to convert the total score to the guidelines sentence. Record the guidelines midpoint and range on the cover sheet in the Sentencing Guidelines Recommendation Section. Then go to Section D Nonviolent Risk Assessment and follow the instructions. When completing the cover sheet, record the guidelines recommendation from Section C (midpoint and range) AND the Nonviolent Risk Assessment recommendation from Section D.

Drug/Schedule I/II ❖ Section C

Offender Name: _____

1 Primary Offense

		Prior Record Classification		
		Category I	Category II	Other
(scores for attempted/conspired offenses are in parentheses)				
A. Possess Schedule I or II drug or First offender violation	Attempted, conspired or completed: 1 count	20	10	5
	2 counts	28	14	7
	3 counts	36	18	9
B. Sell, Distribute, Possession with intent, etc., Schedule I or II drug	Completed (Attempted or Conspired): 1 count	60 (48)	36 (24)	12 (12)
	2 counts	80 (64)	48 (32)	16 (16)
	3 counts	95 (76)	57 (38)	19 (19)
	4 counts	130 (104)	78 (52)	26 (26)
C. Sell, etc., Schedule I or II drug, second offense	Completed (Attempted or Conspired): 1 count	110 (88)	66 (44)	22 (22)
	2 counts	310 (248)	186 (124)	62 (62)
D. Sell, etc., Schedule I or II drug - third or subsequent offense	Attempted, conspired or completed: 1 count	175	105	35
	2 counts	390	234	78
E. Manufacture Schedule I/II, Methamphetamine (1st/2nd) or Distribute Methamphetamine 10g or more	Attempted, conspired or completed: 1 count	130	78	26
F. Sell, etc., Schedule I or II drug to minor	Attempted, conspired or completed: 1 count	60	30	15
G. Accommodation—Sell, etc., Schedule I or II drug	Attempted, conspired or completed: 1 count	32	16	8
	2 counts	40	20	10
H. Sell, etc., imitation Schedule I or II drug; Possession of methamphetamine precursors	Attempted, conspired or completed: 1 count	12	6	3
	2 counts	20	10	5

Score

2 Primary Offense Remaining Counts Assign points to each count of the primary not scored above and total the points

Maximum Penalty (years) 5, 10 1 40, 50, Life 5 →

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

Primary offense D: Sell, etc., Sch. I/II 3rd or Subsequent	
Years	Points
Less than 5	0
5, 10, 15	2
20	4
30	6
40, 50, Life	7

Primary offense: All other offenses	
Years	Points
Less than 5	0
5, 10, 15	1
20	2
30	4
40, 50, Life	5

4 Mandatory Minimum 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 Years or More Mandatory Minimum 32 →

0		

5 Firearm in Possession at Time of Offense If YES, add 5 → | | | | |---|---|--| | 0 | 0 | | |---|---|--|

6 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 30 3
(years) 5, 10, 15 1 40, 50, Life 4
20 2 →

0		

7 Prior Felony Drug Convictions/Adjudications

Primary offense D: Sell, etc., Sch. I/II 3rd or Subsequent	
Number of Counts	Score
2	9
3	10
4	17
5 or more	20

Primary offense: All other offenses	
Number of Counts	Score
1	2
2	3
3	5
4	7
5	8
6 or more	10

0		

8 Prior Felony Convictions/Adjudications Against Person

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

0		

9 Prior Felony Property Convictions/Adjudications

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

0	0	

10 Prior Juvenile Record If YES, add 1 → | | | | |---|---|--| | 0 | 0 | | |---|---|--|

11 Legally Restrained at Time of Offense If YES, add 3 → | | | | |---|---|--| | 0 | 0 | | |---|---|--|

12 Type of Additional Offense (Score if primary offense is E: Manufacture Methamphetamine § 18.2-248 (C1))

Additional offense of child present during manufacture of methamphetamine If YES, add 14 →

0		

13 Sale/Quantity of Cocaine (Score if primary offense is B, C, D, or F: § 18.2-248(C) or § 18.2-255(A))

Quantity of Cocaine: Less than 28.35 grams 0 28.35 g to less than 226.8 grams 36 226.8 grams or more 60 →

0		

Total Score

See Drug/Schedule I/II Section C Recommendation Table for guidelines sentence range.
Then go to Section D Nonviolent Risk Assessment and follow the instructions.

Drug/Schedule I/II ❖ Section D

1 Ineligibility Conditions

Answer all five questions.

A. Was the offender recommended for probation/no incarceration on Section B? If an offender is not recommended for at least 1 day of incarceration check the "yes" box.

B. Do any of the offenses at sentencing involve the sale, distribution, or possession with intent, etc. of cocaine (§18.2-248(C)) of a combined quantity of 28.35 grams (1 ounce) or more? If any offense(s) at sentencing involves the sale, possession with intent, distribution, attempt or conspiracy to sell 28.35 grams or more of cocaine, check the "yes" box. If the "yes" box is checked, 36 or 60 points must be scored under the Sale/Quantity of Cocaine factor on Section C of the Drug Schedule I/II worksheet.

C. Are any prior record offenses violent (Category I/II listed in Appendix A)? Refer to Appendix A of this manual for Category I and II offenses. If the offender's prior record includes at least one adult conviction or juvenile adjudication prior to the date of sentencing for the instant offense, for any completed, attempted or conspired offense listed in Appendix A, check the "yes" box.

D. Are any of the offenses at sentencing violent (Category I/II listed in Appendix A)? Refer to Appendix A of this manual for Category I and II offenses. Identify all the offenses that are being scored on the current worksheet as either a primary offense or an additional offense. If any of these completed, attempted or conspired offenses are listed in Appendix A, check the "yes" box.

E. Do any of the offenses at sentencing require a mandatory term of incarceration? Refer to Appendix B of this manual for offenses with mandatory minimums. If any of the offenses in the current sentencing event require a mandatory term of incarceration, check the "yes" box.

F. Did the offense occur while serving a state-responsible sentence? If any offense(s) at sentencing were committed while serving a state-responsible sentence of one year or more, check the "yes" box.

If the answer to any of the questions is yes, do not score the remaining factors on this worksheet. Go to the cover sheet and fill out the Sentencing Guidelines Recommendation from Section B or C and check "Not Applicable" under the Nonviolent Risk Assessment section.

2 Offender Age at Time of Offense

If there are multiple offenses for which the offender is being sentenced, select the offense that occurred first. If the offender uses multiple birth dates, try to determine the correct date through medical, school or social security records. If still unable to determine the correct birth date, err on behalf of the defendant and use the offender's oldest reported age.

3 Gender

Score this factor based on the sex identified on the offender's birth certificate (record).

4 Prior Juvenile Adjudication

Score this factor based on the gender scored above and if the offender has one or more verified adjudications for delinquency. Delinquent offenses include any offenses that have a Virginia Crime Code (VCC) printed in the companion VCC Book. Criminal traffic adjudications are also classified as delinquent offenses and have VCCs listed in the VCC Book. Traffic infractions are not delinquent offenses. If the offender has a prior juvenile record consisting of only status offenses like incorrigibility, truancy, CHINS, or runaway, this factor is not scored. Every attempt to determine an offender's juvenile record must be made. Only mark the unknown box if research is inconclusive about a verifiable juvenile record

5 Prior Adult Felony Convictions

Identify any prior felony convictions in the offender's criminal record. A prior conviction is any offense, other than the instant offense(s), for which the offender has been convicted prior to the present sentencing event. Offenses that are currently pending sentencing in another court are considered prior convictions even if the offenses took place after the instant offense.

All prior convictions and out-of-state convictions are to be scored based on Virginia's current penalty structure. A crime that is a misdemeanor in another state, but is currently a felony in Virginia, is scored as a felony.

The same rules used to score prior record factors on worksheets A, B and C also apply to determining felony convictions for this factor.

6 Prior Adult Incarcerations

This factor is scored if the offender has been sentenced to an active incarceration period in jail or prison prior to the date of sentencing for the instant offense. The incarceration period must be the result of an adult sentence. Time spent in jail awaiting arraignment, trial or sentencing is not scored unless the offender is sentenced to "time served". Sentences to boot camp, diversion centers, detention centers and CCAP are scored as periods of incarceration. Multiple jail sentences ordered to run consecutively or concurrently to each other will count as only one incarceration period. The offender must be at liberty between periods of incarceration to score multiple periods.

7 Prior Arrests/Confinement Within Past 12 Months

Do not score arrests or confinements for criminal traffic misdemeanors or other traffic infraction offenses.

Score this factor if the offender was arrested as an adult or juvenile within 12 months prior to the date of the instant offense. If there are multiple offenses for which the offender is being sentenced, use the offense that occurred first. Do not score arrests for criminal traffic misdemeanors or other traffic infraction offenses (e.g., reckless driving, habitual offender, DWI, speeding, etc.). Summonses issued for non-traffic offenses within the past 12 months are also scored.

Also, score this factor if the offender was confined in prison or jail within the past 12 months from the date of the first offense. Include pretrial detention, participation in boot camp, detention center, diversion center and home incarceration through the jail or sheriff's office. Home incarceration as a condition of probation is not scored. Do not score any periods of incarceration for criminal traffic misdemeanors or traffic infraction offenses (e.g., reckless driving, habitual offender, DWI, speeding, etc.).

Points are assigned even if the charges for which the offender was arrested or confined are concluded by a not guilty verdict, dismissed or nolle prossed.

8 Total Score

If the total score is 15 points or less, the guidelines will reflect a dual recommendation - the traditional period of incarceration and an alternative sanction. Check "Recommended for Alternative Punishment" on the cover sheet. If the total is 16 points or more, check "Not Recommended for Alternative Punishment."

Go to the cover sheet and fill out the Sentencing Guidelines Recommendations and Nonviolent Risk Assessment sections. Record the recommendation from Section B or C and transfer the recommendation from Section D to the Nonviolent Risk Assessment section.

Nonviolent Risk Assessment ❖ Drug/Schedule I/II Section D

❖ Ineligibility Conditions

Offender Name: _____

- 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 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
- Older than 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 of Counts: 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	

Total Score

- ☐ 15 or less, check Recommended for Alternative Punishment.
- ☐ 16 or more, check NOT Recommended for Alternative Punishment.

Drug/Schedule I or II
Section D

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

❖ Drug/Schedule I/II • Section C Recommendation Table

Score	Sentence Range Midpoint		Sentence Range	
up to 7	0 yr.	7 mo.	0 yr.	7 mo. - 0 yr. 10 mo.
8	0 yr.	8 mo.	0 yr.	7 mo. - 0 yr. 11 mo.
9	0 yr.	9 mo.	0 yr.	7 mo. - 1 yr. 1 mo.
10	0 yr.	10 mo.	0 yr.	7 mo. - 1 yr. 3 mo.
11	0 yr.	11 mo.	0 yr.	7 mo. - 1 yr. 4 mo.
12	1 yr.	0 mo.	0 yr.	7 mo. - 1 yr. 4 mo.
13	1 yr.	1 mo.	0 yr.	7 mo. - 1 yr. 5 mo.
14	1 yr.	2 mo.	0 yr.	8 mo. - 1 yr. 5 mo.
15	1 yr.	3 mo.	0 yr.	8 mo. - 1 yr. 6 mo.
16	1 yr.	4 mo.	0 yr.	9 mo. - 1 yr. 6 mo.
17	1 yr.	5 mo.	0 yr.	9 mo. - 1 yr. 7 mo.
18	1 yr.	6 mo.	0 yr.	9 mo. - 1 yr. 8 mo.
19	1 yr.	7 mo.	0 yr.	9 mo. - 1 yr. 9 mo.
20	1 yr.	8 mo.	0 yr.	9 mo. - 1 yr. 10 mo.
21	1 yr.	9 mo.	0 yr.	10 mo. - 1 yr. 11 mo.
22	1 yr.	10 mo.	0 yr.	11 mo. - 2 yr. 1 mo.
23	1 yr.	11 mo.	0 yr.	11 mo. - 2 yr. 2 mo.
24	2 yr.	0 mo.	1 yr.	0 mo. - 2 yr. 3 mo.
25	2 yr.	1 mo.	1 yr.	0 mo. - 2 yr. 4 mo.
26	2 yr.	2 mo.	1 yr.	0 mo. - 2 yr. 5 mo.
27	2 yr.	3 mo.	1 yr.	1 mo. - 2 yr. 7 mo.
28	2 yr.	4 mo.	1 yr.	2 mo. - 2 yr. 8 mo.
29	2 yr.	5 mo.	1 yr.	2 mo. - 2 yr. 9 mo.
30	2 yr.	6 mo.	1 yr.	3 mo. - 2 yr. 10 mo.
31	2 yr.	7 mo.	1 yr.	4 mo. - 2 yr. 11 mo.
32	2 yr.	8 mo.	1 yr.	5 mo. - 3 yr. 0 mo.
33	2 yr.	9 mo.	1 yr.	6 mo. - 3 yr. 2 mo.
34	2 yr.	10 mo.	1 yr.	7 mo. - 3 yr. 4 mo.
35	2 yr.	11 mo.	1 yr.	8 mo. - 3 yr. 6 mo.
36	3 yr.	0 mo.	1 yr.	9 mo. - 3 yr. 8 mo.
37	3 yr.	1 mo.	1 yr.	10 mo. - 3 yr. 9 mo.
38	3 yr.	2 mo.	1 yr.	11 mo. - 3 yr. 10 mo.
39	3 yr.	3 mo.	2 yr.	0 mo. - 3 yr. 11 mo.
40	3 yr.	4 mo.	2 yr.	1 mo. - 4 yr. 0 mo.
41	3 yr.	5 mo.	2 yr.	2 mo. - 4 yr. 1 mo.
42	3 yr.	6 mo.	2 yr.	4 mo. - 4 yr. 2 mo.
43	3 yr.	7 mo.	2 yr.	6 mo. - 4 yr. 4 mo.
44	3 yr.	8 mo.	2 yr.	9 mo. - 4 yr. 6 mo.
45	3 yr.	9 mo.	2 yr.	9 mo. - 4 yr. 7 mo.
46	3 yr.	10 mo.	2 yr.	10 mo. - 4 yr. 8 mo.
47	3 yr.	11 mo.	2 yr.	11 mo. - 4 yr. 9 mo.
48	4 yr.	0 mo.	3 yr.	0 mo. - 4 yr. 11 mo.
49	4 yr.	1 mo.	3 yr.	0 mo. - 5 yr. 0 mo.
50	4 yr.	2 mo.	3 yr.	1 mo. - 5 yr. 1 mo.
51	4 yr.	3 mo.	3 yr.	2 mo. - 5 yr. 2 mo.
52	4 yr.	4 mo.	3 yr.	3 mo. - 5 yr. 3 mo.
53	4 yr.	5 mo.	3 yr.	3 mo. - 5 yr. 5 mo.
54	4 yr.	6 mo.	3 yr.	4 mo. - 5 yr. 6 mo.

Score	Sentence Range Midpoint		Sentence Range	
55	4 yr.	7 mo.	3 yr.	5 mo. - 5 yr. 7 mo.
56	4 yr.	8 mo.	3 yr.	6 mo. - 5 yr. 8 mo.
57	4 yr.	9 mo.	3 yr.	6 mo. - 5 yr. 10 mo.
58	4 yr.	10 mo.	3 yr.	7 mo. - 5 yr. 11 mo.
59	4 yr.	11 mo.	3 yr.	8 mo. - 6 yr. 0 mo.
60	5 yr.	0 mo.	3 yr.	9 mo. - 6 yr. 1 mo.
61	5 yr.	1 mo.	3 yr.	9 mo. - 6 yr. 3 mo.
62	5 yr.	2 mo.	3 yr.	10 mo. - 6 yr. 4 mo.
63	5 yr.	3 mo.	3 yr.	11 mo. - 6 yr. 5 mo.
64	5 yr.	4 mo.	4 yr.	0 mo. - 6 yr. 6 mo.
65	5 yr.	5 mo.	4 yr.	0 mo. - 6 yr. 7 mo.
66	5 yr.	6 mo.	4 yr.	1 mo. - 6 yr. 9 mo.
67	5 yr.	7 mo.	4 yr.	2 mo. - 6 yr. 10 mo.
68	5 yr.	8 mo.	4 yr.	3 mo. - 6 yr. 11 mo.
69	5 yr.	9 mo.	4 yr.	3 mo. - 7 yr. 0 mo.
70	5 yr.	10 mo.	4 yr.	4 mo. - 7 yr. 2 mo.
71	5 yr.	11 mo.	4 yr.	5 mo. - 7 yr. 3 mo.
72	6 yr.	0 mo.	4 yr.	6 mo. - 7 yr. 4 mo.
73	6 yr.	1 mo.	4 yr.	6 mo. - 7 yr. 5 mo.
74	6 yr.	2 mo.	4 yr.	7 mo. - 7 yr. 7 mo.
75	6 yr.	3 mo.	4 yr.	8 mo. - 7 yr. 8 mo.
76	6 yr.	4 mo.	4 yr.	9 mo. - 7 yr. 9 mo.
77	6 yr.	5 mo.	4 yr.	9 mo. - 7 yr. 10 mo.
78	6 yr.	6 mo.	4 yr.	10 mo. - 7 yr. 11 mo.
79	6 yr.	7 mo.	4 yr.	11 mo. - 8 yr. 1 mo.
80	6 yr.	8 mo.	5 yr.	0 mo. - 8 yr. 2 mo.
81	6 yr.	9 mo.	5 yr.	0 mo. - 8 yr. 3 mo.
82	6 yr.	10 mo.	5 yr.	1 mo. - 8 yr. 4 mo.
83	6 yr.	11 mo.	5 yr.	2 mo. - 8 yr. 6 mo.
84	7 yr.	0 mo.	5 yr.	3 mo. - 8 yr. 7 mo.
85	7 yr.	1 mo.	5 yr.	3 mo. - 8 yr. 8 mo.
86	7 yr.	2 mo.	5 yr.	4 mo. - 8 yr. 9 mo.
87	7 yr.	3 mo.	5 yr.	5 mo. - 8 yr. 11 mo.
88	7 yr.	4 mo.	5 yr.	6 mo. - 9 yr. 0 mo.
89	7 yr.	5 mo.	5 yr.	6 mo. - 9 yr. 1 mo.
90	7 yr.	6 mo.	5 yr.	7 mo. - 9 yr. 2 mo.
91	7 yr.	7 mo.	5 yr.	8 mo. - 9 yr. 3 mo.
92	7 yr.	8 mo.	5 yr.	9 mo. - 9 yr. 5 mo.
93	7 yr.	9 mo.	5 yr.	9 mo. - 9 yr. 6 mo.
94	7 yr.	10 mo.	5 yr.	10 mo. - 9 yr. 7 mo.
95	7 yr.	11 mo.	5 yr.	11 mo. - 9 yr. 8 mo.
96	8 yr.	0 mo.	6 yr.	0 mo. - 9 yr. 10 mo.
97	8 yr.	1 mo.	6 yr.	0 mo. - 9 yr. 11 mo.
98	8 yr.	2 mo.	6 yr.	1 mo. - 10 yr. 0 mo.
99	8 yr.	3 mo.	6 yr.	2 mo. - 10 yr. 1 mo.
100	8 yr.	4 mo.	6 yr.	3 mo. - 10 yr. 3 mo.
101	8 yr.	5 mo.	6 yr.	3 mo. - 10 yr. 4 mo.
102	8 yr.	6 mo.	6 yr.	4 mo. - 10 yr. 5 mo.

Score	Sentence Range Midpoint	Sentence Range
103	8 yr. 7 mo.	6 yr. 5 mo. - 10 yr. 6 mo.
104	8 yr. 8 mo.	6 yr. 6 mo. - 10 yr. 7 mo.
105	8 yr. 9 mo.	6 yr. 6 mo. - 10 yr. 9 mo.
106	8 yr. 10 mo.	6 yr. 7 mo. - 10 yr. 10 mo.
107	8 yr. 11 mo.	6 yr. 8 mo. - 10 yr. 11 mo.
108	9 yr. 0 mo.	6 yr. 9 mo. - 11 yr. 0 mo.
109	9 yr. 1 mo.	6 yr. 9 mo. - 11 yr. 2 mo.
110	9 yr. 2 mo.	6 yr. 10 mo. - 11 yr. 3 mo.
111	9 yr. 3 mo.	6 yr. 11 mo. - 11 yr. 4 mo.
112	9 yr. 4 mo.	7 yr. 0 mo. - 11 yr. 5 mo.
113	9 yr. 5 mo.	7 yr. 0 mo. - 11 yr. 6 mo.
114	9 yr. 6 mo.	7 yr. 1 mo. - 11 yr. 8 mo.
115	9 yr. 7 mo.	7 yr. 2 mo. - 11 yr. 9 mo.
116	9 yr. 8 mo.	7 yr. 3 mo. - 11 yr. 10 mo.
117	9 yr. 9 mo.	7 yr. 3 mo. - 11 yr. 11 mo.
118	9 yr. 10 mo.	7 yr. 4 mo. - 12 yr. 1 mo.
119	9 yr. 11 mo.	7 yr. 5 mo. - 12 yr. 2 mo.
120	10 yr. 0 mo.	7 yr. 6 mo. - 12 yr. 3 mo.
121	10 yr. 1 mo.	7 yr. 6 mo. - 12 yr. 4 mo.
122	10 yr. 2 mo.	7 yr. 7 mo. - 12 yr. 6 mo.
123	10 yr. 3 mo.	7 yr. 8 mo. - 12 yr. 7 mo.
124	10 yr. 4 mo.	7 yr. 9 mo. - 12 yr. 8 mo.
125	10 yr. 5 mo.	7 yr. 9 mo. - 12 yr. 9 mo.
126	10 yr. 6 mo.	7 yr. 10 mo. - 12 yr. 10 mo.
127	10 yr. 7 mo.	7 yr. 11 mo. - 13 yr. 0 mo.
128	10 yr. 8 mo.	8 yr. 0 mo. - 13 yr. 1 mo.
129	10 yr. 9 mo.	8 yr. 0 mo. - 13 yr. 2 mo.
130	10 yr. 10 mo.	8 yr. 1 mo. - 13 yr. 3 mo.
131	10 yr. 11 mo.	8 yr. 2 mo. - 13 yr. 5 mo.
132	11 yr. 0 mo.	8 yr. 3 mo. - 13 yr. 6 mo.
133	11 yr. 1 mo.	8 yr. 3 mo. - 13 yr. 7 mo.
134	11 yr. 2 mo.	8 yr. 4 mo. - 13 yr. 8 mo.
135	11 yr. 3 mo.	8 yr. 5 mo. - 13 yr. 10 mo.
136	11 yr. 4 mo.	8 yr. 6 mo. - 13 yr. 11 mo.
137	11 yr. 5 mo.	8 yr. 6 mo. - 14 yr. 0 mo.
138	11 yr. 6 mo.	8 yr. 7 mo. - 14 yr. 1 mo.
139	11 yr. 7 mo.	8 yr. 8 mo. - 14 yr. 2 mo.
140	11 yr. 8 mo.	8 yr. 9 mo. - 14 yr. 4 mo.
141	11 yr. 9 mo.	8 yr. 9 mo. - 14 yr. 5 mo.
142	11 yr. 10 mo.	8 yr. 10 mo. - 14 yr. 6 mo.
143	11 yr. 11 mo.	8 yr. 11 mo. - 14 yr. 7 mo.
144	12 yr. 0 mo.	9 yr. 0 mo. - 14 yr. 9 mo.
145	12 yr. 1 mo.	9 yr. 0 mo. - 14 yr. 10 mo.
146	12 yr. 2 mo.	9 yr. 1 mo. - 14 yr. 11 mo.
147	12 yr. 3 mo.	9 yr. 2 mo. - 15 yr. 0 mo.
148	12 yr. 4 mo.	9 yr. 3 mo. - 15 yr. 2 mo.
149	12 yr. 5 mo.	9 yr. 3 mo. - 15 yr. 3 mo.
150	12 yr. 6 mo.	9 yr. 4 mo. - 15 yr. 4 mo.

Score	Sentence Range Midpoint	Sentence Range
151	12 yr. 7 mo.	9 yr. 4 mo. - 15 yr. 5 mo.
152	12 yr. 8 mo.	9 yr. 5 mo. - 15 yr. 6 mo.
153	12 yr. 9 mo.	9 yr. 6 mo. - 15 yr. 7 mo.
154	12 yr. 10 mo.	9 yr. 6 mo. - 15 yr. 8 mo.
155	12 yr. 11 mo.	9 yr. 7 mo. - 15 yr. 10 mo.
156	13 yr. 0 mo.	9 yr. 8 mo. - 15 yr. 11 mo.
157	13 yr. 1 mo.	9 yr. 9 mo. - 16 yr. 0 mo.
158	13 yr. 2 mo.	9 yr. 9 mo. - 16 yr. 1 mo.
159	13 yr. 3 mo.	9 yr. 10 mo. - 16 yr. 3 mo.
160	13 yr. 4 mo.	9 yr. 11 mo. - 16 yr. 4 mo.
161	13 yr. 5 mo.	10 yr. 0 mo. - 16 yr. 5 mo.
162	13 yr. 6 mo.	10 yr. 0 mo. - 16 yr. 6 mo.
163	13 yr. 7 mo.	10 yr. 1 mo. - 16 yr. 7 mo.
164	13 yr. 8 mo.	10 yr. 2 mo. - 16 yr. 9 mo.
165	13 yr. 9 mo.	10 yr. 3 mo. - 16 yr. 10 mo.
166	13 yr. 10 mo.	10 yr. 3 mo. - 16 yr. 11 mo.
167	13 yr. 11 mo.	10 yr. 4 mo. - 17 yr. 0 mo.
168	14 yr. 0 mo.	10 yr. 5 mo. - 17 yr. 2 mo.
169	14 yr. 1 mo.	10 yr. 6 mo. - 17 yr. 3 mo.
170	14 yr. 2 mo.	10 yr. 6 mo. - 17 yr. 4 mo.
171	14 yr. 3 mo.	10 yr. 7 mo. - 17 yr. 5 mo.
172	14 yr. 4 mo.	10 yr. 8 mo. - 17 yr. 6 mo.
173	14 yr. 5 mo.	10 yr. 9 mo. - 17 yr. 8 mo.
174	14 yr. 6 mo.	10 yr. 9 mo. - 17 yr. 9 mo.
175	14 yr. 7 mo.	10 yr. 10 mo. - 17 yr. 10 mo.
176	14 yr. 8 mo.	10 yr. 11 mo. - 17 yr. 11 mo.
177	14 yr. 9 mo.	11 yr. 0 mo. - 18 yr. 1 mo.
178	14 yr. 10 mo.	11 yr. 0 mo. - 18 yr. 2 mo.
179	14 yr. 11 mo.	11 yr. 1 mo. - 18 yr. 3 mo.
180	15 yr. 0 mo.	11 yr. 2 mo. - 18 yr. 4 mo.
181	15 yr. 1 mo.	11 yr. 3 mo. - 18 yr. 6 mo.
182	15 yr. 2 mo.	11 yr. 3 mo. - 18 yr. 7 mo.
183	15 yr. 3 mo.	11 yr. 4 mo. - 18 yr. 8 mo.
184	15 yr. 4 mo.	11 yr. 5 mo. - 18 yr. 9 mo.
185	15 yr. 5 mo.	11 yr. 6 mo. - 18 yr. 10 mo.
186	15 yr. 6 mo.	11 yr. 6 mo. - 19 yr. 0 mo.
187	15 yr. 7 mo.	11 yr. 7 mo. - 19 yr. 1 mo.
188	15 yr. 8 mo.	11 yr. 8 mo. - 19 yr. 2 mo.
189	15 yr. 9 mo.	11 yr. 9 mo. - 19 yr. 3 mo.
190	15 yr. 10 mo.	11 yr. 9 mo. - 19 yr. 5 mo.
191	15 yr. 11 mo.	11 yr. 10 mo. - 19 yr. 6 mo.
192	16 yr. 0 mo.	11 yr. 11 mo. - 19 yr. 7 mo.
193	16 yr. 1 mo.	12 yr. 0 mo. - 19 yr. 8 mo.
194	16 yr. 2 mo.	12 yr. 0 mo. - 19 yr. 9 mo.
195	16 yr. 3 mo.	12 yr. 1 mo. - 19 yr. 11 mo.
196	16 yr. 4 mo.	12 yr. 2 mo. - 20 yr. 0 mo.
197	16 yr. 5 mo.	12 yr. 3 mo. - 20 yr. 1 mo.
198	16 yr. 6 mo.	12 yr. 3 mo. - 20 yr. 2 mo.

❖ Drug/Schedule I/II • Section C Recommendation Table

Score	Sentence Range Midpoint		Sentence Range		
199	16 yr.	7 mo.	12 yr.	4 mo. - 20 yr.	4 mo.
200	16 yr.	8 mo.	12 yr.	5 mo. - 20 yr.	5 mo.
201	16 yr.	9 mo.	12 yr.	6 mo. - 20 yr.	6 mo.
202	16 yr.	10 mo.	12 yr.	6 mo. - 20 yr.	7 mo.
203	16 yr.	11 mo.	12 yr.	7 mo. - 20 yr.	9 mo.
204	17 yr.	0 mo.	12 yr.	8 mo. - 20 yr.	10 mo.
205	17 yr.	1 mo.	12 yr.	9 mo. - 20 yr.	11 mo.
206	17 yr.	2 mo.	12 yr.	9 mo. - 21 yr.	0 mo.
207	17 yr.	3 mo.	12 yr.	10 mo. - 21 yr.	1 mo.
208	17 yr.	4 mo.	12 yr.	11 mo. - 21 yr.	3 mo.
209	17 yr.	5 mo.	13 yr.	0 mo. - 21 yr.	4 mo.
210	17 yr.	6 mo.	13 yr.	0 mo. - 21 yr.	5 mo.
211	17 yr.	7 mo.	13 yr.	1 mo. - 21 yr.	6 mo.
212	17 yr.	8 mo.	13 yr.	2 mo. - 21 yr.	8 mo.
213	17 yr.	9 mo.	13 yr.	3 mo. - 21 yr.	9 mo.
214	17 yr.	10 mo.	13 yr.	3 mo. - 21 yr.	10 mo.
215	17 yr.	11 mo.	13 yr.	4 mo. - 21 yr.	11 mo.
216	18 yr.	0 mo.	13 yr.	5 mo. - 22 yr.	0 mo.
217	18 yr.	1 mo.	13 yr.	6 mo. - 22 yr.	2 mo.
218	18 yr.	2 mo.	13 yr.	6 mo. - 22 yr.	3 mo.
219	18 yr.	3 mo.	13 yr.	7 mo. - 22 yr.	4 mo.
220	18 yr.	4 mo.	13 yr.	8 mo. - 22 yr.	5 mo.
221	18 yr.	5 mo.	13 yr.	9 mo. - 22 yr.	7 mo.
222	18 yr.	6 mo.	13 yr.	9 mo. - 22 yr.	8 mo.
223	18 yr.	7 mo.	13 yr.	10 mo. - 22 yr.	9 mo.
224	18 yr.	8 mo.	13 yr.	11 mo. - 22 yr.	10 mo.
225	18 yr.	9 mo.	14 yr.	0 mo. - 23 yr.	0 mo.
226	18 yr.	10 mo.	14 yr.	0 mo. - 23 yr.	1 mo.
227	18 yr.	11 mo.	14 yr.	1 mo. - 23 yr.	2 mo.
228	19 yr.	0 mo.	14 yr.	2 mo. - 23 yr.	3 mo.
229	19 yr.	1 mo.	14 yr.	2 mo. - 23 yr.	4 mo.
230	19 yr.	2 mo.	14 yr.	3 mo. - 23 yr.	6 mo.
231	19 yr.	3 mo.	14 yr.	4 mo. - 23 yr.	7 mo.
232	19 yr.	4 mo.	14 yr.	5 mo. - 23 yr.	8 mo.
233	19 yr.	5 mo.	14 yr.	5 mo. - 23 yr.	9 mo.
234	19 yr.	6 mo.	14 yr.	6 mo. - 23 yr.	11 mo.
235	19 yr.	7 mo.	14 yr.	7 mo. - 24 yr.	0 mo.
236	19 yr.	8 mo.	14 yr.	8 mo. - 24 yr.	1 mo.
237	19 yr.	9 mo.	14 yr.	8 mo. - 24 yr.	2 mo.
238	19 yr.	10 mo.	14 yr.	9 mo. - 24 yr.	3 mo.
239	19 yr.	11 mo.	14 yr.	10 mo. - 24 yr.	5 mo.
240	20 yr.	0 mo.	14 yr.	11 mo. - 24 yr.	6 mo.
241	20 yr.	1 mo.	14 yr.	11 mo. - 24 yr.	7 mo.
242	20 yr.	2 mo.	15 yr.	0 mo. - 24 yr.	8 mo.
243	20 yr.	3 mo.	15 yr.	1 mo. - 24 yr.	10 mo.
244	20 yr.	4 mo.	15 yr.	2 mo. - 24 yr.	11 mo.
245	20 yr.	5 mo.	15 yr.	2 mo. - 25 yr.	0 mo.
246	20 yr.	6 mo.	15 yr.	3 mo. - 25 yr.	1 mo.

Score	Sentence Range Midpoint		Sentence Range		
247	20 yr.	7 mo.	15 yr.	4 mo. - 25 yr.	2 mo.
248	20 yr.	8 mo.	15 yr.	5 mo. - 25 yr.	4 mo.
249	20 yr.	9 mo.	15 yr.	5 mo. - 25 yr.	5 mo.
250	20 yr.	10 mo.	15 yr.	6 mo. - 25 yr.	6 mo.
251	20 yr.	11 mo.	15 yr.	7 mo. - 25 yr.	7 mo.
252	21 yr.	0 mo.	15 yr.	8 mo. - 25 yr.	9 mo.
253	21 yr.	1 mo.	15 yr.	8 mo. - 25 yr.	10 mo.
254	21 yr.	2 mo.	15 yr.	9 mo. - 25 yr.	11 mo.
255	21 yr.	3 mo.	15 yr.	10 mo. - 26 yr.	0 mo.
256	21 yr.	4 mo.	15 yr.	11 mo. - 26 yr.	2 mo.
257	21 yr.	5 mo.	15 yr.	11 mo. - 26 yr.	3 mo.
258	21 yr.	6 mo.	16 yr.	0 mo. - 26 yr.	4 mo.
259	21 yr.	7 mo.	16 yr.	1 mo. - 26 yr.	5 mo.
260	21 yr.	8 mo.	16 yr.	2 mo. - 26 yr.	6 mo.
261	21 yr.	9 mo.	16 yr.	2 mo. - 26 yr.	8 mo.
262	21 yr.	10 mo.	16 yr.	3 mo. - 26 yr.	9 mo.
263	21 yr.	11 mo.	16 yr.	4 mo. - 26 yr.	10 mo.
264	22 yr.	0 mo.	16 yr.	5 mo. - 26 yr.	11 mo.
265	22 yr.	1 mo.	16 yr.	5 mo. - 27 yr.	1 mo.
266	22 yr.	2 mo.	16 yr.	6 mo. - 27 yr.	2 mo.
267	22 yr.	3 mo.	16 yr.	7 mo. - 27 yr.	3 mo.
268	22 yr.	4 mo.	16 yr.	8 mo. - 27 yr.	4 mo.
269	22 yr.	5 mo.	16 yr.	8 mo. - 27 yr.	5 mo.
270	22 yr.	6 mo.	16 yr.	9 mo. - 27 yr.	7 mo.
271	22 yr.	7 mo.	16 yr.	10 mo. - 27 yr.	8 mo.
272	22 yr.	8 mo.	16 yr.	11 mo. - 27 yr.	9 mo.
273	22 yr.	9 mo.	16 yr.	11 mo. - 27 yr.	10 mo.
274	22 yr.	10 mo.	17 yr.	0 mo. - 28 yr.	0 mo.
275	22 yr.	11 mo.	17 yr.	1 mo. - 28 yr.	1 mo.
276	23 yr.	0 mo.	17 yr.	2 mo. - 28 yr.	2 mo.
277	23 yr.	1 mo.	17 yr.	2 mo. - 28 yr.	3 mo.
278	23 yr.	2 mo.	17 yr.	3 mo. - 28 yr.	5 mo.
279	23 yr.	3 mo.	17 yr.	4 mo. - 28 yr.	6 mo.
280	23 yr.	4 mo.	17 yr.	5 mo. - 28 yr.	7 mo.
281	23 yr.	5 mo.	17 yr.	5 mo. - 28 yr.	8 mo.
282	23 yr.	6 mo.	17 yr.	6 mo. - 28 yr.	9 mo.
283	23 yr.	7 mo.	17 yr.	7 mo. - 28 yr.	11 mo.
284	23 yr.	8 mo.	17 yr.	8 mo. - 29 yr.	0 mo.
285	23 yr.	9 mo.	17 yr.	8 mo. - 29 yr.	1 mo.
286	23 yr.	10 mo.	17 yr.	9 mo. - 29 yr.	2 mo.
287	23 yr.	11 mo.	17 yr.	10 mo. - 29 yr.	4 mo.
288	24 yr.	0 mo.	17 yr.	11 mo. - 29 yr.	5 mo.
289	24 yr.	1 mo.	17 yr.	11 mo. - 29 yr.	6 mo.
290	24 yr.	2 mo.	18 yr.	0 mo. - 29 yr.	7 mo.
291	24 yr.	3 mo.	18 yr.	1 mo. - 29 yr.	8 mo.
292	24 yr.	4 mo.	18 yr.	2 mo. - 29 yr.	10 mo.
293	24 yr.	5 mo.	18 yr.	2 mo. - 29 yr.	11 mo.
294	24 yr.	6 mo.	18 yr.	3 mo. - 30 yr.	0 mo.

Score	Sentence Range Midpoint		Sentence Range		
295	24 yr.	7 mo.	18 yr.	4 mo. - 30 yr.	1 mo.
296	24 yr.	8 mo.	18 yr.	5 mo. - 30 yr.	3 mo.
297	24 yr.	9 mo.	18 yr.	5 mo. - 30 yr.	4 mo.
298	24 yr.	10 mo.	18 yr.	6 mo. - 30 yr.	5 mo.
299	24 yr.	11 mo.	18 yr.	7 mo. - 30 yr.	6 mo.
300	25 yr.	0 mo.	18 yr.	8 mo. - 30 yr.	8 mo.
301	25 yr.	1 mo.	18 yr.	8 mo. - 30 yr.	9 mo.
302	25 yr.	2 mo.	18 yr.	9 mo. - 30 yr.	10 mo.
303	25 yr.	3 mo.	18 yr.	10 mo. - 30 yr.	11 mo.
304	25 yr.	4 mo.	18 yr.	10 mo. - 31 yr.	0 mo.
305	25 yr.	5 mo.	18 yr.	11 mo. - 31 yr.	2 mo.
306	25 yr.	6 mo.	19 yr.	0 mo. - 31 yr.	3 mo.
307	25 yr.	7 mo.	19 yr.	1 mo. - 31 yr.	4 mo.
308	25 yr.	8 mo.	19 yr.	1 mo. - 31 yr.	5 mo.
309	25 yr.	9 mo.	19 yr.	2 mo. - 31 yr.	7 mo.
310	25 yr.	10 mo.	19 yr.	3 mo. - 31 yr.	8 mo.
311	25 yr.	11 mo.	19 yr.	4 mo. - 31 yr.	9 mo.
312	26 yr.	0 mo.	19 yr.	4 mo. - 31 yr.	10 mo.
313	26 yr.	1 mo.	19 yr.	5 mo. - 31 yr.	11 mo.
314	26 yr.	2 mo.	19 yr.	6 mo. - 32 yr.	1 mo.
315	26 yr.	3 mo.	19 yr.	7 mo. - 32 yr.	2 mo.
316	26 yr.	4 mo.	19 yr.	7 mo. - 32 yr.	3 mo.
317	26 yr.	5 mo.	19 yr.	8 mo. - 32 yr.	4 mo.
318	26 yr.	6 mo.	19 yr.	9 mo. - 32 yr.	6 mo.
319	26 yr.	7 mo.	19 yr.	10 mo. - 32 yr.	7 mo.
320	26 yr.	8 mo.	19 yr.	10 mo. - 32 yr.	8 mo.
321	26 yr.	9 mo.	19 yr.	11 mo. - 32 yr.	9 mo.
322	26 yr.	10 mo.	20 yr.	0 mo. - 32 yr.	10 mo.
323	26 yr.	11 mo.	20 yr.	1 mo. - 33 yr.	0 mo.
324	27 yr.	0 mo.	20 yr.	1 mo. - 33 yr.	1 mo.
325	27 yr.	1 mo.	20 yr.	2 mo. - 33 yr.	2 mo.
326	27 yr.	2 mo.	20 yr.	3 mo. - 33 yr.	3 mo.
327	27 yr.	3 mo.	20 yr.	4 mo. - 33 yr.	5 mo.
328	27 yr.	4 mo.	20 yr.	4 mo. - 33 yr.	6 mo.
329	27 yr.	5 mo.	20 yr.	5 mo. - 33 yr.	7 mo.
330	27 yr.	6 mo.	20 yr.	6 mo. - 33 yr.	8 mo.
331	27 yr.	7 mo.	20 yr.	7 mo. - 33 yr.	10 mo.
332	27 yr.	8 mo.	20 yr.	7 mo. - 33 yr.	11 mo.
333	27 yr.	9 mo.	20 yr.	8 mo. - 34 yr.	0 mo.
334	27 yr.	10 mo.	20 yr.	9 mo. - 34 yr.	1 mo.
335	27 yr.	11 mo.	20 yr.	10 mo. - 34 yr.	2 mo.
336	28 yr.	0 mo.	20 yr.	10 mo. - 34 yr.	4 mo.
337	28 yr.	1 mo.	20 yr.	11 mo. - 34 yr.	5 mo.
338	28 yr.	2 mo.	21 yr.	0 mo. - 34 yr.	6 mo.
339	28 yr.	3 mo.	21 yr.	1 mo. - 34 yr.	7 mo.
340	28 yr.	4 mo.	21 yr.	1 mo. - 34 yr.	9 mo.
341	28 yr.	5 mo.	21 yr.	2 mo. - 34 yr.	10 mo.
342	28 yr.	6 mo.	21 yr.	3 mo. - 34 yr.	11 mo.

Score	Sentence Range Midpoint		Sentence Range		
343	28 yr.	7 mo.	21 yr.	4 mo. - 35 yr.	0 mo.
344	28 yr.	8 mo.	21 yr.	4 mo. - 35 yr.	1 mo.
345	28 yr.	9 mo.	21 yr.	5 mo. - 35 yr.	3 mo.
346	28 yr.	10 mo.	21 yr.	6 mo. - 35 yr.	4 mo.
347	28 yr.	11 mo.	21 yr.	7 mo. - 35 yr.	5 mo.
348	29 yr.	0 mo.	21 yr.	7 mo. - 35 yr.	6 mo.
349	29 yr.	1 mo.	21 yr.	8 mo. - 35 yr.	8 mo.
350	29 yr.	2 mo.	21 yr.	9 mo. - 35 yr.	9 mo.
351	29 yr.	3 mo.	21 yr.	10 mo. - 35 yr.	10 mo.
352	29 yr.	4 mo.	21 yr.	10 mo. - 35 yr.	11 mo.
353	29 yr.	5 mo.	21 yr.	11 mo. - 36 yr.	1 mo.
354	29 yr.	6 mo.	22 yr.	0 mo. - 36 yr.	2 mo.
355	29 yr.	7 mo.	22 yr.	1 mo. - 36 yr.	3 mo.
356	29 yr.	8 mo.	22 yr.	1 mo. - 36 yr.	4 mo.
357	29 yr.	9 mo.	22 yr.	2 mo. - 36 yr.	5 mo.
358	29 yr.	10 mo.	22 yr.	3 mo. - 36 yr.	7 mo.
359	29 yr.	11 mo.	22 yr.	4 mo. - 36 yr.	8 mo.
360	30 yr.	0 mo.	22 yr.	4 mo. - 36 yr.	9 mo.
361	30 yr.	1 mo.	22 yr.	5 mo. - 36 yr.	10 mo.
362	30 yr.	2 mo.	22 yr.	6 mo. - 37 yr.	0 mo.
363	30 yr.	3 mo.	22 yr.	7 mo. - 37 yr.	1 mo.
364	30 yr.	4 mo.	22 yr.	7 mo. - 37 yr.	2 mo.
365	30 yr.	5 mo.	22 yr.	8 mo. - 37 yr.	3 mo.
366	30 yr.	6 mo.	22 yr.	9 mo. - 37 yr.	4 mo.
367	30 yr.	7 mo.	22 yr.	10 mo. - 37 yr.	6 mo.
368	30 yr.	8 mo.	22 yr.	10 mo. - 37 yr.	7 mo.
369	30 yr.	9 mo.	22 yr.	11 mo. - 37 yr.	8 mo.
370	30 yr.	10 mo.	23 yr.	0 mo. - 37 yr.	9 mo.
371	30 yr.	11 mo.	23 yr.	1 mo. - 37 yr.	11 mo.
372	31 yr.	0 mo.	23 yr.	1 mo. - 38 yr.	0 mo.
373	31 yr.	1 mo.	23 yr.	2 mo. - 38 yr.	1 mo.
374	31 yr.	2 mo.	23 yr.	3 mo. - 38 yr.	2 mo.
375	31 yr.	3 mo.	23 yr.	4 mo. - 38 yr.	4 mo.
376	31 yr.	4 mo.	23 yr.	4 mo. - 38 yr.	5 mo.
377	31 yr.	5 mo.	23 yr.	5 mo. - 38 yr.	6 mo.
378	31 yr.	6 mo.	23 yr.	6 mo. - 38 yr.	7 mo.
379	31 yr.	7 mo.	23 yr.	6 mo. - 38 yr.	8 mo.
380	31 yr.	8 mo.	23 yr.	7 mo. - 38 yr.	10 mo.
381	31 yr.	9 mo.	23 yr.	8 mo. - 38 yr.	11 mo.
382	31 yr.	10 mo.	23 yr.	9 mo. - 39 yr.	0 mo.
383	31 yr.	11 mo.	23 yr.	9 mo. - 39 yr.	1 mo.
384	32 yr.	0 mo.	23 yr.	10 mo. - 39 yr.	3 mo.
385	32 yr.	1 mo.	23 yr.	11 mo. - 39 yr.	4 mo.
386	32 yr.	2 mo.	24 yr.	0 mo. - 39 yr.	5 mo.
387	32 yr.	3 mo.	24 yr.	0 mo. - 39 yr.	6 mo.
388	32 yr.	4 mo.	24 yr.	1 mo. - 39 yr.	7 mo.
389	32 yr.	5 mo.	24 yr.	2 mo. - 39 yr.	9 mo.
390	32 yr.	6 mo.	24 yr.	3 mo. - 39 yr.	10 mo.

Score	Sentence Range Midpoint		Sentence Range		
391	32 yr.	7 mo.	24 yr.	3 mo. - 39 yr.	11 mo.
392	32 yr.	8 mo.	24 yr.	4 mo. - 40 yr.	0 mo.
393	32 yr.	9 mo.	24 yr.	5 mo. - 40 yr.	2 mo.
394	32 yr.	10 mo.	24 yr.	6 mo. - 40 yr.	3 mo.
395	32 yr.	11 mo.	24 yr.	6 mo. - 40 yr.	4 mo.
396	33 yr.	0 mo.	24 yr.	7 mo. - 40 yr.	5 mo.
397	33 yr.	1 mo.	24 yr.	8 mo. - 40 yr.	6 mo.
398	33 yr.	2 mo.	24 yr.	9 mo. - 40 yr.	8 mo.
399	33 yr.	3 mo.	24 yr.	9 mo. - 40 yr.	9 mo.
400	33 yr.	4 mo.	24 yr.	10 mo. - 40 yr.	10 mo.

Drug/Other The sentencing guidelines for this section apply to the following offenses:

Relevant Code of Virginia Statutes

Relevant Virginia Crime Codes (VCC)

18.2-248(E1)	NAR-3135-F5	(1-10 yrs.)
18.2-248(E2)	NAR-3136-F6	(1-5 yrs.)
18.2-248.01	NAR-3067-F9	(5-40 yrs.)
18.2-248.1(a,2)	NAR-3032-F5	(1-10 yrs.)
18.2-248.1(a,3)	NAR-3033-F9	(5-30 yrs.)
18.2-248.1(b)	NAR-3034-F4	(2-10 yrs.)
18.2-248.1(c)	NAR-3004-F9	(5-30 yrs.)
18.2-248.1(d)	NAR-3085-F9	(5 yrs.- Life)
18.2-255(A)	NAR-3098-F9	(10-50 yrs.)
	NAR-3063-F9	(10-50 yrs.)
	NAR-3076-F9	(10-50 yrs.)
18.2-255(B)	NAR-3002-F6	(1-5 yrs.)
18.2-255.2	NAR-3027-F6	(1-5 yrs.)
18.2-256	Use VCC for actual offense and change "F" to "C" in the code.	
18.2-257(a)	Use VCC for actual offense and change "F" to "A" in the code.	
18.2-258.1(A)	NAR-3016-F6	(1-5 yrs.)
18.2-258.1(B)	NAR-3079-F6	(1-5 yrs.)
18.2-258.1(C)	NAR-3080-F6	(1-5 yrs.)
18.2-258.1(D)	NAR-3081-F6	(1-5 yrs.)
18.2-258.1(E)	NAR-3082-F6	(1-5 yrs.)
18.2-258.1(F)	NAR-3083-F6	(1-5 yrs.)
18.2-258.1(H)	NAR-3096-F6	(1-5 yrs.)
18.2-265.3(B)	NAR-3006-F6	(1-5 yrs.)

Conspiracies or attempts to commit the offenses appearing in the above table are guidelines offenses. A worksheet should be completed.

If the statute number and VCC for the primary offense do not appear on this table, sentencing guidelines do not apply. No worksheets should be completed.

Drug/Other ❖ Section A

1 Primary Offense

Enter the score corresponding to the number of counts if the primary offense at conviction was:

A.	NAR-3002-F6*	Distribute imitation controlled substance to minor	18.2-255(B)
	NAR-3006-F6*	Distribute drug paraphernalia, at least 3 years junior	18.2-265.3(B)
	NAR-3016-F6*	Obtain drugs by forgery, fraud	18.2-258.1(A)
	NAR-3027-F6*	Dist. controlled substance, marijuana etc. - school/public property ...	18.2-255.2
	NAR-3079-F6*	Practitioner furnishes false info. - records/prescription	18.2-258.1(B)
	NAR-3080-F6*	Fictitious/revoked drug manufacture/distribution license	18.2-258.1(C)
	NAR-3081-F6*	Assume title of doctor, pharmacist etc. to obtain drugs	18.2-258.1(D)
	NAR-3082-F6*	Utter false or forged prescription	18.2-258.1(E)
	NAR-3083-F6*	False/forged label on container of controlled drugs.....	18.2-258.1(F)
	NAR-3096-F6*	First offender prescription fraud violation	18.2-258.1(H)
B.	NAR-3032-F5*	Sell, distribute, etc. marijuana 1 oz to less than 5 pounds.....	18.2-248.1(a,2)
	NAR-3034-F4*	Accommodation sell, distribute marijuana to inmate	18.2-248.1(b)
C.	NAR-3033-F9*	Sell, distribute, etc. marijuana 5 pounds or more	18.2-248.1(a,3)
	NAR-3085-F9*	Sell, distribute, etc. marijuana 3 rd or subsequent felony	18.2-248.1(d)
D.	NAR-3098-F9*	Sell Schedule I/II or 1 oz or more marijuana to minor.....	18.2-255(A)
	NAR-3063-F9*	Sell less than 1 oz. of marijuana to minor.....	18.2-255(A)
E.	NAR-3004-F9*	Manufacture marijuana not for personal use	18.2-248.1(c)
F.	NAR-3067-F9*	Transport into Commonwealth, 5 lbs or more marijuana	18.2-248.01
G.	NAR-3076-F9*	Sell, etc., Schedule III or IV drug to minor	18.2-255(A)
H.	NAR-3135-F5*	Sell, etc., Schedule III drug - not anabolic steroid	18.2-248(E1)
I.	NAR-3136-F6*	Sell, etc., Schedule IV drug	18.2-248(E2)

**Attempted and conspired offenses are scored the same as a completed act
Violations of deferred findings (§§ 18.2-251, 18.2-258.1, 19.2-298.02, or 19.2-303.6)
are scored as a conviction for the underlying offense*

2 Primary Offense Remaining Counts

Total the maximum penalties for counts of the primary offense not scored under the Primary Offense factor above. Locate the total in the maximum penalty range and record the corresponding points.

3 Additional Offenses

Additional offenses are offenses in the same sentencing event that have a VCC that differs from the primary offense.

Add the maximum penalties for all additional offenses (including counts). Locate the total in the maximum penalty range and record the corresponding points.

4 Knife or Firearm in Possession at Time of Offense

Enter "2" if the offender or a codefendant was in possession of a knife or firearm during the commission of any offense at conviction. Do not score feigned or simulated firearms.

5 Convictions Requiring Mandatory Minimum Term (6 mos. or More)

Enter "9" if there is a conviction in the current sentencing event that requires a mandatory minimum term of incarceration of 6 months or more. (See Appendix B for a list of crimes with mandatory minimums).

6 Prior Convictions/Adjudications

Select the five most recent felony sentencing events (adult convictions and juvenile adjudications). If there are fewer than five prior felony events, use all of them plus the most recent prior misdemeanor events, for a total of up to five prior events. For juvenile adjudications, score only delinquent offenses, not status offenses.

For each prior event, identify the offense with the highest statutory maximum penalty. Select only one offense per event. Add together the years of the statutory maximum penalties for these prior offenses. Locate the total in the maximum penalty range and record the corresponding points.

7 Prior Incarcerations/Commitments

Enter "2" if one or more periods of incarcerations resulted from a sentence. Score boot camp, diversion center, detention center, CCAP or any other incarceration sentence that the offender has served or is currently serving. Commitments to juvenile institutions or post-dispositional confinements in secure detention following an adjudication of delinquency are also scored. Pre-trial or pre-sentence time are not scored unless the offender was sentenced to "time-served."

8 Prior Felony Drug Convictions/Adjudications

Enter the score corresponding to the number of prior felony drug convictions or delinquent adjudications (including counts). Applicable offenses must have a VCC prefix of "NAR." Felony prisoner offenses with a VCC prefix of "PRI" that involve drugs are also scored.

9 Prior Juvenile Record

Enter "1" if the offender has any adjudications of delinquency. These include any violation that has a VCC. Criminal traffic adjudications are delinquent offenses. Do not score this factor if the offender has a prior juvenile record consisting of only status offenses (e.g., incorrigibility, truancy, §§ 16.1-278.4, 16.1-278.5).

10 Legally Restrained at Time of Offense

Score this factor based on the type of legal restraint that is assigned the most points.

Do not rely on the catchwords to score this factor. See the General Instructions for the definitions.

Parole: An obligation to a parole board on the date of the offense.

Post-release: Under probation or post-release supervision defined in §§ 19.2-295.2 or 18.2-10 on the date of the offense.

Supervised Probation after Incarceration: On state, federal, or local supervised probation on the date of the offense after serving time in jail or prison.

Supervised Probation: On state, federal, or local supervised probation on the date of the offense after being sentenced to probation with no active time to serve.

Other: Some obligation to the court or violation of a court or administrative body restriction on the date of the offense. Not defined above.

11 Go to the next appropriate section.

If the total score is "10" or less, go to the Drug/Other Section B. If the total score is "11" or more, go to the Drug/Other Section C.

Drug/Other ❖ Section A

Offender Name: _____

1 Primary Offense _____

- A. Other than listed below (1 count) 1
- B. Sell, etc. 1 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

2 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	

3 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	

4 Knife or Firearm in Possession at Time of Offense _____ If YES, add 2

0	

5 Conviction in Current Event Requiring Mandatory Minimum Term (6 mos or more) If YES, add 9

0	

6 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	

7 Prior Incarcerations/Commitments _____ If YES, add 2

0	

8 Prior Felony Drug Convictions/Adjudications _____

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

0	

9 Prior Juvenile Record _____ If YES, add 1

0	

10 Legally Restrained at Time of Offense _____

- None 0
Other 1
Parole, post-release, supervised probation, or supervised probation after incarceration 4

0	

Total Score _____

If total is 10 or less, go to **Section B**. If total is 11 or more, go to **Section C**.

Drug/Other — Section B

1 Primary Offense

Enter the score corresponding to the number of counts if the primary offense at conviction was:

A.	NAR-3002-F6*	Distribute imitation controlled substance to minor	18.2-255(B)
	NAR-3006-F6*	Distribute drug paraphernalia, at least 3 years junior	18.2-265.3(B)
	NAR-3016-F6*	Obtain drugs by forgery, fraud	18.2-258.1(A)
	NAR-3027-F6*	Dist. controlled substance, marijuana etc. - school/public property ...	18.2-255.2
	NAR-3079-F6*	Practitioner furnishes false info. - records/prescription	18.2-258.1(B)
	NAR-3080-F6*	Fictitious/revoked drug manufacture/distribution license	18.2-258.1(C)
	NAR-3081-F6*	Assume title of doctor, pharmacist etc. to obtain drugs	18.2-258.1(D)
	NAR-3082-F6*	Utter false or forged prescription	18.2-258.1(E)
	NAR-3083-F6*	False/forged label on container of controlled drugs	18.2-258.1(F)
	NAR-3096-F6*	First offender prescription fraud violation	18.2-258.1(H)
B.	NAR-3032-F5*	Sell, distribute, etc. marijuana 1 oz to less than 5 pounds	18.2-248.1(a,2)
	NAR-3034-F4*	Accommodation sell, distribute marijuana to inmate	18.2-248.1(b)
C.	NAR-3004-F9*	Manufacture marijuana not for personal use	18.2-248.1(c)
D.	NAR-3135-F5*	Sell, etc. Schedule III drug - not anabolic steroid	18.2-248(E1)
E.	NAR-3136-F6*	Sell, etc. Schedule IV drug	18.2-248(E2)

**Attempted and conspired offenses are scored the same as a completed act
Violations of deferred findings (§§ 18.2-251, 18.2-258.1, 19.2-298.02, or 19.2-303.6)
are scored as a conviction for the underlying offense*

2 Primary Offense Remaining Counts

Total the maximum penalties for counts of the primary offense not scored under the Primary Offense factor above. Locate the total in the maximum penalty range and record the corresponding points.

3 Additional Offenses

Additional offenses are offenses in the same sentencing event that have a VCC that differs from the primary offense.

Add the maximum penalties for all additional offenses (including counts). Locate the total in the maximum penalty range and record the corresponding points.

4 Knife or Firearm in Possession at Time of Offense

Enter "2" if the offender or a codefendant was in possession of a knife or firearm during the commission of any offense at conviction. Do not score feigned or simulated firearms.

5 Prior Convictions/Adjudications

Select the five most recent felony sentencing events (adult convictions and juvenile adjudications). If there are fewer than five prior felony events, use all of them plus the most recent prior misdemeanor events, for a total of up to five prior events. For juvenile adjudications, score only delinquent offenses, not status offenses.

For each prior event, identify the offense with the highest statutory maximum penalty. Select only one offense per event.

Add together the years of the statutory maximum penalties for these prior offenses. Locate the total in the maximum penalty range and record the corresponding points.

6 Prior Misdemeanor Convictions/Adjudications

Enter the score corresponding to the total number of prior adult convictions and delinquent adjudications (including counts) for non-traffic misdemeanors. Do not score criminal traffic misdemeanors. (See *Traffic section of Supplemental VCC Book for criminal traffic misdemeanors*).

7 Prior Incarcerations/Commitments

Select the appropriate block based on the primary offense.

Enter the appropriate score if one or more periods of incarceration resulted from a sentence. Score boot camp, diversion center, detention center, CCAP or any other incarceration sentence that the offender has served or is currently serving. Commitments to juvenile institutions or post-dispositional confinements in secure detention following an adjudication of delinquency are also scored. Pre-trial or pre-sentence time are not scored unless the offender was sentenced to "time-served."

8 Prior Juvenile Record

Enter "1" if the offender has any adjudications of delinquency. These include any violation that has a VCC. Criminal traffic adjudications are delinquent offenses. Do not score this factor if the offender has a prior juvenile record consisting of *only* status offenses (e.g., incorrigibility, truancy, §§16.1-278.4, 16.1-278.5).

9 Legally Restrained at Time of Offense

Select the appropriate block based on the primary offense.

Score this factor based on the type of legal restraint that is assigned the most points.

Do not rely on the catchwords to score this factor. See the General Instructions for the definitions.

Parole: An obligation to a parole board on the date of the offense.

Post-release: Under probation or post-release supervision defined in §§ 19.2-295.2 or 18.2-10 on the date of the offense.

Supervised Probation after Incarceration: On state, federal, or local supervised probation on the date of the offense after serving time in jail or prison.

Supervised Probation: On state, federal, or local supervised probation on the date of the offense after being sentenced to probation with no active time to serve.

Other: Some obligation to the court or violation of a court or administrative body restriction on the date of the offense. Not defined above.

10 Record the guidelines sentence

Refer to the Drug/Other Section B Recommendation Table that follows these instructions to convert the total score to the guidelines recommendation. Then, go to Section D Nonviolent Risk Assessment and follow the instructions. When completing the cover sheet, record the guidelines sentence recommendation from Section B AND the Nonviolent Risk Assessment recommendation from Section D.

Drug/Other ❖ Section B

Offender Name: _____

1 Primary Offense _____

- A. Other than listed below (1 count) 1
- B. Sell, etc. 1 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

2 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	

3 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	

4 Knife or Firearm in Possession at Time of Offense _____

If YES, add 2 →

0	

5 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	

6 Prior Misdemeanor Convictions/Adjudications (Excludes Traffic) _____

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

0	

7 Prior Incarcerations/Commitments _____

Primary offense D: Sell, etc. 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	

8 Prior Juvenile Record _____

If YES, add 1 →

0	

9 Legally Restrained at Time of Offense _____

Primary offense D: Sell, etc. Schedule III drug
- not anabolic steroid or E: Schedule IV drug

	Points
None	0
Other	3
Parole, post-release, supervised probation, or supervised probation after incarceration	4

Primary offense: All other offenses

	Points
None	0
Other	2
Parole, post-release, supervised probation, or supervised probation after incarceration	3

0	

Total Score _____

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.



Recommendation Table

Score	Guideline Sentence
0 - 8	Probation/No Incarceration
9 - 11.....	Incarceration 1 Day up to 3 Months
12+	Incarceration 3 to 6 Months

Drug/Other — Section C

1 Primary Offense

Determine whether the offender's prior record includes a Category I or Category II felony (See Appendix A), and mark the corresponding box. Enter the score corresponding to the number of counts under the appropriate prior record classification category if the primary offense at conviction was:

A.	NAR-3002-F6*	Distribute imitation controlled substance to minor	18.2-255(B)
	NAR-3006-F6*	Distribute drug paraphernalia, at least 3 years junior	18.2-265.3(B)
	NAR-3016-F6*	Obtain drugs by forgery, fraud	18.2-258.1(A)
	NAR-3027-F6*	Dist. controlled substance, marijuana, etc. - school/public property ..	18.2-255.2
	NAR-3079-F6*	Practitioner furnishes false info. - records/prescription	18.2-258.1(B)
	NAR-3080-F6*	Fictitious or evoked drug manufacture/distribution license	18.2-258.1(C)
	NAR-3081-F6*	Assume title of doctor, pharmacist etc. to obtain drugs	18.2-258.1(D)
	NAR-3082-F6*	Utter false or forged prescription	18.2-258.1(E)
	NAR-3083-F6*	False/forged label on container of controlled drugs	18.2-258.1(F)
	NAR-3096-F6*	First offender prescription fraud violation	18.2-258.1(H)
B.	NAR-3032-F5*	Sell, distribute, etc. marijuana 1 oz to less than 5 pounds	18.2-248.1(a,2)
	NAR-3034-F4*	Accommodation sell, distribute marijuana to inmate	18.2-248.1(b)
C.	NAR-3033-F9*	Sell, distribute, etc. marijuana 5 pounds or more	18.2-248.1(a,3)
	NAR-3085-F9*	Sell, distribute, etc. marijuana 3 rd or subsequent felony	18.2-248.1(d)
D.	NAR-3098-F9*	Sell Schedule I/II or 1 oz or more marijuana to minor	18.2-255(A)
	NAR-3063-F9*	Sell less than 1 oz. of marijuana to minor	18.2-255(A)
E.	NAR-3004-F9*	Manufacture marijuana not for personal use	18.2-248.1(c)
F.	NAR-3067-F9*	Transport into Commonwealth, 5 lbs or more marijuana	18.2-248.01
G.	NAR-3076-F9*	Sell, etc. Schedule III or IV drug to minor	18.2-255(A)
H.	NAR-3135-F5*	Sell, etc. Schedule III drug - not anabolic steroid	18.2-248(E)1
I.	NAR-3136-F6*	Sell, etc. Schedule IV drug	18.2-248(E)2

***Attempted and conspired offenses are scored the same as a completed act**
Violations of deferred findings (§§ 18.2-251, 18.2-258.1, 19.2-298.02, or 19.2-303.6)
are scored as a conviction for the underlying offense

2 Primary Offense Remaining Counts

Based on the statutory maximum penalty, assign points to each count of the primary offense not scored under the Primary Offense factor above. Then total the points assigned to each and record the total.

3 Additional Offenses

Additional offenses are offenses in the same sentencing event that have a VCC that differs from the primary offense.

Identify each additional offense and its maximum penalty.

Assign points to each additional offense (including counts) based on the statutory maximum penalty.

Once points have been assigned to each additional offense (including counts), total the points and record the total.

4 Mandatory Minimum in Current Event

Assign points to each additional offense that carries a mandatory minimum penalty listed in Appendix B. The conviction must be part of the current sentencing event.

5 Firearm in Possession at Time of Offense

Enter "5" if the offender or a codefendant was in possession of a firearm during the commission of any offense at conviction. Do not score feigned or simulated firearms.

6 Prior Convictions/Adjudications

Select the five most recent felony sentencing events (adult convictions and juvenile adjudications). If there are fewer than five prior felony events, use all of them plus the most recent prior misdemeanor events, for a total of up to five prior events. For juvenile adjudications, score only delinquent offenses, not status offenses.

For each prior event, identify the offense with the highest statutory maximum penalty. Select only one offense per event. For each offense identified, locate the maximum penalty in the table and assign the corresponding points. Total the points and record the total.

7 Prior Felony Drug Convictions/Adjudications

Enter the score corresponding to the number of prior *felony* drug convictions or delinquent adjudications (including counts). Applicable offenses must have a VCC prefix of "NAR." Also score felony prisoner offenses with a VCC prefix of "PRI" that involve drugs.

8 Prior Felony Convictions/Adjudications Against Person

Enter the score corresponding to the number of prior felony person convictions and delinquent adjudications (including counts). Applicable offenses include those with a prefix of "ASL," "FAM," "MUR," "KID," "ROB," "RAP," or "SEX." Some crimes with other VCC prefixes are also person felonies, such as certain burglaries (e.g., BUR-2215-F2). See Appendix E for a list of person crimes.

9 Prior Felony Property Convictions/Adjudications

Enter the score corresponding to the number of prior *felony* property convictions and delinquent adjudications (including counts). Applicable crimes include those with a prefix of "LAR," "BUR," and "FRD." Some crimes with other VCC prefixes are also property felonies, such as certain acts of vandalism (e.g., VAN-2930-F6).

10 Prior Juvenile Record

Enter "1" if the offender has any adjudications of delinquency. These include any violation that has a VCC. Criminal traffic adjudications are delinquent offenses. Do not score this factor if the offender has a prior juvenile record consisting of only status offenses (e.g., incorrigibility, truancy, §§16.1-278.4, 16.1-278.5).

11 Legally Restrained at Time of Offense

Enter points if the defendant was under legal restraint, as defined in the instructions, at the time of the offense. Do not rely on the catchwords to score this factor. See the General Instructions for the definitions of Parole, Post-release, Supervised Probation after Incarceration, Supervised Probation and Other.

12 Record the Guidelines Sentence

Refer to the Drug/Other Section C Recommendation Table that follows these instructions to convert the total score to the guidelines sentence. Then, go to Section D Nonviolent Risk Assessment and follow the instructions. When completing the cover sheet, record the guidelines recommendation from Section C (midpoint and range) AND the Non-violent Risk Assessment recommendation from Section D.

1 Primary Offense

____ Prior Record Classification _____

☐ Category I ☐ Category II ☐ Other

A.	Other than listed below: (1 count)	32	16	8
B.	Sell, etc. 1 oz - 5 pounds of marijuana for profit; Sell, etc. marijuana to inmate for accommodation			
	Attempted, conspired or completed: 1 count	28	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
I.	Sell, etc. Schedule IV drug			
	Attempted, conspired or completed: 1 count	8	4	2

Score

0		

2 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

3 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

4 Mandatory Minimum 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 Years or More Mandatory Minimum.....32

0		

5 Firearm in Possession at Time of Offense _____ If YES, add 5 ➡

0	0	

6 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		

7 Prior Felony Drug Convictions/Adjudications

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

0		

8 Prior Felony Convictions/Adjudications Against Person

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

0		

9 Prior Felony Property Convictions/Adjudications

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

0	0	

10 Prior Juvenile Record _____ If YES, add 1 **►**

0	0	

11 Legally Restrained at Time of Offense _____ If YES, add 3

0	0	

Total Score

See **Drug/Other Section C Recommendation Table** for guidelines sentence range.
Then, go to **Section D Nonviolent Risk Assessment** and follow the instructions.

Drug/Other	9

Drug/Other ❖ Section D

1 Ineligibility Conditions

Answer all five questions.

A. Was the offender recommended for probation/no incarceration on Section B? If an offender is not recommended for at least 1 day of incarceration, check the "yes" box.

B. Do any of the offenses at sentencing involve the sale, distribution, or possession with intent, etc. of cocaine (§18.2-248(C)) of a combined quantity of 28.35 grams (1 ounce) or more? If any offense(s) at sentencing involves the sale, possession with intent, distribution, attempt or conspiracy to sell 28.35 grams or more of cocaine, check the "yes" box.

C. Are any prior record offenses violent (Category I/II listed in Appendix A)? Refer to Appendix A of this manual for Category I and II offenses. If the offender's prior record includes at least one adult conviction or juvenile adjudication prior to the date of sentencing for the instant offense for any completed, attempted or conspired offense listed in Appendix A, check the "yes" box.

D. Are any of the offenses at sentencing violent (Category I/II listed in Appendix A)? Refer to Appendix A of this manual for Category I and II offenses. Identify all the offenses that are being scored on the current worksheet as either a primary offense or an additional offense. If any of these completed, attempted or conspired offenses are listed in Appendix A, check the "yes" box.

E. Do any of the offenses at sentencing require a mandatory term of incarceration? Refer to Appendix B of this manual for offenses with mandatory minimums. If any of the offenses in the current sentencing event require a mandatory term of incarceration, check the "yes" box.

F. Did the offense occur while serving a state-responsible sentence? If any offense(s) at sentencing were committed while serving a state-responsible sentence of one year or more, check the "yes" box.

If the answer to any of the questions is yes, do not score the remaining factors on this worksheet. Go to the cover sheet and fill out the Sentencing Guidelines Recommendation from Section B or C and check "Not Applicable" under the Nonviolent Risk Assessment section.

2 Offender Age at Time of Offense

If there are multiple offenses for which the offender is being sentenced, select the offense that occurred first. If the offender uses multiple birth dates, try to determine the correct date through medical, school or social security records. If still unable to determine the correct birth date, err on behalf of the defendant and use the offender's oldest reported age.

3 Gender

Score this factor based on the sex identified on the offender's birth certificate (record).

4 Prior Juvenile Adjudication

Score this factor based on the gender scored above and if the offender has one or more verified adjudications for delinquency. Delinquent offenses include any offenses that have a Virginia Crime Code (VCC) printed in the companion VCC Book. Criminal traffic adjudications are also classified as delinquent offenses and have VCCs listed in the VCC Book. Traffic infractions are not delinquent offenses. If the offender has a prior juvenile record consisting of only status offenses like §§ 16.1-278.4, 16.1-278.5, incorrigibility, truancy, CHINS, or runaway, this factor is not scored. Every attempt to determine an offender's juvenile record must be made. Only mark the unknown box if research is inconclusive about a verifiable juvenile record.

5 Prior Adult Felony Convictions

Identify any prior felony convictions in the offender's criminal record. A prior conviction is any offense, other than the instant offense(s), for which the offender has been convicted prior to the present sentencing event. Offenses that are currently pending sentencing in another court are considered prior convictions even if the offenses took place after the instant offense.

Score all prior convictions and out-of-state convictions based on Virginia's current penalty structure. Score a crime that is a misdemeanor in another state, but is currently a felony in Virginia, as a felony.

The same rules used to score prior record factors on worksheets A, B and C also apply to determining felony convictions for this factor.

6 Prior Adult Incarcerations

Score this factor if the offender has been sentenced to an active incarceration period in jail or prison prior to the date of sentencing for the instant offense. The incarceration period must be the result of an adult sentence. Do not score time spent in jail awaiting arraignment, trial or sentencing unless the offender is sentenced to "time served". Score sentences to boot camp, diversion centers, detention centers and CCAP as periods of incarceration. Count multiple jail sentences ordered to run consecutively or concurrently to each other as only one incarceration period. The offender must be at liberty between periods of incarceration to score multiple periods.

7 Prior Arrests/Confinement Within Past 12 Months

Do not score arrests or confinements for criminal traffic misdemeanors or other traffic infraction offenses.

Score this factor if the offender was arrested as an adult or juvenile within 12 months prior to the date of the instant offense. If there are multiple offenses for which the offender is being sentenced, use the offense that occurred first. Do not score arrests for criminal traffic misdemeanors or other traffic infraction offenses (e.g., reckless driving, habitual offender, DWI, speeding, etc.). Also score summonses issued for non-traffic offenses within the past 12 months.

Also, score this factor if the offender was confined in prison or jail within the past 12 months from the date of the first offense. Include pretrial detention, participation in boot camp, detention center, diversion center and home incarceration through the jail or sheriff's office. Home incarceration as a condition of probation is not scored. Do not score any periods of incarceration for criminal traffic misdemeanors or traffic infraction offenses (e.g., reckless driving, habitual offender, DWI, speeding, etc.).

Assign points even if the charges for which the offender was arrested or confined are concluded by a not guilty verdict, dismissed or nolle prossed.

8 Total Score

If the total score is 15 points or less, the guidelines will reflect a dual recommendation - the traditional period of incarceration and an alternative sanction. Check "Recommended for Alternative Punishment" on the cover sheet. If the total is 16 points or more, check "Not Recommended for Alternative Punishment."

Go to the cover sheet and fill out the Sentencing Guidelines Recommendations and Nonviolent Risk Assessment sections. Record the recommendation from Section B or C and transfer the recommendation from Section D to the Nonviolent Risk Assessment section.

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 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
- Older than 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 of Counts: 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	

Total Score _____

- ☐ 15 or less, check Recommended for Alternative Punishment.
- ☐ 16 or more, check NOT Recommended for Alternative Punishment.

Drug/Other/Section D

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

❖ Drug/Other • Section C Recommendation Table

Score	Sentence Range Midpoint	Sentence Range
up to 7	0 yr. 7 mo.	0 yr. 7 mo. - 0 yr. 10 mo.
8	0 yr. 8 mo.	0 yr. 7 mo. - 0 yr. 11 mo.
9	0 yr. 9 mo.	0 yr. 7 mo. - 1 yr. 1 mo.
10	0 yr. 10 mo.	0 yr. 7 mo. - 1 yr. 3 mo.
11	0 yr. 11 mo.	0 yr. 7 mo. - 1 yr. 4 mo.
12	1 yr. 0 mo.	0 yr. 7 mo. - 1 yr. 4 mo.
13	1 yr. 1 mo.	0 yr. 7 mo. - 1 yr. 5 mo.
14	1 yr. 2 mo.	0 yr. 8 mo. - 1 yr. 5 mo.
15	1 yr. 3 mo.	0 yr. 8 mo. - 1 yr. 6 mo.
16	1 yr. 4 mo.	0 yr. 9 mo. - 1 yr. 6 mo.
17	1 yr. 5 mo.	0 yr. 9 mo. - 1 yr. 7 mo.
18	1 yr. 6 mo.	0 yr. 9 mo. - 1 yr. 8 mo.
19	1 yr. 7 mo.	0 yr. 9 mo. - 1 yr. 9 mo.
20	1 yr. 8 mo.	0 yr. 9 mo. - 1 yr. 10 mo.
21	1 yr. 9 mo.	0 yr. 10 mo. - 1 yr. 11 mo.
22	1 yr. 10 mo.	0 yr. 11 mo. - 2 yr. 1 mo.
23	1 yr. 11 mo.	0 yr. 11 mo. - 2 yr. 2 mo.
24	2 yr. 0 mo.	1 yr. 0 mo. - 2 yr. 3 mo.
25	2 yr. 1 mo.	1 yr. 0 mo. - 2 yr. 4 mo.
26	2 yr. 2 mo.	1 yr. 0 mo. - 2 yr. 5 mo.
27	2 yr. 3 mo.	1 yr. 1 mo. - 2 yr. 7 mo.
28	2 yr. 4 mo.	1 yr. 2 mo. - 2 yr. 8 mo.
29	2 yr. 5 mo.	1 yr. 2 mo. - 2 yr. 9 mo.
30	2 yr. 6 mo.	1 yr. 3 mo. - 2 yr. 10 mo.
31	2 yr. 7 mo.	1 yr. 4 mo. - 2 yr. 11 mo.
32	2 yr. 8 mo.	1 yr. 5 mo. - 3 yr. 0 mo.
33	2 yr. 9 mo.	1 yr. 6 mo. - 3 yr. 2 mo.
34	2 yr. 10 mo.	1 yr. 7 mo. - 3 yr. 4 mo.
35	2 yr. 11 mo.	1 yr. 8 mo. - 3 yr. 6 mo.
36	3 yr. 0 mo.	1 yr. 9 mo. - 3 yr. 8 mo.
37	3 yr. 1 mo.	1 yr. 10 mo. - 3 yr. 9 mo.
38	3 yr. 2 mo.	1 yr. 11 mo. - 3 yr. 10 mo.
39	3 yr. 3 mo.	2 yr. 0 mo. - 3 yr. 11 mo.
40	3 yr. 4 mo.	2 yr. 1 mo. - 4 yr. 0 mo.
41	3 yr. 5 mo.	2 yr. 2 mo. - 4 yr. 1 mo.
42	3 yr. 6 mo.	2 yr. 4 mo. - 4 yr. 2 mo.
43	3 yr. 7 mo.	2 yr. 6 mo. - 4 yr. 4 mo.
44	3 yr. 8 mo.	2 yr. 9 mo. - 4 yr. 6 mo.
45	3 yr. 9 mo.	2 yr. 9 mo. - 4 yr. 7 mo.
46	3 yr. 10 mo.	2 yr. 10 mo. - 4 yr. 8 mo.
47	3 yr. 11 mo.	2 yr. 11 mo. - 4 yr. 9 mo.
48	4 yr. 0 mo.	3 yr. 0 mo. - 4 yr. 11 mo.
49	4 yr. 1 mo.	3 yr. 0 mo. - 5 yr. 0 mo.
50	4 yr. 2 mo.	3 yr. 1 mo. - 5 yr. 1 mo.
51	4 yr. 3 mo.	3 yr. 2 mo. - 5 yr. 2 mo.
52	4 yr. 4 mo.	3 yr. 3 mo. - 5 yr. 3 mo.
53	4 yr. 5 mo.	3 yr. 3 mo. - 5 yr. 5 mo.
54	4 yr. 6 mo.	3 yr. 4 mo. - 5 yr. 6 mo.

Score	Sentence Range Midpoint	Sentence Range
55	4 yr. 7 mo.	3 yr. 5 mo. - 5 yr. 7 mo.
56	4 yr. 8 mo.	3 yr. 6 mo. - 5 yr. 8 mo.
57	4 yr. 9 mo.	3 yr. 6 mo. - 5 yr. 10 mo.
58	4 yr. 10 mo.	3 yr. 7 mo. - 5 yr. 11 mo.
59	4 yr. 11 mo.	3 yr. 8 mo. - 6 yr. 0 mo.
60	5 yr. 0 mo.	3 yr. 9 mo. - 6 yr. 1 mo.
61	5 yr. 1 mo.	3 yr. 9 mo. - 6 yr. 3 mo.
62	5 yr. 2 mo.	3 yr. 10 mo. - 6 yr. 4 mo.
63	5 yr. 3 mo.	3 yr. 11 mo. - 6 yr. 5 mo.
64	5 yr. 4 mo.	4 yr. 0 mo. - 6 yr. 6 mo.
65	5 yr. 5 mo.	4 yr. 0 mo. - 6 yr. 7 mo.
66	5 yr. 6 mo.	4 yr. 1 mo. - 6 yr. 9 mo.
67	5 yr. 7 mo.	4 yr. 2 mo. - 6 yr. 10 mo.
68	5 yr. 8 mo.	4 yr. 3 mo. - 6 yr. 11 mo.
69	5 yr. 9 mo.	4 yr. 3 mo. - 7 yr. 0 mo.
70	5 yr. 10 mo.	4 yr. 4 mo. - 7 yr. 2 mo.
71	5 yr. 11 mo.	4 yr. 5 mo. - 7 yr. 3 mo.
72	6 yr. 0 mo.	4 yr. 6 mo. - 7 yr. 4 mo.
73	6 yr. 1 mo.	4 yr. 6 mo. - 7 yr. 5 mo.
74	6 yr. 2 mo.	4 yr. 7 mo. - 7 yr. 7 mo.
75	6 yr. 3 mo.	4 yr. 8 mo. - 7 yr. 8 mo.
76	6 yr. 4 mo.	4 yr. 9 mo. - 7 yr. 9 mo.
77	6 yr. 5 mo.	4 yr. 9 mo. - 7 yr. 10 mo.
78	6 yr. 6 mo.	4 yr. 10 mo. - 7 yr. 11 mo.
79	6 yr. 7 mo.	4 yr. 11 mo. - 8 yr. 1 mo.
80	6 yr. 8 mo.	5 yr. 0 mo. - 8 yr. 2 mo.
81	6 yr. 9 mo.	5 yr. 0 mo. - 8 yr. 3 mo.
82	6 yr. 10 mo.	5 yr. 1 mo. - 8 yr. 4 mo.
83	6 yr. 11 mo.	5 yr. 2 mo. - 8 yr. 6 mo.
84	7 yr. 0 mo.	5 yr. 3 mo. - 8 yr. 7 mo.
85	7 yr. 1 mo.	5 yr. 3 mo. - 8 yr. 8 mo.
86	7 yr. 2 mo.	5 yr. 4 mo. - 8 yr. 9 mo.
87	7 yr. 3 mo.	5 yr. 5 mo. - 8 yr. 11 mo.
88	7 yr. 4 mo.	5 yr. 6 mo. - 9 yr. 0 mo.
89	7 yr. 5 mo.	5 yr. 6 mo. - 9 yr. 1 mo.
90	7 yr. 6 mo.	5 yr. 7 mo. - 9 yr. 2 mo.
91	7 yr. 7 mo.	5 yr. 8 mo. - 9 yr. 3 mo.
92	7 yr. 8 mo.	5 yr. 9 mo. - 9 yr. 5 mo.
93	7 yr. 9 mo.	5 yr. 9 mo. - 9 yr. 6 mo.
94	7 yr. 10 mo.	5 yr. 10 mo. - 9 yr. 7 mo.
95	7 yr. 11 mo.	5 yr. 11 mo. - 9 yr. 8 mo.
96	8 yr. 0 mo.	6 yr. 0 mo. - 9 yr. 10 mo.
97	8 yr. 1 mo.	6 yr. 0 mo. - 9 yr. 11 mo.
98	8 yr. 2 mo.	6 yr. 1 mo. - 10 yr. 0 mo.
99	8 yr. 3 mo.	6 yr. 2 mo. - 10 yr. 1 mo.
100	8 yr. 4 mo.	6 yr. 3 mo. - 10 yr. 3 mo.
101	8 yr. 5 mo.	6 yr. 3 mo. - 10 yr. 4 mo.
102	8 yr. 6 mo.	6 yr. 4 mo. - 10 yr. 5 mo.

Score	Sentence Range Midpoint		Sentence Range		
103	8 yr.	7 mo.	6 yr.	5 mo. - 10 yr.	6 mo.
104	8 yr.	8 mo.	6 yr.	6 mo. - 10 yr.	7 mo.
105	8 yr.	9 mo.	6 yr.	6 mo. - 10 yr.	9 mo.
106	8 yr.	10 mo.	6 yr.	7 mo. - 10 yr.	10 mo.
107	8 yr.	11 mo.	6 yr.	8 mo. - 10 yr.	11 mo.
108	9 yr.	0 mo.	6 yr.	9 mo. - 11 yr.	0 mo.
109	9 yr.	1 mo.	6 yr.	9 mo. - 11 yr.	2 mo.
110	9 yr.	2 mo.	6 yr.	10 mo. - 11 yr.	3 mo.
111	9 yr.	3 mo.	6 yr.	11 mo. - 11 yr.	4 mo.
112	9 yr.	4 mo.	7 yr.	0 mo. - 11 yr.	5 mo.
113	9 yr.	5 mo.	7 yr.	0 mo. - 11 yr.	6 mo.
114	9 yr.	6 mo.	7 yr.	1 mo. - 11 yr.	8 mo.
115	9 yr.	7 mo.	7 yr.	2 mo. - 11 yr.	9 mo.
116	9 yr.	8 mo.	7 yr.	3 mo. - 11 yr.	10 mo.
117	9 yr.	9 mo.	7 yr.	3 mo. - 11 yr.	11 mo.
118	9 yr.	10 mo.	7 yr.	4 mo. - 12 yr.	1 mo.
119	9 yr.	11 mo.	7 yr.	5 mo. - 12 yr.	2 mo.
120	10 yr.	0 mo.	7 yr.	6 mo. - 12 yr.	3 mo.
121	10 yr.	1 mo.	7 yr.	6 mo. - 12 yr.	4 mo.
122	10 yr.	2 mo.	7 yr.	7 mo. - 12 yr.	6 mo.
123	10 yr.	3 mo.	7 yr.	8 mo. - 12 yr.	7 mo.
124	10 yr.	4 mo.	7 yr.	9 mo. - 12 yr.	8 mo.
125	10 yr.	5 mo.	7 yr.	9 mo. - 12 yr.	9 mo.
126	10 yr.	6 mo.	7 yr.	10 mo. - 12 yr.	10 mo.
127	10 yr.	7 mo.	7 yr.	11 mo. - 13 yr.	0 mo.
128	10 yr.	8 mo.	8 yr.	0 mo. - 13 yr.	1 mo.
129	10 yr.	9 mo.	8 yr.	0 mo. - 13 yr.	2 mo.
130	10 yr.	10 mo.	8 yr.	1 mo. - 13 yr.	3 mo.
131	10 yr.	11 mo.	8 yr.	2 mo. - 13 yr.	5 mo.
132	11 yr.	0 mo.	8 yr.	3 mo. - 13 yr.	6 mo.
133	11 yr.	1 mo.	8 yr.	3 mo. - 13 yr.	7 mo.
134	11 yr.	2 mo.	8 yr.	4 mo. - 13 yr.	8 mo.
135	11 yr.	3 mo.	8 yr.	5 mo. - 13 yr.	10 mo.
136	11 yr.	4 mo.	8 yr.	6 mo. - 13 yr.	11 mo.
137	11 yr.	5 mo.	8 yr.	6 mo. - 14 yr.	0 mo.
138	11 yr.	6 mo.	8 yr.	7 mo. - 14 yr.	1 mo.
139	11 yr.	7 mo.	8 yr.	8 mo. - 14 yr.	2 mo.
140	11 yr.	8 mo.	8 yr.	9 mo. - 14 yr.	4 mo.
141	11 yr.	9 mo.	8 yr.	9 mo. - 14 yr.	5 mo.
142	11 yr.	10 mo.	8 yr.	10 mo. - 14 yr.	6 mo.
143	11 yr.	11 mo.	8 yr.	11 mo. - 14 yr.	7 mo.
144	12 yr.	0 mo.	9 yr.	0 mo. - 14 yr.	9 mo.
145	12 yr.	1 mo.	9 yr.	0 mo. - 14 yr.	10 mo.
146	12 yr.	2 mo.	9 yr.	1 mo. - 14 yr.	11 mo.
147	12 yr.	3 mo.	9 yr.	2 mo. - 15 yr.	0 mo.
148	12 yr.	4 mo.	9 yr.	3 mo. - 15 yr.	2 mo.
149	12 yr.	5 mo.	9 yr.	3 mo. - 15 yr.	3 mo.
150	12 yr.	6 mo.	9 yr.	4 mo. - 15 yr.	4 mo.

Score	Sentence Range Midpoint		Sentence Range		
151	12 yr.	7 mo.	9 yr.	4 mo. - 15 yr.	5 mo.
152	12 yr.	8 mo.	9 yr.	5 mo. - 15 yr.	6 mo.
153	12 yr.	9 mo.	9 yr.	6 mo. - 15 yr.	7 mo.
154	12 yr.	10 mo.	9 yr.	6 mo. - 15 yr.	8 mo.
155	12 yr.	11 mo.	9 yr.	7 mo. - 15 yr.	10 mo.
156	13 yr.	0 mo.	9 yr.	8 mo. - 15 yr.	11 mo.
157	13 yr.	1 mo.	9 yr.	9 mo. - 16 yr.	0 mo.
158	13 yr.	2 mo.	9 yr.	9 mo. - 16 yr.	1 mo.
159	13 yr.	3 mo.	9 yr.	10 mo. - 16 yr.	3 mo.
160	13 yr.	4 mo.	9 yr.	11 mo. - 16 yr.	4 mo.
161	13 yr.	5 mo.	10 yr.	0 mo. - 16 yr.	5 mo.
162	13 yr.	6 mo.	10 yr.	0 mo. - 16 yr.	6 mo.
163	13 yr.	7 mo.	10 yr.	1 mo. - 16 yr.	7 mo.
164	13 yr.	8 mo.	10 yr.	2 mo. - 16 yr.	9 mo.
165	13 yr.	9 mo.	10 yr.	3 mo. - 16 yr.	10 mo.
166	13 yr.	10 mo.	10 yr.	3 mo. - 16 yr.	11 mo.
167	13 yr.	11 mo.	10 yr.	4 mo. - 17 yr.	0 mo.
168	14 yr.	0 mo.	10 yr.	5 mo. - 17 yr.	2 mo.
169	14 yr.	1 mo.	10 yr.	6 mo. - 17 yr.	3 mo.
170	14 yr.	2 mo.	10 yr.	6 mo. - 17 yr.	4 mo.
171	14 yr.	3 mo.	10 yr.	7 mo. - 17 yr.	5 mo.
172	14 yr.	4 mo.	10 yr.	8 mo. - 17 yr.	6 mo.
173	14 yr.	5 mo.	10 yr.	9 mo. - 17 yr.	8 mo.
174	14 yr.	6 mo.	10 yr.	9 mo. - 17 yr.	9 mo.
175	14 yr.	7 mo.	10 yr.	10 mo. - 17 yr.	10 mo.
176	14 yr.	8 mo.	10 yr.	11 mo. - 17 yr.	11 mo.
177	14 yr.	9 mo.	11 yr.	0 mo. - 18 yr.	1 mo.
178	14 yr.	10 mo.	11 yr.	0 mo. - 18 yr.	2 mo.
179	14 yr.	11 mo.	11 yr.	1 mo. - 18 yr.	3 mo.
180	15 yr.	0 mo.	11 yr.	2 mo. - 18 yr.	4 mo.
181	15 yr.	1 mo.	11 yr.	3 mo. - 18 yr.	6 mo.
182	15 yr.	2 mo.	11 yr.	3 mo. - 18 yr.	7 mo.
183	15 yr.	3 mo.	11 yr.	4 mo. - 18 yr.	8 mo.
184	15 yr.	4 mo.	11 yr.	5 mo. - 18 yr.	9 mo.
185	15 yr.	5 mo.	11 yr.	6 mo. - 18 yr.	10 mo.
186	15 yr.	6 mo.	11 yr.	6 mo. - 19 yr.	0 mo.
187	15 yr.	7 mo.	11 yr.	7 mo. - 19 yr.	1 mo.
188	15 yr.	8 mo.	11 yr.	8 mo. - 19 yr.	2 mo.
189	15 yr.	9 mo.	11 yr.	9 mo. - 19 yr.	3 mo.
190	15 yr.	10 mo.	11 yr.	9 mo. - 19 yr.	5 mo.
191	15 yr.	11 mo.	11 yr.	10 mo. - 19 yr.	6 mo.
192	16 yr.	0 mo.	11 yr.	11 mo. - 19 yr.	7 mo.
193	16 yr.	1 mo.	12 yr.	0 mo. - 19 yr.	8 mo.
194	16 yr.	2 mo.	12 yr.	0 mo. - 19 yr.	9 mo.
195	16 yr.	3 mo.	12 yr.	1 mo. - 19 yr.	11 mo.
196	16 yr.	4 mo.	12 yr.	2 mo. - 20 yr.	0 mo.
197	16 yr.	5 mo.	12 yr.	3 mo. - 20 yr.	1 mo.
198	16 yr.	6 mo.	12 yr.	3 mo. - 20 yr.	2 mo.

❖ Drug/Other • Section C Recommendation Table

Score	Sentence Range Midpoint		Sentence Range		
199	16 yr.	7 mo.	12 yr.	4 mo.	- 20 yr. 4 mo.
200	16 yr.	8 mo.	12 yr.	5 mo.	- 20 yr. 5 mo.
201	16 yr.	9 mo.	12 yr.	6 mo.	- 20 yr. 6 mo.
202	16 yr.	10 mo.	12 yr.	6 mo.	- 20 yr. 7 mo.
203	16 yr.	11 mo.	12 yr.	7 mo.	- 20 yr. 9 mo.
204	17 yr.	0 mo.	12 yr.	8 mo.	- 20 yr. 10 mo.
205	17 yr.	1 mo.	12 yr.	9 mo.	- 20 yr. 11 mo.
206	17 yr.	2 mo.	12 yr.	9 mo.	- 21 yr. 0 mo.
207	17 yr.	3 mo.	12 yr.	10 mo.	- 21 yr. 1 mo.
208	17 yr.	4 mo.	12 yr.	11 mo.	- 21 yr. 3 mo.
209	17 yr.	5 mo.	13 yr.	0 mo.	- 21 yr. 4 mo.
210	17 yr.	6 mo.	13 yr.	0 mo.	- 21 yr. 5 mo.
211	17 yr.	7 mo.	13 yr.	1 mo.	- 21 yr. 6 mo.
212	17 yr.	8 mo.	13 yr.	2 mo.	- 21 yr. 8 mo.
213	17 yr.	9 mo.	13 yr.	3 mo.	- 21 yr. 9 mo.
214	17 yr.	10 mo.	13 yr.	3 mo.	- 21 yr. 10 mo.
215	17 yr.	11 mo.	13 yr.	4 mo.	- 21 yr. 11 mo.
216	18 yr.	0 mo.	13 yr.	5 mo.	- 22 yr. 0 mo.
217	18 yr.	1 mo.	13 yr.	6 mo.	- 22 yr. 2 mo.
218	18 yr.	2 mo.	13 yr.	6 mo.	- 22 yr. 3 mo.
219	18 yr.	3 mo.	13 yr.	7 mo.	- 22 yr. 4 mo.
220	18 yr.	4 mo.	13 yr.	8 mo.	- 22 yr. 5 mo.
221	18 yr.	5 mo.	13 yr.	9 mo.	- 22 yr. 7 mo.
222	18 yr.	6 mo.	13 yr.	9 mo.	- 22 yr. 8 mo.
223	18 yr.	7 mo.	13 yr.	10 mo.	- 22 yr. 9 mo.
224	18 yr.	8 mo.	13 yr.	11 mo.	- 22 yr. 10 mo.
225	18 yr.	9 mo.	14 yr.	0 mo.	- 23 yr. 0 mo.
226	18 yr.	10 mo.	14 yr.	0 mo.	- 23 yr. 1 mo.
227	18 yr.	11 mo.	14 yr.	1 mo.	- 23 yr. 2 mo.
228	19 yr.	0 mo.	14 yr.	2 mo.	- 23 yr. 3 mo.
229	19 yr.	1 mo.	14 yr.	2 mo.	- 23 yr. 4 mo.
230	19 yr.	2 mo.	14 yr.	3 mo.	- 23 yr. 6 mo.
231	19 yr.	3 mo.	14 yr.	4 mo.	- 23 yr. 7 mo.
232	19 yr.	4 mo.	14 yr.	5 mo.	- 23 yr. 8 mo.
233	19 yr.	5 mo.	14 yr.	5 mo.	- 23 yr. 9 mo.
234	19 yr.	6 mo.	14 yr.	6 mo.	- 23 yr. 11 mo.
235	19 yr.	7 mo.	14 yr.	7 mo.	- 24 yr. 0 mo.
236	19 yr.	8 mo.	14 yr.	8 mo.	- 24 yr. 1 mo.
237	19 yr.	9 mo.	14 yr.	8 mo.	- 24 yr. 2 mo.
238	19 yr.	10 mo.	14 yr.	9 mo.	- 24 yr. 3 mo.
239	19 yr.	11 mo.	14 yr.	10 mo.	- 24 yr. 5 mo.
240	20 yr.	0 mo.	14 yr.	11 mo.	- 24 yr. 6 mo.
241	20 yr.	1 mo.	14 yr.	11 mo.	- 24 yr. 7 mo.
242	20 yr.	2 mo.	15 yr.	0 mo.	- 24 yr. 8 mo.
243	20 yr.	3 mo.	15 yr.	1 mo.	- 24 yr. 10 mo.
244	20 yr.	4 mo.	15 yr.	2 mo.	- 24 yr. 11 mo.
245	20 yr.	5 mo.	15 yr.	2 mo.	- 25 yr. 0 mo.
246	20 yr.	6 mo.	15 yr.	3 mo.	- 25 yr. 1 mo.

Score	Sentence Range Midpoint		Sentence Range		
247	20 yr.	7 mo.	15 yr.	4 mo.	- 25 yr. 2 mo.
248	20 yr.	8 mo.	15 yr.	5 mo.	- 25 yr. 4 mo.
249	20 yr.	9 mo.	15 yr.	5 mo.	- 25 yr. 5 mo.
250	20 yr.	10 mo.	15 yr.	6 mo.	- 25 yr. 6 mo.
251	20 yr.	11 mo.	15 yr.	7 mo.	- 25 yr. 7 mo.
252	21 yr.	0 mo.	15 yr.	8 mo.	- 25 yr. 9 mo.
253	21 yr.	1 mo.	15 yr.	8 mo.	- 25 yr. 10 mo.
254	21 yr.	2 mo.	15 yr.	9 mo.	- 25 yr. 11 mo.
255	21 yr.	3 mo.	15 yr.	10 mo.	- 26 yr. 0 mo.
256	21 yr.	4 mo.	15 yr.	11 mo.	- 26 yr. 2 mo.
257	21 yr.	5 mo.	15 yr.	11 mo.	- 26 yr. 3 mo.
258	21 yr.	6 mo.	16 yr.	0 mo.	- 26 yr. 4 mo.
259	21 yr.	7 mo.	16 yr.	1 mo.	- 26 yr. 5 mo.
260	21 yr.	8 mo.	16 yr.	2 mo.	- 26 yr. 6 mo.
261	21 yr.	9 mo.	16 yr.	2 mo.	- 26 yr. 8 mo.
262	21 yr.	10 mo.	16 yr.	3 mo.	- 26 yr. 9 mo.
263	21 yr.	11 mo.	16 yr.	4 mo.	- 26 yr. 10 mo.
264	22 yr.	0 mo.	16 yr.	5 mo.	- 26 yr. 11 mo.
265	22 yr.	1 mo.	16 yr.	5 mo.	- 27 yr. 1 mo.
266	22 yr.	2 mo.	16 yr.	6 mo.	- 27 yr. 2 mo.
267	22 yr.	3 mo.	16 yr.	7 mo.	- 27 yr. 3 mo.
268	22 yr.	4 mo.	16 yr.	8 mo.	- 27 yr. 4 mo.
269	22 yr.	5 mo.	16 yr.	8 mo.	- 27 yr. 5 mo.
270	22 yr.	6 mo.	16 yr.	9 mo.	- 27 yr. 7 mo.
271	22 yr.	7 mo.	16 yr.	10 mo.	- 27 yr. 8 mo.
272	22 yr.	8 mo.	16 yr.	11 mo.	- 27 yr. 9 mo.
273	22 yr.	9 mo.	16 yr.	11 mo.	- 27 yr. 10 mo.
274	22 yr.	10 mo.	17 yr.	0 mo.	- 28 yr. 0 mo.
275	22 yr.	11 mo.	17 yr.	1 mo.	- 28 yr. 1 mo.
276	23 yr.	0 mo.	17 yr.	2 mo.	- 28 yr. 2 mo.
277	23 yr.	1 mo.	17 yr.	2 mo.	- 28 yr. 3 mo.
278	23 yr.	2 mo.	17 yr.	3 mo.	- 28 yr. 5 mo.
279	23 yr.	3 mo.	17 yr.	4 mo.	- 28 yr. 6 mo.
280	23 yr.	4 mo.	17 yr.	5 mo.	- 28 yr. 7 mo.
281	23 yr.	5 mo.	17 yr.	5 mo.	- 28 yr. 8 mo.
282	23 yr.	6 mo.	17 yr.	6 mo.	- 28 yr. 9 mo.
283	23 yr.	7 mo.	17 yr.	7 mo.	- 28 yr. 11 mo.
284	23 yr.	8 mo.	17 yr.	8 mo.	- 29 yr. 0 mo.
285	23 yr.	9 mo.	17 yr.	8 mo.	- 29 yr. 1 mo.
286	23 yr.	10 mo.	17 yr.	9 mo.	- 29 yr. 2 mo.
287	23 yr.	11 mo.	17 yr.	10 mo.	- 29 yr. 4 mo.
288	24 yr.	0 mo.	17 yr.	11 mo.	- 29 yr. 5 mo.
289	24 yr.	1 mo.	17 yr.	11 mo.	- 29 yr. 6 mo.
290	24 yr.	2 mo.	18 yr.	0 mo.	- 29 yr. 7 mo.
291	24 yr.	3 mo.	18 yr.	1 mo.	- 29 yr. 8 mo.
292	24 yr.	4 mo.	18 yr.	2 mo.	- 29 yr. 10 mo.
293	24 yr.	5 mo.	18 yr.	2 mo.	- 29 yr. 11 mo.
294	24 yr.	6 mo.	18 yr.	3 mo.	- 30 yr. 0 mo.

Score	Sentence Range Midpoint		Sentence Range		
295	24 yr.	7 mo.	18 yr.	4 mo. - 30 yr.	1 mo.
296	24 yr.	8 mo.	18 yr.	5 mo. - 30 yr.	3 mo.
297	24 yr.	9 mo.	18 yr.	5 mo. - 30 yr.	4 mo.
298	24 yr.	10 mo.	18 yr.	6 mo. - 30 yr.	5 mo.
299	24 yr.	11 mo.	18 yr.	7 mo. - 30 yr.	6 mo.
300	25 yr.	0 mo.	18 yr.	8 mo. - 30 yr.	8 mo.
301	25 yr.	1 mo.	18 yr.	8 mo. - 30 yr.	9 mo.
302	25 yr.	2 mo.	18 yr.	9 mo. - 30 yr.	10 mo.
303	25 yr.	3 mo.	18 yr.	10 mo. - 30 yr.	11 mo.
304	25 yr.	4 mo.	18 yr.	10 mo. - 31 yr.	0 mo.
305	25 yr.	5 mo.	18 yr.	11 mo. - 31 yr.	2 mo.
306	25 yr.	6 mo.	19 yr.	0 mo. - 31 yr.	3 mo.
307	25 yr.	7 mo.	19 yr.	1 mo. - 31 yr.	4 mo.
308	25 yr.	8 mo.	19 yr.	1 mo. - 31 yr.	5 mo.
309	25 yr.	9 mo.	19 yr.	2 mo. - 31 yr.	7 mo.
310	25 yr.	10 mo.	19 yr.	3 mo. - 31 yr.	8 mo.
311	25 yr.	11 mo.	19 yr.	4 mo. - 31 yr.	9 mo.
312	26 yr.	0 mo.	19 yr.	4 mo. - 31 yr.	10 mo.
313	26 yr.	1 mo.	19 yr.	5 mo. - 31 yr.	11 mo.
314	26 yr.	2 mo.	19 yr.	6 mo. - 32 yr.	1 mo.
315	26 yr.	3 mo.	19 yr.	7 mo. - 32 yr.	2 mo.
316	26 yr.	4 mo.	19 yr.	7 mo. - 32 yr.	3 mo.
317	26 yr.	5 mo.	19 yr.	8 mo. - 32 yr.	4 mo.
318	26 yr.	6 mo.	19 yr.	9 mo. - 32 yr.	6 mo.
319	26 yr.	7 mo.	19 yr.	10 mo. - 32 yr.	7 mo.
320	26 yr.	8 mo.	19 yr.	10 mo. - 32 yr.	8 mo.
321	26 yr.	9 mo.	19 yr.	11 mo. - 32 yr.	9 mo.
322	26 yr.	10 mo.	20 yr.	0 mo. - 32 yr.	10 mo.
323	26 yr.	11 mo.	20 yr.	1 mo. - 33 yr.	0 mo.
324	27 yr.	0 mo.	20 yr.	1 mo. - 33 yr.	1 mo.
325	27 yr.	1 mo.	20 yr.	2 mo. - 33 yr.	2 mo.
326	27 yr.	2 mo.	20 yr.	3 mo. - 33 yr.	3 mo.
327	27 yr.	3 mo.	20 yr.	4 mo. - 33 yr.	5 mo.
328	27 yr.	4 mo.	20 yr.	4 mo. - 33 yr.	6 mo.
329	27 yr.	5 mo.	20 yr.	5 mo. - 33 yr.	7 mo.
330	27 yr.	6 mo.	20 yr.	6 mo. - 33 yr.	8 mo.
331	27 yr.	7 mo.	20 yr.	7 mo. - 33 yr.	10 mo.
332	27 yr.	8 mo.	20 yr.	7 mo. - 33 yr.	11 mo.
333	27 yr.	9 mo.	20 yr.	8 mo. - 34 yr.	0 mo.
334	27 yr.	10 mo.	20 yr.	9 mo. - 34 yr.	1 mo.
335	27 yr.	11 mo.	20 yr.	10 mo. - 34 yr.	2 mo.
336	28 yr.	0 mo.	20 yr.	10 mo. - 34 yr.	4 mo.
337	28 yr.	1 mo.	20 yr.	11 mo. - 34 yr.	5 mo.
338	28 yr.	2 mo.	21 yr.	0 mo. - 34 yr.	6 mo.
339	28 yr.	3 mo.	21 yr.	1 mo. - 34 yr.	7 mo.
340	28 yr.	4 mo.	21 yr.	1 mo. - 34 yr.	9 mo.
341	28 yr.	5 mo.	21 yr.	2 mo. - 34 yr.	10 mo.
342	28 yr.	6 mo.	21 yr.	3 mo. - 34 yr.	11 mo.

Score	Sentence Range Midpoint		Sentence Range		
343	28 yr.	7 mo.	21 yr.	4 mo. - 35 yr.	0 mo.
344	28 yr.	8 mo.	21 yr.	4 mo. - 35 yr.	1 mo.
345	28 yr.	9 mo.	21 yr.	5 mo. - 35 yr.	3 mo.
346	28 yr.	10 mo.	21 yr.	6 mo. - 35 yr.	4 mo.
347	28 yr.	11 mo.	21 yr.	7 mo. - 35 yr.	5 mo.
348	29 yr.	0 mo.	21 yr.	7 mo. - 35 yr.	6 mo.
349	29 yr.	1 mo.	21 yr.	8 mo. - 35 yr.	8 mo.
350	29 yr.	2 mo.	21 yr.	9 mo. - 35 yr.	9 mo.
351	29 yr.	3 mo.	21 yr.	10 mo. - 35 yr.	10 mo.
352	29 yr.	4 mo.	21 yr.	10 mo. - 35 yr.	11 mo.
353	29 yr.	5 mo.	21 yr.	11 mo. - 36 yr.	1 mo.
354	29 yr.	6 mo.	22 yr.	0 mo. - 36 yr.	2 mo.
355	29 yr.	7 mo.	22 yr.	1 mo. - 36 yr.	3 mo.
356	29 yr.	8 mo.	22 yr.	1 mo. - 36 yr.	4 mo.
357	29 yr.	9 mo.	22 yr.	2 mo. - 36 yr.	5 mo.
358	29 yr.	10 mo.	22 yr.	3 mo. - 36 yr.	7 mo.
359	29 yr.	11 mo.	22 yr.	4 mo. - 36 yr.	8 mo.
360	30 yr.	0 mo.	22 yr.	4 mo. - 36 yr.	9 mo.
361	30 yr.	1 mo.	22 yr.	5 mo. - 36 yr.	10 mo.
362	30 yr.	2 mo.	22 yr.	6 mo. - 37 yr.	0 mo.
363	30 yr.	3 mo.	22 yr.	7 mo. - 37 yr.	1 mo.
364	30 yr.	4 mo.	22 yr.	7 mo. - 37 yr.	2 mo.
365	30 yr.	5 mo.	22 yr.	8 mo. - 37 yr.	3 mo.
366	30 yr.	6 mo.	22 yr.	9 mo. - 37 yr.	4 mo.
367	30 yr.	7 mo.	22 yr.	10 mo. - 37 yr.	6 mo.
368	30 yr.	8 mo.	22 yr.	10 mo. - 37 yr.	7 mo.
369	30 yr.	9 mo.	22 yr.	11 mo. - 37 yr.	8 mo.
370	30 yr.	10 mo.	23 yr.	0 mo. - 37 yr.	9 mo.
371	30 yr.	11 mo.	23 yr.	1 mo. - 37 yr.	11 mo.
372	31 yr.	0 mo.	23 yr.	1 mo. - 38 yr.	0 mo.
373	31 yr.	1 mo.	23 yr.	2 mo. - 38 yr.	1 mo.
374	31 yr.	2 mo.	23 yr.	3 mo. - 38 yr.	2 mo.
375	31 yr.	3 mo.	23 yr.	4 mo. - 38 yr.	4 mo.
376	31 yr.	4 mo.	23 yr.	4 mo. - 38 yr.	5 mo.
377	31 yr.	5 mo.	23 yr.	5 mo. - 38 yr.	6 mo.
378	31 yr.	6 mo.	23 yr.	6 mo. - 38 yr.	7 mo.
379	31 yr.	7 mo.	23 yr.	6 mo. - 38 yr.	8 mo.
380	31 yr.	8 mo.	23 yr.	7 mo. - 38 yr.	10 mo.
381	31 yr.	9 mo.	23 yr.	8 mo. - 38 yr.	11 mo.
382	31 yr.	10 mo.	23 yr.	9 mo. - 39 yr.	0 mo.
383	31 yr.	11 mo.	23 yr.	9 mo. - 39 yr.	1 mo.
384	32 yr.	0 mo.	23 yr.	10 mo. - 39 yr.	3 mo.
385	32 yr.	1 mo.	23 yr.	11 mo. - 39 yr.	4 mo.
386	32 yr.	2 mo.	24 yr.	0 mo. - 39 yr.	5 mo.
387	32 yr.	3 mo.	24 yr.	0 mo. - 39 yr.	6 mo.
388	32 yr.	4 mo.	24 yr.	1 mo. - 39 yr.	7 mo.
389	32 yr.	5 mo.	24 yr.	2 mo. - 39 yr.	9 mo.
390	32 yr.	6 mo.	24 yr.	3 mo. - 39 yr.	10 mo.

❖ Drug/Other • Section C Recommendation Table

Score	Sentence Range		Sentence Range	
	Midpoint			
391	32 yr.	7 mo.	24 yr.	3 mo. - 39 yr. 11 mo.
392	32 yr.	8 mo.	24 yr.	4 mo. - 40 yr. 0 mo.
393	32 yr.	9 mo.	24 yr.	5 mo. - 40 yr. 2 mo.
394	32 yr.	10 mo.	24 yr.	6 mo. - 40 yr. 3 mo.
395	32 yr.	11 mo.	24 yr.	6 mo. - 40 yr. 4 mo.
396	33 yr.	0 mo.	24 yr.	7 mo. - 40 yr. 5 mo.
397	33 yr.	1 mo.	24 yr.	8 mo. - 40 yr. 6 mo.
398	33 yr.	2 mo.	24 yr.	9 mo. - 40 yr. 8 mo.
399	33 yr.	3 mo.	24 yr.	9 mo. - 40 yr. 9 mo.
400	33 yr.	4 mo.	24 yr.	10 mo. - 40 yr. 10 mo.

Fraud

The sentencing guidelines for this section apply to the following offenses:

Relevant Code of Virginia Statutes	Relevant Virginia Crime Codes (VCC)
18.2-22	Use VCC for actual offense and change "F" to "C" in the code.
18.2-26	Use VCC for actual offense and change "F" to "A" in the code.
18.2-168	FRD-2519-F4 (2-10 yrs.) FRD-2535-F4 (2-10 yrs.)
18.2-170	FRD-2514-F4 (2-10 yrs.)
18.2-172	FRD-2520-F5 (1-10 yrs.) FRD-2521-F5 (1-10 yrs.)
18.2-173	FRD-2517-F6 (1-5 yrs.)
18.2-178	FRD-2743-F9 (1-20 yrs.)
18.2-181	FRD-2624-F6 (1-5 yrs.)
18.2-181.1	FRD-2699-F6 (1-5 yrs.)
18.2-186.3(D)	FRD-2509-F6 (1-5 yrs.) FRD-2510-F6 (1-5 yrs.)
18.2-192(1,a)	FRD-2360-F9 (1-20 yrs.)
18.2-192(1,b)	FRD-2795-F9 (1-20 yrs.)
18.2-193	FRD-2512-F5 (1-10 yrs.)
18.2-195(1)	FRD-2635-F6 (1-5 yrs.)
18.2-200.1	FRD-2805-F9 (1-20 yrs.)
32.1-314	FRD-3337-F9 (1-20 yrs.)
63.2-522	FRD-2695-F9 (1-20 yrs.)

Conspiracies or attempts to commit the offenses appearing in the above table are guidelines offenses.
A worksheet should be completed.

If the statute number and VCC for the primary offense do not appear on this table, sentencing guidelines do not apply.
No worksheets should be completed.

If the VCC is listed above, guidelines apply to offenses committed prior to July 1, 2018 (with a value of \$200 or more) offenses committed between July 1, 2018 and June 30, 2020 (with a value of \$500 or more) and offenses committed on or after July 1, 2020 (with a value of \$1,000 or more).

Fraud — Section A

1 Primary Offense

Enter the score corresponding to the number of counts if the primary offense at conviction was:

A.	Attempted or conspired fraud offense (Except FRD-2695-F9).....	18.2-22 or 18.2-26
B.	FRD-2519-F4 Forging public record	18.2-168
C.	FRD-2535-F4 Uttering public record	18.2-168
D.	FRD-2514-F4 Forging/Uttering – coins or bank notes	18.2-170
E.	FRD-2520-F5 Forgery	18.2-172
F.	FRD-2521-F5 Uttering	18.2-172
G.	FRD-2517-F6 Possess forged banks notes or coins – 10 or more	18.2-173
H.	FRD-2743-F9 Obtain money by false pretenses >= \$1000	18.2-178
I.	FRD-2624-F6 Bad checks, \$1000 or more	18.2-181
J.	FRD-2699-F6 Bad checks, two or more w/in 90 days, > = \$1000	18.2-181.1
K.	FRD-2510-F6 Obtain identifying information with intent to defraud, 2nd or sub	18.2-186.3
L.	FRD-2509-F6 Use identifying information to defraud, > \$1000	18.2-186.3
M.	FRD-2360-F9 Theft of credit card or numbers	18.2-192(1a)
N.	FRD-2795-F9 Receiving stolen credit card/numbers with the intent to use/sell.....	18.2-192(1b)
O.	FRD-2512-F5 Forgery of credit card, uttering credit card	18.2-193
P.	FRD-2635-F6 Credit card fraud > \$1000 over 6 month period	18.2-195(1)
Q.	FRD-2805-F9 Fail to perform construction in return for advances, >= \$1000.....	18.2-200.1
R.	FRD-3337-F9 False statement in application for payment (felony)	32.1-314
S.	FRD-2695-F9* Fraudulently obtaining welfare assistance – \$1000 or more.....	63.2-522

***Attempted and conspired offenses are scored the same as a completed act**

Violations of deferred findings (§§ 18.2-251, 18.2-258.1, 19.2-298.02, or 19.2-303.6) are scored as a conviction for the underlying offense

2 Primary Offense Remaining Counts (Number of Counts)

Calculate the total number of remaining counts for the primary offense that were not scored under the Primary Offense factor above. Then locate that total within the applicable range and record the corresponding point value.

3 Additional Offenses Counts (Number of Counts)

Select the appropriate block based on the primary offense.

Additional offenses are offenses included in the same sentencing event as the primary offense but assigned a different VCC (Virginia Crime Code) than the primary offense.

Count the total number of additional offense counts. Then locate this total within the appropriate range on the scoring table and record the corresponding score.

4 Prior Felony Convictions/Adjudications Against a Person

Determine whether the defendant has at least one prior adult conviction or juvenile adjudication for a felony person offense in their prior record. Qualifying offenses include those with VCC prefixes “ASL” (except use of firearm), “FAM,” “MUR,” “KID,” “ROB,” “RAP,” or “SEX.”

Note: Some offenses with other VCC prefixes—such as certain burglary offenses (e.g., BUR-2215-F2)—also qualify as felony person offenses. Refer to Appendix E for the complete list of person crimes.

5 Mandatory Minimum in Current Event

This factor is not scored if the Primary Offense is S: Fraudulently Obtaining Welfare Assistance \$1000 or more (FRD-2695-F9) (§ 63.2-522).

For all other offenses, assign points only if at least one offense (primary or additional offense) in the current sentencing event carries a mandatory minimum penalty. Refer to Appendix B or the VCC book for offenses that carry mandatory minimum time. The conviction must be part of the current sentencing event.

If multiple offenses in the event carry mandatory minimum penalties, do not add the points together. Assign the points only once, based on the presence of any qualifying offense in the event.

6 Prior Incarcerations/Commitments

This factor is not scored if the Primary Offense is S: Fraudulently Obtaining Welfare Assistance \$1000 or more (FRD-2695-F9) (§ 63.2-522).

Enter points if the offender has one or more periods of incarceration resulting from a sentence (i.e., an effective jail or prison sentence). Count any incarceration sentence the offender has served or is currently serving, including boot camp, diversion center, detention center, or CCAP. Also include commitments to juvenile institutions or post-dispositional confinement in secure detention following an adjudication of delinquency. Do not score pre-trial or pre-sentence custody unless the offender was sentenced to time served.

7 Legally Restrained at Time of Offense

Enter points if the defendant was under any of the following forms of supervision or legal obligation at the time of the offense. Do not rely solely on the catchwords to score this factor. Refer to the General Instructions for definitions.

Parole: The defendant was under an obligation to a parole board on the date of the offense.

Post-Release: The defendant was under post-release supervision or probation as defined in §§ 19.2-295.2 or 18.2-10 on the date of the offense.

Supervised Probation after Incarceration: The defendant was on state, federal, or local supervised probation on the date of the offense after serving time in jail or prison.

Supervised Probation: The defendant was on state, federal, or local supervised probation on the date of the offense after receiving a probation sentence with no active incarceration.

Other: The defendant had another court-ordered obligation or was in violation of a restriction imposed by a court or administrative body on the date of the offense that is not defined above (e.g., a condition of good behavior).

8 Go to the next appropriate section.

If the total score is “11” or less the guidelines sentence is Probation/No Incarceration. If the total score is “12” or more go to Fraud Section C.

Fraud Section A

Offender Name: _____

1 Primary Offense

(scores for attempted/conspired offenses are in parentheses)

- A. Attempted or conspired fraud offense (Except FRD-2695-F9 (1 count) (4)
- B. FRD-2519-F4 Forging public record (1 count) 4
- C. FRD-2535-F4 Uttering public record (1 count) 4
- D. FRD-2514-F4 Forging/Uttering – coins or bank notes (1 count) 4
- E. FRD-2520-F5 Forgery (1 count) 4
- F. FRD-2521-F5 Uttering (1 count) 5
- G. FRD-2517-F6 Possess forged banks notes or coins – 10 or more (1 count) 4
- H. FRD-2743-F9 Obtain money by false pretenses >= \$1000 (1 count) 4
- I. FRD-2624-F6 Bad checks, \$1000 or more (1 count) 5
- J. FRD-2699-F6 Bad checks, two or more w/in 90 days, >= \$1000 (1 count) 5
- K. FRD-2510-F6 Obtain identifying information with intent to defraud, 2nd or sub (1 count) 5
- L. FRD-2509-F6 Use identifying information to defraud, > \$1000 (1 count) 4
- M. FRD-2360-F9 Theft of credit card or numbers (1 count) 5
- N. FRD-2795-F9 Receiving stolen credit card/numbers with the intent to use/sell (1 count) 4
- O. FRD-2512-F5 Forgery of credit card, uttering credit card (1 count) 4
- P. FRD-2635-F6 Credit card fraud > \$1000 over 6 month period (1 count) 6
- Q. FRD-2805-F9 Fail to perform construction in return for advances, >= \$1000 (1 count) 7
- R. FRD-3337-F9 False statement in application for payment (felony) (1 count) 7
- S. FRD-2695-F9* Fraudulently obtaining welfare assistance – \$1000 or more (1 count) 1

* Attempted and conspired offenses are scored the same as a completed act.

Score

2 Primary Offense Remaining Counts (Number of Counts)

Remaining Counts: 0 to 1 0
2 or more 1

0	

3 Additional Offenses Counts (Number of Counts)

Primary offense: C: FRD-2535-F4 Uttering public record	
Counts	Points
0	0
1 to 5	6
6 or more	8

Primary offense: All other offenses	
Counts	Points
0	0
1	2
2 to 5	3
6 or more	4

0	

4 Prior Felony Convictions/Adjudications Against Person

If YES, add 1

0	

5 Mandatory Minimum in Current Event

Primary Offense: S: Fraudulently Obtaining Welfare
Do Not Score

Primary Offense: All other offenses
If YES, add 9

0	

6 Prior Incarcerations/Commitments

Primary Offense: S: Fraudulently Obtaining Welfare
Do Not Score

Primary Offense: All other offenses
If YES, add 5

0	

7 Legally Restrained at Time of Offense

If YES, add 3

0	

Total Score

If total is 11 or less, the guidelines sentence is **Probation/No Incarceration**.
If total is 12 or more, go to **Section C**.

Fraud/Section A

Fraud Section C

1 Primary Offense

Determine whether the offender's prior record includes a Category I or Category II felony (See Appendix A), and mark the corresponding box. Enter the score corresponding to the number of counts under the appropriate prior record classification category, if the primary offense at conviction was:

A.	Attempted or Conspired Fraud offense.....	18.2-22 or 18.2-26
B.	FRD-2519-F4 Forging public record	18.2-168
C.	FRD-2535-F4 Uttering public record	18.2-168
D.	FRD-2514-F4 Forging/Uttering – coins or bank notes	18.2-170
E.	FRD-2520-F5 Forgery.....	18.2-172
F.	FRD-2521-F5* Uttering	18.2-172
G.	FRD-2517-F6 Possess forged banks notes or coins – 10 or more	18.2-173
H.	FRD-2743-F9 Obtain money by false pretenses >= \$1000	18.2-178
I.	FRD-2624-F6 Bad checks, \$1000 or more	18.2-181
J.	FRD-2699-F6 Bad checks, two or more w/in 90 days, > = \$1000	18.2-181.1
K.	FRD-2510-F6* Obtain identifying information with intent to defraud, 2nd or sub	18.2-186.3
L.	FRD-2509-F6 Use identifying information to defraud, > \$1000	18.2-186.3
M.	FRD-2360-F9 Theft of credit card or numbers.....	18.2-192(1a)
N.	FRD-2795-F9 Receiving stolen credit card/numbers with the intent to use/sell.....	18.2-192(1b)
O.	FRD-2512-F5 Forgery of credit card, uttering credit card	18.2-193
P.	FRD-2635-F6 Credit card fraud > \$1000 over 6 month period	18.2-195(1)
Q.	FRD-2805-F9 Fail to perform construction in return for advances, >= \$1000.....	18.2-200.1
R.	FRD-3337-F9* False statement in application for payment (felony)	32.1-314
S.	FRD-2695-F9* Fraudulently obtaining welfare assistance – \$1000 or more.....	63.2-522

**Attempted and conspired offenses are scored the same as a completed act*

Violations of deferred findings (§§ 18.2-251, 18.2-258.1, 19.2-298.02, or 19.2-303.6)

are scored as a conviction for the underlying offense

2 Primary Offense Remaining Counts (Statutory Maximums):

Using the statutory maximum penalty, assign points to each count of the primary offense not already scored under the Primary Offense factor above. Sum the points for all such counts and record the total.

3 Additional Offenses (Statutory Maximums):

Additional offenses are offenses included in the same sentencing event as the primary offense but assigned a different VCC (Virginia Crime Code) than the primary offense. Identify each additional offense and its statutory maximum penalty. Assign points to each count of the additional offense based on the statutory maximum penalty. After assigning points to all additional offenses and their counts, total the points and record the total.

4 Type of Additional Offense:

Enter the appropriate points if the current sentencing event includes an additional felony offense with a VCC prefix of "ASL," "FAM," "ROB," or "WPN". If more than one qualifying offense is present, do not total the points. Assign points only once, based on the VCC prefix with the highest point value.

5 Mandatory Minimum in Current Event:

Assign points to each additional offense that carries a mandatory minimum penalty listed on the worksheet and enter the total points. Appendix B and the VCC book identify offenses that carry the required mandatory minimum term for a completed act.

6 Victim Injury:

Score this factor if any victim sustained an injury classified as Threatened, Emotional, Physical, Serious Physical, or Life-Threatening. This factor applies to injuries resulting from any offense included in the sentencing event, not only the primary offense.

The listed injury terms are catchwords used to group injury categories and do not define the injuries themselves for Sentencing Guidelines purposes. Injury scores must be assigned according to the specific definitions provided in the General Instructions, rather than the catchwords Threatened, Emotional, Physical, Serious Physical, or Life-Threatening.

7 Prior Incarceration/Commitment

Determine the score based on the sentencing event with the greatest effective time to be served. Count any incarceration sentence the offender has served or is currently serving, including boot camp, diversion center, detention center, or CCAP. Also include commitments to juvenile institutions or post-dispositional confinement in secure detention following an adjudication of delinquency. Calculate the total effective sentence to be served for each sentencing event. Do not score pre-trial or pre-sentence custody unless the offender was sentenced to time served.

Assign the appropriate points for "Less Than 12 Months" if the individual has served, or is currently serving, an effective sentence of 1 day to less than 12 months at the time of sentencing. Score CCAP as less than 12 months.

Assign the appropriate points for "1 Year (12 Months) or More" if the individual has served, or is currently serving, an effective sentence of 1 year or more at the time of sentencing. For scoring purposes, 12 months is equivalent to 1 year. If multiple offenses from a single sentencing event result in a combined effective sentence of 12 months or more, assign points even if no single offense received a sentence of 12 months or more.

8 Legally Restrained at Time of Offense

Score this factor based on the type of legal restraint that is assigned the most points. Enter points if the defendant was under any of the following forms of supervision or legal obligation at the time of the offense. Do not rely solely on the catchwords to score this factor. Refer to the General Instructions for definitions.

Parole: The defendant was under an obligation to a parole board on the date of the offense.

Post-Release: The defendant was under post-release supervision or probation as defined in §§ 19.2-295.2 or 18.2-10 on the date of the offense.

Supervised Probation after Incarceration: The defendant was on state, federal, or local supervised probation on the date of the offense after serving time in jail or prison.

Supervised Probation: The defendant was on state, federal, or local supervised probation on the date of the offense after receiving a probation sentence with no active incarceration.

Other: The defendant had another court-ordered obligation or was in violation of a restriction imposed by a court or administrative body on the date of the offense that is not defined above (e.g., a condition of good behavior).

9 Record the guidelines sentence.

Refer to the Fraud Section C Recommendation Table which follows these instructions to convert the total score to the guidelines sentence. Then, go to Section D Nonviolent Risk Assessment and follow the instructions. When completing the cover sheet, record the guidelines recommendation from Section C (midpoint and range) AND the Nonviolent Risk Assessment recommendation from Section D.

Fraud Section C

Offender Name: _____

1 Primary Offense

Prior Record Classification

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

A.	Attempted or conspired fraud offense (1 count)	(3).....	(2).....	(1)
B.	FRD-2519-F4 Forging public record (1 count)	6.....	5.....	4
C.	FRD-2535-F4 Uttering public record (1 count)	9.....	8.....	6
D.	FRD-2514-F4 Forging/Uttering – coins or bank notes (1 count)	4.....	3.....	2
E.	FRD-2520-F5 Forgery (1 count)	7.....	5.....	4
F.	FRD-2521-F5* Uttering (1 count)	3.....	2.....	1
G.	FRD-2517-F6 Possess forged banks notes or coins – 10 or more (1 count)	6.....	5.....	4
H.	FRD-2743-F9 Obtain money by false pretenses >= \$1000 (1 count)	8.....	7.....	5
I.	FRD-2624-F6 Bad checks, \$1000 or more (1 count)	6.....	5.....	4
J.	FRD-2699-F6 Bad checks, two or more w/in 90 days, >= \$1000 (1 count)	5.....	4.....	3
K.	FRD-2510-F6* Obtain identifying information with intent to defraud, 2nd or sub (1 count)	3.....	2.....	1
L.	FRD-2509-F6 Use identifying information to defraud, > \$1000 (1 count)	6.....	5.....	4
M.	FRD-2360-F9 Theft of credit card or numbers (1 count)	6.....	5.....	4
N.	FRD-2795-F9 Receiving stolen credit card/numbers with the intent to use/sell (1 count)	8.....	6.....	5
O.	FRD-2512-F5 Forgery of credit card, uttering credit card (1 count) (1 count)	6.....	5.....	3
P.	FRD-2635-F6 Credit card fraud > \$1000 over 6 month period (1 count)	7.....	6.....	5
Q.	FRD-2805-F9 Fail to perform construction in return for advances, >= \$1000(1 count).....	11.....	9.....	7
R.	FRD-3337-F9* False statement in application for payment (felony) (1 count).....	3.....	2.....	1
S.	FRD-2695-F9* Fraudulently obtaining welfare assistance – \$1000 or more (1 count).....	3.....	2.....	1

* Attempted and conspired offenses are scored the same as a completed act.

Score

0		

2 Primary Offense Remaining Counts (Statutory Maximums) Assign points to each count of the primary not scored above and total the points

Statutory Maximum	5, 10	1
Penalty (Years):	20	2

3 Additional Offenses (Statutory Maximums) Assign points to each additional offense (including counts) and total the points

Statutory Maximum:	0, 1, 2, 3	0
Penalty (Years):	5	1
	10, 15	2
	20	3

4 Type of Additional Offense (Score if any additional offense includes the following prefix)

Other	0
Felony with prefix of ROB, WPN, ASL or FAM	4

0	0	

5 Mandatory Minimum in Current Event Assign points to each additional offense with a mandatory minimum and total the points

Less than 2 Year Mandatory Minimum	0	2 to 3 Year Mandatory Minimum	1	5 Years or More Mandatory Minimum	2

6 Victim Injury _____ If YES, add 6

0	0	

7 Prior Incarceration/Commitment Based on the sentencing event with the greatest effective time to be served

Less than 12 Months	3
1 Year (12 months) or more	7

0	0	

8 Legally Restrained at Time of Offense

None	0
Other	1
Parole, post-release, supervised probation, or supervised probation after incarceration	4

0	0	

Total Score

See **Fraud Section C Recommendation Table** for guidelines sentence range.
Then, go to **Section D Nonviolent Risk Assessment** and follow the instructions.

Fraud/Section C

Ineligibility Conditions

Answer all four questions.

A. Was the offender recommended for probation/no incarceration on Section A? If an offender is not recommended for at least 1 day of incarceration check the “Yes” box.

B. Are any prior record offenses violent (Category I/II listed in Appendix A)? Refer to Appendix A of this manual for Category I and II offenses. If the offender’s prior record includes at least one adult conviction or juvenile adjudication prior to the date of sentencing for the instant offense, for any completed, attempted or conspired offense listed in Appendix A, check the “Yes” box.

C. Are any of the offenses at sentencing violent (Category I/II listed in Appendix A)? Refer to Appendix A of this manual for Category I and II offenses. Identify all the offenses that are being scored on the current worksheet as either a primary offense or an additional offense. If any of these completed, attempted or conspired offenses are listed in Appendix A, check the “Yes” box.

D. Do any of the offenses at sentencing require a mandatory term of incarceration? Refer to Appendix B of this manual for offenses with mandatory minimums. If any of the offenses in the current sentencing event require a mandatory term of incarceration, check the “Yes” box.

E. Did the offense occur while serving a state-responsible sentence? If any offense(s) at sentencing were committed while serving a state-responsible sentence of one year or more, check the “Yes” box.

If the answer to any of the questions is yes, do not score the remaining factors on this worksheet. Go to the cover sheet and fill out the Sentencing Guidelines Recommendation from Section A or C and check “Not Applicable” under the Nonviolent Risk Assessment section.

Offender Age at Time of Offense

If there are multiple offenses for which the offender is being sentenced, select the offense that occurred first. If the offender uses multiple birth dates, try to determine the correct date through medical, school or social security records. If still unable to determine the correct birth date, err on behalf of the defendant and use the offender’s oldest reported age.

Prior Adult Incarcerations

Score this factor if the offender has been sentenced to an active incarceration period in jail or prison prior to the date of sentencing for the instant offense. The incarceration period must be the result of an adult sentence. Do not score time spent in jail awaiting arraignment, trial or sentencing unless the offender is sentenced to “time served”. Score sentences to boot camp, diversion centers, detention centers and CCAP as periods of incarceration. Count multiple jail sentences ordered to run consecutively or concurrently to each other as only one incarceration period. The offender must be at liberty between periods of incarceration to score multiple periods.

Prior Adult Felony Person Convictions

Identify any prior person felony convictions in the offender’s criminal record. A prior conviction is any offense, other than the instant offense(s), for which the offender was convicted before the current sentencing event. Offenses that are pending sentencing in another court are considered prior convictions, even if the offense occurred after the instant offense.

Score all prior person convictions and out-of-state person convictions based on Virginia’s current penalty structure. If an offense is a misdemeanor in another state but is currently classified as a felony in Virginia, score it as a felony. The same rules used to score prior record factors on Worksheets A and C also apply when determining felony convictions for this factor.

Determine whether the defendant has at least one prior adult conviction for a felony person offense in the prior record. This includes juveniles who were certified and convicted as adults for a person offense. Qualifying offenses include those with the following VCC prefixes: “ASL” (except use of firearm), “FAM,” “MUR,” “KID,” “ROB,” “RAP,” or “SEX”.

Note: Some offenses with other VCC prefixes—such as certain burglary offenses (e.g., BUR-2215-F2)—also qualify as felony person offenses. Refer to Appendix E for the complete list of person crimes.

Prior Arrest or Confinement Within Past 12 Months (Prior to Offense)

Do not score arrests or confinements for criminal traffic misdemeanors or other traffic infraction offenses.

Score this factor if the offender was arrested as an adult or juvenile within 12 months prior to the date of the instant offense. If there are multiple offenses for which the offender is being sentenced, use the offense that occurred first. Do not score arrests for criminal traffic misdemeanors or other traffic infraction offenses (e.g., reckless driving, habitual offender, DWI, speeding, etc.). Summonses issued for non-traffic offenses within the past 12 months are also scored.

Also, score this factor if the offender was confined in prison or jail within the past 12 months from the date of the first offense. Include pretrial detention, participation in boot camp, detention center, diversion center and home incarceration through the jail or sheriff’s office. Home incarceration as a condition of probation is not scored. Do not score any periods of incarceration for criminal traffic misdemeanors or traffic infraction offenses (e.g., reckless driving, habitual offender, DWI, speeding, etc.).

Points are assigned even if the charges for which the offender was arrested or confined are concluded by a not guilty verdict, dismissed or nolle prossed.

Total Score

If the total score is 7 points or less, the guidelines will reflect a dual recommendation - the traditional period of incarceration and an alternative sanction. Check “Recommended for Alternative Punishment” on the cover sheet. If the total is 8 points or more, check “Not Recommended for Alternative Punishment.”

Go to the cover sheet and fill out the Sentencing Guidelines Recommendations and Nonviolent Risk Assessment sections. Record the recommendation from Section A or C and transfer the recommendation from Section D to the Nonviolent Risk Assessment section.

Nonviolent Risk Assessment ❖ Fraud Section D

❖ Ineligibility Conditions

Offender Name: _____

- 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
- E. Did the offense occur while serving a state-responsible 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 11

21 to 29 years 5

30 to 43 years 4

Older than 43 years 1

↓

❖ Prior Adult Incarcerations

Number: 0 0

1 - 9 4

10 or more 6

↓

❖ Prior Adult Felony Person Conviction

If YES, add 2 →

↓

❖ Prior Arrest or Confinement Within Past 12 Months (Prior to Offense)

If YES, add 4 →

↓

Total Score

- ☐ 7 or less, check Recommended for Alternative Punishment.
- ☐ 8 or more, check NOT Recommended for Alternative Punishment.

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

↓

Fraud/ Section D

❖ Fraud • Section C Recommendation Table

Score	Sentence Range Midpoint	Sentence Range
1	0 yr. 1 mo.	0 yr. 1 day - 0 yr. 2 mo.
2	0 yr. 2 mo.	0 yr. 1 day - 0 yr. 4 mo.
3	0 yr. 3 mo.	0 yr. 1 day - 0 yr. 5 mo.
4	0 yr. 4 mo.	0 yr. 1 day - 0 yr. 7 mo.
5	0 yr. 5 mo.	0 yr. 1 day - 0 yr. 9 mo.
6	0 yr. 6 mo.	0 yr. 1 day - 0 yr. 10 mo.
7	0 yr. 7 mo.	0 yr. 1 mo. - 0 yr. 11 mo.
8	0 yr. 8 mo.	0 yr. 2 mo. - 1 yr. 0 mo.
9	0 yr. 9 mo.	0 yr. 3 mo. - 1 yr. 1 mo.
10	0 yr. 10 mo.	0 yr. 3 mo. - 1 yr. 3 mo.
11	0 yr. 11 mo.	0 yr. 4 mo. - 1 yr. 4 mo.
12	1 yr. 0 mo.	0 yr. 5 mo. - 1 yr. 5 mo.
13	1 yr. 1 mo.	0 yr. 5 mo. - 1 yr. 7 mo.
14	1 yr. 2 mo.	0 yr. 6 mo. - 1 yr. 8 mo.
15	1 yr. 3 mo.	0 yr. 7 mo. - 1 yr. 9 mo.
16	1 yr. 4 mo.	0 yr. 7 mo. - 1 yr. 11 mo.
17	1 yr. 5 mo.	0 yr. 8 mo. - 2 yr. 0 mo.
18	1 yr. 6 mo.	0 yr. 8 mo. - 2 yr. 2 mo.
19	1 yr. 7 mo.	0 yr. 10 mo. - 2 yr. 2 mo.
20	1 yr. 8 mo.	0 yr. 11 mo. - 2 yr. 3 mo.
21	1 yr. 9 mo.	1 yr. 0 mo. - 2 yr. 4 mo.
22	1 yr. 10 mo.	1 yr. 1 mo. - 2 yr. 5 mo.
23	1 yr. 11 mo.	1 yr. 2 mo. - 2 yr. 6 mo.
24	2 yr. 0 mo.	1 yr. 3 mo. - 2 yr. 7 mo.
25	2 yr. 1 mo.	1 yr. 3 mo. - 2 yr. 9 mo.
26	2 yr. 2 mo.	1 yr. 3 mo. - 2 yr. 11 mo.
27	2 yr. 3 mo.	1 yr. 3 mo. - 3 yr. 1 mo.
28	2 yr. 4 mo.	1 yr. 5 mo. - 3 yr. 1 mo.
29	2 yr. 5 mo.	1 yr. 6 mo. - 3 yr. 2 mo.
30	2 yr. 6 mo.	1 yr. 7 mo. - 3 yr. 4 mo.
31	2 yr. 7 mo.	1 yr. 8 mo. - 3 yr. 4 mo.
32	2 yr. 8 mo.	1 yr. 9 mo. - 3 yr. 5 mo.
33	2 yr. 9 mo.	1 yr. 9 mo. - 3 yr. 7 mo.
34	2 yr. 10 mo.	2 yr. 0 mo. - 3 yr. 7 mo.
35	2 yr. 11 mo.	2 yr. 0 mo. - 3 yr. 8 mo.
36	3 yr. 0 mo.	2 yr. 1 mo. - 3 yr. 9 mo.
37	3 yr. 1 mo.	2 yr. 2 mo. - 3 yr. 10 mo.
38	3 yr. 2 mo.	2 yr. 3 mo. - 3 yr. 11 mo.
39	3 yr. 3 mo.	2 yr. 3 mo. - 4 yr. 2 mo.
40	3 yr. 4 mo.	2 yr. 3 mo. - 4 yr. 3 mo.
41	3 yr. 5 mo.	2 yr. 4 mo. - 4 yr. 4 mo.
42	3 yr. 6 mo.	2 yr. 5 mo. - 4 yr. 5 mo.
43	3 yr. 7 mo.	2 yr. 5 mo. - 4 yr. 7 mo.
44	3 yr. 8 mo.	2 yr. 6 mo. - 4 yr. 8 mo.
45	3 yr. 9 mo.	2 yr. 7 mo. - 4 yr. 9 mo.
46	3 yr. 10 mo.	2 yr. 8 mo. - 4 yr. 10 mo.
47	3 yr. 11 mo.	2 yr. 9 mo. - 4 yr. 11 mo.
48	4 yr. 0 mo.	2 yr. 10 mo. - 5 yr. 0 mo.

Score	Sentence Range Midpoint	Sentence Range
49	4 yr. 1 mo.	2 yr. 10 mo. - 5 yr. 2 mo.
50	4 yr. 2 mo.	2 yr. 11 mo. - 5 yr. 3 mo.
51	4 yr. 3 mo.	3 yr. 0 mo. - 5 yr. 4 mo.
52	4 yr. 4 mo.	3 yr. 1 mo. - 5 yr. 5 mo.
53	4 yr. 5 mo.	3 yr. 2 mo. - 5 yr. 6 mo.
54	4 yr. 6 mo.	3 yr. 2 mo. - 5 yr. 8 mo.
55	4 yr. 7 mo.	3 yr. 3 mo. - 5 yr. 9 mo.
56	4 yr. 8 mo.	3 yr. 4 mo. - 5 yr. 10 mo.
57	4 yr. 9 mo.	3 yr. 5 mo. - 5 yr. 11 mo.
58	4 yr. 10 mo.	3 yr. 6 mo. - 6 yr. 0 mo.
59	4 yr. 11 mo.	3 yr. 7 mo. - 6 yr. 1 mo.
60	5 yr. 0 mo.	3 yr. 7 mo. - 6 yr. 3 mo.
61	5 yr. 1 mo.	3 yr. 8 mo. - 6 yr. 4 mo.
62	5 yr. 2 mo.	3 yr. 9 mo. - 6 yr. 5 mo.
63	5 yr. 3 mo.	3 yr. 10 mo. - 6 yr. 6 mo.
64	5 yr. 4 mo.	3 yr. 11 mo. - 6 yr. 7 mo.
65	5 yr. 5 mo.	3 yr. 11 mo. - 6 yr. 9 mo.
66	5 yr. 6 mo.	4 yr. 0 mo. - 6 yr. 10 mo.
67	5 yr. 7 mo.	4 yr. 1 mo. - 6 yr. 11 mo.
68	5 yr. 8 mo.	4 yr. 2 mo. - 7 yr. 0 mo.
69	5 yr. 9 mo.	4 yr. 3 mo. - 7 yr. 1 mo.
70	5 yr. 10 mo.	4 yr. 3 mo. - 7 yr. 3 mo.
71	5 yr. 11 mo.	4 yr. 4 mo. - 7 yr. 4 mo.
72	6 yr. 0 mo.	4 yr. 5 mo. - 7 yr. 5 mo.
73	6 yr. 1 mo.	4 yr. 6 mo. - 7 yr. 6 mo.
74	6 yr. 2 mo.	4 yr. 7 mo. - 7 yr. 7 mo.
75	6 yr. 3 mo.	4 yr. 8 mo. - 7 yr. 8 mo.
76	6 yr. 4 mo.	4 yr. 8 mo. - 7 yr. 10 mo.
77	6 yr. 5 mo.	4 yr. 9 mo. - 7 yr. 11 mo.
78	6 yr. 6 mo.	4 yr. 10 mo. - 8 yr. 0 mo.
79	6 yr. 7 mo.	4 yr. 11 mo. - 8 yr. 1 mo.
80	6 yr. 8 mo.	5 yr. 0 mo. - 8 yr. 2 mo.
81	6 yr. 9 mo.	5 yr. 0 mo. - 8 yr. 4 mo.
82	6 yr. 10 mo.	5 yr. 1 mo. - 8 yr. 5 mo.
83	6 yr. 11 mo.	5 yr. 2 mo. - 8 yr. 6 mo.
84	7 yr. 0 mo.	5 yr. 3 mo. - 8 yr. 7 mo.
85	7 yr. 1 mo.	5 yr. 4 mo. - 8 yr. 8 mo.
86	7 yr. 2 mo.	5 yr. 5 mo. - 8 yr. 9 mo.
87	7 yr. 3 mo.	5 yr. 5 mo. - 8 yr. 11 mo.
88	7 yr. 4 mo.	5 yr. 6 mo. - 9 yr. 0 mo.
89	7 yr. 5 mo.	5 yr. 7 mo. - 9 yr. 1 mo.
90	7 yr. 6 mo.	5 yr. 8 mo. - 9 yr. 2 mo.
91	7 yr. 7 mo.	5 yr. 9 mo. - 9 yr. 3 mo.
92	7 yr. 8 mo.	5 yr. 9 mo. - 9 yr. 5 mo.
93	7 yr. 9 mo.	5 yr. 10 mo. - 9 yr. 6 mo.
94	7 yr. 10 mo.	5 yr. 11 mo. - 9 yr. 7 mo.
95	7 yr. 11 mo.	6 yr. 0 mo. - 9 yr. 8 mo.
96	8 yr. 0 mo.	6 yr. 1 mo. - 9 yr. 9 mo.

Score	Sentence Range Midpoint		Sentence Range		
97	8 yr.	1 mo.	6 yr.	1 mo. - 9 yr.	11 mo.
98	8 yr.	2 mo.	6 yr.	2 mo. - 10 yr.	0 mo.
99	8 yr.	3 mo.	6 yr.	3 mo. - 10 yr.	1 mo.
100	8 yr.	4 mo.	6 yr.	4 mo. - 10 yr.	2 mo.
101	8 yr.	5 mo.	6 yr.	5 mo. - 10 yr.	3 mo.
102	8 yr.	6 mo.	6 yr.	6 mo. - 10 yr.	4 mo.
103	8 yr.	7 mo.	6 yr.	6 mo. - 10 yr.	6 mo.
104	8 yr.	8 mo.	6 yr.	7 mo. - 10 yr.	7 mo.
105	8 yr.	9 mo.	6 yr.	8 mo. - 10 yr.	8 mo.
106	8 yr.	10 mo.	6 yr.	9 mo. - 10 yr.	9 mo.
107	8 yr.	11 mo.	6 yr.	10 mo. - 10 yr.	10 mo.
108	9 yr.	0 mo.	6 yr.	10 mo. - 11 yr.	0 mo.
109	9 yr.	1 mo.	6 yr.	11 mo. - 11 yr.	1 mo.
110	9 yr.	2 mo.	7 yr.	0 mo. - 11 yr.	2 mo.
111	9 yr.	3 mo.	7 yr.	1 mo. - 11 yr.	3 mo.
112	9 yr.	4 mo.	7 yr.	2 mo. - 11 yr.	4 mo.
113	9 yr.	5 mo.	7 yr.	3 mo. - 11 yr.	5 mo.
114	9 yr.	6 mo.	7 yr.	3 mo. - 11 yr.	7 mo.
115	9 yr.	7 mo.	7 yr.	4 mo. - 11 yr.	8 mo.
116	9 yr.	8 mo.	7 yr.	5 mo. - 11 yr.	9 mo.
117	9 yr.	9 mo.	7 yr.	6 mo. - 11 yr.	10 mo.
118	9 yr.	10 mo.	7 yr.	7 mo. - 11 yr.	11 mo.
119	9 yr.	11 mo.	7 yr.	7 mo. - 12 yr.	1 mo.
120	10 yr.	0 mo.	7 yr.	8 mo. - 12 yr.	2 mo.
121	10 yr.	1 mo.	7 yr.	9 mo. - 12 yr.	3 mo.
122	10 yr.	2 mo.	7 yr.	10 mo. - 12 yr.	4 mo.
123	10 yr.	3 mo.	7 yr.	11 mo. - 12 yr.	5 mo.
124	10 yr.	4 mo.	7 yr.	11 mo. - 12 yr.	7 mo.
125	10 yr.	5 mo.	8 yr.	0 mo. - 12 yr.	8 mo.
126	10 yr.	6 mo.	8 yr.	1 mo. - 12 yr.	9 mo.
127	10 yr.	7 mo.	8 yr.	2 mo. - 12 yr.	10 mo.
128	10 yr.	8 mo.	8 yr.	3 mo. - 12 yr.	11 mo.
129	10 yr.	9 mo.	8 yr.	4 mo. - 13 yr.	0 mo.
130	10 yr.	10 mo.	8 yr.	4 mo. - 13 yr.	2 mo.
131	10 yr.	11 mo.	8 yr.	5 mo. - 13 yr.	3 mo.
132	11 yr.	0 mo.	8 yr.	6 mo. - 13 yr.	4 mo.
133	11 yr.	1 mo.	8 yr.	7 mo. - 13 yr.	5 mo.
134	11 yr.	2 mo.	8 yr.	8 mo. - 13 yr.	6 mo.
135	11 yr.	3 mo.	8 yr.	8 mo. - 13 yr.	8 mo.
136	11 yr.	4 mo.	8 yr.	9 mo. - 13 yr.	9 mo.
137	11 yr.	5 mo.	8 yr.	10 mo. - 13 yr.	10 mo.
138	11 yr.	6 mo.	8 yr.	11 mo. - 13 yr.	11 mo.
139	11 yr.	7 mo.	9 yr.	0 mo. - 14 yr.	0 mo.
140	11 yr.	8 mo.	9 yr.	1 mo. - 14 yr.	1 mo.
141	11 yr.	9 mo.	9 yr.	1 mo. - 14 yr.	3 mo.
142	11 yr.	10 mo.	9 yr.	2 mo. - 14 yr.	4 mo.
143	11 yr.	11 mo.	9 yr.	3 mo. - 14 yr.	5 mo.
144	12 yr.	0 mo.	9 yr.	4 mo. - 14 yr.	6 mo.

Kidnapping



The sentencing guidelines for this section apply to the following offenses:

Relevant Code of Virginia Statutes	Relevant Virginia Crime Codes (VCC)	
18.2-22	Use VCC for actual offense and change "F" to "C" in the code.	
18.2-26	Use VCC for actual offense and change "F" to "A" in the code.	
18.2-47	KID-1010-F5	(1-10 yrs.)
	KID-1015-F6	(1-5 yrs.)
18.2-48	KID-1003-F2	(20 yrs.-life)
	KID-1004-F2	(20 yrs.-life)
	KID-1012-F2	(20 yrs.-life)
18.2-49	KID-1011-F5	(1-10 yrs.)
18.2-49.1(A)	KID-1017-F6	(1-5 yrs.)
18.2-67.5	Use VCC for actual offense and change "F" to "X" in the code.	

Conspiracies or attempts to commit the offenses appearing in the above table are guidelines offenses. A worksheet should be completed.

If the statute number and VCC for the primary offense do not appear on this table, sentencing guidelines do not apply. No worksheets should be completed.

Kidnapping

Section A

1 Primary Offense

Enter the score corresponding to the number of counts if the primary offense at conviction was:

A.	KID-1015-F6*	Kidnapping by parent removing from state	18.2-47
	KID-1017-F6*	Kidnapping in violation of custody/visit court order	18.2-49.1(A)
B.	KID-1010-F5	Abduct by force, deception, etc., without justification	18.2-47
	KID-1010-A/C5	Attempted or conspired	18.2-47
C.	KID-1011-F5	Assist or threaten to abduct	18.2-49
	KID-1011-A/C5	Attempted or conspired	18.2-49
D.	KID-1004-F2	Abduction of person with intent to defile	18.2-48
	KID-1004-A/C2	Attempted or conspired	18.2-48
E.	KID-1012-F2	Abduct with intent to gain pecuniary benefit (extortion)	18.2-48
	KID-1012-A/C2	Attempted or conspired	18.2-48
F.	KID-1003-F2	Abduct child under 16 years of age for immoral purpose	18.2-48
	KID-1003-A/C2	Attempted or conspired	18.2-48

***Attempted and conspired offenses are scored the same as a completed act**
Violations of deferred findings (§§ 18.2-251, 18.2-258.1, 19.2-298.02, or 19.2-303.6)
are scored as a conviction for the underlying offense

2 Primary Offense Remaining Counts

Total the maximum penalties for counts of the primary offense not scored under the Primary Offense factor above. Locate the total in the maximum penalty range and record the corresponding points.

3 Additional Offenses

Additional offenses are offenses in the same sentencing event that have a VCC that differs from the primary offense.

Add the maximum penalties for all additional offenses (including counts). Locate the total in the maximum penalty range and record the corresponding points.

4 Type of Additional Offense

Additional Offense with VCC prefix of "PRT", "SEX", "RAP", or "FAM"

Select the appropriate block based on the primary offense.

Score this factor only if the primary offense is abduction by force (§ 18.2-47) or assist or threaten to abduct (§ 18.2-49). Points are assigned if an additional offense in this sentencing event is a conviction with a Virginia Crime Code (VCC) prefix of "PRT," "SEX," "RAP," or "FAM." Both felony and misdemeanor convictions with any of these prefixes are scored.

5 Conviction Requiring Mandatory Minimum Term (6 mos. or More)

Select the appropriate block based on the primary offense.

Score this factor only if the primary offense is abduction by force (§ 18.2-47) or assist or threaten to abduct (§ 18.2-49). Enter "1" if there is a conviction in the current sentencing event that requires a mandatory minimum term of incarceration of 6 months or more. (See Appendix B for a list of crimes with mandatory minimums or the VCC Book).

6 Victim Injury

Select the appropriate block based on the primary offense.

Score this factor only if the primary offense is abduction by force (§ 18.2-47) or assist or threaten to abduct (§ 18.2-49). This factor is scored based on the victim who received the most serious injury. Score this factor for any offense at sentencing, not only the primary offense.

Catchwords are used to show general groupings for injuries but in no way define how injuries must be scored on the Sentencing Guidelines. Scores for injuries must be assigned based on the specific definitions defined in the General Instructions and not on the catch phrases: Threatened, Emotional, Physical, Serious Physical or Life Threatening injury.

7 Weapon Used or Brandished

Enter "1" if the offender or a codefendant used or brandished a weapon during the commission of any offense at conviction. Do not score feigned or simulated weapons.

8 Prior Felony Conviction/Sentencing and Adjudication Events

Enter the score corresponding to the number of prior *felony* adult conviction/sentencing events and juvenile delinquent adjudication events. Do not include prior revocations of probation or good behavior/suspended sentence violations for this factor.

9 Go to the next appropriate section.

If the total score is "4" or less, the guidelines sentence is probation/no incarceration or incarceration to 6 months. (There is no Section B for kidnapping). If the total score is "5" or more, go to Kidnapping Section C.

Kidnapping Section A

Offender Name: _____

1 Primary Offense _____ (scores for attempted/conspired offenses are in parentheses)

- A. Felony kidnapping by parent (1 count) 1
- B. Abduction by force without legal justification
 - Completed: 1 count 4
 - Attempted or conspired: 1 count (3)
- C. Assisting or threatening to abduct
 - Completed: 1 count 4
 - Attempted or conspired: 1 count (3)
- D. Abduction with intent to defile
 - Completed: 1 count 5
 - Attempted or conspired: 1 count (4)
- E. Extortion, abduction with intent to gain pecuniary benefit
 - Completed: 1 count 5
 - Attempted or conspired: 1 count (4)
- F. Abduct child under age 16
 - Completed: 1 count 7
 - Attempted or conspired: 1 count (6)

Score

0	

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

- Years: Less than 21 0
- 21 - 37 1
- 38 or more 2

0	

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

- Years: Less than 21 0
- 21 - 37 1
- 38 or more 2

0	

4 Type of Additional Offense

Any Additional offense has a prefix of "PRT", "SEX", "RAP", or "FAM"

Primary offense:

B or C: Abduction by force without legal justification or
Assisting or threatening to abduct
If YES, add 1

Primary offense: All other offenses
Do Not Score

0	

5 Conviction in Current Event Requiring Mandatory Minimum Term (6 mos or more)

Primary offense:

B or C: Abduction by force without legal justification or
Assisting or threatening to abduct
If YES, add 1

Primary offense: All other offenses
Do Not Score

0	

6 Victim Injury

Primary offense:

B or C: Abduction by force without legal justification or
Assisting or threatening to abduct
Threatened (points included with primary offense) 0
Emotional 1
Physical, Serious Physical, Life Threatening 2

Primary offense: All other offenses
Do Not Score

0	

7 Weapon Used or Brandished _____ If YES, add 1

0	

8 Prior Felony Conviction/Sentencing and Adjudication Events

- Number: 1 1
- 2 2
- 3 3
- 4 4
- 5 or more 5

0	

Total Score

If total is 4 or less, the guidelines sentence is **Probation/No Incarceration or Incarceration to 6 months.**
If total is 5 or more, go to **Section C.**



1 Primary Offense

Determine whether the offender's prior record includes a Category I or Category II felony (See Appendix A), and mark the corresponding box. Enter the score corresponding to the number of counts under the appropriate prior record classification category, if the primary offense at conviction was:

A.	KID-1015-F6*	Kidnapping by parent removing from state	18.2-47
	KID-1017-F6*	Kidnapping in violation of custody/visit court order	18.2-49.1(A)
B.	KID-1010-F5*	Abduct by force, deception, etc., without justification	18.2-47
C.	KID-1011-F5*	Assist or threaten to abduct	18.2-49
D.	KID-1012-F2*	Abduct with intent to gain pecuniary benefit (extortion)	18.2-48
E.	KID-1004-F2*	Abduction of person with intent to defile	18.2-48
F.	KID-1003-F2*	Abduct child under 16 years of age for immoral purpose	18.2-48

***Attempted and conspired offenses are scored the same as a completed act**
Violations of deferred findings (§§ 18.2-251, 18.2-258.1, 19.2-298.02, or 19.2-303.6)
are scored as a conviction for the underlying offense

2 Primary Offense Remaining Counts

Based on the statutory maximum penalty, assign points to each count of the primary offense not scored under the Primary Offense factor above. Then total the points assigned to each and record the total.

3 Additional Offenses

Additional offenses are offenses in the same sentencing event that have a VCC that differs from the primary offense.

Identify each additional offense and its maximum penalty.

Assign points to each additional offense (including counts) based on the statutory maximum penalty.

Once points have been assigned to each additional offense, including counts, total the points and record the total.

4 Type of Additional Offense

Additional Offense with VCC prefix of "PRT", "SEX", "RAP", or "FAM"

Select the appropriate block based on the primary offense.

Score this factor only if the primary offense is abduction by force (§ 18.2-47) or assist or threaten to abduct (§ 18.2-49). Points are assigned if an additional offense in this sentencing event is a conviction with a Virginia Crime Code (VCC) prefix of "PRT," "SEX," "RAP," or "FAM." Both felony and misdemeanor convictions with any of these prefixes are scored.

5 Conviction Requiring Mandatory Minimum Term (6 mos. or More)

Select the appropriate block based on the primary offense.

Score this factor only if the primary offense is abduction by force (§ 18.2-47) or assist or threaten to abduct (§ 18.2-49). Enter "6" if there is a conviction in the current sentencing event that requires a mandatory minimum term of incarceration of 6 months or more. (See Appendix B for a list of crimes with mandatory minimums or refer to individual offenses in the VCC Book).

6 Weapon Used or Brandished

Enter "14" if the offender or a codefendant used or brandished a weapon during the commission of any offense at conviction. Do not score feigned or simulated weapons.

7 Victim Injury

Select the appropriate block based on the primary offense.

Score this factor only if the primary offense is abduction by force (§ 18.2-47) or assist or threaten to abduct (§ 18.2-49). This factor is scored based on the victim who received the most serious injury. Score this factor for any offense at sentencing, not only the primary offense.

Catchwords are used to show general groupings for injuries but in no way define how injuries must be scored on the Sentencing Guidelines. Scores for injuries must be assigned based on the specific definitions defined in the General Instructions and not on the catch phrases: Threatened, Emotional, Physical, Serious Physical or Life Threatening injury.

8 Prior Convictions / Adjudications

Select the five most recent felony sentencing events (adult convictions and juvenile adjudications). If there are fewer than five prior felony events, use all of them plus the most recent prior misdemeanor events, for a total of up to five prior events. For juvenile adjudications, score only delinquent offenses, not status offenses.

For each prior event, identify the offense with the highest statutory maximum penalty. Select only one offense per event. For each offense identified, locate the maximum penalty in the table and assign the corresponding points. Total the points and record the total.

9 Record the guidelines sentence.

Refer to the Kidnapping Section C Recommendation Table which follows these instructions to convert the total score to the guidelines sentence. Record the guidelines midpoint and range on the cover sheet in the Sentencing Guidelines Recommendation Section.

Kidnapping Section C

Offender Name: _____

1 Primary Offense Prior Record Classification

☐ Category I ☐ Category II ☐ Other

A. Felony kidnapping by parent (1 count).....	24.....	12.....	6
B. Abduction by force without legal justification			
1 count.....	76.....	38.....	19
2 counts.....	100.....	50.....	25
3 counts.....	116.....	58.....	29
C. Assisting or threatening to abduct (1 count).....	24.....	12.....	6
D. Extortion, abduction with intent to gain pecuniary benefit			
1 count.....	232.....	116.....	58
2 counts.....	256.....	128.....	64
3 counts.....	272.....	136.....	68
E. Abduction with intent to defile			
1 count.....	340.....	170.....	85
2 counts.....	348.....	174.....	87
3 counts.....	352.....	176.....	88
F. Abduct child under age 16			
1 count.....	476.....	238.....	119
2 counts.....	500.....	250.....	125
3 counts.....	516.....	258.....	129

Score

2 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)	Life	5

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

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

4 Type of Additional Offense Any Additional offense has a prefix of "PRT", "SEX", "RAP", or "FAM"

Primary offense:

B or C: Abduction by force without legal justification or
Assisting or threatening to abduct
If YES, add 6

Primary offense: All other offenses

Do Not Score

0	0	

5 Conviction in Current Event Requiring Mandatory Minimum Term (6 mos or more)

Primary offense:

B or C: Abduction by force without legal justification or
Assisting or threatening to abduct
If YES, add 6

Primary offense: All other offenses

Do Not Score

0	0	

6 Weapon Used or Brandished

If YES, add 14

0		

7 Victim Injury

Primary offense:

B or C: Abduction by force without legal justification or
Assisting or threatening to abduct
Threatened (points included with primary offense)..... 0
Emotional..... 2
Physical, Serious Physical, Life Threatening..... 6

Primary offense: All other offenses

Do Not Score

0	0	

8 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	1
	5	2
	10, 15	4
	20	7
	30	11
	40, 50, Life	15

0		

Total Score

See Kidnapping Section C Recommendation Table for guidelines sentence range.

❖ Kidnapping • Section C Recommendation Table

Score	Sentence Range Midpoint		Sentence Range		
up to 7	0 yr.	7 mo.	0 yr.	7 mo. - 1 yr.	3 mo.
8	0 yr.	8 mo.	0 yr.	7 mo. - 1 yr.	4 mo.
9	0 yr.	9 mo.	0 yr.	7 mo. - 1 yr.	5 mo.
10	0 yr.	10 mo.	0 yr.	7 mo. - 1 yr.	6 mo.
11	0 yr.	11 mo.	0 yr.	7 mo. - 1 yr.	7 mo.
12	1 yr.	0 mo.	0 yr.	7 mo. - 1 yr.	8 mo.
13	1 yr.	1 mo.	0 yr.	7 mo. - 1 yr.	9 mo.
14	1 yr.	2 mo.	0 yr.	7 mo. - 1 yr.	10 mo.
15	1 yr.	3 mo.	0 yr.	8 mo. - 1 yr.	11 mo.
16	1 yr.	4 mo.	0 yr.	9 mo. - 2 yr.	0 mo.
17	1 yr.	5 mo.	0 yr.	10 mo. - 2 yr.	1 mo.
18	1 yr.	6 mo.	0 yr.	10 mo. - 2 yr.	2 mo.
19	1 yr.	7 mo.	0 yr.	11 mo. - 2 yr.	3 mo.
20	1 yr.	8 mo.	0 yr.	11 mo. - 2 yr.	4 mo.
21	1 yr.	9 mo.	1 yr.	0 mo. - 2 yr.	5 mo.
22	1 yr.	10 mo.	1 yr.	0 mo. - 2 yr.	7 mo.
23	1 yr.	11 mo.	1 yr.	0 mo. - 2 yr.	8 mo.
24	2 yr.	0 mo.	1 yr.	1 mo. - 2 yr.	9 mo.
25	2 yr.	1 mo.	1 yr.	1 mo. - 2 yr.	10 mo.
26	2 yr.	2 mo.	1 yr.	1 mo. - 2 yr.	11 mo.
27	2 yr.	3 mo.	1 yr.	2 mo. - 3 yr.	0 mo.
28	2 yr.	4 mo.	1 yr.	2 mo. - 3 yr.	1 mo.
29	2 yr.	5 mo.	1 yr.	3 mo. - 3 yr.	2 mo.
30	2 yr.	6 mo.	1 yr.	3 mo. - 3 yr.	3 mo.
31	2 yr.	7 mo.	1 yr.	3 mo. - 3 yr.	4 mo.
32	2 yr.	8 mo.	1 yr.	4 mo. - 3 yr.	5 mo.
33	2 yr.	9 mo.	1 yr.	4 mo. - 3 yr.	6 mo.
34	2 yr.	10 mo.	1 yr.	4 mo. - 3 yr.	7 mo.
35	2 yr.	11 mo.	1 yr.	5 mo. - 3 yr.	9 mo.
36	3 yr.	0 mo.	1 yr.	6 mo. - 3 yr.	11 mo.
37	3 yr.	1 mo.	1 yr.	6 mo. - 4 yr.	3 mo.
38	3 yr.	2 mo.	1 yr.	7 mo. - 4 yr.	6 mo.
39	3 yr.	3 mo.	1 yr.	8 mo. - 4 yr.	9 mo.
40	3 yr.	4 mo.	1 yr.	8 mo. - 5 yr.	0 mo.
41	3 yr.	5 mo.	1 yr.	9 mo. - 5 yr.	2 mo.
42	3 yr.	6 mo.	1 yr.	10 mo. - 5 yr.	3 mo.
43	3 yr.	7 mo.	1 yr.	10 mo. - 5 yr.	5 mo.
44	3 yr.	8 mo.	1 yr.	11 mo. - 5 yr.	6 mo.
45	3 yr.	9 mo.	2 yr.	0 mo. - 5 yr.	8 mo.
46	3 yr.	10 mo.	2 yr.	0 mo. - 5 yr.	9 mo.
47	3 yr.	11 mo.	2 yr.	1 mo. - 5 yr.	11 mo.
48	4 yr.	0 mo.	2 yr.	1 mo. - 6 yr.	0 mo.
49	4 yr.	1 mo.	2 yr.	2 mo. - 6 yr.	2 mo.
50	4 yr.	2 mo.	2 yr.	2 mo. - 6 yr.	3 mo.
51	4 yr.	3 mo.	2 yr.	2 mo. - 6 yr.	5 mo.
52	4 yr.	4 mo.	2 yr.	3 mo. - 6 yr.	6 mo.
53	4 yr.	5 mo.	2 yr.	3 mo. - 6 yr.	8 mo.
54	4 yr.	6 mo.	2 yr.	4 mo. - 6 yr.	9 mo.

Score	Sentence Range Midpoint		Sentence Range		
55	4 yr.	7 mo.	2 yr.	4 mo. - 6 yr.	11 mo.
56	4 yr.	8 mo.	2 yr.	5 mo. - 7 yr.	0 mo.
57	4 yr.	9 mo.	2 yr.	5 mo. - 7 yr.	2 mo.
58	4 yr.	10 mo.	2 yr.	6 mo. - 7 yr.	3 mo.
59	4 yr.	11 mo.	2 yr.	6 mo. - 7 yr.	5 mo.
60	5 yr.	0 mo.	2 yr.	7 mo. - 7 yr.	6 mo.
61	5 yr.	1 mo.	2 yr.	7 mo. - 7 yr.	8 mo.
62	5 yr.	2 mo.	2 yr.	8 mo. - 7 yr.	9 mo.
63	5 yr.	3 mo.	2 yr.	8 mo. - 7 yr.	11 mo.
64	5 yr.	4 mo.	2 yr.	9 mo. - 8 yr.	0 mo.
65	5 yr.	5 mo.	2 yr.	9 mo. - 8 yr.	2 mo.
66	5 yr.	6 mo.	2 yr.	10 mo. - 8 yr.	3 mo.
67	5 yr.	7 mo.	2 yr.	10 mo. - 8 yr.	5 mo.
68	5 yr.	8 mo.	2 yr.	11 mo. - 8 yr.	6 mo.
69	5 yr.	9 mo.	2 yr.	11 mo. - 8 yr.	8 mo.
70	5 yr.	10 mo.	3 yr.	0 mo. - 8 yr.	9 mo.
71	5 yr.	11 mo.	3 yr.	0 mo. - 8 yr.	11 mo.
72	6 yr.	0 mo.	3 yr.	0 mo. - 9 yr.	0 mo.
73	6 yr.	1 mo.	3 yr.	1 mo. - 9 yr.	2 mo.
74	6 yr.	2 mo.	3 yr.	1 mo. - 9 yr.	3 mo.
75	6 yr.	3 mo.	3 yr.	2 mo. - 9 yr.	5 mo.
76	6 yr.	4 mo.	3 yr.	2 mo. - 9 yr.	6 mo.
77	6 yr.	5 mo.	3 yr.	3 mo. - 9 yr.	8 mo.
78	6 yr.	6 mo.	3 yr.	3 mo. - 9 yr.	9 mo.
79	6 yr.	7 mo.	3 yr.	3 mo. - 9 yr.	10 mo.
80	6 yr.	8 mo.	3 yr.	4 mo. - 10 yr.	0 mo.
81	6 yr.	9 mo.	3 yr.	4 mo. - 10 yr.	1 mo.
82	6 yr.	10 mo.	3 yr.	5 mo. - 10 yr.	3 mo.
83	6 yr.	11 mo.	3 yr.	5 mo. - 10 yr.	4 mo.
84	7 yr.	0 mo.	3 yr.	6 mo. - 10 yr.	6 mo.
85	7 yr.	1 mo.	3 yr.	6 mo. - 10 yr.	7 mo.
86	7 yr.	2 mo.	3 yr.	7 mo. - 10 yr.	9 mo.
87	7 yr.	3 mo.	3 yr.	7 mo. - 10 yr.	10 mo.
88	7 yr.	4 mo.	3 yr.	8 mo. - 11 yr.	0 mo.
89	7 yr.	5 mo.	3 yr.	8 mo. - 11 yr.	1 mo.
90	7 yr.	6 mo.	3 yr.	9 mo. - 11 yr.	3 mo.
91	7 yr.	7 mo.	3 yr.	9 mo. - 11 yr.	4 mo.
92	7 yr.	8 mo.	3 yr.	10 mo. - 11 yr.	6 mo.
93	7 yr.	9 mo.	3 yr.	10 mo. - 11 yr.	7 mo.
94	7 yr.	10 mo.	3 yr.	11 mo. - 11 yr.	9 mo.
95	7 yr.	11 mo.	3 yr.	11 mo. - 11 yr.	10 mo.
96	8 yr.	0 mo.	4 yr.	0 mo. - 12 yr.	0 mo.
97	8 yr.	1 mo.	4 yr.	0 mo. - 12 yr.	1 mo.
98	8 yr.	2 mo.	4 yr.	1 mo. - 12 yr.	3 mo.
99	8 yr.	3 mo.	4 yr.	1 mo. - 12 yr.	4 mo.
100	8 yr.	4 mo.	4 yr.	2 mo. - 12 yr.	6 mo.
101	8 yr.	5 mo.	4 yr.	2 mo. - 12 yr.	7 mo.
102	8 yr.	6 mo.	4 yr.	3 mo. - 12 yr.	9 mo.

Score	Sentence Range Midpoint		Sentence Range		
103	8 yr.	7 mo.	4 yr.	3 mo. - 12 yr.	10 mo.
104	8 yr.	8 mo.	4 yr.	4 mo. - 13 yr.	0 mo.
105	8 yr.	9 mo.	4 yr.	4 mo. - 13 yr.	1 mo.
106	8 yr.	10 mo.	4 yr.	5 mo. - 13 yr.	3 mo.
107	8 yr.	11 mo.	4 yr.	5 mo. - 13 yr.	4 mo.
108	9 yr.	0 mo.	4 yr.	6 mo. - 13 yr.	6 mo.
109	9 yr.	1 mo.	4 yr.	6 mo. - 13 yr.	7 mo.
110	9 yr.	2 mo.	4 yr.	7 mo. - 13 yr.	9 mo.
111	9 yr.	3 mo.	4 yr.	7 mo. - 13 yr.	10 mo.
112	9 yr.	4 mo.	4 yr.	8 mo. - 14 yr.	0 mo.
113	9 yr.	5 mo.	4 yr.	8 mo. - 14 yr.	1 mo.
114	9 yr.	6 mo.	4 yr.	9 mo. - 14 yr.	3 mo.
115	9 yr.	7 mo.	4 yr.	9 mo. - 14 yr.	4 mo.
116	9 yr.	8 mo.	4 yr.	10 mo. - 14 yr.	6 mo.
117	9 yr.	9 mo.	4 yr.	10 mo. - 14 yr.	7 mo.
118	9 yr.	10 mo.	4 yr.	11 mo. - 14 yr.	9 mo.
119	9 yr.	11 mo.	4 yr.	11 mo. - 14 yr.	10 mo.
120	10 yr.	0 mo.	5 yr.	0 mo. - 15 yr.	0 mo.
121	10 yr.	1 mo.	5 yr.	0 mo. - 15 yr.	1 mo.
122	10 yr.	2 mo.	5 yr.	1 mo. - 15 yr.	3 mo.
123	10 yr.	3 mo.	5 yr.	1 mo. - 15 yr.	4 mo.
124	10 yr.	4 mo.	5 yr.	2 mo. - 15 yr.	6 mo.
125	10 yr.	5 mo.	5 yr.	2 mo. - 15 yr.	7 mo.
126	10 yr.	6 mo.	5 yr.	3 mo. - 15 yr.	9 mo.
127	10 yr.	7 mo.	5 yr.	3 mo. - 15 yr.	10 mo.
128	10 yr.	8 mo.	5 yr.	4 mo. - 16 yr.	0 mo.
129	10 yr.	9 mo.	5 yr.	4 mo. - 16 yr.	1 mo.
130	10 yr.	10 mo.	5 yr.	5 mo. - 16 yr.	3 mo.
131	10 yr.	11 mo.	5 yr.	5 mo. - 16 yr.	4 mo.
132	11 yr.	0 mo.	5 yr.	6 mo. - 16 yr.	6 mo.
133	11 yr.	1 mo.	5 yr.	6 mo. - 16 yr.	7 mo.
134	11 yr.	2 mo.	5 yr.	7 mo. - 16 yr.	9 mo.
135	11 yr.	3 mo.	5 yr.	7 mo. - 16 yr.	10 mo.
136	11 yr.	4 mo.	5 yr.	8 mo. - 17 yr.	0 mo.
137	11 yr.	5 mo.	5 yr.	8 mo. - 17 yr.	1 mo.
138	11 yr.	6 mo.	5 yr.	9 mo. - 17 yr.	3 mo.
139	11 yr.	7 mo.	5 yr.	9 mo. - 17 yr.	4 mo.
140	11 yr.	8 mo.	5 yr.	10 mo. - 17 yr.	6 mo.
141	11 yr.	9 mo.	5 yr.	10 mo. - 17 yr.	7 mo.
142	11 yr.	10 mo.	5 yr.	11 mo. - 17 yr.	9 mo.
143	11 yr.	11 mo.	5 yr.	11 mo. - 17 yr.	10 mo.
144	12 yr.	0 mo.	6 yr.	0 mo. - 18 yr.	0 mo.
145	12 yr.	1 mo.	6 yr.	0 mo. - 18 yr.	1 mo.
146	12 yr.	2 mo.	6 yr.	1 mo. - 18 yr.	2 mo.
147	12 yr.	3 mo.	6 yr.	1 mo. - 18 yr.	3 mo.
148	12 yr.	4 mo.	6 yr.	2 mo. - 18 yr.	4 mo.
149	12 yr.	5 mo.	6 yr.	2 mo. - 18 yr.	5 mo.
150	12 yr.	6 mo.	6 yr.	3 mo. - 18 yr.	5 mo.

Score	Sentence Range Midpoint		Sentence Range		
151	12 yr.	7 mo.	6 yr.	3 mo. - 18 yr.	6 mo.
152	12 yr.	8 mo.	6 yr.	4 mo. - 18 yr.	6 mo.
153	12 yr.	9 mo.	6 yr.	4 mo. - 18 yr.	7 mo.
154	12 yr.	10 mo.	6 yr.	5 mo. - 18 yr.	7 mo.
155	12 yr.	11 mo.	6 yr.	5 mo. - 18 yr.	8 mo.
156	13 yr.	0 mo.	6 yr.	6 mo. - 18 yr.	8 mo.
157	13 yr.	1 mo.	6 yr.	6 mo. - 18 yr.	9 mo.
158	13 yr.	2 mo.	6 yr.	7 mo. - 18 yr.	9 mo.
159	13 yr.	3 mo.	6 yr.	7 mo. - 18 yr.	10 mo.
160	13 yr.	4 mo.	6 yr.	8 mo. - 18 yr.	10 mo.
161	13 yr.	5 mo.	6 yr.	8 mo. - 18 yr.	11 mo.
162	13 yr.	6 mo.	6 yr.	9 mo. - 18 yr.	11 mo.
163	13 yr.	7 mo.	6 yr.	9 mo. - 19 yr.	0 mo.
164	13 yr.	8 mo.	6 yr.	10 mo. - 19 yr.	0 mo.
165	13 yr.	9 mo.	6 yr.	10 mo. - 19 yr.	1 mo.
166	13 yr.	10 mo.	6 yr.	11 mo. - 19 yr.	1 mo.
167	13 yr.	11 mo.	6 yr.	11 mo. - 19 yr.	2 mo.
168	14 yr.	0 mo.	7 yr.	0 mo. - 19 yr.	2 mo.
169	14 yr.	1 mo.	7 yr.	0 mo. - 19 yr.	3 mo.
170	14 yr.	2 mo.	7 yr.	1 mo. - 19 yr.	3 mo.
171	14 yr.	3 mo.	7 yr.	1 mo. - 19 yr.	4 mo.
172	14 yr.	4 mo.	7 yr.	2 mo. - 19 yr.	4 mo.
173	14 yr.	5 mo.	7 yr.	2 mo. - 19 yr.	5 mo.
174	14 yr.	6 mo.	7 yr.	3 mo. - 19 yr.	5 mo.
175	14 yr.	7 mo.	7 yr.	3 mo. - 19 yr.	6 mo.
176	14 yr.	8 mo.	7 yr.	4 mo. - 19 yr.	6 mo.
177	14 yr.	9 mo.	7 yr.	4 mo. - 19 yr.	7 mo.
178	14 yr.	10 mo.	7 yr.	5 mo. - 19 yr.	7 mo.
179	14 yr.	11 mo.	7 yr.	5 mo. - 19 yr.	8 mo.
180	15 yr.	0 mo.	7 yr.	6 mo. - 19 yr.	8 mo.
181	15 yr.	1 mo.	7 yr.	6 mo. - 19 yr.	9 mo.
182	15 yr.	2 mo.	7 yr.	7 mo. - 19 yr.	9 mo.
183	15 yr.	3 mo.	7 yr.	7 mo. - 19 yr.	10 mo.
184	15 yr.	4 mo.	7 yr.	8 mo. - 19 yr.	10 mo.
185	15 yr.	5 mo.	7 yr.	8 mo. - 19 yr.	11 mo.
186	15 yr.	6 mo.	7 yr.	9 mo. - 19 yr.	11 mo.
187	15 yr.	7 mo.	7 yr.	9 mo. - 20 yr.	0 mo.
188	15 yr.	8 mo.	7 yr.	10 mo. - 20 yr.	0 mo.
189	15 yr.	9 mo.	7 yr.	10 mo. - 20 yr.	1 mo.
190	15 yr.	10 mo.	7 yr.	11 mo. - 20 yr.	1 mo.
191	15 yr.	11 mo.	7 yr.	11 mo. - 20 yr.	2 mo.
192	16 yr.	0 mo.	8 yr.	0 mo. - 20 yr.	2 mo.
193	16 yr.	1 mo.	8 yr.	0 mo. - 20 yr.	3 mo.
194	16 yr.	2 mo.	8 yr.	1 mo. - 20 yr.	3 mo.
195	16 yr.	3 mo.	8 yr.	1 mo. - 20 yr.	4 mo.
196	16 yr.	4 mo.	8 yr.	2 mo. - 20 yr.	4 mo.
197	16 yr.	5 mo.	8 yr.	2 mo. - 20 yr.	5 mo.
198	16 yr.	6 mo.	8 yr.	3 mo. - 20 yr.	5 mo.

❖ Kidnapping • Section C Recommendation Table

Score	Sentence Range Midpoint		Sentence Range		
199	16 yr.	7 mo.	8 yr.	3 mo. - 20 yr.	6 mo.
200	16 yr.	8 mo.	8 yr.	4 mo. - 20 yr.	6 mo.
201	16 yr.	9 mo.	8 yr.	4 mo. - 20 yr.	7 mo.
202	16 yr.	10 mo.	8 yr.	5 mo. - 20 yr.	7 mo.
203	16 yr.	11 mo.	8 yr.	5 mo. - 20 yr.	8 mo.
204	17 yr.	0 mo.	8 yr.	6 mo. - 20 yr.	8 mo.
205	17 yr.	1 mo.	8 yr.	6 mo. - 20 yr.	9 mo.
206	17 yr.	2 mo.	8 yr.	7 mo. - 20 yr.	9 mo.
207	17 yr.	3 mo.	8 yr.	7 mo. - 20 yr.	10 mo.
208	17 yr.	4 mo.	8 yr.	8 mo. - 20 yr.	10 mo.
209	17 yr.	5 mo.	8 yr.	8 mo. - 20 yr.	11 mo.
210	17 yr.	6 mo.	8 yr.	9 mo. - 21 yr.	0 mo.
211	17 yr.	7 mo.	8 yr.	9 mo. - 21 yr.	1 mo.
212	17 yr.	8 mo.	8 yr.	10 mo. - 21 yr.	2 mo.
213	17 yr.	9 mo.	8 yr.	10 mo. - 21 yr.	4 mo.
214	17 yr.	10 mo.	8 yr.	11 mo. - 21 yr.	5 mo.
215	17 yr.	11 mo.	8 yr.	11 mo. - 21 yr.	6 mo.
216	18 yr.	0 mo.	9 yr.	0 mo. - 21 yr.	7 mo.
217	18 yr.	1 mo.	9 yr.	0 mo. - 21 yr.	8 mo.
218	18 yr.	2 mo.	9 yr.	1 mo. - 21 yr.	10 mo.
219	18 yr.	3 mo.	9 yr.	1 mo. - 21 yr.	11 mo.
220	18 yr.	4 mo.	9 yr.	2 mo. - 22 yr.	0 mo.
221	18 yr.	5 mo.	9 yr.	2 mo. - 22 yr.	1 mo.
222	18 yr.	6 mo.	9 yr.	3 mo. - 22 yr.	2 mo.
223	18 yr.	7 mo.	9 yr.	3 mo. - 22 yr.	4 mo.
224	18 yr.	8 mo.	9 yr.	4 mo. - 22 yr.	5 mo.
225	18 yr.	9 mo.	9 yr.	4 mo. - 22 yr.	6 mo.
226	18 yr.	10 mo.	9 yr.	5 mo. - 22 yr.	7 mo.
227	18 yr.	11 mo.	9 yr.	5 mo. - 22 yr.	8 mo.
228	19 yr.	0 mo.	9 yr.	6 mo. - 22 yr.	10 mo.
229	19 yr.	1 mo.	9 yr.	6 mo. - 22 yr.	11 mo.
230	19 yr.	2 mo.	9 yr.	7 mo. - 23 yr.	0 mo.
231	19 yr.	3 mo.	9 yr.	7 mo. - 23 yr.	1 mo.
232	19 yr.	4 mo.	9 yr.	8 mo. - 23 yr.	2 mo.
233	19 yr.	5 mo.	9 yr.	8 mo. - 23 yr.	4 mo.
234	19 yr.	6 mo.	9 yr.	9 mo. - 23 yr.	5 mo.
235	19 yr.	7 mo.	9 yr.	9 mo. - 23 yr.	6 mo.
236	19 yr.	8 mo.	9 yr.	10 mo. - 23 yr.	7 mo.
237	19 yr.	9 mo.	9 yr.	10 mo. - 23 yr.	8 mo.
238	19 yr.	10 mo.	9 yr.	11 mo. - 23 yr.	10 mo.
239	19 yr.	11 mo.	9 yr.	11 mo. - 23 yr.	11 mo.
240	20 yr.	0 mo.	10 yr.	0 mo. - 24 yr.	0 mo.
241	20 yr.	1 mo.	10 yr.	0 mo. - 24 yr.	1 mo.
242	20 yr.	2 mo.	10 yr.	1 mo. - 24 yr.	2 mo.
243	20 yr.	3 mo.	10 yr.	1 mo. - 24 yr.	4 mo.
244	20 yr.	4 mo.	10 yr.	2 mo. - 24 yr.	5 mo.
245	20 yr.	5 mo.	10 yr.	2 mo. - 24 yr.	6 mo.
246	20 yr.	6 mo.	10 yr.	3 mo. - 24 yr.	7 mo.

Score	Sentence Range Midpoint		Sentence Range		
247	20 yr.	7 mo.	10 yr.	3 mo. - 24 yr.	8 mo.
248	20 yr.	8 mo.	10 yr.	4 mo. - 24 yr.	10 mo.
249	20 yr.	9 mo.	10 yr.	4 mo. - 24 yr.	11 mo.
250	20 yr.	10 mo.	10 yr.	5 mo. - 25 yr.	0 mo.
251	20 yr.	11 mo.	10 yr.	5 mo. - 25 yr.	1 mo.
252	21 yr.	0 mo.	10 yr.	6 mo. - 25 yr.	2 mo.
253	21 yr.	1 mo.	10 yr.	6 mo. - 25 yr.	4 mo.
254	21 yr.	2 mo.	10 yr.	7 mo. - 25 yr.	5 mo.
255	21 yr.	3 mo.	10 yr.	7 mo. - 25 yr.	6 mo.
256	21 yr.	4 mo.	10 yr.	8 mo. - 25 yr.	7 mo.
257	21 yr.	5 mo.	10 yr.	8 mo. - 25 yr.	8 mo.
258	21 yr.	6 mo.	10 yr.	9 mo. - 25 yr.	10 mo.
259	21 yr.	7 mo.	10 yr.	9 mo. - 25 yr.	11 mo.
260	21 yr.	8 mo.	10 yr.	10 mo. - 26 yr.	0 mo.
261	21 yr.	9 mo.	10 yr.	10 mo. - 26 yr.	1 mo.
262	21 yr.	10 mo.	10 yr.	11 mo. - 26 yr.	2 mo.
263	21 yr.	11 mo.	10 yr.	11 mo. - 26 yr.	4 mo.
264	22 yr.	0 mo.	11 yr.	0 mo. - 26 yr.	5 mo.
265	22 yr.	1 mo.	11 yr.	0 mo. - 26 yr.	6 mo.
266	22 yr.	2 mo.	11 yr.	1 mo. - 26 yr.	7 mo.
267	22 yr.	3 mo.	11 yr.	1 mo. - 26 yr.	8 mo.
268	22 yr.	4 mo.	11 yr.	2 mo. - 26 yr.	10 mo.
269	22 yr.	5 mo.	11 yr.	2 mo. - 26 yr.	11 mo.
270	22 yr.	6 mo.	11 yr.	3 mo. - 27 yr.	0 mo.
271	22 yr.	7 mo.	11 yr.	3 mo. - 27 yr.	1 mo.
272	22 yr.	8 mo.	11 yr.	4 mo. - 27 yr.	2 mo.
273	22 yr.	9 mo.	11 yr.	4 mo. - 27 yr.	4 mo.
274	22 yr.	10 mo.	11 yr.	5 mo. - 27 yr.	5 mo.
275	22 yr.	11 mo.	11 yr.	5 mo. - 27 yr.	6 mo.
276	23 yr.	0 mo.	11 yr.	6 mo. - 27 yr.	7 mo.
277	23 yr.	1 mo.	11 yr.	6 mo. - 27 yr.	8 mo.
278	23 yr.	2 mo.	11 yr.	7 mo. - 27 yr.	10 mo.
279	23 yr.	3 mo.	11 yr.	7 mo. - 27 yr.	11 mo.
280	23 yr.	4 mo.	11 yr.	8 mo. - 28 yr.	0 mo.
281	23 yr.	5 mo.	11 yr.	8 mo. - 28 yr.	1 mo.
282	23 yr.	6 mo.	11 yr.	9 mo. - 28 yr.	2 mo.
283	23 yr.	7 mo.	11 yr.	9 mo. - 28 yr.	4 mo.
284	23 yr.	8 mo.	11 yr.	10 mo. - 28 yr.	5 mo.
285	23 yr.	9 mo.	11 yr.	10 mo. - 28 yr.	6 mo.
286	23 yr.	10 mo.	11 yr.	11 mo. - 28 yr.	7 mo.
287	23 yr.	11 mo.	11 yr.	11 mo. - 28 yr.	8 mo.
288	24 yr.	0 mo.	12 yr.	0 mo. - 28 yr.	10 mo.
289	24 yr.	1 mo.	12 yr.	0 mo. - 28 yr.	11 mo.
290	24 yr.	2 mo.	12 yr.	1 mo. - 29 yr.	0 mo.
291	24 yr.	3 mo.	12 yr.	1 mo. - 29 yr.	1 mo.
292	24 yr.	4 mo.	12 yr.	2 mo. - 29 yr.	2 mo.
293	24 yr.	5 mo.	12 yr.	2 mo. - 29 yr.	4 mo.
294	24 yr.	6 mo.	12 yr.	3 mo. - 29 yr.	5 mo.

Score	Sentence Range Midpoint		Sentence Range		
295	24 yr.	7 mo.	12 yr.	3 mo. - 29 yr.	6 mo.
296	24 yr.	8 mo.	12 yr.	4 mo. - 29 yr.	7 mo.
297	24 yr.	9 mo.	12 yr.	4 mo. - 29 yr.	8 mo.
298	24 yr.	10 mo.	12 yr.	5 mo. - 29 yr.	10 mo.
299	24 yr.	11 mo.	12 yr.	5 mo. - 29 yr.	11 mo.
300	25 yr.	0 mo.	12 yr.	6 mo. - 30 yr.	0 mo.
301	25 yr.	1 mo.	12 yr.	6 mo. - 30 yr.	1 mo.
302	25 yr.	2 mo.	12 yr.	7 mo. - 30 yr.	2 mo.
303	25 yr.	3 mo.	12 yr.	7 mo. - 30 yr.	4 mo.
304	25 yr.	4 mo.	12 yr.	8 mo. - 30 yr.	5 mo.
305	25 yr.	5 mo.	12 yr.	8 mo. - 30 yr.	6 mo.
306	25 yr.	6 mo.	12 yr.	9 mo. - 30 yr.	7 mo.
307	25 yr.	7 mo.	12 yr.	9 mo. - 30 yr.	8 mo.
308	25 yr.	8 mo.	12 yr.	10 mo. - 30 yr.	10 mo.
309	25 yr.	9 mo.	12 yr.	10 mo. - 30 yr.	11 mo.
310	25 yr.	10 mo.	12 yr.	11 mo. - 31 yr.	0 mo.
311	25 yr.	11 mo.	12 yr.	11 mo. - 31 yr.	1 mo.
312	26 yr.	0 mo.	13 yr.	0 mo. - 31 yr.	2 mo.
313	26 yr.	1 mo.	13 yr.	0 mo. - 31 yr.	4 mo.
314	26 yr.	2 mo.	13 yr.	1 mo. - 31 yr.	5 mo.
315	26 yr.	3 mo.	13 yr.	1 mo. - 31 yr.	6 mo.
316	26 yr.	4 mo.	13 yr.	2 mo. - 31 yr.	7 mo.
317	26 yr.	5 mo.	13 yr.	2 mo. - 31 yr.	8 mo.
318	26 yr.	6 mo.	13 yr.	3 mo. - 31 yr.	10 mo.
319	26 yr.	7 mo.	13 yr.	3 mo. - 31 yr.	11 mo.
320	26 yr.	8 mo.	13 yr.	4 mo. - 32 yr.	0 mo.
321	26 yr.	9 mo.	13 yr.	4 mo. - 32 yr.	1 mo.
322	26 yr.	10 mo.	13 yr.	5 mo. - 32 yr.	2 mo.
323	26 yr.	11 mo.	13 yr.	5 mo. - 32 yr.	4 mo.
324	27 yr.	0 mo.	13 yr.	6 mo. - 32 yr.	5 mo.
325	27 yr.	1 mo.	13 yr.	6 mo. - 32 yr.	6 mo.
326	27 yr.	2 mo.	13 yr.	7 mo. - 32 yr.	7 mo.
327	27 yr.	3 mo.	13 yr.	7 mo. - 32 yr.	8 mo.
328	27 yr.	4 mo.	13 yr.	8 mo. - 32 yr.	10 mo.
329	27 yr.	5 mo.	13 yr.	8 mo. - 32 yr.	11 mo.
330	27 yr.	6 mo.	13 yr.	9 mo. - 33 yr.	0 mo.
331	27 yr.	7 mo.	13 yr.	9 mo. - 33 yr.	1 mo.
332	27 yr.	8 mo.	13 yr.	10 mo. - 33 yr.	2 mo.
333	27 yr.	9 mo.	13 yr.	10 mo. - 33 yr.	4 mo.
334	27 yr.	10 mo.	13 yr.	11 mo. - 33 yr.	5 mo.
335	27 yr.	11 mo.	13 yr.	11 mo. - 33 yr.	6 mo.
336	28 yr.	0 mo.	14 yr.	0 mo. - 33 yr.	7 mo.
337	28 yr.	1 mo.	14 yr.	0 mo. - 33 yr.	8 mo.
338	28 yr.	2 mo.	14 yr.	1 mo. - 33 yr.	10 mo.
339	28 yr.	3 mo.	14 yr.	1 mo. - 33 yr.	11 mo.
340	28 yr.	4 mo.	14 yr.	2 mo. - 34 yr.	0 mo.
341	28 yr.	5 mo.	14 yr.	2 mo. - 34 yr.	1 mo.
342	28 yr.	6 mo.	14 yr.	3 mo. - 34 yr.	2 mo.

Score	Sentence Range Midpoint		Sentence Range		
343	28 yr.	7 mo.	14 yr.	3 mo. - 34 yr.	4 mo.
344	28 yr.	8 mo.	14 yr.	4 mo. - 34 yr.	5 mo.
345	28 yr.	9 mo.	14 yr.	4 mo. - 34 yr.	6 mo.
346	28 yr.	10 mo.	14 yr.	5 mo. - 34 yr.	7 mo.
347	28 yr.	11 mo.	14 yr.	5 mo. - 34 yr.	8 mo.
348	29 yr.	0 mo.	14 yr.	6 mo. - 34 yr.	10 mo.
349	29 yr.	1 mo.	14 yr.	6 mo. - 34 yr.	11 mo.
350	29 yr.	2 mo.	14 yr.	7 mo. - 35 yr.	0 mo.
351	29 yr.	3 mo.	14 yr.	7 mo. - 35 yr.	1 mo.
352	29 yr.	4 mo.	14 yr.	8 mo. - 35 yr.	2 mo.
353	29 yr.	5 mo.	14 yr.	8 mo. - 35 yr.	4 mo.
354	29 yr.	6 mo.	14 yr.	9 mo. - 35 yr.	5 mo.
355	29 yr.	7 mo.	14 yr.	9 mo. - 35 yr.	6 mo.
356	29 yr.	8 mo.	14 yr.	10 mo. - 35 yr.	7 mo.
357	29 yr.	9 mo.	14 yr.	10 mo. - 35 yr.	8 mo.
358	29 yr.	10 mo.	14 yr.	11 mo. - 35 yr.	10 mo.
359	29 yr.	11 mo.	14 yr.	11 mo. - 35 yr.	11 mo.
360	30 yr.	0 mo.	15 yr.	0 mo. - 36 yr.	0 mo.
361	30 yr.	1 mo.	15 yr.	0 mo. - 36 yr.	1 mo.
362	30 yr.	2 mo.	15 yr.	1 mo. - 36 yr.	2 mo.
363	30 yr.	3 mo.	15 yr.	1 mo. - 36 yr.	4 mo.
364	30 yr.	4 mo.	15 yr.	2 mo. - 36 yr.	5 mo.
365	30 yr.	5 mo.	15 yr.	2 mo. - 36 yr.	6 mo.
366	30 yr.	6 mo.	15 yr.	3 mo. - 36 yr.	7 mo.
367	30 yr.	7 mo.	15 yr.	3 mo. - 36 yr.	8 mo.
368	30 yr.	8 mo.	15 yr.	4 mo. - 36 yr.	10 mo.
369	30 yr.	9 mo.	15 yr.	4 mo. - 36 yr.	11 mo.
370	30 yr.	10 mo.	15 yr.	5 mo. - 37 yr.	0 mo.
371	30 yr.	11 mo.	15 yr.	5 mo. - 37 yr.	1 mo.
372	31 yr.	0 mo.	15 yr.	6 mo. - 37 yr.	2 mo.
373	31 yr.	1 mo.	15 yr.	6 mo. - 37 yr.	4 mo.
374	31 yr.	2 mo.	15 yr.	7 mo. - 37 yr.	5 mo.
375	31 yr.	3 mo.	15 yr.	7 mo. - 37 yr.	6 mo.
376	31 yr.	4 mo.	15 yr.	8 mo. - 37 yr.	7 mo.
377	31 yr.	5 mo.	15 yr.	8 mo. - 37 yr.	8 mo.
378	31 yr.	6 mo.	15 yr.	9 mo. - 37 yr.	10 mo.
379	31 yr.	7 mo.	15 yr.	9 mo. - 37 yr.	11 mo.
380	31 yr.	8 mo.	15 yr.	10 mo. - 38 yr.	0 mo.
381	31 yr.	9 mo.	15 yr.	10 mo. - 38 yr.	1 mo.
382	31 yr.	10 mo.	15 yr.	11 mo. - 38 yr.	2 mo.
383	31 yr.	11 mo.	15 yr.	11 mo. - 38 yr.	4 mo.
384	32 yr.	0 mo.	16 yr.	0 mo. - 38 yr.	5 mo.
385	32 yr.	1 mo.	16 yr.	0 mo. - 38 yr.	6 mo.
386	32 yr.	2 mo.	16 yr.	1 mo. - 38 yr.	7 mo.
387	32 yr.	3 mo.	16 yr.	1 mo. - 38 yr.	8 mo.
388	32 yr.	4 mo.	16 yr.	2 mo. - 38 yr.	10 mo.
389	32 yr.	5 mo.	16 yr.	2 mo. - 38 yr.	11 mo.
390	32 yr.	6 mo.	16 yr.	3 mo. - 39 yr.	0 mo.

❖ Kidnapping • Section C Recommendation Table

Score	Sentence Range Midpoint		Sentence Range		
391	32 yr.	7 mo.	16 yr.	3 mo. - 39 yr.	1 mo.
392	32 yr.	8 mo.	16 yr.	4 mo. - 39 yr.	2 mo.
393	32 yr.	9 mo.	16 yr.	4 mo. - 39 yr.	4 mo.
394	32 yr.	10 mo.	16 yr.	5 mo. - 39 yr.	5 mo.
395	32 yr.	11 mo.	16 yr.	5 mo. - 39 yr.	6 mo.
396	33 yr.	0 mo.	16 yr.	6 mo. - 39 yr.	7 mo.
397	33 yr.	1 mo.	16 yr.	6 mo. - 39 yr.	8 mo.
398	33 yr.	2 mo.	16 yr.	7 mo. - 39 yr.	10 mo.
399	33 yr.	3 mo.	16 yr.	7 mo. - 39 yr.	11 mo.
400	33 yr.	4 mo.	16 yr.	8 mo. - 40 yr.	0 mo.
401	33 yr.	5 mo.	16 yr.	8 mo. - 40 yr.	1 mo.
402	33 yr.	6 mo.	16 yr.	9 mo. - 40 yr.	2 mo.
403	33 yr.	7 mo.	16 yr.	9 mo. - 40 yr.	4 mo.
404	33 yr.	8 mo.	16 yr.	10 mo. - 40 yr.	5 mo.
405	33 yr.	9 mo.	16 yr.	10 mo. - 40 yr.	6 mo.
406	33 yr.	10 mo.	16 yr.	11 mo. - 40 yr.	7 mo.
407	33 yr.	11 mo.	16 yr.	11 mo. - 40 yr.	8 mo.
408	34 yr.	0 mo.	17 yr.	0 mo. - 40 yr.	10 mo.
409	34 yr.	1 mo.	17 yr.	0 mo. - 40 yr.	11 mo.
410	34 yr.	2 mo.	17 yr.	1 mo. - 41 yr.	0 mo.
411	34 yr.	3 mo.	17 yr.	1 mo. - 41 yr.	1 mo.
412	34 yr.	4 mo.	17 yr.	2 mo. - 41 yr.	2 mo.
413	34 yr.	5 mo.	17 yr.	2 mo. - 41 yr.	4 mo.
414	34 yr.	6 mo.	17 yr.	3 mo. - 41 yr.	5 mo.
415	34 yr.	7 mo.	17 yr.	3 mo. - 41 yr.	6 mo.
416	34 yr.	8 mo.	17 yr.	4 mo. - 41 yr.	7 mo.
417	34 yr.	9 mo.	17 yr.	4 mo. - 41 yr.	8 mo.
418	34 yr.	10 mo.	17 yr.	5 mo. - 41 yr.	10 mo.
419	34 yr.	11 mo.	17 yr.	5 mo. - 41 yr.	11 mo.
420	35 yr.	0 mo.	17 yr.	6 mo. - 42 yr.	0 mo.
421	35 yr.	1 mo.	17 yr.	6 mo. - 42 yr.	1 mo.
422	35 yr.	2 mo.	17 yr.	7 mo. - 42 yr.	2 mo.
423	35 yr.	3 mo.	17 yr.	7 mo. - 42 yr.	4 mo.
424	35 yr.	4 mo.	17 yr.	8 mo. - 42 yr.	5 mo.
425	35 yr.	5 mo.	17 yr.	8 mo. - 42 yr.	6 mo.
426	35 yr.	6 mo.	17 yr.	9 mo. - 42 yr.	7 mo.
427	35 yr.	7 mo.	17 yr.	9 mo. - 42 yr.	8 mo.
428	35 yr.	8 mo.	17 yr.	10 mo. - 42 yr.	10 mo.
429	35 yr.	9 mo.	17 yr.	10 mo. - 42 yr.	11 mo.
430	35 yr.	10 mo.	17 yr.	11 mo. - 43 yr.	0 mo.
431	35 yr.	11 mo.	17 yr.	11 mo. - 43 yr.	1 mo.
432	36 yr.	0 mo.	18 yr.	0 mo. - 43 yr.	2 mo.
433	36 yr.	1 mo.	18 yr.	1 mo. - 43 yr.	4 mo.
434	36 yr.	2 mo.	18 yr.	2 mo. - 43 yr.	5 mo.
435	36 yr.	3 mo.	18 yr.	3 mo. - 43 yr.	6 mo.
436	36 yr.	4 mo.	18 yr.	4 mo. - 43 yr.	7 mo.
437	36 yr.	5 mo.	18 yr.	6 mo. - 43 yr.	8 mo.
438	36 yr.	6 mo.	18 yr.	8 mo. - 43 yr.	10 mo.

Score	Sentence Range Midpoint		Sentence Range		
439	36 yr.	7 mo.	18 yr.	10 mo. - 43 yr.	11 mo.
440	36 yr.	8 mo.	19 yr.	0 mo. - 44 yr.	0 mo.
441	36 yr.	9 mo.	19 yr.	3 mo. - 44 yr.	1 mo.
442	36 yr.	10 mo.	19 yr.	6 mo. - 44 yr.	2 mo.
443	36 yr.	11 mo.	19 yr.	9 mo. - 44 yr.	4 mo.
444	37 yr.	0 mo.	20 yr.	0 mo. - 44 yr.	5 mo.
445	37 yr.	1 mo.	20 yr.	4 mo. - 44 yr.	6 mo.
446	37 yr.	2 mo.	20 yr.	8 mo. - 44 yr.	7 mo.
447	37 yr.	3 mo.	21 yr.	0 mo. - 44 yr.	8 mo.
448	37 yr.	4 mo.	21 yr.	4 mo. - 44 yr.	10 mo.
449	37 yr.	5 mo.	21 yr.	8 mo. - 44 yr.	11 mo.
450	37 yr.	6 mo.	22 yr.	1 mo. - 45 yr.	0 mo.
451	37 yr.	7 mo.	22 yr.	6 mo. - 45 yr.	1 mo.
452	37 yr.	8 mo.	22 yr.	11 mo. - 45 yr.	2 mo.
453	37 yr.	9 mo.	23 yr.	4 mo. - 45 yr.	4 mo.
454	37 yr.	10 mo.	23 yr.	9 mo. - 45 yr.	5 mo.
455	37 yr.	11 mo.	24 yr.	2 mo. - 45 yr.	6 mo.
456	38 yr.	0 mo.	25 yr.	0 mo. - 45 yr.	7 mo.
457	38 yr.	1 mo.	25 yr.	5 mo. - 45 yr.	8 mo.
458	38 yr.	2 mo.	25 yr.	9 mo. - 45 yr.	10 mo.
459	38 yr.	3 mo.	26 yr.	1 mo. - 45 yr.	11 mo.
460	38 yr.	4 mo.	26 yr.	5 mo. - 46 yr.	0 mo.
461	38 yr.	5 mo.	26 yr.	9 mo. - 46 yr.	1 mo.
462	38 yr.	6 mo.	27 yr.	1 mo. - 46 yr.	2 mo.
463	38 yr.	7 mo.	27 yr.	5 mo. - 46 yr.	4 mo.
464	38 yr.	8 mo.	27 yr.	9 mo. - 46 yr.	5 mo.
465	38 yr.	9 mo.	28 yr.	0 mo. - 46 yr.	6 mo.
466	38 yr.	10 mo.	28 yr.	2 mo. - 46 yr.	7 mo.
467	38 yr.	11 mo.	28 yr.	6 mo. - 46 yr.	8 mo.
468	39 yr.	0 mo.	28 yr.	8 mo. - 46 yr.	10 mo.
469	39 yr.	1 mo.	28 yr.	10 mo. - 46 yr.	11 mo.
470	39 yr.	2 mo.	29 yr.	0 mo. - 47 yr.	0 mo.
471	39 yr.	3 mo.	29 yr.	2 mo. - 47 yr.	1 mo.
472	39 yr.	4 mo.	29 yr.	3 mo. - 47 yr.	2 mo.
473	39 yr.	5 mo.	29 yr.	4 mo. - 47 yr.	4 mo.
474	39 yr.	6 mo.	29 yr.	5 mo. - 47 yr.	5 mo.
475	39 yr.	7 mo.	29 yr.	6 mo. - 47 yr.	6 mo.
476	39 yr.	8 mo.	29 yr.	7 mo. - 47 yr.	7 mo.
477	39 yr.	9 mo.	29 yr.	8 mo. - 47 yr.	8 mo.
478	39 yr.	10 mo.	29 yr.	9 mo. - 47 yr.	10 mo.
479	39 yr.	11 mo.	29 yr.	10 mo. - 47 yr.	11 mo.
480	40 yr.	0 mo.	29 yr.	11 mo. - 48 yr.	0 mo.
481	40 yr.	1 mo.	30 yr.	0 mo. - 48 yr.	1 mo.
482	40 yr.	2 mo.	30 yr.	1 mo. - 48 yr.	2 mo.
483	40 yr.	3 mo.	30 yr.	2 mo. - 48 yr.	4 mo.
484	40 yr.	4 mo.	30 yr.	3 mo. - 48 yr.	5 mo.
485	40 yr.	5 mo.	30 yr.	4 mo. - 48 yr.	6 mo.
486	40 yr.	6 mo.	30 yr.	5 mo. - 48 yr.	7 mo.

Score	Sentence Range Midpoint		Sentence Range		
487	40 yr.	7 mo.	30 yr.	5 mo. - 48 yr.	8 mo.
488	40 yr.	8 mo.	30 yr.	6 mo. - 48 yr.	10 mo.
489	40 yr.	9 mo.	30 yr.	7 mo. - 48 yr.	11 mo.
490	40 yr.	10 mo.	30 yr.	8 mo. - 49 yr.	0 mo.
491	40 yr.	11 mo.	30 yr.	8 mo. - 49 yr.	1 mo.
492	41 yr.	0 mo.	30 yr.	9 mo. - 49 yr.	2 mo.
493	41 yr.	1 mo.	30 yr.	10 mo. - 49 yr.	4 mo.
494	41 yr.	2 mo.	30 yr.	11 mo. - 49 yr.	5 mo.
495	41 yr.	3 mo.	30 yr.	11 mo. - 49 yr.	6 mo.
496	41 yr.	4 mo.	31 yr.	0 mo. - 49 yr.	7 mo.
497	41 yr.	5 mo.	31 yr.	1 mo. - 49 yr.	8 mo.
498	41 yr.	6 mo.	31 yr.	2 mo. - 49 yr.	10 mo.
499	41 yr.	7 mo.	31 yr.	2 mo. - 49 yr.	11 mo.
500	41 yr.	8 mo.	31 yr.	3 mo. - 50 yr.	0 mo.
501	41 yr.	9 mo.	31 yr.	4 mo. - 50 yr.	1 mo.
502	41 yr.	10 mo.	31 yr.	5 mo. - 50 yr.	2 mo.
503	41 yr.	11 mo.	31 yr.	5 mo. - 50 yr.	4 mo.
504	42 yr.	0 mo.	31 yr.	6 mo. - 50 yr.	5 mo.
505	42 yr.	1 mo.	31 yr.	7 mo. - 50 yr.	6 mo.
506	42 yr.	2 mo.	31 yr.	8 mo. - 50 yr.	7 mo.
507	42 yr.	3 mo.	31 yr.	8 mo. - 50 yr.	8 mo.
508	42 yr.	4 mo.	31 yr.	9 mo. - 50 yr.	10 mo.
509	42 yr.	5 mo.	31 yr.	10 mo. - 50 yr.	11 mo.
510	42 yr.	6 mo.	31 yr.	11 mo. - 51 yr.	0 mo.
511	42 yr.	7 mo.	31 yr.	11 mo. - 51 yr.	1 mo.
512	42 yr.	8 mo.	32 yr.	0 mo. - 51 yr.	2 mo.
513	42 yr.	9 mo.	32 yr.	1 mo. - 51 yr.	4 mo.
514	42 yr.	10 mo.	32 yr.	2 mo. - 51 yr.	5 mo.
515	42 yr.	11 mo.	32 yr.	2 mo. - 51 yr.	6 mo.
516	43 yr.	0 mo.	32 yr.	3 mo. - 51 yr.	7 mo.
517	43 yr.	1 mo.	32 yr.	4 mo. - 51 yr.	8 mo.
518	43 yr.	2 mo.	32 yr.	5 mo. - 51 yr.	10 mo.
519	43 yr.	3 mo.	32 yr.	5 mo. - 51 yr.	11 mo.
520	43 yr.	4 mo.	32 yr.	6 mo. - 52 yr.	0 mo.
521	43 yr.	5 mo.	32 yr.	7 mo. - 52 yr.	1 mo.
522	43 yr.	6 mo.	32 yr.	8 mo. - 52 yr.	2 mo.
523	43 yr.	7 mo.	32 yr.	8 mo. - 52 yr.	4 mo.
524	43 yr.	8 mo.	32 yr.	9 mo. - 52 yr.	5 mo.
525	43 yr.	9 mo.	32 yr.	10 mo. - 52 yr.	6 mo.
526	43 yr.	10 mo.	32 yr.	11 mo. - 52 yr.	7 mo.
527	43 yr.	11 mo.	32 yr.	11 mo. - 52 yr.	8 mo.
528	44 yr.	0 mo.	33 yr.	0 mo. - 52 yr.	10 mo.
529	44 yr.	1 mo.	33 yr.	1 mo. - 52 yr.	11 mo.
530	44 yr.	2 mo.	33 yr.	2 mo. - 53 yr.	0 mo.
531	44 yr.	3 mo.	33 yr.	2 mo. - 53 yr.	1 mo.
532	44 yr.	4 mo.	33 yr.	3 mo. - 53 yr.	2 mo.
533	44 yr.	5 mo.	33 yr.	4 mo. - 53 yr.	4 mo.
534	44 yr.	6 mo.	33 yr.	5 mo. - 53 yr.	5 mo.

Score	Sentence Range Midpoint		Sentence Range		
535	44 yr.	7 mo.	33 yr.	5 mo. - 53 yr.	6 mo.
536	44 yr.	8 mo.	33 yr.	6 mo. - 53 yr.	7 mo.
537	44 yr.	9 mo.	33 yr.	7 mo. - 53 yr.	8 mo.
538	44 yr.	10 mo.	33 yr.	8 mo. - 53 yr.	10 mo.
539	44 yr.	11 mo.	33 yr.	8 mo. - 53 yr.	11 mo.
540	45 yr.	0 mo.	33 yr.	9 mo. - 54 yr.	0 mo.
541	45 yr.	1 mo.	33 yr.	10 mo. - 54 yr.	1 mo.
542	45 yr.	2 mo.	33 yr.	11 mo. - 54 yr.	2 mo.
543	45 yr.	3 mo.	33 yr.	11 mo. - 54 yr.	4 mo.
544	45 yr.	4 mo.	34 yr.	0 mo. - 54 yr.	5 mo.
545	45 yr.	5 mo.	34 yr.	1 mo. - 54 yr.	6 mo.
546	45 yr.	6 mo.	34 yr.	2 mo. - 54 yr.	7 mo.
547	45 yr.	7 mo.	34 yr.	2 mo. - 54 yr.	8 mo.
548	45 yr.	8 mo.	34 yr.	3 mo. - 54 yr.	10 mo.
549	45 yr.	9 mo.	34 yr.	4 mo. - 54 yr.	11 mo.
550	45 yr.	10 mo.	34 yr.	5 mo. - 55 yr.	0 mo.
551	45 yr.	11 mo.	34 yr.	5 mo. - 55 yr.	1 mo.
552	46 yr.	0 mo.	34 yr.	6 mo. - 55 yr.	2 mo.
553	46 yr.	1 mo.	34 yr.	7 mo. - 55 yr.	4 mo.
554	46 yr.	2 mo.	34 yr.	8 mo. - 55 yr.	5 mo.
555	46 yr.	3 mo.	34 yr.	8 mo. - 55 yr.	6 mo.
556	46 yr.	4 mo.	34 yr.	9 mo. - 55 yr.	7 mo.
557	46 yr.	5 mo.	34 yr.	10 mo. - 55 yr.	8 mo.
558	46 yr.	6 mo.	34 yr.	11 mo. - 55 yr.	10 mo.
559	46 yr.	7 mo.	34 yr.	11 mo. - 55 yr.	11 mo.
560	46 yr.	8 mo.	35 yr.	0 mo. - 56 yr.	0 mo.
561	46 yr.	9 mo.	35 yr.	1 mo. - 56 yr.	1 mo.
562	46 yr.	10 mo.	35 yr.	2 mo. - 56 yr.	2 mo.
563	46 yr.	11 mo.	35 yr.	2 mo. - 56 yr.	4 mo.
564	47 yr.	0 mo.	35 yr.	3 mo. - 56 yr.	5 mo.
565	47 yr.	1 mo.	35 yr.	4 mo. - 56 yr.	6 mo.
566	47 yr.	2 mo.	35 yr.	5 mo. - 56 yr.	7 mo.
567	47 yr.	3 mo.	35 yr.	5 mo. - 56 yr.	8 mo.
568	47 yr.	4 mo.	35 yr.	6 mo. - 56 yr.	10 mo.
569	47 yr.	5 mo.	35 yr.	7 mo. - 56 yr.	11 mo.
570	47 yr.	6 mo.	35 yr.	8 mo. - 57 yr.	0 mo.
571	47 yr.	7 mo.	35 yr.	8 mo. - 57 yr.	1 mo.
572	47 yr.	8 mo.	35 yr.	9 mo. - 57 yr.	2 mo.
573	47 yr.	9 mo.	35 yr.	10 mo. - 57 yr.	4 mo.
574	47 yr.	10 mo.	35 yr.	11 mo. - 57 yr.	5 mo.
575	47 yr.	11 mo.	35 yr.	11 mo. - 57 yr.	6 mo.
576	48 yr.	0 mo.	36 yr.	0 mo. - 57 yr.	7 mo.
577	48 yr.	1 mo.	36 yr.	1 mo. - 57 yr.	8 mo.
578	48 yr.	2 mo.	36 yr.	2 mo. - 57 yr.	10 mo.
579	48 yr.	3 mo.	36 yr.	2 mo. - 57 yr.	11 mo.
580	48 yr.	4 mo.	36 yr.	3 mo. - 58 yr.	0 mo.
581	48 yr.	5 mo.	36 yr.	4 mo. - 58 yr.	1 mo.
582	48 yr.	6 mo.	36 yr.	5 mo. - 58 yr.	2 mo.

❖ Kidnapping • Section C Recommendation Table

Score	Sentence Range Midpoint		Sentence Range		
583	48 yr.	7 mo.	36 yr.	5 mo. - 58 yr.	4 mo.
584	48 yr.	8 mo.	36 yr.	6 mo. - 58 yr.	5 mo.
585	48 yr.	9 mo.	36 yr.	7 mo. - 58 yr.	6 mo.
586	48 yr.	10 mo.	36 yr.	8 mo. - 58 yr.	7 mo.
587	48 yr.	11 mo.	36 yr.	8 mo. - 58 yr.	8 mo.
588	49 yr.	0 mo.	36 yr.	9 mo. - 58 yr.	10 mo.
589	49 yr.	1 mo.	36 yr.	10 mo. - 58 yr.	11 mo.
590	49 yr.	2 mo.	36 yr.	11 mo. - 59 yr.	0 mo.
591	49 yr.	3 mo.	36 yr.	11 mo. - 59 yr.	1 mo.
592	49 yr.	4 mo.	37 yr.	0 mo. - 59 yr.	2 mo.
593	49 yr.	5 mo.	37 yr.	1 mo. - 59 yr.	4 mo.
594	49 yr.	6 mo.	37 yr.	2 mo. - 59 yr.	5 mo.
595	49 yr.	7 mo.	37 yr.	2 mo. - 59 yr.	6 mo.
596	49 yr.	8 mo.	37 yr.	3 mo. - 59 yr.	7 mo.
597	49 yr.	9 mo.	37 yr.	4 mo. - 59 yr.	8 mo.
598	49 yr.	10 mo.	37 yr.	5 mo. - 59 yr.	10 mo.
599	49 yr.	11 mo.	37 yr.	5 mo. - 59 yr.	11 mo.
600	50 yr.	0 mo.	37 yr.	6 mo. - 60 yr.	0 mo.

Larceny

❖ The sentencing guidelines for this section apply to the following offenses:

Relevant Code of Virginia Statutes	Relevant Virginia Crime Codes (VCC)
18.2-22	Use VCC for actual offense and change "F" to "C" in the code.
18.2-23(B)	LAR-2304-F9 (1-20 yrs.)
18.2-26	Use VCC for actual offense and change "F" to "A" in the code.
18.2-95(A)	LAR-2361-F9 (1-20 yrs.)
18.2-95(A)	LAR-2359-F9 (1-20 yrs.) LAR-2404-F9 (1-20 yrs.)
18.2-95(A)	LAR-2383-F9 (1-20 yrs.)
18.2-97	LAR-2317-F5 (1-10 yrs.)
18.2-98	LAR-2334-F9 (1-20 yrs.)
18.2-102	LAR-2412-F6 (1-5 yrs.)
18.2-103	LAR-2354-F9 (1-20 yrs.)
18.2-108	LAR-2808-F9 (1-20 yrs.)
18.2-108.01(A)	LAR-2302-F9 (2-20 yrs.)
18.2-108.01(B)	LAR-2303-F5 (1-10 yrs.)
18.2-108.1	LAR-2817-F6 (1-5 yrs.)
18.2-109	LAR-2810-F6 (1-5 yrs.)
18.2-111	LAR-2707-F9 (1-20 yrs.)
18.2-115	LAR-2379-F9 (1-20 yrs.)
18.2-117	LAR-2321-F9 (1-20 yrs.)
18.2-118	LAR-2381-F9 (1-20 yrs.)

Conspiracies or attempts to commit the offenses appearing in the above table are guidelines offenses.
A worksheet should be completed.

If the statute number and VCC for the primary offense do not appear on this table, sentencing guidelines do not apply.
No worksheets should be completed.

If the VCC is listed above, guidelines apply to offenses committed prior to July 1, 2018 (with a value of \$200 or more)
offenses committed between July 1, 2018 and June 30, 2020 (with a value of \$500 or more) and offenses committed on
or after July 1, 2020 (with a value of \$1,000 or more).

Larceny

Section A

1 Primary Offense

Enter the score corresponding to the number of counts if the primary offense at conviction was:

A.	Attempted or conspired fraud offense (Except LAR-2381-F9 and LAR-2321-F9) ..	18.2-22 or 18.2-26
B.	LAR-2304-F9* Conspire to commit/assist in larceny w/aggregate value ≥ \$1000 ..	18.2-23(B)
C.	LAR-2359-F9 Grand Larceny - \$1000 or more not from person	18.2-95(ii)
D.	LAR-2361-F9 Grand larceny - \$5 or more from person	18.2-95(ii)
E.	LAR-2404-F9 Grand larceny auto	18.2-95(ii)
F.	LAR-2383-F9 Larceny of firearms, regardless of value, not from person	18.2-95(iii)
G.	LAR-2317-F5 Larceny of animals (dog, horse, pony, mule, cow etc.)	18.2-97
H.	LAR-2334-F9 Larceny of bank notes, checks, etc worth \$1000 or more	18.2-98
I.	LAR-2412-F6 Unauthorized use of animal, auto, boat worth \$1000 or more	18.2-102
J.	LAR-2354-F9 Shoplift, alter price tags > \$1000	18.2-103
K.	LAR-2808-F9 Receive stolen goods - \$1000 or more	18.2-108
L.	LAR-2302-F9 Receive stolen goods, intent to sell - \$1000 or more	18.2-108.01(A)
M.	LAR-2303-F5 Receive stolen goods, intent to sell - aggregate \$1000 or more	18.2-108.01(B)
N.	LAR-2817-F9 Receive stolen firearm	18.2-108.1
O.	LAR-2810-F6 Receipt of transfer, vehicle, aircraft or boat	18.2-109
P.	LAR-2707-F9 Embezzlement, \$1000 or more	18.2-111
Q.	LAR-2379-F9 Conversion by fraud property titled to another \$1000 or more	18.2-115
R.	LAR-2321-F9* Bailee, fail to return animal, auto, etc. - \$1000 or more	18.2-117
S.	LAR-2381-F9 Fail to return leased personal property, \$1000 or more	18.2-118

**Attempted and conspired offenses are scored the same as a completed act*

Violations of deferred findings (§§ 18.2-251, 18.2-258.1, 19.2-298.02, or 19.2-303.6)

are scored as a conviction for the underlying offense

2 Primary Offense Remaining Counts (Number of Counts)

Calculate the total number of remaining counts for the primary offense that were not scored under the Primary Offense factor above. Then locate that total within the applicable range and record the corresponding point value.

3 Additional Offenses (Add Statutory Maximums)

Additional offenses are offenses included in the same sentencing event as the primary offense but assigned a different VCC (Virginia Crime Code) than the primary offense.

Add the maximum penalties for all additional offenses (including counts). Locate the total in the maximum penalty range and record the corresponding points.

4 Prior Convictions/Adjudications Counts (Number of Counts)

Determine the total number of convictions or adjudications in the defendant's complete criminal history. Include all convictions or adjudications prior to the sentencing date for: misdemeanors, criminal traffic offenses, local ordinance violations, and felonies.

For juvenile adjudications, include only delinquent offenses; do not count status offenses. For adults, exclude deferred disposition cases. Traffic infractions are not counted. Do not score Probation Violations or Good Behavior/Suspended Sentence Violations for this factor.

Determine the total number of prior conviction/adjudication counts, find the corresponding range, and record the assigned score.

5 Mandatory Minimum in Current Event

Assign points only if at least one offense (primary or additional offense) in the current sentencing event carries a mandatory minimum penalty. Refer to Appendix B or the VCC book for offenses that carry mandatory minimum time. The conviction must be part of the current sentencing event.

6 Prior Incarcerations/Commitments

Enter points if the offender has one or more periods of incarceration resulting from an effective jail or prison sentence. Count any incarceration sentence the offender has served or is currently serving, including boot camp, diversion center, detention center, or CCAP. Also include commitments to juvenile institutions or post-dispositional confinement in secure detention following an adjudication of delinquency. Do not score pre-trial or pre-sentence custody unless the offender was sentenced to time served.

7 Prior Juvenile Record

Enter points if the offender has any adjudications of delinquency. These include any violation that has a VCC. Criminal traffic adjudications are delinquent offenses; traffic infractions are not scored. Do not score this factor if the offender has a prior juvenile record consisting of only status offenses (e.g., incorrigibility, truancy, etc.).

8 Legally Restrained at Time of Offense

Score this factor based on the type of legal restraint that is assigned the most points.

Enter points if the defendant was under any of the following forms of supervision or legal obligation at the time of the offense. Do not rely solely on the catchwords to score this factor. Refer to the General Instructions for definitions.

Parole: The defendant was under an obligation to a parole board on the date of the offense.

Post-release: The defendant was under post-release supervision or probation as defined in §§ 19.2-295.2 or 18.2-10 on the date of the offense.

Supervised Probation after Incarceration: The defendant was on state, federal, or local supervised probation on the date of the offense after serving time in jail or prison.

Supervised Probation: The defendant was on state, federal, or local supervised probation on the date of the offense after receiving a probation sentence with no active incarceration.

Other: The defendant had another court-ordered obligation or was in violation of a restriction imposed by a court or administrative body on the date of the offense that is not defined above (e.g., a condition of good behavior).

9 Go to the next appropriate section.

If the total score is "18" or less the guidelines sentence is Probation/No Incarceration. If the total score is "19" or more go to Larceny Section C.

Larceny ❖ Section A

Offender Name: _____

❖ Primary Offense _____ (scores for attempted/conspired offenses are in parentheses)

A.	Attempted or conspired larceny (Except LAR-2304-F9 and LAR-2321-F9) (1 count).....	(4)
B.	LAR-2304-F9* Conspire to commit or assist in larceny w/aggregate value ≥ \$1000 (1 count).....	3
C.	LAR-2359-F9 Grand Larceny - \$1000 or more not from person (1 count).....	6
D.	LAR-2361-F9 Grand larceny - \$5 or more from person (1 count).....	10
E.	LAR-2404-F9 Grand larceny auto (1 count).....	5
F.	LAR-2383-F9 Larceny of firearms, regardless of value, not from person (1 count).....	4
G.	LAR-2317-F5 Larceny of animals (dog, horse, pony, mule, cow etc.) (1 count).....	6
H.	LAR-2334-F9 Larceny of bank notes, checks, etc worth \$1000 or more (1 count).....	9
I.	LAR-2412-F6 Unauthorized use of animal, auto, boat worth \$1000 or more (1 count).....	9
J.	LAR-2354-F9 Shoplift, alter price tags > \$1000 (1 count).....	7
K.	LAR-2808-F9 Receive stolen goods - \$1000 or more (1 count).....	6
L.	LAR-2302-F9 Receive stolen goods, intent to sell - \$1000 or more (1 count).....	8
M.	LAR-2303-F5 Receive stolen goods, intent to sell - aggregate \$1000 or more (1 count).....	11
N.	LAR-2817-F9 Receive stolen firearm (1 count).....	8
O.	LAR-2810-F6 Receipt of transfer, vehicle, aircraft or boat (1 count).....	7
P.	LAR-2707-F9 Embezzlement, \$1000 or more (1 count).....	8
Q.	LAR-2379-F9 Conversion by fraud property titled to another \$1000 or more (1 count).....	6
R.	LAR-2321-F9* Bailee, fail to return animal, auto, etc. - \$1000 or more (1 count).....	3
S.	LAR-2381-F9 Fail to return leased personal property, \$1000 or more (1 count).....	8

* Attempted and conspired offenses are scored the same as a completed act.

Score

❖ Primary Offense Remaining Counts (Number of Counts) _____

Remaining Counts:	0.....	0
	1.....	2
	2 or more.....	3

0	

❖ Additional Offenses (Statutory Maximums) Total the maximum penalties for additional offenses, including counts

Years:	0.....	0
(12 Months = 1 Year)	1 to 10.....	2
	11 to 20.....	3
	21 or more.....	4

0	

❖ Prior Convictions/Adjudications Counts (Number of Counts)

Number of convictions/adjudications for misdemeanors and felonies _____

Number of Counts:	0 to 1 prior convictions.....	0
	2 to 4 prior convictions.....	1
	5 to 10 prior convictions.....	3
	11 or more prior convictions.....	4

0	

❖ Mandatory Minimum in Current Event _____ If YES, add 16 ➡

❖ Prior Incarcerations/Commitments _____ If YES, add 8 ➡

0	

❖ Prior Juvenile Record _____ If YES, add 2 ➡

0	

❖ Legally Restrained at Time of Offense _____

None.....	0
Other.....	6
Parole, post-release, supervised probation, or supervised probation after incarceration.....	8

0	

Total Score _____ ➡

If total is 18 or less, the guidelines sentence is **Probation/No Incarceration**.
If total is 19 or more, go to **Section C**.

Larceny/Section A

Larceny

Section C

1 Primary Offense

Enter the score corresponding to the number of counts if the primary offense at conviction was:

A.	Attempted or conspired fraud offense (Except LAR-2381-F9).....	18.2-22 or 18.2-26
B.	LAR-2304-F9 Conspire to commit/assist in larceny w/aggregate value ≥ \$1000 ..	18.2-23(B)
C.	LAR-2359-F9 Grand Larceny - \$1000 or more not from person	18.2-95(ii)
D.	LAR-2361-F9 Grand larceny - \$5 or more from person	18.2-95(ii)
E.	LAR-2404-F9 Grand larceny auto	18.2-95(ii)
F.	LAR-2383-F9 Larceny of firearms, regardless of value, not from person	18.2-95(iii)
G.	LAR-2317-F5 Larceny of animals (dog, horse, pony, mule, cow etc.)	18.2-97
H.	LAR-2334-F9* Larceny of bank notes, checks, etc worth \$1000 or more.....	18.2-98
I.	LAR-2412-F6* Unauthorized use of animal, auto, boat worth \$1000 or more	18.2-102
J.	LAR-2354-F9 Shoplift, alter price tags > \$1000.....	18.2-103
K.	LAR-2808-F9 Receive stolen goods - \$1000 or more.....	18.2-108
L.	LAR-2302-F9 Receive stolen goods, intent to sell - \$1000 or more	18.2-108.01(A)
M.	LAR-2303-F5 Receive stolen goods, intent to sell - aggregate \$1000 or more	18.2-108.01(B)
N.	LAR-2817-F9 Receive stolen firearm	18.2-108.1
O.	LAR-2810-F6 Receipt of transfer, vehicle, aircraft or boat	18.2-109
P.	LAR-2707-F9 Embezzlement, \$1000 or more	18.2-111
Q.	LAR-2379-F9 Conversion by fraud property titled to another \$1000 or more.....	18.2-115
R.	LAR-2321-F9 Bailee, fail to return animal, auto, etc. - \$1000 or more	18.2-117
S.	LAR-2381-F9 Fail to return leased personal property, \$1000 or more	18.2-118

***Attempted and conspired offenses are scored the same as a completed act**

Violations of deferred findings (§§ 18.2-251, 18.2-258.1, 19.2-298.02, or 19.2-303.6) are scored as a conviction for the underlying offense

2 Primary Offense Remaining Counts (Number of Counts)

Calculate the total number of remaining counts for the primary offense that were not scored under the Primary Offense factor above. Then locate that total within the applicable range and record the corresponding point value.

3 Additional Offenses (Add Statutory Maximums)

Additional offenses are offenses included in the same sentencing event as the primary offense but assigned a different VCC (Virginia Crime Code) than the primary offense.

Identify each additional offense and its statutory maximum penalty.

Assign points to each count of the additional offense based on the statutory maximum penalty. After assigning points to all additional offenses and their counts, total the points and record the total.

4 Type of Additional Offense

Enter the appropriate points if the current sentencing event includes an additional felony offense with a VCC prefix of "ASL," "MUR," "ROB," or "WPN." If more than one qualifying offense is present, do not total the points. Assign points only once, based on the VCC prefix with the highest point value.

5 Mandatory Minimum in Current Event

Assign points to each additional offense that carries a mandatory minimum penalty listed on the worksheet and enter the total points. Appendix B and the VCC book identify offenses that carry the required mandatory minimum term for a completed act.

6 Weapon Used at Time of Offense

Score this factor for any offense at conviction, not only the primary offense.

Enter points if the offender or a codefendant used, brandished, or threatened to use a weapon. Refer to the Weapons section of the General Instructions for weapons definitions.

Possession of a weapon is not scored. The weapon must be used, brandished, feigned, or threatened during the commission of a crime in this sentencing event.

7 Prior Incarceration/Commitment

Select the appropriate block based on the primary offense.

Count any incarceration sentence the offender has served or is currently serving, including boot camp, diversion center, detention center, or CCAP. Also include commitments to juvenile institutions or post-dispositional confinement in secure detention following an adjudication of delinquency. Do not score pre-trial or pre-sentence custody unless the offender was sentenced to time served.

Assign the appropriate points for "Less Than 12 Months" if the individual has served, or is currently serving, an effective sentence of 1 day to less than 12 months at the time of sentencing.

Assign the appropriate points for "1 Year (12 Months) or More" if the individual has served, or is currently serving, an effective sentence of 1 year or more at the time of sentencing. For scoring purposes, 12 months is equivalent to 1 year. If multiple offenses from a single sentencing event result in a combined effective sentence of 12 months or more, assign points even if no single offense received a sentence of 12 months or more.

8 Prior Larceny Convictions/Adjudications (Number of Counts)

Review the offender's criminal record to identify any prior larceny felony or misdemeanor convictions. A prior conviction is any offense, other than the instant offense(s), for which the offender was convicted before the current sentencing event.

Offenses that are pending sentencing in another court must also be treated as prior convictions, even if the offense occurred after the instant offense. Only offenses with a Virginia Crime Code (VCC) prefix of "LAR" qualify for inclusion.

Determine the total number of qualifying larceny conviction counts in the defendant's prior record. After calculating the total, locate the corresponding range in the table and enter the applicable score.

9 Legally Restrained at Time of Offense

Score this factor based on the type of legal restraint that is assigned the most points.

Enter points if the defendant was under any of the following forms of supervision or legal obligation at the time of the offense. Do not rely solely on the catchwords to score this factor. Refer to the General Instructions for definitions.

Parole: An obligation to a parole board on the date of the offense.

Post-release: Under probation or post-release supervision defined in §§ 19.2-295.2 or 18.2-10 on the date of the offense.

Supervised Probation after Incarceration: On state, federal, or local supervised probation on the date of the offense after serving time in jail or prison.

Supervised Probation: On state, federal, or local supervised probation on the date of the offense after being sentenced to probation with no active time to serve.

Other: Some obligation to the court or violation of a court or administrative body restriction on the date of the offense. Not defined above.

10 Amount of Embezzlement

Score this factor only if the primary offense is an embezzlement conviction (attempted, conspired or completed) under §18.2-111 LAR 2707-F9.

Enter the appropriate score based on the dollar amount or value of goods embezzled. Determine the amount embezzled from official reports (e.g., police reports). The embezzlement amount is scored based on the amount for which the offender was convicted.

11 Record the guidelines sentence.

Refer to the Larceny Section C Recommendation Table which follows these instructions to convert the total score to the guidelines sentence. Then, go to Section D Nonviolent Risk Assessment and follow the instructions. When completing the cover sheet, record the guidelines recommendation from Section C (midpoint and range) AND the Non-violent Risk Assessment recommendation from Section D.

Larceny Section C

Offender Name: _____

==== Prior Record Classification =====

1 Primary Offense

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

A.	Attempted or conspired larceny (1 count)	(3).....(2).....(1)
B.	LAR-2304-F9 Conspire to commit or assist in larceny w/aggregate value ≥ \$1000 (1 count)	11.....7
C.	LAR-2359-F9 Grand Larceny - \$1000 or more not from person (1 count)	6.....5.....3
D.	LAR-2361-F9 Grand larceny - \$5 or more from person (1 count)	12.....10.....6
E.	LAR-2404-F9 Grand larceny auto (1 count)	8.....7.....4
F.	LAR-2383-F9 Larceny of firearms, regardless of value, not from person (1 count)	8.....6.....3
G.	LAR-2317-F5 Larceny of animals (dog, horse, pony, mule, cow etc.) (1 count)	8.....6.....4
H.	LAR-2334-F9* Larceny of bank notes, checks, etc worth \$1000 or more (1 count)	3.....1.....1
I.	LAR-2412-F6* Unauthorized use of animal, auto, boat worth \$1000 or more (1 count)	3.....2.....1
J.	LAR-2354-F9 Shoplift, alter price tags > \$1000 (1 count)	4.....3.....2
K.	LAR-2808-F9 Receive stolen goods - \$1000 or more (1 count)	4.....3.....1
L.	LAR-2302-F9 Receive stolen goods, intent to sell - \$1000 or more (1 count)	12.....10.....7
M.	LAR-2303-F5* Receive stolen goods, intent to sell - aggregate \$1000 or more (1 count)	3.....2.....1
N.	LAR-2817-F9 Receive stolen firearm(1 count)	6.....4.....2
O.	LAR-2810-F6 Receipt of transfer, vehicle, aircraft or boat (1 count)	5.....4.....2
P.	LAR-2707-F9 Embezzlement, \$1000 or more (1 count)	9.....8.....5
Q.	LAR-2379-F9 Conversion by fraud property titled to another \$1000 or more (1 count)	10.....8.....5
R.	LAR-2321-F9 Bailee, fail to return animal, auto, etc. - \$1000 or more (1 count)	4.....3.....2
S.	LAR-2381-F9 Fail to return leased personal property, \$1000 or more (1 count)	4.....3.....1

*Attempted and conspired offenses are scored the same as a completed act

Score

0		

2 Primary Offense Remaining Counts (Number of Counts)

Remaining counts: 0 0
1 or more.....1

0	0	

3 Additional Offenses (Statutory Maximums) Assign points to each additional offense (including counts) and total the points

Primary offense: A: Attempted/Conspired H: Larceny of bank notes and S: Fail to return property	
Statutory Maximum Penalty (years)	Points
0, Less than 5.....	0
5,10,15.....	1
20.....	3

Primary offense: All other offenses	
Statutory Maximum Penalty (years)	Points
0, 1, 2.....	0
3, 5.....	1
10.....	2
20.....	4

0	0	

4 Type of Additional Offense (Score if any additional offense includes the following prefix)

Other.....0
Felony with prefix of ROB or WPN.....5
Felony with prefix of ASL or MUR.....9

0	0	

5 Mandatory Minimum in Current Event Assign points to each additional offense with a mandatory minimum and total the points

Less than 2 Year Mandatory Minimum.....0 2 to 3 Year Mandatory Minimum.....1 5 Years or More Mandatory Minimum.....2

6 Weapon Used

If YES, add 4

0	0	

7 Prior Incarceration/Commitment

Primary offense A, H and S:

No 0
Yes.....2

Primary offense: All other offenses

No 0
Yes.....7

0	0	

8 Prior Larceny Convictions/Adjudications Counts (Number of Counts)

Number of Counts: 0 to 1.....0
2 to 3.....1
4 to 8.....2
9 or more.....4

0	0	

9 Legally Restrained at Time of Offense

None.....0
Other.....3
Parole, post-release, supervised probation, or supervised probation after incarceration.....6

0	0	

SCORE THE FOLLOWING FACTOR **ONLY** IF PRIMARY OFFENSE IS **P: EMBEZZLEMENT (§ 18.2-111)**

10 Amount of Embezzlement

Amount: Less than \$28,000 0
\$28,000 or more.....21

0		

Total Score

See **Larceny Section C Recommendation Table** for guidelines sentence range.
Then, go to **Section D Nonviolent Risk Assessment** and follow the instructions.

Larceny

Section D

1 Ineligibility Conditions

Answer all four questions.

A. Was the offender recommended for probation/no incarceration on Section B? If an offender is not recommended for at least 1 day of incarceration check the "Yes" box.

B. Are any prior record offenses violent (Category I/II listed in Appendix A)? Refer to Appendix A of this manual for Category I and II offenses. If the offender's prior record includes at least one adult conviction or juvenile conviction/adjudication prior to the date of sentencing for the instant offense, for any completed, attempted or conspired offense listed on Appendix A, check the "Yes" box.

C. Are any of the offenses at sentencing violent (Category I/II listed in Appendix A)? Refer to Appendix A of this manual for Category I and II offenses. Identify all the offenses that are being scored on the current worksheet as either a primary offense or an additional offense. If any of these completed, attempted or conspired offenses are listed on Appendix A, check the "Yes" box.

D. Do any of the offenses at sentencing require a mandatory term of incarceration? Refer to Appendix B of this manual for offenses with mandatory minimums. If any of the offenses in the current sentencing event require a mandatory term of incarceration, check the "Yes" box.

E. Did the offense occur while serving a state-responsible sentence? If any offense(s) at sentencing were committed while serving a state-responsible sentence of one year or more, check the "Yes" box.

If the answer to any of the questions is yes, do not score the remaining factors on this worksheet. Go to the cover sheet and fill out the Sentencing Guidelines Recommendation from Section A or C and check "Not Applicable" under the Nonviolent Risk Assessment section.

2 Offender Age at Time of Offense

If there are multiple offenses for which the offender is being sentenced, select the offense that occurred first. If the offender uses multiple birth dates, try to determine the correct date through medical, school or social security records. If still unable to determine the correct birth date, err on behalf of the defendant and use the offender's oldest reported age.

3 Prior Adult Incarcerations

Score this factor if the offender has been sentenced to an active incarceration period in jail or prison prior to the date of sentencing for the instant offense. The incarceration period must be the result of an adult sentence. Do not score time spent in jail awaiting arraignment, trial or sentencing unless the offender is sentenced to "time served". Score sentences to boot camp, diversion centers, detention centers and CCAP as periods of incarceration. Count multiple jail sentences ordered to run consecutively or concurrently to each other as only one incarceration period. The offender must be at liberty between periods of incarceration to score multiple periods.

4 Prior Adult Felony Person Convictions

Identify any prior person felony convictions in the offender's criminal record. A prior conviction is any offense, other than the instant offense(s), for which the offender was convicted before the current sentencing event. Offenses that are pending sentencing in another court are considered prior convictions, even if the offense occurred after the instant offense.

Score all prior person convictions and out-of-state person convictions based on Virginia's current penalty structure. If an offense is a misdemeanor in another state but is currently classified as a felony in Virginia, score it as a felony. The same rules used to score prior record factors on Worksheets A, B, and C also apply when determining felony convictions for this factor.

Determine whether the defendant has at least one prior adult conviction for a felony person offense in the prior record. This includes juveniles who were certified and convicted as adults for a person offense. Qualifying offenses include those with the following VCC prefixes: "ASL" (except use of firearm), "FAM," "MUR," "KID," "ROB," "RAP," or "SEX."

Note: Some offenses with other VCC prefixes—such as certain burglary offenses (e.g., BUR-2215-F2)—also qualify as felony person offenses. Refer to Appendix E for the complete list of person crimes.

5 Prior Arrests/Confinement Within Past 12 Months (Prior to Offense)

Do not score arrests or confinements for criminal traffic misdemeanors or other traffic infraction offenses.

Score this factor if the offender was arrested as an adult or juvenile within 12 months prior to the date of the instant offense. If there are multiple offenses for which the offender is being sentenced, use the offense that occurred first. Do not score arrests for criminal traffic misdemeanors or other traffic infraction offenses (e.g., reckless driving, habitual offender, DWI, speeding, etc.). Summonses issued for non-traffic offenses within the past 12 months are also scored.

Also, score this factor if the offender was confined in prison or jail within the past 12 months from the date of the first offense. Include pretrial detention, participation in boot camp, detention center, diversion center and home incarceration through the jail or sheriff's office. Home incarceration as a condition of probation is not scored. Do not score any periods of incarceration for criminal traffic misdemeanors or traffic infraction offenses (e.g., reckless driving, habitual offender, DWI, speeding, etc.).

Points are assigned even if the charges for which the offender was arrested or confined are concluded by a not guilty verdict, dismissed or nolle prossed.

6 Total Score

If the total score is 7 points or less, the guidelines will reflect a dual recommendation - the traditional period of incarceration and an alternative sanction. Check "Recommended for Alternative Punishment" on the cover sheet. If the total is 8 points or more, check "Not Recommended for Alternative Punishment."

Go to the cover sheet and fill out the Sentencing Guidelines Recommendations and Nonviolent Risk Assessment sections. Record the recommendation from Section A or C and transfer the recommendation from Section D to the Nonviolent Risk Assessment section.

Nonviolent Risk Assessment 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
- E. Did the offense occur while serving a state-responsible 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 11

21 to 29 years 5

30 to 43 years 4

Older than 43 years 1

Prior Adult Incarcerations

Number: 0 0

1 - 9 4

10 or more 6

0	

Prior Adult Felony Person Conviction

If YES, add 2

0	

Prior Arrest or Confinement Within Past 12 Months (Prior to Offense)

If YES, add 4

0	

Total Score

- ☐ 7 or less, check Recommended for Alternative Punishment.
- ☐ 8 or more, check NOT Recommended for Alternative Punishment.

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

Larceny/ Section D

❖ Larceny • Section C Recommendation Table

Score	Sentence Range Midpoint		Sentence Range		
1	0 yr.	1 mo.	0 yr.	1 day -	0 yr. 5 mo.
2	0 yr.	2 mo.	0 yr.	1 day -	0 yr. 6 mo.
3	0 yr.	3 mo.	0 yr.	1 day -	0 yr. 7 mo.
4	0 yr.	4 mo.	0 yr.	1 day -	0 yr. 8 mo.
5	0 yr.	5 mo.	0 yr.	1 day -	0 yr. 10 mo.
6	0 yr.	6 mo.	0 yr.	1 day -	1 yr. 0 mo.
7	0 yr.	7 mo.	0 yr.	1 mo. -	1 yr. 1 mo.
8	0 yr.	8 mo.	0 yr.	1 mo. -	1 yr. 2 mo.
9	0 yr.	9 mo.	0 yr.	2 mo. -	1 yr. 3 mo.
10	0 yr.	10 mo.	0 yr.	2 mo. -	1 yr. 5 mo.
11	0 yr.	11 mo.	0 yr.	2 mo. -	1 yr. 6 mo.
12	1 yr.	0 mo.	0 yr.	3 mo. -	1 yr. 8 mo.
13	1 yr.	1 mo.	0 yr.	4 mo. -	1 yr. 8 mo.
14	1 yr.	2 mo.	0 yr.	5 mo. -	1 yr. 9 mo.
15	1 yr.	3 mo.	0 yr.	5 mo. -	1 yr. 11 mo.
16	1 yr.	4 mo.	0 yr.	5 mo. -	2 yr. 1 mo.
17	1 yr.	5 mo.	0 yr.	7 mo. -	2 yr. 1 mo.
18	1 yr.	6 mo.	0 yr.	8 mo. -	2 yr. 2 mo.
19	1 yr.	7 mo.	0 yr.	9 mo. -	2 yr. 3 mo.
20	1 yr.	8 mo.	0 yr.	9 mo. -	2 yr. 6 mo.
21	1 yr.	9 mo.	0 yr.	9 mo. -	2 yr. 8 mo.
22	1 yr.	10 mo.	0 yr.	9 mo. -	2 yr. 9 mo.
23	1 yr.	11 mo.	0 yr.	9 mo. -	2 yr. 11 mo.
24	2 yr.	0 mo.	0 yr.	11 mo. -	2 yr. 11 mo.
25	2 yr.	1 mo.	1 yr.	0 mo. -	3 yr. 0 mo.
26	2 yr.	2 mo.	1 yr.	0 mo. -	3 yr. 3 mo.
27	2 yr.	3 mo.	1 yr.	1 mo. -	3 yr. 3 mo.
28	2 yr.	4 mo.	1 yr.	2 mo. -	3 yr. 4 mo.
29	2 yr.	5 mo.	1 yr.	3 mo. -	3 yr. 5 mo.
30	2 yr.	6 mo.	1 yr.	3 mo. -	3 yr. 7 mo.
31	2 yr.	7 mo.	1 yr.	3 mo. -	3 yr. 9 mo.
32	2 yr.	8 mo.	1 yr.	5 mo. -	3 yr. 9 mo.
33	2 yr.	9 mo.	1 yr.	6 mo. -	3 yr. 10 mo.
34	2 yr.	10 mo.	1 yr.	8 mo. -	3 yr. 10 mo.
35	2 yr.	11 mo.	1 yr.	10 mo. -	3 yr. 10 mo.
36	3 yr.	0 mo.	2 yr.	0 mo. -	3 yr. 10 mo.
37	3 yr.	1 mo.	2 yr.	3 mo. -	3 yr. 10 mo.
38	3 yr.	2 mo.	2 yr.	5 mo. -	3 yr. 10 mo.
39	3 yr.	3 mo.	2 yr.	5 mo. -	4 yr. 0 mo.
40	3 yr.	4 mo.	2 yr.	8 mo. -	4 yr. 0 mo.
41	3 yr.	5 mo.	2 yr.	8 mo. -	4 yr. 0 mo.
42	3 yr.	6 mo.	2 yr.	8 mo. -	4 yr. 2 mo.
43	3 yr.	7 mo.	2 yr.	8 mo. -	4 yr. 4 mo.
44	3 yr.	8 mo.	2 yr.	8 mo. -	4 yr. 7 mo.
45	3 yr.	9 mo.	2 yr.	8 mo. -	4 yr. 9 mo.
46	3 yr.	10 mo.	2 yr.	8 mo. -	4 yr. 10 mo.
47	3 yr.	11 mo.	2 yr.	8 mo. -	5 yr. 1 mo.
48	4 yr.	0 mo.	2 yr.	8 mo. -	5 yr. 3 mo.

Score	Sentence Range Midpoint		Sentence Range		
49	4 yr.	1 mo.	2 yr.	8 mo. -	5 yr. 4 mo.
50	4 yr.	2 mo.	2 yr.	10 mo. -	5 yr. 4 mo.
51	4 yr.	3 mo.	2 yr.	11 mo. -	5 yr. 5 mo.
52	4 yr.	4 mo.	3 yr.	0 mo. -	5 yr. 6 mo.
53	4 yr.	5 mo.	3 yr.	1 mo. -	5 yr. 7 mo.
54	4 yr.	6 mo.	3 yr.	2 mo. -	5 yr. 8 mo.
55	4 yr.	7 mo.	3 yr.	3 mo. -	5 yr. 10 mo.
56	4 yr.	8 mo.	3 yr.	3 mo. -	5 yr. 11 mo.
57	4 yr.	9 mo.	3 yr.	4 mo. -	6 yr. 0 mo.
58	4 yr.	10 mo.	3 yr.	5 mo. -	6 yr. 1 mo.
59	4 yr.	11 mo.	3 yr.	6 mo. -	6 yr. 2 mo.
60	5 yr.	0 mo.	3 yr.	7 mo. -	6 yr. 3 mo.
61	5 yr.	1 mo.	3 yr.	8 mo. -	6 yr. 4 mo.
62	5 yr.	2 mo.	3 yr.	8 mo. -	6 yr. 6 mo.
63	5 yr.	3 mo.	3 yr.	9 mo. -	6 yr. 7 mo.
64	5 yr.	4 mo.	3 yr.	10 mo. -	6 yr. 8 mo.
65	5 yr.	5 mo.	3 yr.	11 mo. -	6 yr. 9 mo.
66	5 yr.	6 mo.	4 yr.	0 mo. -	6 yr. 10 mo.
67	5 yr.	7 mo.	4 yr.	1 mo. -	6 yr. 11 mo.
68	5 yr.	8 mo.	4 yr.	1 mo. -	7 yr. 1 mo.
69	5 yr.	9 mo.	4 yr.	2 mo. -	7 yr. 2 mo.
70	5 yr.	10 mo.	4 yr.	3 mo. -	7 yr. 3 mo.
71	5 yr.	11 mo.	4 yr.	4 mo. -	7 yr. 4 mo.
72	6 yr.	0 mo.	4 yr.	5 mo. -	7 yr. 5 mo.
73	6 yr.	1 mo.	4 yr.	6 mo. -	7 yr. 6 mo.
74	6 yr.	2 mo.	4 yr.	7 mo. -	7 yr. 7 mo.
75	6 yr.	3 mo.	4 yr.	7 mo. -	7 yr. 9 mo.
76	6 yr.	4 mo.	4 yr.	8 mo. -	7 yr. 10 mo.
77	6 yr.	5 mo.	4 yr.	9 mo. -	7 yr. 11 mo.
78	6 yr.	6 mo.	4 yr.	10 mo. -	8 yr. 0 mo.
79	6 yr.	7 mo.	4 yr.	11 mo. -	8 yr. 1 mo.
80	6 yr.	8 mo.	5 yr.	0 mo. -	8 yr. 2 mo.
81	6 yr.	9 mo.	5 yr.	0 mo. -	8 yr. 4 mo.
82	6 yr.	10 mo.	5 yr.	1 mo. -	8 yr. 5 mo.
83	6 yr.	11 mo.	5 yr.	2 mo. -	8 yr. 6 mo.
84	7 yr.	0 mo.	5 yr.	3 mo. -	8 yr. 7 mo.
85	7 yr.	1 mo.	5 yr.	4 mo. -	8 yr. 8 mo.
86	7 yr.	2 mo.	5 yr.	5 mo. -	8 yr. 9 mo.
87	7 yr.	3 mo.	5 yr.	6 mo. -	8 yr. 10 mo.
88	7 yr.	4 mo.	5 yr.	6 mo. -	9 yr. 0 mo.
89	7 yr.	5 mo.	5 yr.	7 mo. -	9 yr. 1 mo.
90	7 yr.	6 mo.	5 yr.	8 mo. -	9 yr. 2 mo.
91	7 yr.	7 mo.	5 yr.	9 mo. -	9 yr. 3 mo.
92	7 yr.	8 mo.	5 yr.	10 mo. -	9 yr. 4 mo.
93	7 yr.	9 mo.	5 yr.	11 mo. -	9 yr. 5 mo.
94	7 yr.	10 mo.	6 yr.	0 mo. -	9 yr. 6 mo.
95	7 yr.	11 mo.	6 yr.	0 mo. -	9 yr. 8 mo.
96	8 yr.	0 mo.	6 yr.	1 mo. -	9 yr. 9 mo.

Score	Sentence Range Midpoint		Sentence Range	
97	8 yr.	1 mo.	6 yr.	2 mo. - 9 yr. 10 mo.
98	8 yr.	2 mo.	6 yr.	3 mo. - 9 yr. 11 mo.
99	8 yr.	3 mo.	6 yr.	4 mo. - 10 yr. 0 mo.
100	8 yr.	4 mo.	6 yr.	5 mo. - 10 yr. 1 mo.
101	8 yr.	5 mo.	6 yr.	5 mo. - 10 yr. 3 mo.
102	8 yr.	6 mo.	6 yr.	6 mo. - 10 yr. 4 mo.
103	8 yr.	7 mo.	6 yr.	7 mo. - 10 yr. 5 mo.
104	8 yr.	8 mo.	6 yr.	8 mo. - 10 yr. 6 mo.
105	8 yr.	9 mo.	6 yr.	9 mo. - 10 yr. 7 mo.
106	8 yr.	10 mo.	6 yr.	10 mo. - 10 yr. 8 mo.
107	8 yr.	11 mo.	6 yr.	11 mo. - 10 yr. 9 mo.
108	9 yr.	0 mo.	6 yr.	11 mo. - 10 yr. 11 mo.
109	9 yr.	1 mo.	7 yr.	0 mo. - 11 yr. 0 mo.
110	9 yr.	2 mo.	7 yr.	1 mo. - 11 yr. 1 mo.
111	9 yr.	3 mo.	7 yr.	2 mo. - 11 yr. 2 mo.
112	9 yr.	4 mo.	7 yr.	3 mo. - 11 yr. 3 mo.
113	9 yr.	5 mo.	7 yr.	4 mo. - 11 yr. 4 mo.
114	9 yr.	6 mo.	7 yr.	4 mo. - 11 yr. 6 mo.
115	9 yr.	7 mo.	7 yr.	5 mo. - 11 yr. 7 mo.
116	9 yr.	8 mo.	7 yr.	6 mo. - 11 yr. 8 mo.
117	9 yr.	9 mo.	7 yr.	7 mo. - 11 yr. 9 mo.
118	9 yr.	10 mo.	7 yr.	8 mo. - 11 yr. 10 mo.
119	9 yr.	11 mo.	7 yr.	9 mo. - 11 yr. 11 mo.
120	10 yr.	0 mo.	7 yr.	10 mo. - 12 yr. 0 mo.
121	10 yr.	1 mo.	7 yr.	10 mo. - 12 yr. 2 mo.
122	10 yr.	2 mo.	7 yr.	11 mo. - 12 yr. 3 mo.
123	10 yr.	3 mo.	8 yr.	0 mo. - 12 yr. 4 mo.
124	10 yr.	4 mo.	8 yr.	1 mo. - 12 yr. 5 mo.
125	10 yr.	5 mo.	8 yr.	2 mo. - 12 yr. 6 mo.
126	10 yr.	6 mo.	8 yr.	3 mo. - 12 yr. 7 mo.
127	10 yr.	7 mo.	8 yr.	4 mo. - 12 yr. 8 mo.
128	10 yr.	8 mo.	8 yr.	4 mo. - 12 yr. 10 mo.
129	10 yr.	9 mo.	8 yr.	5 mo. - 12 yr. 11 mo.
130	10 yr.	10 mo.	8 yr.	6 mo. - 13 yr. 0 mo.
131	10 yr.	11 mo.	8 yr.	7 mo. - 13 yr. 1 mo.
132	11 yr.	0 mo.	8 yr.	8 mo. - 13 yr. 2 mo.
133	11 yr.	1 mo.	8 yr.	9 mo. - 13 yr. 3 mo.
134	11 yr.	2 mo.	8 yr.	9 mo. - 13 yr. 5 mo.
135	11 yr.	3 mo.	8 yr.	10 mo. - 13 yr. 6 mo.
136	11 yr.	4 mo.	8 yr.	11 mo. - 13 yr. 7 mo.
137	11 yr.	5 mo.	9 yr.	0 mo. - 13 yr. 8 mo.
138	11 yr.	6 mo.	9 yr.	1 mo. - 13 yr. 9 mo.
139	11 yr.	7 mo.	9 yr.	2 mo. - 13 yr. 10 mo.
140	11 yr.	8 mo.	9 yr.	3 mo. - 13 yr. 11 mo.
141	11 yr.	9 mo.	9 yr.	3 mo. - 14 yr. 1 mo.
142	11 yr.	10 mo.	9 yr.	4 mo. - 14 yr. 2 mo.
143	11 yr.	11 mo.	9 yr.	5 mo. - 14 yr. 3 mo.
144	12 yr.	0 mo.	9 yr.	6 mo. - 14 yr. 4 mo.

Murder/Homicide

❖ The sentencing guidelines for this section apply to the following offenses:

Relevant Code of Virginia Statutes	Relevant Virginia Crime Codes (VCC)
18.2-22	Use VCC for actual offense and change "F" to "C" in the code.
18.2-26	Use VCC for actual offense and change "F" to "A" in the code.
18.2-32	MUR-0925-F2 (20 yrs.-life) MUR-0935-F9 (5-40 yrs.)
18.2-33	MUR-0934-F9 (5-40 yrs.)
18.2-35	MUR-0944-F5 (1-10 yrs.)
18.2-36	MUR-0942-F5 (1-10 yrs.)
18.2-36.1(A)	MUR-0947-F5 (1-10 yrs.)
18.2-36.1(B)	MUR-0948-F9 (1-20 yrs.)

Conspiracies or attempts to commit the offenses appearing in the above table are guidelines offenses. A worksheet should be completed.

* Note that the guidelines do not apply to attempts, conspiracies, or completed acts of aggravated murder, Virginia code section 18.2-31. Aggravated murder may be scored as an additional offense if the most serious offense is a guidelines offense.

If the statute number and VCC for the primary offense do not appear on this table, sentencing guidelines do not apply. No worksheets should be completed.

Aggravated Murder Exception Rule:

Do not calculate a recommendation for any sentencing event that contains a conviction for completed, attempted, or conspired aggravated murder. If the sentencing event includes an aggravated murder conviction, complete only the Cover Sheet and the Case Details Worksheet. Please mark "No Recommendation" on the Cover Sheet. This rule applies only to offenses under § 18.2-31 (including accessory before the fact/principal in the 2nd degree).

Murder/Homicide ❖ Section A

1 Primary Offense

Enter the score corresponding to the number of counts if the primary offense at conviction was:

A.	MUR-0925-F2	First degree murder	18.2-32
B.	MUR-0925-A/C2	Attempted or conspired	18.2-32
C.	MUR-0934-F9	Felony murder	18.2-33
	MUR-0934-A/C9	Attempted or conspired	18.2-33
	MUR-0935-F9	Second degree murder	18.2-32
	MUR-0935-A/C9	Attempted or conspired	18.2-32
D.	MUR-0944-F5*	Voluntary manslaughter	18.2-35
E.	MUR-0942-F5	Involuntary manslaughter	18.2-36
	MUR-0942-A/C5	Attempted or conspired	18.2-36
F.	MUR-0947-F5*	Involuntary manslaughter – vehicular	18.2-36.1(A)
G.	MUR-0948-F9*	Aggravated vehicular manslaughter	18.2-36.1(B)

**Attempted and conspired offenses are scored the same as a completed act
Violations of deferred findings (§§ 18.2-251, 18.2-258.1, 19.2-298.02, or 19.2-303.6)
are scored as a conviction for the underlying offense*

2 Primary Offense Remaining Counts

Total the maximum penalties for counts of the primary offense not scored under the Primary Offense factor above. Locate the total in the maximum penalty range and record the corresponding points.

3 Additional Offenses

Additional offenses are offenses in the same sentencing event that have a VCC that differs from the primary offense.

Add the maximum penalties for all additional offenses (including counts). Locate the total in the maximum penalty range and record the corresponding points.

4 Weapon Used

Score this factor for any offense at conviction, not only the primary offense.

Enter "0" if the offender or codefendant did not use, brandish, feign or threaten to use a weapon.

Enter "4" if the offender or codefendant used, brandished or threatened to use any weapon other than a knife or firearm, including simulated weapons, during the commission of any offense at conviction. Automobiles are scored as weapons.

Enter "5" if the offender or a codefendant used, brandished or threatened to use a knife or firearm.

5 Conviction Requiring Mandatory Minimum Term (6 mos. or More)

Enter "7" if there is a conviction in the current sentencing event that requires a mandatory minimum term of incarceration of 6 months or more. (See Appendix B for a list of crimes with mandatory minimums).

6 Prior Convictions / Adjudications

Select the five most recent felony sentencing events (adult convictions and juvenile adjudications). If there are fewer than five prior felony events, use all of them plus the most recent prior misdemeanor events, for a total of up to five prior events. For juvenile adjudications, score only delinquent offenses, not status offenses.

For each prior event, identify the offense with the highest statutory maximum penalty. Select only one offense per event.

Add together the years of the statutory maximum penalties for these prior offenses. Locate the total in the maximum penalty range and record the corresponding points.

7 Prior Criminal Traffic Misdemeanors

Score this factor only if the primary offense at conviction is involuntary manslaughter with a vehicle under § 18.2-36.1(A) or § 18.2-36.1(B).

Enter the score corresponding to the number of all prior convictions and delinquent adjudications (including counts) for criminal traffic misdemeanors. A criminal traffic misdemeanor is any traffic misdemeanor which has been assigned a VCC number. (See *Traffic* section of supplemental VCC Book for criminal traffic misdemeanors).

8 Go to the next appropriate section.

If the total score is "7" or less, the guidelines sentence is probation/no incarceration or incarceration to 6 months (there is no Section B for Murder/Homicide). If the total score is "8" or more, go to Murder/Homicide Section C.

Murder/Homicide — Section A

Offender Name: _____

1 Primary Offense _____ (scores for attempted/conspired offenses are in parentheses)

- A. First degree murder Completed: 1 count.....8
B. First degree murder Attempted or conspired: 1 count..... (8)
C. Second degree murder or felony homicide
Completed: 1 count.....8
Attempted or conspired: 1 count..... (4)
D. Voluntary manslaughter
Attempted, conspired or completed: 1 count.....5
E. Involuntary manslaughter
Completed: 1 count.....1
2 counts 3
Attempted or conspired: 1 count..... (1)
F. Involuntary manslaughter-vehicular 1 count 8
G. Aggravated vehicular manslaughter 1 count.....8

Score

0	

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

- Years: 5 - 17 5
18 - 27 6
28 - 37 7
38 or more.....8

0	

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

- Years: Less than 1 0
(12 months = 1 year) 1 - 7 4
8 - 17 5
18 - 27 6
28 - 37 7
38 or more 8

0	

4 Weapon Used

- None 0
Automobile, simulated weapon or other than listed below.....4
Knife or firearm 5

0	

5 Conviction in Current Event Requiring Mandatory Minimum Term (6 mos or more) If YES, add 7

0	

6 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 - 12 1
13 - 28 2
29 - 42 3
43 or more 4

0	

SCORE THE FOLLOWING **ONLY** IF PRIMARY OFFENSE AT CONVICTION IS
F OR G: INVOLUNTARY MANSLAUGHTER WITH A VEHICLE (§ 18.2-36.1(A) OR (B))

7 Prior Criminal Traffic Misdemeanor Convictions/Adjudications

- Number of Counts: 1 2
2 4
3 5
4 6
5 or more 7

0	

Total Score

If total is 7 or less, the guidelines sentence is **Probation/No Incarceration or Incarceration to 6 Months**. If total is 8 or more, go to **Section C**.

Murder/Homicide/Section A

Murder/Homicide ❖ Section C

1 Primary Offense

Determine whether the offender's prior record includes a Category I or Category II felony (See Appendix A), and mark the corresponding box. Enter the score corresponding to the number of counts under the appropriate prior record classification category if the primary offense at conviction was:

A.	MUR-0925-F2	First degree murder.....	18.2-32
B.	MUR-0925-A/C2	Attempted or conspired	18.2-32
C.	MUR-0934-F9	Felony murder	18.2-33
	MUR-0934-A/C9	Attempted or conspired	18.2-33
	MUR-0935-F9	Second degree murder	18.2-32
	MUR-0935-A/C9	Attempted or conspired	18.2-32
D.	MUR-0944-F5	Voluntary manslaughter	18.2-35
	MUR-0944-A/C5	Attempted or conspired	18.2-35
E.	MUR-0942-F5	Involuntary manslaughter	18.2-36
	MUR-0942-A/C5	Attempted or conspired	18.2-36
F.	MUR-0947-F5	Involuntary manslaughter – vehicular	18.2-36.1(A)
	MUR-0947-A/C5	Attempted or conspired	18.2-36.1(A)
G.	MUR-0948-F9*	Aggravated vehicular manslaughter.....	18.2-36.1(B)

**Attempted and conspired offenses are scored the same as a completed act
Violations of deferred findings (§§ 18.2-251, 18.2-258.1, 19.2-298.02, or 19.2-303.6)
are scored as a conviction for the underlying offense*

2 Primary Offense Remaining Counts

Select the appropriate block based on the primary offense.

Based on the statutory maximum penalty, assign points to each count of the primary offense not scored under the Primary Offense factor above. Then total the points assigned to each and record the total.

3 Additional Offenses

Select the appropriate block based on the primary offense.

Additional offenses are offenses in the same sentencing event that have a VCC that differs from the primary offense.

Identify each additional offense and its maximum penalty.

Assign points to each additional offense (including counts) based on the statutory maximum penalty.

Once points have been assigned to each additional offense (including counts), total the points and record the total.

4 Prior Convictions/Adjudications

Select the appropriate block based on the primary offense.

Select the five most recent felony sentencing events (adult convictions and juvenile adjudications). If there are fewer than five prior felony events, use all of them plus the most recent prior misdemeanor events, for a total of up to five prior events. For juvenile adjudications, score only delinquent offenses, not status offenses.

For each prior event, identify the offense with the highest statutory maximum penalty. Select only one offense per event. For each offense identified, locate the maximum penalty in the table and assign the corresponding points. Total the points and record the total.

5 Weapon Used, Brandished, Feigned or Threatened

Select the appropriate block based on the primary offense.

Enter the appropriate score if the offender or a co-defendant used, brandished, feigned or threatened to use any weapon, including a simulated weapon, during the commission of completed first degree murder or any additional offense in the sentencing event.

6 Legally Restrained at Time of Offense

Select the appropriate block based on the primary offense.

Do not rely on the catchwords to score this factor. See the General Instructions for the definitions.

Parole: An obligation to a parole board on the date of the offense.

Post-release: Under probation or post-release supervision defined in §§ 19.2-295.2 or 18.2-10 on the date of the offense.

Supervised Probation after Incarceration: On state, federal, or local supervised probation on the date of the offense after serving time in jail or prison.

Supervised Probation: On state, federal, or local supervised probation on the date of the offense after being sentenced to probation with no active time to serve.

Other: Some obligation to the court or violation of a court or administrative body restriction on the date of the offense. Not defined above.

7 Type of Additional Offense (s)

Assign points if an additional offense on the worksheet is a felony hit and run conviction under §46.2-894 or victim permanently impaired as a result of driving while intoxicated under § 18.2-51.4 (A)) and the primary offense is vehicular involuntary manslaughter, § 18.2-36.1(A). Do not assign points if the primary offense is aggravated vehicular manslaughter, § 18.2-36.1(B) or any other primary offense other than vehicular involuntary manslaughter.

8 Record the guidelines sentence.

Refer to the Murder/Homicide Section C Recommendation Table which follows these instructions to convert the total score to the guidelines sentence. Record the guidelines midpoint and range on the cover sheet in the Sentencing Guidelines Recommendation Section.

Note: If the recommendation is life, check the life sentence box on the cover sheet. Do not enter a midpoint and sentence range. Complete the remainder of Section C.

Murder/Homicide Section C

Offender Name: _____

1 Primary Offense

		Prior Record Classification	
		☐ Category I	☐ Category II ☐ Other
(scores for attempted/conspired offenses are in parentheses)			
A. First degree murder	Completed: 1 count	Life	596 335
	2 counts	Life	652 367
B. First degree murder	Attempted or conspired: 1 count	(120) (118)	(59)
C. Second degree murder or felony homicide	Completed: 1 count	354 236	205
	Attempted or conspired: 1 count	(120) (118)	(59)
D. Voluntary Manslaughter	Completed: 1 count	120 96	48
	2 counts	180 120	60
	Attempted or conspired: 1 count	(60) (48)	(24)
	2 counts	(96) (48)	(24)
E. Involuntary manslaughter	Completed: 1 count	76 38	19
	Attempted or conspired: 1 count	(60) (38)	(19)
F. Vehicular Involuntary manslaughter	Completed: 1 count	80 40	20
	2 counts	232 116	58
	3 counts	320 160	80
	Attempted or conspired: 1 count	(60) (38)	(19)
G. Aggravated vehicular manslaughter	1 count	213 142	71

Score

or

☐ Life

2 Primary Offense Remaining Counts Assign points to each count of the primary not scored above and total the points

Primary offense:

A. Completed first degree murder

Maximum Penalty (years)	Points
Life	34

Primary offense: All other offenses

Maximum Penalty (years)	Points
5	5
10	11
20	21
40	42

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

Primary offense:

A. Completed first degree murder

Maximum Penalty (years) (12 months = 1 year)	Points
Less than 1	0
1	1
2	2
3	3
4	3
5	4
10, 15	9
20	17
30	26
40, 50, Life	34

Primary offense: All other offenses

Maximum Penalty (years) (12 months = 1 year)	Points
Less than 1	0
1	1
2	2
3	3
4	4
5	5
10, 15	11
20	21
30	32
40, 50, Life	42

4 Prior Convictions/Adjudications Assign points to the 5 most recent and serious prior record events and total the points

Primary offense:

A. Completed first degree murder

Maximum Penalty (years) (12 months = 1 year)	Points
Less than 1	0
1, 2	1
3	2
4, 5	3
10, 15	7
20	14
30	20
40, 50, Life	27

Primary offense: All other offenses

Maximum Penalty (years)	Points
Less than 2	0
2, 3	1
4, 5	2
10, 15	3
20	6
30	10
40, 50, Life	13

5 Weapon Used, Brandished, Feigned or Threatened

Primary offense:

A. Completed first degree murder

If YES, add 32

Primary offense: All other offenses

Do Not Score

0		

6 Legally Restrained at Time of Offense

Primary offense:

A. Completed first degree murder

If YES, add 13

Primary offense: All other offenses

If YES, add 2

0		

SCORE THE FOLLOWING **ONLY** IF PRIMARY OFFENSE AT CONVICTION IS

F: INVOLUNTARY MANSLAUGHTER WITH A VEHICLE (§ 18.2-36.1(A))

7 Type of Additional Offense

Additional offense of felony Hit and Run (§ 46.2-894) or
Victim Permanently Impaired DWI (§ 18.2-51.4(B))

0		

Total Score

See Murder/Homicide Section C Recommendation Table for guidelines sentence range.

Murder/Homicide/Section C

❖ Murder/Homicide • Section C Recommendation Table

Score	Sentence Range Midpoint	Sentence Range
17	1 yr. 5 mo.	0 yr. 9 mo. - 2 yr. 8 mo.
18	1 yr. 6 mo.	0 yr. 9 mo. - 2 yr. 9 mo.
19	1 yr. 7 mo.	0 yr. 10 mo. - 2 yr. 10 mo.
20	1 yr. 8 mo.	0 yr. 10 mo. - 2 yr. 11 mo.
21	1 yr. 9 mo.	0 yr. 11 mo. - 2 yr. 11 mo.
22	1 yr. 10 mo.	0 yr. 11 mo. - 3 yr. 0 mo.
23	1 yr. 11 mo.	1 yr. 0 mo. - 3 yr. 0 mo.
24	2 yr. 0 mo.	1 yr. 0 mo. - 3 yr. 1 mo.
25	2 yr. 1 mo.	1 yr. 1 mo. - 3 yr. 2 mo.
26	2 yr. 2 mo.	1 yr. 2 mo. - 3 yr. 3 mo.
27	2 yr. 3 mo.	1 yr. 3 mo. - 3 yr. 4 mo.
28	2 yr. 4 mo.	1 yr. 3 mo. - 3 yr. 5 mo.
29	2 yr. 5 mo.	1 yr. 4 mo. - 3 yr. 6 mo.
30	2 yr. 6 mo.	1 yr. 4 mo. - 3 yr. 8 mo.
31	2 yr. 7 mo.	1 yr. 5 mo. - 3 yr. 9 mo.
32	2 yr. 8 mo.	1 yr. 6 mo. - 3 yr. 10 mo.
33	2 yr. 9 mo.	1 yr. 7 mo. - 4 yr. 0 mo.
34	2 yr. 10 mo.	1 yr. 8 mo. - 4 yr. 1 mo.
35	2 yr. 11 mo.	1 yr. 8 mo. - 4 yr. 3 mo.
36	3 yr. 0 mo.	1 yr. 9 mo. - 4 yr. 5 mo.
37	3 yr. 1 mo.	1 yr. 9 mo. - 4 yr. 6 mo.
38	3 yr. 2 mo.	1 yr. 10 mo. - 4 yr. 8 mo.
39	3 yr. 3 mo.	1 yr. 10 mo. - 4 yr. 9 mo.
40	3 yr. 4 mo.	1 yr. 11 mo. - 4 yr. 11 mo.
41	3 yr. 5 mo.	1 yr. 11 mo. - 5 yr. 0 mo.
42	3 yr. 6 mo.	1 yr. 11 mo. - 5 yr. 2 mo.
43	3 yr. 7 mo.	2 yr. 0 mo. - 5 yr. 3 mo.
44	3 yr. 8 mo.	2 yr. 0 mo. - 5 yr. 4 mo.
45	3 yr. 9 mo.	2 yr. 0 mo. - 5 yr. 5 mo.
46	3 yr. 10 mo.	2 yr. 1 mo. - 5 yr. 6 mo.
47	3 yr. 11 mo.	2 yr. 1 mo. - 5 yr. 7 mo.
48	4 yr. 0 mo.	2 yr. 1 mo. - 5 yr. 8 mo.
49	4 yr. 1 mo.	2 yr. 2 mo. - 5 yr. 9 mo.
50	4 yr. 2 mo.	2 yr. 2 mo. - 5 yr. 10 mo.
51	4 yr. 3 mo.	2 yr. 3 mo. - 5 yr. 10 mo.
52	4 yr. 4 mo.	2 yr. 3 mo. - 5 yr. 11 mo.
53	4 yr. 5 mo.	2 yr. 4 mo. - 5 yr. 11 mo.
54	4 yr. 6 mo.	2 yr. 4 mo. - 6 yr. 0 mo.
55	4 yr. 7 mo.	2 yr. 5 mo. - 6 yr. 1 mo.
56	4 yr. 8 mo.	2 yr. 5 mo. - 6 yr. 2 mo.
57	4 yr. 9 mo.	2 yr. 6 mo. - 6 yr. 3 mo.
58	4 yr. 10 mo.	2 yr. 6 mo. - 6 yr. 4 mo.
59	4 yr. 11 mo.	2 yr. 7 mo. - 6 yr. 5 mo.
60	5 yr. 0 mo.	2 yr. 8 mo. - 6 yr. 6 mo.
61	5 yr. 1 mo.	2 yr. 9 mo. - 6 yr. 7 mo.
62	5 yr. 2 mo.	2 yr. 10 mo. - 6 yr. 9 mo.
63	5 yr. 3 mo.	2 yr. 10 mo. - 6 yr. 10 mo.
64	5 yr. 4 mo.	2 yr. 11 mo. - 6 yr. 11 mo.

Score	Sentence Range Midpoint	Sentence Range
65	5 yr. 5 mo.	2 yr. 11 mo. - 7 yr. 1 mo.
66	5 yr. 6 mo.	3 yr. 0 mo. - 7 yr. 2 mo.
67	5 yr. 7 mo.	3 yr. 0 mo. - 7 yr. 3 mo.
68	5 yr. 8 mo.	3 yr. 1 mo. - 7 yr. 4 mo.
69	5 yr. 9 mo.	3 yr. 1 mo. - 7 yr. 6 mo.
70	5 yr. 10 mo.	3 yr. 2 mo. - 7 yr. 7 mo.
71	5 yr. 11 mo.	3 yr. 2 mo. - 7 yr. 8 mo.
72	6 yr. 0 mo.	3 yr. 3 mo. - 7 yr. 10 mo.
73	6 yr. 1 mo.	3 yr. 3 mo. - 7 yr. 11 mo.
74	6 yr. 2 mo.	3 yr. 4 mo. - 8 yr. 0 mo.
75	6 yr. 3 mo.	3 yr. 4 mo. - 8 yr. 2 mo.
76	6 yr. 4 mo.	3 yr. 5 mo. - 8 yr. 3 mo.
77	6 yr. 5 mo.	3 yr. 5 mo. - 8 yr. 4 mo.
78	6 yr. 6 mo.	3 yr. 6 mo. - 8 yr. 5 mo.
79	6 yr. 7 mo.	3 yr. 6 mo. - 8 yr. 7 mo.
80	6 yr. 8 mo.	3 yr. 7 mo. - 8 yr. 8 mo.
81	6 yr. 9 mo.	3 yr. 7 mo. - 8 yr. 9 mo.
82	6 yr. 10 mo.	3 yr. 8 mo. - 8 yr. 11 mo.
83	6 yr. 11 mo.	3 yr. 8 mo. - 9 yr. 0 mo.
84	7 yr. 0 mo.	3 yr. 9 mo. - 9 yr. 1 mo.
85	7 yr. 1 mo.	3 yr. 9 mo. - 9 yr. 3 mo.
86	7 yr. 2 mo.	3 yr. 9 mo. - 9 yr. 4 mo.
87	7 yr. 3 mo.	3 yr. 10 mo. - 9 yr. 5 mo.
88	7 yr. 4 mo.	3 yr. 10 mo. - 9 yr. 6 mo.
89	7 yr. 5 mo.	3 yr. 10 mo. - 9 yr. 8 mo.
90	7 yr. 6 mo.	3 yr. 11 mo. - 9 yr. 9 mo.
91	7 yr. 7 mo.	3 yr. 11 mo. - 9 yr. 10 mo.
92	7 yr. 8 mo.	4 yr. 0 mo. - 10 yr. 0 mo.
93	7 yr. 9 mo.	4 yr. 1 mo. - 10 yr. 1 mo.
94	7 yr. 10 mo.	4 yr. 2 mo. - 10 yr. 2 mo.
95	7 yr. 11 mo.	4 yr. 3 mo. - 10 yr. 4 mo.
96	8 yr. 0 mo.	4 yr. 4 mo. - 10 yr. 5 mo.
97	8 yr. 1 mo.	4 yr. 5 mo. - 10 yr. 6 mo.
98	8 yr. 2 mo.	4 yr. 6 mo. - 10 yr. 7 mo.
99	8 yr. 3 mo.	4 yr. 7 mo. - 10 yr. 9 mo.
100	8 yr. 4 mo.	4 yr. 8 mo. - 10 yr. 10 mo.
101	8 yr. 5 mo.	4 yr. 9 mo. - 10 yr. 11 mo.
102	8 yr. 6 mo.	4 yr. 10 mo. - 11 yr. 1 mo.
103	8 yr. 7 mo.	4 yr. 11 mo. - 11 yr. 2 mo.
104	8 yr. 8 mo.	5 yr. 0 mo. - 11 yr. 3 mo.
105	8 yr. 9 mo.	5 yr. 1 mo. - 11 yr. 5 mo.
106	8 yr. 10 mo.	5 yr. 2 mo. - 11 yr. 6 mo.
107	8 yr. 11 mo.	5 yr. 3 mo. - 11 yr. 7 mo.
108	9 yr. 0 mo.	5 yr. 3 mo. - 11 yr. 8 mo.
109	9 yr. 1 mo.	5 yr. 4 mo. - 11 yr. 10 mo.
110	9 yr. 2 mo.	5 yr. 4 mo. - 11 yr. 11 mo.
111	9 yr. 3 mo.	5 yr. 5 mo. - 12 yr. 0 mo.
112	9 yr. 4 mo.	5 yr. 5 mo. - 12 yr. 2 mo.

Score	Sentence Range Midpoint		Sentence Range		
113	9 yr.	5 mo.	5 yr.	5 mo. - 12 yr.	3 mo.
114	9 yr.	6 mo.	5 yr.	6 mo. - 12 yr.	4 mo.
115	9 yr.	7 mo.	5 yr.	6 mo. - 12 yr.	6 mo.
116	9 yr.	8 mo.	5 yr.	6 mo. - 12 yr.	7 mo.
117	9 yr.	9 mo.	5 yr.	7 mo. - 12 yr.	8 mo.
118	9 yr.	10 mo.	5 yr.	7 mo. - 12 yr.	9 mo.
119	9 yr.	11 mo.	5 yr.	7 mo. - 12 yr.	11 mo.
120	10 yr.	0 mo.	5 yr.	8 mo. - 13 yr.	0 mo.
121	10 yr.	1 mo.	5 yr.	8 mo. - 13 yr.	1 mo.
122	10 yr.	2 mo.	5 yr.	8 mo. - 13 yr.	3 mo.
123	10 yr.	3 mo.	5 yr.	9 mo. - 13 yr.	4 mo.
124	10 yr.	4 mo.	5 yr.	9 mo. - 13 yr.	5 mo.
125	10 yr.	5 mo.	5 yr.	10 mo. - 13 yr.	7 mo.
126	10 yr.	6 mo.	5 yr.	10 mo. - 13 yr.	8 mo.
127	10 yr.	7 mo.	5 yr.	11 mo. - 13 yr.	9 mo.
128	10 yr.	8 mo.	6 yr.	0 mo. - 13 yr.	10 mo.
129	10 yr.	9 mo.	6 yr.	1 mo. - 14 yr.	0 mo.
130	10 yr.	10 mo.	6 yr.	2 mo. - 14 yr.	1 mo.
131	10 yr.	11 mo.	6 yr.	3 mo. - 14 yr.	2 mo.
132	11 yr.	0 mo.	6 yr.	4 mo. - 14 yr.	4 mo.
133	11 yr.	1 mo.	6 yr.	6 mo. - 14 yr.	5 mo.
134	11 yr.	2 mo.	6 yr.	8 mo. - 14 yr.	6 mo.
135	11 yr.	3 mo.	6 yr.	11 mo. - 14 yr.	8 mo.
136	11 yr.	4 mo.	7 yr.	2 mo. - 14 yr.	9 mo.
137	11 yr.	5 mo.	7 yr.	5 mo. - 14 yr.	10 mo.
138	11 yr.	6 mo.	7 yr.	8 mo. - 14 yr.	11 mo.
139	11 yr.	7 mo.	7 yr.	11 mo. - 15 yr.	1 mo.
140	11 yr.	8 mo.	8 yr.	2 mo. - 15 yr.	2 mo.
141	11 yr.	9 mo.	8 yr.	5 mo. - 15 yr.	3 mo.
142	11 yr.	10 mo.	8 yr.	7 mo. - 15 yr.	5 mo.
143	11 yr.	11 mo.	8 yr.	9 mo. - 15 yr.	6 mo.
144	12 yr.	0 mo.	8 yr.	11 mo. - 15 yr.	7 mo.
145	12 yr.	1 mo.	9 yr.	0 mo. - 15 yr.	9 mo.
146	12 yr.	2 mo.	9 yr.	1 mo. - 15 yr.	10 mo.
147	12 yr.	3 mo.	9 yr.	2 mo. - 15 yr.	11 mo.
148	12 yr.	4 mo.	9 yr.	3 mo. - 16 yr.	0 mo.
149	12 yr.	5 mo.	9 yr.	3 mo. - 16 yr.	2 mo.
150	12 yr.	6 mo.	9 yr.	4 mo. - 16 yr.	3 mo.
151	12 yr.	7 mo.	9 yr.	5 mo. - 16 yr.	4 mo.
152	12 yr.	8 mo.	9 yr.	6 mo. - 16 yr.	6 mo.
153	12 yr.	9 mo.	9 yr.	6 mo. - 16 yr.	7 mo.
154	12 yr.	10 mo.	9 yr.	7 mo. - 16 yr.	8 mo.
155	12 yr.	11 mo.	9 yr.	8 mo. - 16 yr.	10 mo.
156	13 yr.	0 mo.	9 yr.	9 mo. - 16 yr.	11 mo.
157	13 yr.	1 mo.	9 yr.	9 mo. - 17 yr.	0 mo.
158	13 yr.	2 mo.	9 yr.	10 mo. - 17 yr.	1 mo.
159	13 yr.	3 mo.	9 yr.	11 mo. - 17 yr.	3 mo.
160	13 yr.	4 mo.	10 yr.	0 mo. - 17 yr.	4 mo.

Score	Sentence Range Midpoint		Sentence Range		
161	13 yr.	5 mo.	10 yr.	0 mo. - 17 yr.	5 mo.
162	13 yr.	6 mo.	10 yr.	1 mo. - 17 yr.	7 mo.
163	13 yr.	7 mo.	10 yr.	2 mo. - 17 yr.	8 mo.
164	13 yr.	8 mo.	10 yr.	3 mo. - 17 yr.	9 mo.
165	13 yr.	9 mo.	10 yr.	3 mo. - 17 yr.	11 mo.
166	13 yr.	10 mo.	10 yr.	4 mo. - 18 yr.	0 mo.
167	13 yr.	11 mo.	10 yr.	5 mo. - 18 yr.	1 mo.
168	14 yr.	0 mo.	10 yr.	6 mo. - 18 yr.	2 mo.
169	14 yr.	1 mo.	10 yr.	6 mo. - 18 yr.	3 mo.
170	14 yr.	2 mo.	10 yr.	7 mo. - 18 yr.	4 mo.
171	14 yr.	3 mo.	10 yr.	8 mo. - 18 yr.	5 mo.
172	14 yr.	4 mo.	10 yr.	9 mo. - 18 yr.	6 mo.
173	14 yr.	5 mo.	10 yr.	9 mo. - 18 yr.	7 mo.
174	14 yr.	6 mo.	10 yr.	10 mo. - 18 yr.	8 mo.
175	14 yr.	7 mo.	10 yr.	11 mo. - 18 yr.	9 mo.
176	14 yr.	8 mo.	11 yr.	0 mo. - 18 yr.	10 mo.
177	14 yr.	9 mo.	11 yr.	0 mo. - 18 yr.	11 mo.
178	14 yr.	10 mo.	11 yr.	1 mo. - 19 yr.	0 mo.
179	14 yr.	11 mo.	11 yr.	2 mo. - 19 yr.	1 mo.
180	15 yr.	0 mo.	11 yr.	3 mo. - 19 yr.	2 mo.
181	15 yr.	1 mo.	11 yr.	3 mo. - 19 yr.	3 mo.
182	15 yr.	2 mo.	11 yr.	4 mo. - 19 yr.	4 mo.
183	15 yr.	3 mo.	11 yr.	5 mo. - 19 yr.	5 mo.
184	15 yr.	4 mo.	11 yr.	6 mo. - 19 yr.	6 mo.
185	15 yr.	5 mo.	11 yr.	6 mo. - 19 yr.	7 mo.
186	15 yr.	6 mo.	11 yr.	7 mo. - 19 yr.	8 mo.
187	15 yr.	7 mo.	11 yr.	8 mo. - 19 yr.	9 mo.
188	15 yr.	8 mo.	11 yr.	9 mo. - 19 yr.	10 mo.
189	15 yr.	9 mo.	11 yr.	9 mo. - 19 yr.	11 mo.
190	15 yr.	10 mo.	11 yr.	10 mo. - 20 yr.	0 mo.
191	15 yr.	11 mo.	11 yr.	11 mo. - 20 yr.	1 mo.
192	16 yr.	0 mo.	12 yr.	0 mo. - 20 yr.	2 mo.
193	16 yr.	1 mo.	12 yr.	0 mo. - 20 yr.	3 mo.
194	16 yr.	2 mo.	12 yr.	1 mo. - 20 yr.	4 mo.
195	16 yr.	3 mo.	12 yr.	2 mo. - 20 yr.	5 mo.
196	16 yr.	4 mo.	12 yr.	3 mo. - 20 yr.	6 mo.
197	16 yr.	5 mo.	12 yr.	3 mo. - 20 yr.	7 mo.
198	16 yr.	6 mo.	12 yr.	4 mo. - 20 yr.	8 mo.
199	16 yr.	7 mo.	12 yr.	5 mo. - 20 yr.	9 mo.
200	16 yr.	8 mo.	12 yr.	6 mo. - 20 yr.	10 mo.
201	16 yr.	9 mo.	12 yr.	6 mo. - 20 yr.	11 mo.
202	16 yr.	10 mo.	12 yr.	7 mo. - 21 yr.	1 mo.
203	16 yr.	11 mo.	12 yr.	8 mo. - 21 yr.	2 mo.
204	17 yr.	0 mo.	12 yr.	9 mo. - 21 yr.	3 mo.
205	17 yr.	1 mo.	12 yr.	9 mo. - 21 yr.	4 mo.
206	17 yr.	2 mo.	12 yr.	10 mo. - 21 yr.	6 mo.
207	17 yr.	3 mo.	12 yr.	11 mo. - 21 yr.	7 mo.
208	17 yr.	4 mo.	13 yr.	0 mo. - 21 yr.	8 mo.

❖ Murder/Homicide • Section C Recommendation Table

Score	Sentence Range Midpoint		Sentence Range		
209	17 yr.	5 mo.	13 yr.	0 mo. - 21 yr.	9 mo.
210	17 yr.	6 mo.	13 yr.	1 mo. - 21 yr.	11 mo.
211	17 yr.	7 mo.	13 yr.	2 mo. - 22 yr.	0 mo.
212	17 yr.	8 mo.	13 yr.	3 mo. - 22 yr.	1 mo.
213	17 yr.	9 mo.	13 yr.	3 mo. - 22 yr.	2 mo.
214	17 yr.	10 mo.	13 yr.	4 mo. - 22 yr.	4 mo.
215	17 yr.	11 mo.	13 yr.	5 mo. - 22 yr.	5 mo.
216	18 yr.	0 mo.	13 yr.	6 mo. - 22 yr.	6 mo.
217	18 yr.	1 mo.	13 yr.	6 mo. - 22 yr.	7 mo.
218	18 yr.	2 mo.	13 yr.	7 mo. - 22 yr.	9 mo.
219	18 yr.	3 mo.	13 yr.	8 mo. - 22 yr.	10 mo.
220	18 yr.	4 mo.	13 yr.	9 mo. - 22 yr.	11 mo.
221	18 yr.	5 mo.	13 yr.	9 mo. - 23 yr.	0 mo.
222	18 yr.	6 mo.	13 yr.	10 mo. - 23 yr.	2 mo.
223	18 yr.	7 mo.	13 yr.	11 mo. - 23 yr.	3 mo.
224	18 yr.	8 mo.	14 yr.	0 mo. - 23 yr.	4 mo.
225	18 yr.	9 mo.	14 yr.	0 mo. - 23 yr.	5 mo.
226	18 yr.	10 mo.	14 yr.	1 mo. - 23 yr.	7 mo.
227	18 yr.	11 mo.	14 yr.	2 mo. - 23 yr.	8 mo.
228	19 yr.	0 mo.	14 yr.	3 mo. - 23 yr.	9 mo.
229	19 yr.	1 mo.	14 yr.	3 mo. - 23 yr.	10 mo.
230	19 yr.	2 mo.	14 yr.	4 mo. - 24 yr.	0 mo.
231	19 yr.	3 mo.	14 yr.	5 mo. - 24 yr.	1 mo.
232	19 yr.	4 mo.	14 yr.	6 mo. - 24 yr.	2 mo.
233	19 yr.	5 mo.	14 yr.	6 mo. - 24 yr.	3 mo.
234	19 yr.	6 mo.	14 yr.	7 mo. - 24 yr.	5 mo.
235	19 yr.	7 mo.	14 yr.	8 mo. - 24 yr.	6 mo.
236	19 yr.	8 mo.	14 yr.	9 mo. - 24 yr.	7 mo.
237	19 yr.	9 mo.	14 yr.	9 mo. - 24 yr.	8 mo.
238	19 yr.	10 mo.	14 yr.	10 mo. - 24 yr.	10 mo.
239	19 yr.	11 mo.	14 yr.	11 mo. - 24 yr.	11 mo.
240	20 yr.	0 mo.	15 yr.	0 mo. - 25 yr.	0 mo.
241	20 yr.	1 mo.	15 yr.	0 mo. - 25 yr.	1 mo.
242	20 yr.	2 mo.	15 yr.	1 mo. - 25 yr.	3 mo.
243	20 yr.	3 mo.	15 yr.	2 mo. - 25 yr.	4 mo.
244	20 yr.	4 mo.	15 yr.	3 mo. - 25 yr.	5 mo.
245	20 yr.	5 mo.	15 yr.	3 mo. - 25 yr.	6 mo.
246	20 yr.	6 mo.	15 yr.	4 mo. - 25 yr.	8 mo.
247	20 yr.	7 mo.	15 yr.	5 mo. - 25 yr.	9 mo.
248	20 yr.	8 mo.	15 yr.	6 mo. - 25 yr.	10 mo.
249	20 yr.	9 mo.	15 yr.	6 mo. - 25 yr.	11 mo.
250	20 yr.	10 mo.	15 yr.	7 mo. - 26 yr.	1 mo.
251	20 yr.	11 mo.	15 yr.	8 mo. - 26 yr.	2 mo.
252	21 yr.	0 mo.	15 yr.	9 mo. - 26 yr.	3 mo.
253	21 yr.	1 mo.	15 yr.	9 mo. - 26 yr.	4 mo.
254	21 yr.	2 mo.	15 yr.	10 mo. - 26 yr.	6 mo.
255	21 yr.	3 mo.	15 yr.	11 mo. - 26 yr.	7 mo.
256	21 yr.	4 mo.	16 yr.	0 mo. - 26 yr.	8 mo.

Score	Sentence Range Midpoint		Sentence Range		
257	21 yr.	5 mo.	16 yr.	0 mo. - 26 yr.	9 mo.
258	21 yr.	6 mo.	16 yr.	1 mo. - 26 yr.	11 mo.
259	21 yr.	7 mo.	16 yr.	2 mo. - 27 yr.	0 mo.
260	21 yr.	8 mo.	16 yr.	3 mo. - 27 yr.	1 mo.
261	21 yr.	9 mo.	16 yr.	3 mo. - 27 yr.	2 mo.
262	21 yr.	10 mo.	16 yr.	4 mo. - 27 yr.	4 mo.
263	21 yr.	11 mo.	16 yr.	5 mo. - 27 yr.	5 mo.
264	22 yr.	0 mo.	16 yr.	6 mo. - 27 yr.	6 mo.
265	22 yr.	1 mo.	16 yr.	6 mo. - 27 yr.	7 mo.
266	22 yr.	2 mo.	16 yr.	7 mo. - 27 yr.	9 mo.
267	22 yr.	3 mo.	16 yr.	8 mo. - 27 yr.	10 mo.
268	22 yr.	4 mo.	16 yr.	9 mo. - 27 yr.	11 mo.
269	22 yr.	5 mo.	16 yr.	9 mo. - 28 yr.	0 mo.
270	22 yr.	6 mo.	16 yr.	10 mo. - 28 yr.	2 mo.
271	22 yr.	7 mo.	16 yr.	11 mo. - 28 yr.	3 mo.
272	22 yr.	8 mo.	17 yr.	0 mo. - 28 yr.	4 mo.
273	22 yr.	9 mo.	17 yr.	0 mo. - 28 yr.	5 mo.
274	22 yr.	10 mo.	17 yr.	1 mo. - 28 yr.	7 mo.
275	22 yr.	11 mo.	17 yr.	2 mo. - 28 yr.	8 mo.
276	23 yr.	0 mo.	17 yr.	3 mo. - 28 yr.	9 mo.
277	23 yr.	1 mo.	17 yr.	3 mo. - 28 yr.	10 mo.
278	23 yr.	2 mo.	17 yr.	4 mo. - 29 yr.	0 mo.
279	23 yr.	3 mo.	17 yr.	5 mo. - 29 yr.	1 mo.
280	23 yr.	4 mo.	17 yr.	6 mo. - 29 yr.	2 mo.
281	23 yr.	5 mo.	17 yr.	6 mo. - 29 yr.	3 mo.
282	23 yr.	6 mo.	17 yr.	7 mo. - 29 yr.	5 mo.
283	23 yr.	7 mo.	17 yr.	8 mo. - 29 yr.	6 mo.
284	23 yr.	8 mo.	17 yr.	9 mo. - 29 yr.	7 mo.
285	23 yr.	9 mo.	17 yr.	9 mo. - 29 yr.	8 mo.
286	23 yr.	10 mo.	17 yr.	10 mo. - 29 yr.	10 mo.
287	23 yr.	11 mo.	17 yr.	11 mo. - 29 yr.	11 mo.
288	24 yr.	0 mo.	18 yr.	0 mo. - 30 yr.	0 mo.
289	24 yr.	1 mo.	18 yr.	1 mo. - 30 yr.	1 mo.
290	24 yr.	2 mo.	18 yr.	2 mo. - 30 yr.	3 mo.
291	24 yr.	3 mo.	18 yr.	2 mo. - 30 yr.	4 mo.
292	24 yr.	4 mo.	18 yr.	3 mo. - 30 yr.	5 mo.
293	24 yr.	5 mo.	18 yr.	4 mo. - 30 yr.	6 mo.
294	24 yr.	6 mo.	18 yr.	5 mo. - 30 yr.	8 mo.
295	24 yr.	7 mo.	18 yr.	5 mo. - 30 yr.	9 mo.
296	24 yr.	8 mo.	18 yr.	6 mo. - 30 yr.	10 mo.
297	24 yr.	9 mo.	18 yr.	7 mo. - 30 yr.	11 mo.
298	24 yr.	10 mo.	18 yr.	8 mo. - 31 yr.	1 mo.
299	24 yr.	11 mo.	18 yr.	8 mo. - 31 yr.	2 mo.
300	25 yr.	0 mo.	18 yr.	9 mo. - 31 yr.	3 mo.
301	25 yr.	1 mo.	18 yr.	10 mo. - 31 yr.	4 mo.
302	25 yr.	2 mo.	18 yr.	11 mo. - 31 yr.	6 mo.
303	25 yr.	3 mo.	18 yr.	11 mo. - 31 yr.	7 mo.
304	25 yr.	4 mo.	19 yr.	0 mo. - 31 yr.	8 mo.

Score	Sentence Range Midpoint		Sentence Range		
305	25 yr.	5 mo.	19 yr.	1 mo. - 31 yr.	9 mo.
306	25 yr.	6 mo.	19 yr.	2 mo. - 31 yr.	11 mo.
307	25 yr.	7 mo.	19 yr.	2 mo. - 32 yr.	0 mo.
308	25 yr.	8 mo.	19 yr.	3 mo. - 32 yr.	1 mo.
309	25 yr.	9 mo.	19 yr.	4 mo. - 32 yr.	2 mo.
310	25 yr.	10 mo.	19 yr.	5 mo. - 32 yr.	4 mo.
311	25 yr.	11 mo.	19 yr.	5 mo. - 32 yr.	5 mo.
312	26 yr.	0 mo.	19 yr.	6 mo. - 32 yr.	6 mo.
313	26 yr.	1 mo.	19 yr.	7 mo. - 32 yr.	7 mo.
314	26 yr.	2 mo.	19 yr.	8 mo. - 32 yr.	9 mo.
315	26 yr.	3 mo.	19 yr.	8 mo. - 32 yr.	10 mo.
316	26 yr.	4 mo.	19 yr.	9 mo. - 32 yr.	11 mo.
317	26 yr.	5 mo.	19 yr.	10 mo. - 33 yr.	0 mo.
318	26 yr.	6 mo.	19 yr.	11 mo. - 33 yr.	2 mo.
319	26 yr.	7 mo.	19 yr.	11 mo. - 33 yr.	3 mo.
320	26 yr.	8 mo.	20 yr.	0 mo. - 33 yr.	4 mo.
321	26 yr.	9 mo.	20 yr.	1 mo. - 33 yr.	5 mo.
322	26 yr.	10 mo.	20 yr.	2 mo. - 33 yr.	7 mo.
323	26 yr.	11 mo.	20 yr.	2 mo. - 33 yr.	8 mo.
324	27 yr.	0 mo.	20 yr.	3 mo. - 33 yr.	9 mo.
325	27 yr.	1 mo.	20 yr.	4 mo. - 33 yr.	10 mo.
326	27 yr.	2 mo.	20 yr.	5 mo. - 34 yr.	0 mo.
327	27 yr.	3 mo.	20 yr.	5 mo. - 34 yr.	1 mo.
328	27 yr.	4 mo.	20 yr.	6 mo. - 34 yr.	2 mo.
329	27 yr.	5 mo.	20 yr.	7 mo. - 34 yr.	3 mo.
330	27 yr.	6 mo.	20 yr.	8 mo. - 34 yr.	5 mo.
331	27 yr.	7 mo.	20 yr.	8 mo. - 34 yr.	6 mo.
332	27 yr.	8 mo.	20 yr.	9 mo. - 34 yr.	7 mo.
333	27 yr.	9 mo.	20 yr.	10 mo. - 34 yr.	8 mo.
334	27 yr.	10 mo.	20 yr.	11 mo. - 34 yr.	10 mo.
335	27 yr.	11 mo.	20 yr.	11 mo. - 34 yr.	11 mo.
336	28 yr.	0 mo.	21 yr.	0 mo. - 35 yr.	0 mo.
337	28 yr.	1 mo.	21 yr.	1 mo. - 35 yr.	1 mo.
338	28 yr.	2 mo.	21 yr.	2 mo. - 35 yr.	3 mo.
339	28 yr.	3 mo.	21 yr.	2 mo. - 35 yr.	4 mo.
340	28 yr.	4 mo.	21 yr.	3 mo. - 35 yr.	5 mo.
341	28 yr.	5 mo.	21 yr.	4 mo. - 35 yr.	6 mo.
342	28 yr.	6 mo.	21 yr.	5 mo. - 35 yr.	8 mo.
343	28 yr.	7 mo.	21 yr.	5 mo. - 35 yr.	9 mo.
344	28 yr.	8 mo.	21 yr.	6 mo. - 35 yr.	10 mo.
345	28 yr.	9 mo.	21 yr.	7 mo. - 35 yr.	11 mo.
346	28 yr.	10 mo.	21 yr.	8 mo. - 36 yr.	1 mo.
347	28 yr.	11 mo.	21 yr.	8 mo. - 36 yr.	2 mo.
348	29 yr.	0 mo.	21 yr.	9 mo. - 36 yr.	3 mo.
349	29 yr.	1 mo.	21 yr.	10 mo. - 36 yr.	4 mo.
350	29 yr.	2 mo.	21 yr.	11 mo. - 36 yr.	6 mo.
351	29 yr.	3 mo.	21 yr.	11 mo. - 36 yr.	7 mo.
352	29 yr.	4 mo.	22 yr.	0 mo. - 36 yr.	8 mo.

Score	Sentence Range Midpoint		Sentence Range		
353	29 yr.	5 mo.	22 yr.	1 mo. - 36 yr.	9 mo.
354	29 yr.	6 mo.	22 yr.	2 mo. - 36 yr.	11 mo.
355	29 yr.	7 mo.	22 yr.	2 mo. - 37 yr.	0 mo.
356	29 yr.	8 mo.	22 yr.	3 mo. - 37 yr.	1 mo.
357	29 yr.	9 mo.	22 yr.	4 mo. - 37 yr.	2 mo.
358	29 yr.	10 mo.	22 yr.	5 mo. - 37 yr.	4 mo.
359	29 yr.	11 mo.	22 yr.	5 mo. - 37 yr.	5 mo.
360	30 yr.	0 mo.	22 yr.	6 mo. - 37 yr.	6 mo.
361	30 yr.	1 mo.	22 yr.	7 mo. - 37 yr.	7 mo.
362	30 yr.	2 mo.	22 yr.	8 mo. - 37 yr.	9 mo.
363	30 yr.	3 mo.	22 yr.	8 mo. - 37 yr.	10 mo.
364	30 yr.	4 mo.	22 yr.	9 mo. - 37 yr.	11 mo.
365	30 yr.	5 mo.	22 yr.	10 mo. - 38 yr.	0 mo.
366	30 yr.	6 mo.	22 yr.	11 mo. - 38 yr.	2 mo.
367	30 yr.	7 mo.	22 yr.	11 mo. - 38 yr.	3 mo.
368	30 yr.	8 mo.	23 yr.	0 mo. - 38 yr.	4 mo.
369	30 yr.	9 mo.	23 yr.	1 mo. - 38 yr.	5 mo.
370	30 yr.	10 mo.	23 yr.	2 mo. - 38 yr.	7 mo.
371	30 yr.	11 mo.	23 yr.	2 mo. - 38 yr.	8 mo.
372	31 yr.	0 mo.	23 yr.	3 mo. - 38 yr.	9 mo.
373	31 yr.	1 mo.	23 yr.	4 mo. - 38 yr.	10 mo.
374	31 yr.	2 mo.	23 yr.	5 mo. - 39 yr.	0 mo.
375	31 yr.	3 mo.	23 yr.	5 mo. - 39 yr.	1 mo.
376	31 yr.	4 mo.	23 yr.	6 mo. - 39 yr.	2 mo.
377	31 yr.	5 mo.	23 yr.	7 mo. - 39 yr.	3 mo.
378	31 yr.	6 mo.	23 yr.	8 mo. - 39 yr.	5 mo.
379	31 yr.	7 mo.	23 yr.	8 mo. - 39 yr.	6 mo.
380	31 yr.	8 mo.	23 yr.	9 mo. - 39 yr.	7 mo.
381	31 yr.	9 mo.	23 yr.	10 mo. - 39 yr.	8 mo.
382	31 yr.	10 mo.	23 yr.	11 mo. - 39 yr.	10 mo.
383	31 yr.	11 mo.	23 yr.	11 mo. - 39 yr.	11 mo.
384	32 yr.	0 mo.	24 yr.	0 mo. - 40 yr.	0 mo.
385	32 yr.	1 mo.	24 yr.	1 mo. - 40 yr.	1 mo.
386	32 yr.	2 mo.	24 yr.	2 mo. - 40 yr.	3 mo.
387	32 yr.	3 mo.	24 yr.	2 mo. - 40 yr.	4 mo.
388	32 yr.	4 mo.	24 yr.	3 mo. - 40 yr.	5 mo.
389	32 yr.	5 mo.	24 yr.	4 mo. - 40 yr.	6 mo.
390	32 yr.	6 mo.	24 yr.	5 mo. - 40 yr.	8 mo.
391	32 yr.	7 mo.	24 yr.	5 mo. - 40 yr.	9 mo.
392	32 yr.	8 mo.	24 yr.	6 mo. - 40 yr.	10 mo.
393	32 yr.	9 mo.	24 yr.	7 mo. - 40 yr.	11 mo.
394	32 yr.	10 mo.	24 yr.	8 mo. - 41 yr.	1 mo.
395	32 yr.	11 mo.	24 yr.	8 mo. - 41 yr.	2 mo.
396	33 yr.	0 mo.	24 yr.	9 mo. - 41 yr.	3 mo.
397	33 yr.	1 mo.	24 yr.	10 mo. - 41 yr.	4 mo.
398	33 yr.	2 mo.	24 yr.	11 mo. - 41 yr.	6 mo.
399	33 yr.	3 mo.	24 yr.	11 mo. - 41 yr.	7 mo.
400	33 yr.	4 mo.	25 yr.	0 mo. - 41 yr.	8 mo.

❖ Murder/Homicide • Section C Recommendation Table

Score	Sentence Range Midpoint		Sentence Range		
401	33 yr.	5 mo.	25 yr.	1 mo. - 41 yr.	9 mo.
402	33 yr.	6 mo.	25 yr.	2 mo. - 41 yr.	11 mo.
403	33 yr.	7 mo.	25 yr.	2 mo. - 42 yr.	0 mo.
404	33 yr.	8 mo.	25 yr.	3 mo. - 42 yr.	1 mo.
405	33 yr.	9 mo.	25 yr.	4 mo. - 42 yr.	2 mo.
406	33 yr.	10 mo.	25 yr.	5 mo. - 42 yr.	4 mo.
407	33 yr.	11 mo.	25 yr.	5 mo. - 42 yr.	5 mo.
408	34 yr.	0 mo.	25 yr.	6 mo. - 42 yr.	6 mo.
409	34 yr.	1 mo.	25 yr.	7 mo. - 42 yr.	7 mo.
410	34 yr.	2 mo.	25 yr.	8 mo. - 42 yr.	9 mo.
411	34 yr.	3 mo.	25 yr.	8 mo. - 42 yr.	10 mo.
412	34 yr.	4 mo.	25 yr.	9 mo. - 42 yr.	11 mo.
413	34 yr.	5 mo.	25 yr.	10 mo. - 43 yr.	0 mo.
414	34 yr.	6 mo.	25 yr.	11 mo. - 43 yr.	2 mo.
415	34 yr.	7 mo.	25 yr.	11 mo. - 43 yr.	3 mo.
416	34 yr.	8 mo.	26 yr.	0 mo. - 43 yr.	4 mo.
417	34 yr.	9 mo.	26 yr.	1 mo. - 43 yr.	5 mo.
418	34 yr.	10 mo.	26 yr.	2 mo. - 43 yr.	7 mo.
419	34 yr.	11 mo.	26 yr.	2 mo. - 43 yr.	8 mo.
420	35 yr.	0 mo.	26 yr.	3 mo. - 43 yr.	9 mo.
421	35 yr.	1 mo.	26 yr.	4 mo. - 43 yr.	10 mo.
422	35 yr.	2 mo.	26 yr.	5 mo. - 44 yr.	0 mo.
423	35 yr.	3 mo.	26 yr.	5 mo. - 44 yr.	1 mo.
424	35 yr.	4 mo.	26 yr.	6 mo. - 44 yr.	2 mo.
425	35 yr.	5 mo.	26 yr.	7 mo. - 44 yr.	3 mo.
426	35 yr.	6 mo.	26 yr.	8 mo. - 44 yr.	5 mo.
427	35 yr.	7 mo.	26 yr.	8 mo. - 44 yr.	6 mo.
428	35 yr.	8 mo.	26 yr.	9 mo. - 44 yr.	7 mo.
429	35 yr.	9 mo.	26 yr.	10 mo. - 44 yr.	8 mo.
430	35 yr.	10 mo.	26 yr.	11 mo. - 44 yr.	10 mo.
431	35 yr.	11 mo.	26 yr.	11 mo. - 44 yr.	11 mo.
432	36 yr.	0 mo.	27 yr.	0 mo. - 45 yr.	0 mo.
433	36 yr.	1 mo.	27 yr.	1 mo. - 45 yr.	1 mo.
434	36 yr.	2 mo.	27 yr.	2 mo. - 45 yr.	3 mo.
435	36 yr.	3 mo.	27 yr.	2 mo. - 45 yr.	4 mo.
436	36 yr.	4 mo.	27 yr.	3 mo. - 45 yr.	5 mo.
437	36 yr.	5 mo.	27 yr.	4 mo. - 45 yr.	6 mo.
438	36 yr.	6 mo.	27 yr.	5 mo. - 45 yr.	8 mo.
439	36 yr.	7 mo.	27 yr.	5 mo. - 45 yr.	9 mo.
440	36 yr.	8 mo.	27 yr.	6 mo. - 45 yr.	10 mo.
441	36 yr.	9 mo.	27 yr.	7 mo. - 45 yr.	11 mo.
442	36 yr.	10 mo.	27 yr.	8 mo. - 46 yr.	1 mo.
443	36 yr.	11 mo.	27 yr.	8 mo. - 46 yr.	2 mo.
444	37 yr.	0 mo.	27 yr.	9 mo. - 46 yr.	3 mo.
445	37 yr.	1 mo.	27 yr.	10 mo. - 46 yr.	4 mo.
446	37 yr.	2 mo.	27 yr.	11 mo. - 46 yr.	6 mo.
447	37 yr.	3 mo.	27 yr.	11 mo. - 46 yr.	7 mo.
448	37 yr.	4 mo.	28 yr.	0 mo. - 46 yr.	8 mo.

Score	Sentence Range Midpoint		Sentence Range		
449	37 yr.	5 mo.	28 yr.	1 mo. - 46 yr.	9 mo.
450	37 yr.	6 mo.	28 yr.	2 mo. - 46 yr.	11 mo.
451	37 yr.	7 mo.	28 yr.	2 mo. - 47 yr.	0 mo.
452	37 yr.	8 mo.	28 yr.	3 mo. - 47 yr.	1 mo.
453	37 yr.	9 mo.	28 yr.	4 mo. - 47 yr.	2 mo.
454	37 yr.	10 mo.	28 yr.	5 mo. - 47 yr.	4 mo.
455	37 yr.	11 mo.	28 yr.	5 mo. - 47 yr.	5 mo.
456	38 yr.	0 mo.	28 yr.	6 mo. - 47 yr.	6 mo.
457	38 yr.	1 mo.	28 yr.	7 mo. - 47 yr.	7 mo.
458	38 yr.	2 mo.	28 yr.	8 mo. - 47 yr.	9 mo.
459	38 yr.	3 mo.	28 yr.	8 mo. - 47 yr.	10 mo.
460	38 yr.	4 mo.	28 yr.	9 mo. - 47 yr.	11 mo.
461	38 yr.	5 mo.	28 yr.	10 mo. - 48 yr.	0 mo.
462	38 yr.	6 mo.	28 yr.	11 mo. - 48 yr.	2 mo.
463	38 yr.	7 mo.	28 yr.	11 mo. - 48 yr.	3 mo.
464	38 yr.	8 mo.	29 yr.	0 mo. - 48 yr.	4 mo.
465	38 yr.	9 mo.	29 yr.	1 mo. - 48 yr.	5 mo.
466	38 yr.	10 mo.	29 yr.	2 mo. - 48 yr.	7 mo.
467	38 yr.	11 mo.	29 yr.	2 mo. - 48 yr.	8 mo.
468	39 yr.	0 mo.	29 yr.	3 mo. - 48 yr.	9 mo.
469	39 yr.	1 mo.	29 yr.	4 mo. - 48 yr.	10 mo.
470	39 yr.	2 mo.	29 yr.	5 mo. - 49 yr.	0 mo.
471	39 yr.	3 mo.	29 yr.	5 mo. - 49 yr.	1 mo.
472	39 yr.	4 mo.	29 yr.	6 mo. - 49 yr.	2 mo.
473	39 yr.	5 mo.	29 yr.	7 mo. - 49 yr.	3 mo.
474	39 yr.	6 mo.	29 yr.	8 mo. - 49 yr.	5 mo.
475	39 yr.	7 mo.	29 yr.	8 mo. - 49 yr.	6 mo.
476	39 yr.	8 mo.	29 yr.	9 mo. - 49 yr.	7 mo.
477	39 yr.	9 mo.	29 yr.	10 mo. - 49 yr.	8 mo.
478	39 yr.	10 mo.	29 yr.	11 mo. - 49 yr.	10 mo.
479	39 yr.	11 mo.	29 yr.	11 mo. - 49 yr.	11 mo.
480	40 yr.	0 mo.	30 yr.	0 mo. - 50 yr.	0 mo.
481	40 yr.	1 mo.	30 yr.	1 mo. - 50 yr.	1 mo.
482	40 yr.	2 mo.	30 yr.	2 mo. - 50 yr.	3 mo.
483	40 yr.	3 mo.	30 yr.	2 mo. - 50 yr.	4 mo.
484	40 yr.	4 mo.	30 yr.	3 mo. - 50 yr.	5 mo.
485	40 yr.	5 mo.	30 yr.	4 mo. - 50 yr.	6 mo.
486	40 yr.	6 mo.	30 yr.	5 mo. - 50 yr.	8 mo.
487	40 yr.	7 mo.	30 yr.	5 mo. - 50 yr.	9 mo.
488	40 yr.	8 mo.	30 yr.	6 mo. - 50 yr.	10 mo.
489	40 yr.	9 mo.	30 yr.	7 mo. - 50 yr.	11 mo.
490	40 yr.	10 mo.	30 yr.	8 mo. - 51 yr.	1 mo.
491	40 yr.	11 mo.	30 yr.	8 mo. - 51 yr.	2 mo.
492	41 yr.	0 mo.	30 yr.	9 mo. - 51 yr.	3 mo.
493	41 yr.	1 mo.	30 yr.	10 mo. - 51 yr.	4 mo.
494	41 yr.	2 mo.	30 yr.	11 mo. - 51 yr.	6 mo.
495	41 yr.	3 mo.	30 yr.	11 mo. - 51 yr.	7 mo.
496	41 yr.	4 mo.	31 yr.	0 mo. - 51 yr.	8 mo.

Score	Sentence Range Midpoint		Sentence Range		
497	41 yr.	5 mo.	31 yr.	1 mo. - 51 yr.	9 mo.
498	41 yr.	6 mo.	31 yr.	2 mo. - 51 yr.	11 mo.
499	41 yr.	7 mo.	31 yr.	2 mo. - 52 yr.	0 mo.
500	41 yr.	8 mo.	31 yr.	3 mo. - 52 yr.	1 mo.
501	41 yr.	9 mo.	31 yr.	4 mo. - 52 yr.	2 mo.
502	41 yr.	10 mo.	31 yr.	5 mo. - 52 yr.	4 mo.
503	41 yr.	11 mo.	31 yr.	5 mo. - 52 yr.	5 mo.
504	42 yr.	0 mo.	31 yr.	6 mo. - 52 yr.	6 mo.
505	42 yr.	1 mo.	31 yr.	7 mo. - 52 yr.	7 mo.
506	42 yr.	2 mo.	31 yr.	8 mo. - 52 yr.	9 mo.
507	42 yr.	3 mo.	31 yr.	8 mo. - 52 yr.	10 mo.
508	42 yr.	4 mo.	31 yr.	9 mo. - 52 yr.	11 mo.
509	42 yr.	5 mo.	31 yr.	10 mo. - 53 yr.	0 mo.
510	42 yr.	6 mo.	31 yr.	11 mo. - 53 yr.	2 mo.
511	42 yr.	7 mo.	31 yr.	11 mo. - 53 yr.	3 mo.
512	42 yr.	8 mo.	32 yr.	0 mo. - 53 yr.	4 mo.
513	42 yr.	9 mo.	32 yr.	1 mo. - 53 yr.	5 mo.
514	42 yr.	10 mo.	32 yr.	2 mo. - 53 yr.	7 mo.
515	42 yr.	11 mo.	32 yr.	2 mo. - 53 yr.	8 mo.
516	43 yr.	0 mo.	32 yr.	3 mo. - 53 yr.	9 mo.
517	43 yr.	1 mo.	32 yr.	4 mo. - 53 yr.	10 mo.
518	43 yr.	2 mo.	32 yr.	5 mo. - 54 yr.	0 mo.
519	43 yr.	3 mo.	32 yr.	5 mo. - 54 yr.	1 mo.
520	43 yr.	4 mo.	32 yr.	6 mo. - 54 yr.	2 mo.
521	43 yr.	5 mo.	32 yr.	7 mo. - 54 yr.	3 mo.
522	43 yr.	6 mo.	32 yr.	8 mo. - 54 yr.	5 mo.
523	43 yr.	7 mo.	32 yr.	8 mo. - 54 yr.	6 mo.
524	43 yr.	8 mo.	32 yr.	9 mo. - 54 yr.	7 mo.
525	43 yr.	9 mo.	32 yr.	10 mo. - 54 yr.	8 mo.
526	43 yr.	10 mo.	32 yr.	11 mo. - 54 yr.	10 mo.
527	43 yr.	11 mo.	32 yr.	11 mo. - 54 yr.	11 mo.
528	44 yr.	0 mo.	33 yr.	0 mo. - 55 yr.	0 mo.
529	44 yr.	1 mo.	33 yr.	1 mo. - 55 yr.	1 mo.
530	44 yr.	2 mo.	33 yr.	2 mo. - 55 yr.	3 mo.
531	44 yr.	3 mo.	33 yr.	2 mo. - 55 yr.	4 mo.
532	44 yr.	4 mo.	33 yr.	3 mo. - 55 yr.	5 mo.
533	44 yr.	5 mo.	33 yr.	4 mo. - 55 yr.	6 mo.
534	44 yr.	6 mo.	33 yr.	5 mo. - 55 yr.	8 mo.
535	44 yr.	7 mo.	33 yr.	5 mo. - 55 yr.	9 mo.
536	44 yr.	8 mo.	33 yr.	6 mo. - 55 yr.	10 mo.
537	44 yr.	9 mo.	33 yr.	7 mo. - 55 yr.	11 mo.
538	44 yr.	10 mo.	33 yr.	8 mo. - 56 yr.	1 mo.
539	44 yr.	11 mo.	33 yr.	8 mo. - 56 yr.	2 mo.
540	45 yr.	0 mo.	33 yr.	9 mo. - 56 yr.	3 mo.
541	45 yr.	1 mo.	33 yr.	10 mo. - 56 yr.	4 mo.
542	45 yr.	2 mo.	33 yr.	11 mo. - 56 yr.	6 mo.
543	45 yr.	3 mo.	33 yr.	11 mo. - 56 yr.	7 mo.
544	45 yr.	4 mo.	34 yr.	0 mo. - 56 yr.	8 mo.

Score	Sentence Range Midpoint		Sentence Range		
545	45 yr.	5 mo.	34 yr.	1 mo. - 56 yr.	9 mo.
546	45 yr.	6 mo.	34 yr.	2 mo. - 56 yr.	11 mo.
547	45 yr.	7 mo.	34 yr.	2 mo. - 57 yr.	0 mo.
548	45 yr.	8 mo.	34 yr.	3 mo. - 57 yr.	1 mo.
549	45 yr.	9 mo.	34 yr.	4 mo. - 57 yr.	2 mo.
550	45 yr.	10 mo.	34 yr.	5 mo. - 57 yr.	4 mo.
551	45 yr.	11 mo.	34 yr.	5 mo. - 57 yr.	5 mo.
552	46 yr.	0 mo.	34 yr.	6 mo. - 57 yr.	6 mo.
553	46 yr.	1 mo.	34 yr.	7 mo. - 57 yr.	7 mo.
554	46 yr.	2 mo.	34 yr.	8 mo. - 57 yr.	9 mo.
555	46 yr.	3 mo.	34 yr.	8 mo. - 57 yr.	10 mo.
556	46 yr.	4 mo.	34 yr.	9 mo. - 57 yr.	11 mo.
557	46 yr.	5 mo.	34 yr.	10 mo. - 58 yr.	0 mo.
558	46 yr.	6 mo.	34 yr.	11 mo. - 58 yr.	2 mo.
559	46 yr.	7 mo.	34 yr.	11 mo. - 58 yr.	3 mo.
560	46 yr.	8 mo.	35 yr.	0 mo. - 58 yr.	4 mo.
561	46 yr.	9 mo.	35 yr.	1 mo. - 58 yr.	5 mo.
562	46 yr.	10 mo.	35 yr.	2 mo. - 58 yr.	7 mo.
563	46 yr.	11 mo.	35 yr.	2 mo. - 58 yr.	8 mo.
564	47 yr.	0 mo.	35 yr.	3 mo. - 58 yr.	9 mo.
565	47 yr.	1 mo.	35 yr.	4 mo. - 58 yr.	10 mo.
566	47 yr.	2 mo.	35 yr.	5 mo. - 59 yr.	0 mo.
567	47 yr.	3 mo.	35 yr.	5 mo. - 59 yr.	1 mo.
568	47 yr.	4 mo.	35 yr.	6 mo. - 59 yr.	2 mo.
569	47 yr.	5 mo.	35 yr.	7 mo. - 59 yr.	3 mo.
570	47 yr.	6 mo.	35 yr.	8 mo. - 59 yr.	5 mo.
571	47 yr.	7 mo.	35 yr.	8 mo. - 59 yr.	6 mo.
572	47 yr.	8 mo.	35 yr.	9 mo. - 59 yr.	7 mo.
573	47 yr.	9 mo.	35 yr.	10 mo. - 59 yr.	8 mo.
574	47 yr.	10 mo.	35 yr.	11 mo. - 59 yr.	10 mo.
575	47 yr.	11 mo.	35 yr.	11 mo. - 59 yr.	11 mo.
576	48 yr.	0 mo.	36 yr.	0 mo. - 60 yr.	0 mo.
577	48 yr.	1 mo.	36 yr.	1 mo. - 60 yr.	1 mo.
578	48 yr.	2 mo.	36 yr.	2 mo. - 60 yr.	3 mo.
579	48 yr.	3 mo.	36 yr.	2 mo. - 60 yr.	4 mo.
580	48 yr.	4 mo.	36 yr.	3 mo. - 60 yr.	5 mo.
581	48 yr.	5 mo.	36 yr.	4 mo. - 60 yr.	6 mo.
582	48 yr.	6 mo.	36 yr.	5 mo. - 60 yr.	8 mo.
583	48 yr.	7 mo.	36 yr.	5 mo. - 60 yr.	9 mo.
584	48 yr.	8 mo.	36 yr.	6 mo. - 60 yr.	10 mo.
585	48 yr.	9 mo.	36 yr.	7 mo. - 60 yr.	11 mo.
586	48 yr.	10 mo.	36 yr.	8 mo. - 61 yr.	1 mo.
587	48 yr.	11 mo.	36 yr.	8 mo. - 61 yr.	2 mo.
588	49 yr.	0 mo.	36 yr.	9 mo. - 61 yr.	3 mo.
589	49 yr.	1 mo.	36 yr.	10 mo. - 61 yr.	4 mo.
590	49 yr.	2 mo.	36 yr.	11 mo. - 61 yr.	6 mo.
591	49 yr.	3 mo.	36 yr.	11 mo. - 61 yr.	7 mo.
592	49 yr.	4 mo.	37 yr.	0 mo. - 61 yr.	8 mo.

❖ Murder/Homicide • Section C Recommendation Table

Score	Sentence Range Midpoint		Sentence Range		
593	49 yr.	5 mo.	37 yr.	1 mo. - 61 yr.	9 mo.
594	49 yr.	6 mo.	37 yr.	2 mo. - 61 yr.	11 mo.
595	49 yr.	7 mo.	37 yr.	2 mo. - 62 yr.	0 mo.
596	49 yr.	8 mo.	37 yr.	3 mo. - 62 yr.	1 mo.
597	49 yr.	9 mo.	37 yr.	4 mo. - 62 yr.	2 mo.
598	49 yr.	10 mo.	37 yr.	5 mo. - 62 yr.	4 mo.
599	49 yr.	11 mo.	37 yr.	5 mo. - 62 yr.	5 mo.
600	50 yr.	0 mo.	37 yr.	6 mo. - 62 yr.	6 mo.
601	50 yr.	1 mo.	37 yr.	7 mo. - 62 yr.	7 mo.
602	50 yr.	2 mo.	37 yr.	8 mo. - 62 yr.	9 mo.
603	50 yr.	3 mo.	37 yr.	8 mo. - 62 yr.	10 mo.
604	50 yr.	4 mo.	37 yr.	9 mo. - 62 yr.	11 mo.
605	50 yr.	5 mo.	37 yr.	10 mo. - 63 yr.	0 mo.
606	50 yr.	6 mo.	37 yr.	11 mo. - 63 yr.	2 mo.
607	50 yr.	7 mo.	37 yr.	11 mo. - 63 yr.	3 mo.
608	50 yr.	8 mo.	38 yr.	0 mo. - 63 yr.	4 mo.
609	50 yr.	9 mo.	38 yr.	1 mo. - 63 yr.	5 mo.
610	50 yr.	10 mo.	38 yr.	2 mo. - 63 yr.	7 mo.
611	50 yr.	11 mo.	38 yr.	2 mo. - 63 yr.	8 mo.
612	51 yr.	0 mo.	38 yr.	3 mo. - 63 yr.	9 mo.
613	51 yr.	1 mo.	38 yr.	4 mo. - 63 yr.	10 mo.
614	51 yr.	2 mo.	38 yr.	5 mo. - 64 yr.	0 mo.
615	51 yr.	3 mo.	38 yr.	5 mo. - 64 yr.	1 mo.
616	51 yr.	4 mo.	38 yr.	6 mo. - 64 yr.	2 mo.
617	51 yr.	5 mo.	38 yr.	7 mo. - 64 yr.	3 mo.
618	51 yr.	6 mo.	38 yr.	8 mo. - 64 yr.	5 mo.
619	51 yr.	7 mo.	38 yr.	8 mo. - 64 yr.	6 mo.
620	51 yr.	8 mo.	38 yr.	9 mo. - 64 yr.	7 mo.
621	51 yr.	9 mo.	38 yr.	10 mo. - 64 yr.	8 mo.
622	51 yr.	10 mo.	38 yr.	11 mo. - 64 yr.	10 mo.
623	51 yr.	11 mo.	38 yr.	11 mo. - 64 yr.	11 mo.
624	52 yr.	0 mo.	39 yr.	0 mo. - 65 yr.	0 mo.
625	52 yr.	1 mo.	39 yr.	1 mo. - 65 yr.	1 mo.
626	52 yr.	2 mo.	39 yr.	2 mo. - 65 yr.	3 mo.
627	52 yr.	3 mo.	39 yr.	2 mo. - 65 yr.	4 mo.
628	52 yr.	4 mo.	39 yr.	3 mo. - 65 yr.	5 mo.
629	52 yr.	5 mo.	39 yr.	4 mo. - 65 yr.	6 mo.
630	52 yr.	6 mo.	39 yr.	5 mo. - 65 yr.	8 mo.
631	52 yr.	7 mo.	39 yr.	5 mo. - 65 yr.	9 mo.
632	52 yr.	8 mo.	39 yr.	6 mo. - 65 yr.	10 mo.
633	52 yr.	9 mo.	39 yr.	7 mo. - 65 yr.	11 mo.
634	52 yr.	10 mo.	39 yr.	8 mo. - 66 yr.	1 mo.
635	52 yr.	11 mo.	39 yr.	8 mo. - 66 yr.	2 mo.
636	53 yr.	0 mo.	39 yr.	9 mo. - 66 yr.	3 mo.
637	53 yr.	1 mo.	39 yr.	10 mo. - 66 yr.	4 mo.
638	53 yr.	2 mo.	39 yr.	11 mo. - 66 yr.	6 mo.
639	53 yr.	3 mo.	39 yr.	11 mo. - 66 yr.	7 mo.
640	53 yr.	4 mo.	40 yr.	0 mo. - 66 yr.	8 mo.

Score	Sentence Range Midpoint		Sentence Range		
641	53 yr.	5 mo.	40 yr.	1 mo. - 66 yr.	9 mo.
642	53 yr.	6 mo.	40 yr.	2 mo. - 66 yr.	11 mo.
643	53 yr.	7 mo.	40 yr.	2 mo. - 67 yr.	0 mo.
644	53 yr.	8 mo.	40 yr.	3 mo. - 67 yr.	1 mo.
645	53 yr.	9 mo.	40 yr.	4 mo. - 67 yr.	2 mo.
646	53 yr.	10 mo.	40 yr.	5 mo. - 67 yr.	4 mo.
647	53 yr.	11 mo.	40 yr.	5 mo. - 67 yr.	5 mo.
648	54 yr.	0 mo.	40 yr.	6 mo. - 67 yr.	6 mo.
649	54 yr.	1 mo.	40 yr.	7 mo. - 67 yr.	7 mo.
650	54 yr.	2 mo.	40 yr.	8 mo. - 67 yr.	9 mo.
651	54 yr.	3 mo.	40 yr.	8 mo. - 67 yr.	10 mo.
652	54 yr.	4 mo.	40 yr.	9 mo. - 67 yr.	11 mo.
653	54 yr.	5 mo.	40 yr.	10 mo. - 68 yr.	0 mo.
654	54 yr.	6 mo.	40 yr.	11 mo. - 68 yr.	2 mo.
655	54 yr.	7 mo.	40 yr.	11 mo. - 68 yr.	3 mo.
656	54 yr.	8 mo.	41 yr.	0 mo. - 68 yr.	4 mo.
657	54 yr.	9 mo.	41 yr.	1 mo. - 68 yr.	5 mo.
658	54 yr.	10 mo.	41 yr.	2 mo. - 68 yr.	7 mo.
659	54 yr.	11 mo.	41 yr.	2 mo. - 68 yr.	8 mo.
660	55 yr.	0 mo.	41 yr.	3 mo. - 68 yr.	9 mo.
661	55 yr.	1 mo.	41 yr.	4 mo. - 68 yr.	10 mo.
662	55 yr.	2 mo.	41 yr.	5 mo. - 69 yr.	0 mo.
663	55 yr.	3 mo.	41 yr.	5 mo. - 69 yr.	1 mo.
664	55 yr.	4 mo.	41 yr.	6 mo. - 69 yr.	2 mo.
665	55 yr.	5 mo.	41 yr.	7 mo. - 69 yr.	3 mo.
666	55 yr.	6 mo.	41 yr.	8 mo. - 69 yr.	5 mo.
667	55 yr.	7 mo.	41 yr.	8 mo. - 69 yr.	6 mo.
668	55 yr.	8 mo.	41 yr.	9 mo. - 69 yr.	7 mo.
669	55 yr.	9 mo.	41 yr.	10 mo. - 69 yr.	8 mo.
670	55 yr.	10 mo.	41 yr.	11 mo. - 69 yr.	10 mo.
671	55 yr.	11 mo.	41 yr.	11 mo. - 69 yr.	11 mo.
672	56 yr.	0 mo.	42 yr.	0 mo. - 70 yr.	0 mo.
673	56 yr.	1 mo.	42 yr.	1 mo. - 70 yr.	1 mo.
674	56 yr.	2 mo.	42 yr.	2 mo. - 70 yr.	3 mo.
675	56 yr.	3 mo.	42 yr.	2 mo. - 70 yr.	4 mo.
676	56 yr.	4 mo.	42 yr.	3 mo. - 70 yr.	5 mo.
677	56 yr.	5 mo.	42 yr.	4 mo. - 70 yr.	6 mo.
678	56 yr.	6 mo.	42 yr.	5 mo. - 70 yr.	8 mo.
679	56 yr.	7 mo.	42 yr.	5 mo. - 70 yr.	9 mo.
680	56 yr.	8 mo.	42 yr.	6 mo. - 70 yr.	10 mo.
681	56 yr.	9 mo.	42 yr.	7 mo. - 70 yr.	11 mo.
682	56 yr.	10 mo.	42 yr.	8 mo. - 71 yr.	1 mo.
683	56 yr.	11 mo.	42 yr.	8 mo. - 71 yr.	2 mo.
684	57 yr.	0 mo.	42 yr.	9 mo. - 71 yr.	3 mo.
685	57 yr.	1 mo.	42 yr.	10 mo. - 71 yr.	4 mo.
686	57 yr.	2 mo.	42 yr.	11 mo. - 71 yr.	6 mo.
687	57 yr.	3 mo.	42 yr.	11 mo. - 71 yr.	7 mo.
688	57 yr.	4 mo.	43 yr.	0 mo. - 71 yr.	8 mo.

Score	Sentence Range Midpoint		Sentence Range		
689	57 yr.	5 mo.	43 yr.	1 mo. - 71 yr.	9 mo.
690	57 yr.	6 mo.	43 yr.	2 mo. - 71 yr.	11 mo.
691	57 yr.	7 mo.	43 yr.	2 mo. - 72 yr.	0 mo.
692	57 yr.	8 mo.	43 yr.	3 mo. - 72 yr.	1 mo.
693	57 yr.	9 mo.	43 yr.	4 mo. - 72 yr.	2 mo.
694	57 yr.	10 mo.	43 yr.	5 mo. - 72 yr.	4 mo.
695	57 yr.	11 mo.	43 yr.	5 mo. - 72 yr.	5 mo.
696	58 yr.	0 mo.	43 yr.	6 mo. - 72 yr.	6 mo.
697	58 yr.	1 mo.	43 yr.	7 mo. - 72 yr.	7 mo.
698	58 yr.	2 mo.	43 yr.	8 mo. - 72 yr.	9 mo.
699	58 yr.	3 mo.	43 yr.	8 mo. - 72 yr.	10 mo.
700	58 yr.	4 mo.	43 yr.	9 mo. - 72 yr.	11 mo.
701	58 yr.	5 mo.	43 yr.	10 mo. - 73 yr.	0 mo.
702	58 yr.	6 mo.	43 yr.	11 mo. - 73 yr.	2 mo.
703	58 yr.	7 mo.	43 yr.	11 mo. - 73 yr.	3 mo.
704	58 yr.	8 mo.	44 yr.	0 mo. - 73 yr.	4 mo.
705	58 yr.	9 mo.	44 yr.	1 mo. - 73 yr.	5 mo.
706	58 yr.	10 mo.	44 yr.	2 mo. - 73 yr.	7 mo.
707	58 yr.	11 mo.	44 yr.	2 mo. - 73 yr.	8 mo.
708	59 yr.	0 mo.	44 yr.	3 mo. - 73 yr.	9 mo.
709	59 yr.	1 mo.	44 yr.	4 mo. - 73 yr.	10 mo.
710	59 yr.	2 mo.	44 yr.	5 mo. - 74 yr.	0 mo.
711	59 yr.	3 mo.	44 yr.	5 mo. - 74 yr.	1 mo.
712	59 yr.	4 mo.	44 yr.	6 mo. - 74 yr.	2 mo.
713	59 yr.	5 mo.	44 yr.	7 mo. - 74 yr.	3 mo.
714	59 yr.	6 mo.	44 yr.	8 mo. - 74 yr.	5 mo.
715	59 yr.	7 mo.	44 yr.	8 mo. - 74 yr.	6 mo.
716	59 yr.	8 mo.	44 yr.	9 mo. - 74 yr.	7 mo.
717	59 yr.	9 mo.	44 yr.	10 mo. - 74 yr.	8 mo.
718	59 yr.	10 mo.	44 yr.	11 mo. - 74 yr.	10 mo.
719	59 yr.	11 mo.	44 yr.	11 mo. - 74 yr.	11 mo.
720	60 yr.	0 mo.	45 yr.	0 mo. - 75 yr.	0 mo.
721	60 yr.	1 mo.	45 yr.	1 mo. - 75 yr.	1 mo.
722	60 yr.	2 mo.	45 yr.	2 mo. - 75 yr.	3 mo.
723	60 yr.	3 mo.	45 yr.	2 mo. - 75 yr.	4 mo.
724	60 yr.	4 mo.	45 yr.	3 mo. - 75 yr.	5 mo.
725	60 yr.	5 mo.	45 yr.	4 mo. - 75 yr.	6 mo.
726	60 yr.	6 mo.	45 yr.	5 mo. - 75 yr.	8 mo.
727	60 yr.	7 mo.	45 yr.	5 mo. - 75 yr.	9 mo.
728	60 yr.	8 mo.	45 yr.	6 mo. - 75 yr.	10 mo.
729	60 yr.	9 mo.	45 yr.	7 mo. - 75 yr.	11 mo.
730	60 yr.	10 mo.	45 yr.	8 mo. - 76 yr.	1 mo.
731	60 yr.	11 mo.	45 yr.	8 mo. - 76 yr.	2 mo.
732	61 yr.	0 mo.	45 yr.	9 mo. - 76 yr.	3 mo.
733	61 yr.	1 mo.	45 yr.	10 mo. - 76 yr.	4 mo.
734	61 yr.	2 mo.	45 yr.	11 mo. - 76 yr.	6 mo.
735	61 yr.	3 mo.	45 yr.	11 mo. - 76 yr.	7 mo.
736	61 yr.	4 mo.	46 yr.	0 mo. - 76 yr.	8 mo.

Score	Sentence Range Midpoint		Sentence Range		
737	61 yr.	5 mo.	46 yr.	1 mo. - 76 yr.	9 mo.
738	61 yr.	6 mo.	46 yr.	2 mo. - 76 yr.	11 mo.
739	61 yr.	7 mo.	46 yr.	2 mo. - 77 yr.	0 mo.
740	61 yr.	8 mo.	46 yr.	3 mo. - 77 yr.	1 mo.
741	61 yr.	9 mo.	46 yr.	4 mo. - 77 yr.	2 mo.
742	61 yr.	10 mo.	46 yr.	5 mo. - 77 yr.	4 mo.
743	61 yr.	11 mo.	46 yr.	5 mo. - 77 yr.	5 mo.
744	62 yr.	0 mo.	46 yr.	6 mo. - 77 yr.	6 mo.
745	62 yr.	1 mo.	46 yr.	7 mo. - 77 yr.	7 mo.
746	62 yr.	2 mo.	46 yr.	8 mo. - 77 yr.	9 mo.
747	62 yr.	3 mo.	46 yr.	8 mo. - 77 yr.	10 mo.
748	62 yr.	4 mo.	46 yr.	9 mo. - 77 yr.	11 mo.
749	62 yr.	5 mo.	46 yr.	10 mo. - 78 yr.	0 mo.
750	62 yr.	6 mo.	46 yr.	11 mo. - 78 yr.	2 mo.
751	62 yr.	7 mo.	46 yr.	11 mo. - 78 yr.	3 mo.
752	62 yr.	8 mo.	47 yr.	0 mo. - 78 yr.	4 mo.
753	62 yr.	9 mo.	47 yr.	1 mo. - 78 yr.	5 mo.
754	62 yr.	10 mo.	47 yr.	2 mo. - 78 yr.	7 mo.
755	62 yr.	11 mo.	47 yr.	2 mo. - 78 yr.	8 mo.
756	63 yr.	0 mo.	47 yr.	3 mo. - 78 yr.	9 mo.
757	63 yr.	1 mo.	47 yr.	4 mo. - 78 yr.	10 mo.
758	63 yr.	2 mo.	47 yr.	5 mo. - 79 yr.	0 mo.
759	63 yr.	3 mo.	47 yr.	5 mo. - 79 yr.	1 mo.
760	63 yr.	4 mo.	47 yr.	6 mo. - 79 yr.	2 mo.
761	63 yr.	5 mo.	47 yr.	7 mo. - 79 yr.	3 mo.
762	63 yr.	6 mo.	47 yr.	8 mo. - 79 yr.	5 mo.
763	63 yr.	7 mo.	47 yr.	8 mo. - 79 yr.	6 mo.
764	63 yr.	8 mo.	47 yr.	9 mo. - 79 yr.	7 mo.
765	63 yr.	9 mo.	47 yr.	10 mo. - 79 yr.	8 mo.
766	63 yr.	10 mo.	47 yr.	11 mo. - 79 yr.	10 mo.
767	63 yr.	11 mo.	47 yr.	11 mo. - 79 yr.	11 mo.
768	64 yr.	0 mo.	48 yr.	0 mo. - 80 yr.	0 mo.
769	64 yr.	1 mo.	48 yr.	1 mo. - 80 yr.	1 mo.
770	64 yr.	2 mo.	48 yr.	2 mo. - 80 yr.	3 mo.
771	64 yr.	3 mo.	48 yr.	2 mo. - 80 yr.	4 mo.
772	64 yr.	4 mo.	48 yr.	3 mo. - 80 yr.	5 mo.
773	64 yr.	5 mo.	48 yr.	4 mo. - 80 yr.	6 mo.
774	64 yr.	6 mo.	48 yr.	5 mo. - 80 yr.	8 mo.
775	64 yr.	7 mo.	48 yr.	5 mo. - 80 yr.	9 mo.
776	64 yr.	8 mo.	48 yr.	6 mo. - 80 yr.	10 mo.
777	64 yr.	9 mo.	48 yr.	7 mo. - 80 yr.	11 mo.
778	64 yr.	10 mo.	48 yr.	8 mo. - 81 yr.	1 mo.
779	64 yr.	11 mo.	48 yr.	8 mo. - 81 yr.	2 mo.
780	65 yr.	0 mo.	48 yr.	9 mo. - 81 yr.	3 mo.
781	65 yr.	1 mo.	48 yr.	10 mo. - 81 yr.	4 mo.
782	65 yr.	2 mo.	48 yr.	11 mo. - 81 yr.	6 mo.
783	65 yr.	3 mo.	48 yr.	11 mo. - 81 yr.	7 mo.
784	65 yr.	4 mo.	49 yr.	0 mo. - 81 yr.	8 mo.

❖ Murder/Homicide • Section C Recommendation Table

Score	Sentence Range Midpoint		Sentence Range		
785	65 yr.	5 mo.	49 yr.	1 mo. - 81 yr.	9 mo.
786	65 yr.	6 mo.	49 yr.	2 mo. - 81 yr.	11 mo.
787	65 yr.	7 mo.	49 yr.	2 mo. - 82 yr.	0 mo.
788	65 yr.	8 mo.	49 yr.	3 mo. - 82 yr.	1 mo.
789	65 yr.	9 mo.	49 yr.	4 mo. - 82 yr.	2 mo.
790	65 yr.	10 mo.	49 yr.	5 mo. - 82 yr.	4 mo.
791	65 yr.	11 mo.	49 yr.	5 mo. - 82 yr.	5 mo.
792	66 yr.	0 mo.	49 yr.	6 mo. - 82 yr.	6 mo.
793	66 yr.	1 mo.	49 yr.	7 mo. - 82 yr.	7 mo.
794	66 yr.	2 mo.	49 yr.	8 mo. - 82 yr.	9 mo.
795	66 yr.	3 mo.	49 yr.	8 mo. - 82 yr.	10 mo.
796	66 yr.	4 mo.	49 yr.	9 mo. - 82 yr.	11 mo.
797	66 yr.	5 mo.	49 yr.	10 mo. - 83 yr.	0 mo.
798	66 yr.	6 mo.	49 yr.	11 mo. - 83 yr.	2 mo.
799	66 yr.	7 mo.	49 yr.	11 mo. - 83 yr.	3 mo.
800	66 yr.	8 mo.	50 yr.	0 mo. - 83 yr.	4 mo.
801	66 yr.	9 mo.	50 yr.	1 mo. - 83 yr.	5 mo.
802	66 yr.	10 mo.	50 yr.	2 mo. - 83 yr.	7 mo.
803	66 yr.	11 mo.	50 yr.	2 mo. - 83 yr.	8 mo.
804	67 yr.	0 mo.	50 yr.	3 mo. - 83 yr.	9 mo.
805	67 yr.	1 mo.	50 yr.	4 mo. - 83 yr.	10 mo.
806	67 yr.	2 mo.	50 yr.	5 mo. - 84 yr.	0 mo.
807	67 yr.	3 mo.	50 yr.	5 mo. - 84 yr.	1 mo.
808	67 yr.	4 mo.	50 yr.	6 mo. - 84 yr.	2 mo.
809	67 yr.	5 mo.	50 yr.	7 mo. - 84 yr.	3 mo.
810	67 yr.	6 mo.	50 yr.	8 mo. - 84 yr.	5 mo.
811	67 yr.	7 mo.	50 yr.	8 mo. - 84 yr.	6 mo.
812	67 yr.	8 mo.	50 yr.	9 mo. - 84 yr.	7 mo.
813	67 yr.	9 mo.	50 yr.	10 mo. - 84 yr.	8 mo.
814	67 yr.	10 mo.	50 yr.	11 mo. - 84 yr.	10 mo.
815	67 yr.	11 mo.	50 yr.	11 mo. - 84 yr.	11 mo.
816	68 yr.	0 mo.	51 yr.	0 mo. - 85 yr.	0 mo.
817	68 yr.	1 mo.	51 yr.	1 mo. - 85 yr.	1 mo.
818	68 yr.	2 mo.	51 yr.	2 mo. - 85 yr.	3 mo.
819	68 yr.	3 mo.	51 yr.	2 mo. - 85 yr.	4 mo.
820	68 yr.	4 mo.	51 yr.	3 mo. - 85 yr.	5 mo.
821	68 yr.	5 mo.	51 yr.	4 mo. - 85 yr.	6 mo.
822	68 yr.	6 mo.	51 yr.	5 mo. - 85 yr.	8 mo.
823	68 yr.	7 mo.	51 yr.	5 mo. - 85 yr.	9 mo.
824	68 yr.	8 mo.	51 yr.	6 mo. - 85 yr.	10 mo.
825	68 yr.	9 mo.	51 yr.	7 mo. - 85 yr.	11 mo.
826	68 yr.	10 mo.	51 yr.	8 mo. - 86 yr.	1 mo.
827	68 yr.	11 mo.	51 yr.	8 mo. - 86 yr.	2 mo.
828	69 yr.	0 mo.	51 yr.	9 mo. - 86 yr.	3 mo.
829	69 yr.	1 mo.	51 yr.	10 mo. - 86 yr.	4 mo.
830	69 yr.	2 mo.	51 yr.	11 mo. - 86 yr.	6 mo.
831	69 yr.	3 mo.	51 yr.	11 mo. - 86 yr.	7 mo.
832	69 yr.	4 mo.	52 yr.	0 mo. - 86 yr.	8 mo.

Score	Sentence Range Midpoint		Sentence Range		
833	69 yr.	5 mo.	52 yr.	1 mo. - 86 yr.	9 mo.
834	69 yr.	6 mo.	52 yr.	2 mo. - 86 yr.	11 mo.
835	69 yr.	7 mo.	52 yr.	2 mo. - 87 yr.	0 mo.
836	69 yr.	8 mo.	52 yr.	3 mo. - 87 yr.	1 mo.
837	69 yr.	9 mo.	52 yr.	4 mo. - 87 yr.	2 mo.
838	69 yr.	10 mo.	52 yr.	5 mo. - 87 yr.	4 mo.
839	69 yr.	11 mo.	52 yr.	5 mo. - 87 yr.	5 mo.
840	70 yr.	0 mo.	52 yr.	6 mo. - 87 yr.	6 mo.
841	70 yr.	1 mo.	52 yr.	7 mo. - 87 yr.	7 mo.
842	70 yr.	2 mo.	52 yr.	8 mo. - 87 yr.	9 mo.
843	70 yr.	3 mo.	52 yr.	8 mo. - 87 yr.	10 mo.
844	70 yr.	4 mo.	52 yr.	9 mo. - 87 yr.	11 mo.
845	70 yr.	5 mo.	52 yr.	10 mo. - 88 yr.	0 mo.
846	70 yr.	6 mo.	52 yr.	11 mo. - 88 yr.	2 mo.
847	70 yr.	7 mo.	52 yr.	11 mo. - 88 yr.	3 mo.
848	70 yr.	8 mo.	53 yr.	0 mo. - 88 yr.	4 mo.
849	70 yr.	9 mo.	53 yr.	1 mo. - 88 yr.	5 mo.
850	70 yr.	10 mo.	53 yr.	2 mo. - 88 yr.	7 mo.
851	70 yr.	11 mo.	53 yr.	2 mo. - 88 yr.	8 mo.
852	71 yr.	0 mo.	53 yr.	3 mo. - 88 yr.	9 mo.
853	71 yr.	1 mo.	53 yr.	4 mo. - 88 yr.	10 mo.
854	71 yr.	2 mo.	53 yr.	5 mo. - 89 yr.	0 mo.
855	71 yr.	3 mo.	53 yr.	5 mo. - 89 yr.	1 mo.
856	71 yr.	4 mo.	53 yr.	6 mo. - 89 yr.	2 mo.
857	71 yr.	5 mo.	53 yr.	7 mo. - 89 yr.	3 mo.
858	71 yr.	6 mo.	53 yr.	8 mo. - 89 yr.	5 mo.
859	71 yr.	7 mo.	53 yr.	8 mo. - 89 yr.	6 mo.
860	71 yr.	8 mo.	53 yr.	9 mo. - 89 yr.	7 mo.
861	71 yr.	9 mo.	53 yr.	10 mo. - 89 yr.	8 mo.
862	71 yr.	10 mo.	53 yr.	11 mo. - 89 yr.	10 mo.
863	71 yr.	11 mo.	53 yr.	11 mo. - 89 yr.	11 mo.
864	72 yr.	0 mo.	54 yr.	0 mo. - 90 yr.	0 mo.
865	72 yr.	1 mo.	54 yr.	1 mo. - 90 yr.	1 mo.
866	72 yr.	2 mo.	54 yr.	2 mo. - 90 yr.	3 mo.
867	72 yr.	3 mo.	54 yr.	2 mo. - 90 yr.	4 mo.
868	72 yr.	4 mo.	54 yr.	3 mo. - 90 yr.	5 mo.
869	72 yr.	5 mo.	54 yr.	4 mo. - 90 yr.	6 mo.
870	72 yr.	6 mo.	54 yr.	5 mo. - 90 yr.	8 mo.
871	72 yr.	7 mo.	54 yr.	5 mo. - 90 yr.	9 mo.
872	72 yr.	8 mo.	54 yr.	6 mo. - 90 yr.	10 mo.
873	72 yr.	9 mo.	54 yr.	7 mo. - 90 yr.	11 mo.
874	72 yr.	10 mo.	54 yr.	8 mo. - 91 yr.	1 mo.
875	72 yr.	11 mo.	54 yr.	8 mo. - 91 yr.	2 mo.
876	73 yr.	0 mo.	54 yr.	9 mo. - 91 yr.	3 mo.
877	73 yr.	1 mo.	54 yr.	10 mo. - 91 yr.	4 mo.
878	73 yr.	2 mo.	54 yr.	11 mo. - 91 yr.	6 mo.
879	73 yr.	3 mo.	54 yr.	11 mo. - 91 yr.	7 mo.
880	73 yr.	4 mo.	55 yr.	0 mo. - 91 yr.	8 mo.

Score	Sentence Range Midpoint		Sentence Range		
881	73 yr.	5 mo.	55 yr.	1 mo. - 91 yr.	9 mo.
882	73 yr.	6 mo.	55 yr.	2 mo. - 91 yr.	11 mo.
883	73 yr.	7 mo.	55 yr.	2 mo. - 92 yr.	0 mo.
884	73 yr.	8 mo.	55 yr.	3 mo. - 92 yr.	1 mo.
885	73 yr.	9 mo.	55 yr.	4 mo. - 92 yr.	2 mo.
886	73 yr.	10 mo.	55 yr.	5 mo. - 92 yr.	4 mo.
887	73 yr.	11 mo.	55 yr.	5 mo. - 92 yr.	5 mo.
888	74 yr.	0 mo.	55 yr.	6 mo. - 92 yr.	6 mo.
889	74 yr.	1 mo.	55 yr.	7 mo. - 92 yr.	7 mo.
890	74 yr.	2 mo.	55 yr.	8 mo. - 92 yr.	9 mo.
891	74 yr.	3 mo.	55 yr.	8 mo. - 92 yr.	10 mo.
892	74 yr.	4 mo.	55 yr.	9 mo. - 92 yr.	11 mo.
893	74 yr.	5 mo.	55 yr.	10 mo. - 93 yr.	0 mo.
894	74 yr.	6 mo.	55 yr.	11 mo. - 93 yr.	2 mo.
895	74 yr.	7 mo.	55 yr.	11 mo. - 93 yr.	3 mo.
896	74 yr.	8 mo.	56 yr.	0 mo. - 93 yr.	4 mo.
897	74 yr.	9 mo.	56 yr.	1 mo. - 93 yr.	5 mo.
898	74 yr.	10 mo.	56 yr.	2 mo. - 93 yr.	7 mo.
899	74 yr.	11 mo.	56 yr.	2 mo. - 93 yr.	8 mo.
900	75 yr.	0 mo.	56 yr.	3 mo. - 93 yr.	9 mo.
901	75 yr.	1 mo.	56 yr.	4 mo. - 93 yr.	10 mo.
902	75 yr.	2 mo.	56 yr.	5 mo. - 94 yr.	0 mo.
903	75 yr.	3 mo.	56 yr.	5 mo. - 94 yr.	1 mo.
904	75 yr.	4 mo.	56 yr.	6 mo. - 94 yr.	2 mo.
905	75 yr.	5 mo.	56 yr.	7 mo. - 94 yr.	3 mo.
906	75 yr.	6 mo.	56 yr.	8 mo. - 94 yr.	5 mo.
907	75 yr.	7 mo.	56 yr.	8 mo. - 94 yr.	6 mo.
908	75 yr.	8 mo.	56 yr.	9 mo. - 94 yr.	7 mo.
909	75 yr.	9 mo.	56 yr.	10 mo. - 94 yr.	8 mo.
910	75 yr.	10 mo.	56 yr.	11 mo. - 94 yr.	10 mo.
911	75 yr.	11 mo.	56 yr.	11 mo. - 94 yr.	11 mo.
912	76 yr.	0 mo.	57 yr.	0 mo. - 95 yr.	0 mo.
913	76 yr.	1 mo.	57 yr.	1 mo. - 95 yr.	1 mo.
914	76 yr.	2 mo.	57 yr.	2 mo. - 95 yr.	3 mo.
915	76 yr.	3 mo.	57 yr.	2 mo. - 95 yr.	4 mo.
916	76 yr.	4 mo.	57 yr.	3 mo. - 95 yr.	5 mo.
917	76 yr.	5 mo.	57 yr.	4 mo. - 95 yr.	6 mo.
918	76 yr.	6 mo.	57 yr.	5 mo. - 95 yr.	8 mo.
919	76 yr.	7 mo.	57 yr.	5 mo. - 95 yr.	9 mo.
920	76 yr.	8 mo.	57 yr.	6 mo. - 95 yr.	10 mo.
921	76 yr.	9 mo.	57 yr.	7 mo. - 95 yr.	11 mo.
922	76 yr.	10 mo.	57 yr.	8 mo. - 96 yr.	1 mo.
923	76 yr.	11 mo.	57 yr.	8 mo. - 96 yr.	2 mo.
924	77 yr.	0 mo.	57 yr.	9 mo. - 96 yr.	3 mo.
925	77 yr.	1 mo.	57 yr.	10 mo. - 96 yr.	4 mo.
926	77 yr.	2 mo.	57 yr.	11 mo. - 96 yr.	6 mo.
927	77 yr.	3 mo.	57 yr.	11 mo. - 96 yr.	7 mo.
928	77 yr.	4 mo.	58 yr.	0 mo. - 96 yr.	8 mo.

Score	Sentence Range Midpoint		Sentence Range		
929	77 yr.	5 mo.	58 yr.	1 mo. - 96 yr.	9 mo.
930	77 yr.	6 mo.	58 yr.	2 mo. - 96 yr.	11 mo.
931	77 yr.	7 mo.	58 yr.	2 mo. - 97 yr.	0 mo.
932	77 yr.	8 mo.	58 yr.	3 mo. - 97 yr.	1 mo.
933	77 yr.	9 mo.	58 yr.	4 mo. - 97 yr.	2 mo.
934	77 yr.	10 mo.	58 yr.	5 mo. - 97 yr.	4 mo.
935	77 yr.	11 mo.	58 yr.	5 mo. - 97 yr.	5 mo.
936	78 yr.	0 mo.	58 yr.	6 mo. - 97 yr.	6 mo.
937	78 yr.	1 mo.	58 yr.	7 mo. - 97 yr.	7 mo.
938	78 yr.	2 mo.	58 yr.	8 mo. - 97 yr.	9 mo.
939	78 yr.	3 mo.	58 yr.	8 mo. - 97 yr.	10 mo.
940	78 yr.	4 mo.	58 yr.	9 mo. - 97 yr.	11 mo.
941	78 yr.	5 mo.	58 yr.	10 mo. - 98 yr.	0 mo.
942	78 yr.	6 mo.	58 yr.	11 mo. - 98 yr.	2 mo.
943	78 yr.	7 mo.	58 yr.	11 mo. - 98 yr.	3 mo.
944	78 yr.	8 mo.	59 yr.	0 mo. - 98 yr.	4 mo.
945	78 yr.	9 mo.	59 yr.	1 mo. - 98 yr.	5 mo.
946	78 yr.	10 mo.	59 yr.	2 mo. - 98 yr.	7 mo.
947	78 yr.	11 mo.	59 yr.	2 mo. - 98 yr.	8 mo.
948	79 yr.	0 mo.	59 yr.	3 mo. - 98 yr.	9 mo.
949	79 yr.	1 mo.	59 yr.	4 mo. - 98 yr.	10 mo.
950	79 yr.	2 mo.	59 yr.	5 mo. - 99 yr.	0 mo.
951	79 yr.	3 mo.	59 yr.	5 mo. - 99 yr.	1 mo.
952	79 yr.	4 mo.	59 yr.	6 mo. - 99 yr.	2 mo.
953	79 yr.	5 mo.	59 yr.	7 mo. - 99 yr.	3 mo.
954	79 yr.	6 mo.	59 yr.	8 mo. - 99 yr.	5 mo.
955	79 yr.	7 mo.	59 yr.	8 mo. - 99 yr.	6 mo.
956	79 yr.	8 mo.	59 yr.	9 mo. - 99 yr.	7 mo.
957	79 yr.	9 mo.	59 yr.	10 mo. - 99 yr.	8 mo.
958	79 yr.	10 mo.	59 yr.	11 mo. - 99 yr.	10 mo.
959	79 yr.	11 mo.	59 yr.	11 mo. - 99 yr.	11 mo.
960	80 yr.	0 mo.	60 yr.	0 mo. -100yr.	0 mo.
961	80 yr.	1 mo.	60 yr.	1 mo. -100yr.	1 mo.
962	80 yr.	2 mo.	60 yr.	2 mo. -100yr.	3 mo.
963	80 yr.	3 mo.	60 yr.	2 mo. -100yr.	4 mo.
964	80 yr.	4 mo.	60 yr.	3 mo. -100yr.	5 mo.
965	80 yr.	5 mo.	60 yr.	4 mo. -100yr.	6 mo.
966	80 yr.	6 mo.	60 yr.	5 mo. -100yr.	8 mo.
967	80 yr.	7 mo.	60 yr.	5 mo. -100yr.	9 mo.
968	80 yr.	8 mo.	60 yr.	6 mo. -100yr.	10 mo.
969	80 yr.	9 mo.	60 yr.	7 mo. -100yr.	11 mo.
970	80 yr.	10 mo.	60 yr.	8 mo. -101yr.	1 mo.
971	80 yr.	11 mo.	60 yr.	8 mo. -101yr.	2 mo.
972	81 yr.	0 mo.	60 yr.	9 mo. -101yr.	3 mo.
973	81 yr.	1 mo.	60 yr.	10 mo. -101yr.	4 mo.
974	81 yr.	2 mo.	60 yr.	11 mo. -101yr.	6 mo.
975	81 yr.	3 mo.	60 yr.	11 mo. -101yr.	7 mo.
976	81 yr.	4 mo.	61 yr.	0 mo. -101yr.	8 mo.

❖ **Murder/Homicide • Section C Recommendation Table**

Score	Sentence Range Midpoint		Sentence Range		
977	81 yr.	5 mo.	61 yr.	1 mo.	-101 yr. 9 mo.
978	81 yr.	6 mo.	61 yr.	2 mo.	-101 yr. 11 mo.
979	81 yr.	7 mo.	61 yr.	2 mo.	-102 yr. 0 mo.
980	81 yr.	8 mo.	61 yr.	3 mo.	-102 yr. 1 mo.
981	81 yr.	9 mo.	61 yr.	4 mo.	-102 yr. 2 mo.
982	81 yr.	10 mo.	61 yr.	5 mo.	-102 yr. 4 mo.
983	81 yr.	11 mo.	61 yr.	5 mo.	-102 yr. 5 mo.
984	82 yr.	0 mo.	61 yr.	6 mo.	-102 yr. 6 mo.
985	82 yr.	1 mo.	61 yr.	7 mo.	-102 yr. 7 mo.
986	82 yr.	2 mo.	61 yr.	8 mo.	-102 yr. 9 mo.
987	82 yr.	3 mo.	61 yr.	8 mo.	-102 yr. 10 mo.
988	82 yr.	4 mo.	61 yr.	9 mo.	-102 yr. 11 mo.
989	82 yr.	5 mo.	61 yr.	10 mo.	-103 yr. 0 mo.
990	82 yr.	6 mo.	61 yr.	11 mo.	-103 yr. 2 mo.
991	82 yr.	7 mo.	61 yr.	11 mo.	-103 yr. 3 mo.
992	82 yr.	8 mo.	62 yr.	0 mo.	-103 yr. 4 mo.
993	82 yr.	9 mo.	62 yr.	1 mo.	-103 yr. 5 mo.
994	82 yr.	10 mo.	62 yr.	2 mo.	-103 yr. 7 mo.
995	82 yr.	11 mo.	62 yr.	2 mo.	-103 yr. 8 mo.
996	83 yr.	0 mo.	62 yr.	3 mo.	-103 yr. 9 mo.
997	83 yr.	1 mo.	62 yr.	4 mo.	-103 yr. 10 mo.
998	83 yr.	2 mo.	62 yr.	5 mo.	-104 yr. 0 mo.
999	83 yr.	3 mo.	62 yr.	5 mo.	-104 yr. 1 mo.
1000	83 yr.	4 mo.	62 yr.	6 mo.	-104 yr. 2 mo.

Other Sexual Assault ❖ The sentencing guidelines for this section apply to the following offenses:

Relevant Code of Virginia Statutes	Relevant Virginia Crime Codes (VCC)

18.2-22	Use VCC for actual offense and change "F" to "C" in the Code.
18.2-26	Use VCC for actual offense and change "F" to "A" in the Code.
18.2-63	RAP-1124-F4 (2-10 yrs.) RAP-1123-F6 (1-5 yrs.)
18.2-64.1	RAP-1125-F6 (1-5 yrs.)
18.2-67.3(A,1)	RAP-1121-F9 (1-20 yrs.)
18.2-67.3(A,2)	RAP-1144-F9 (1-20 yrs.)
18.2-67.3(A,3)	RAP-1148-F9 (1-20 yrs.)
18.2-67.3(A,4,a)	RAP-1145-F9 (1-20 yrs.)
18.2-67.3(A,4,b)	RAP-1146-F9 (1-20 yrs.)
18.2-67.3(A,4,c)	RAP-1147-F9 (1-20 yrs.)
18.2-67.5	Use VCC for actual offense and change "F" to "A" in the Code.
18.2-67:5:2	Use VCC for actual offense and change "F" to "X" in the Code.
18.2-67:5:3	
18.2-355(1)	SEX-3626-F4 (2-10 yrs.)
18.2-355(2)	SEX-3624-F4 (2-10 yrs.)
18.2-355(3)	SEX-3629-F4 (2-10 yrs.)
18.2-356(i)	SEX-3631-F4 (2-10 yrs.)
18.2-357	SEX-3628-F4 (2-10 yrs.)
18.2-361(A)	SEX-3606-F6 (1-5 yrs.)
18.2-361(B)	SEX-3640-F3 (5-20 yrs.)
18.2-362	SEX-3618-F4 (2-10 yrs.)
18.2-366(B)	SEX-3616-F5 (1-10 yrs.) SEX-3642-F3 (5-20 yrs.)
18.2-368	SEX-3630-F4 (2-10 yrs.)
18.2-370(A)	SEX-3643-F5 (1-10 yrs.)
18.2-370.1(A)	SEX-3635-F6 (1-5 yrs.)

See Other Sexual Assault/Obscenity page 15 for § 18.2-374 offenses

Conspiracies or attempts to commit the offenses appearing in the above table are applicable guidelines offenses.
A worksheet should be completed.

If the statute number and VCC for the primary offense do not appear on this table, sentencing guidelines do not apply.
No worksheets should be completed.

Other Sexual Assault — Section A (Part I)

For more detailed instructions, refer to the “Sex Offender Risk Assessment” section under General Instructions.

1 Offenses Not Applicable for Risk Assessment

Risk assessment does NOT apply to the following primary offenses. If the primary offense is listed below, check the box and go directly to Section A (Part II). For primary offenses that begin with the VCC prefix “OBS”, go to the Other Sexual Assault/Obscenity worksheet on page 15.

RAP-1148-F9	§18.2-67.3(A,3)	Aggravated sexual battery parent to child age 13 to 17
SEX-3606-F6	§18.2-361(A)	Bestiality
SEX-3618-F4	§18.2-362	Bigamy
SEX-3624-F4	§18.2-355(2)	Compel to marry by force or threats
SEX-3626-F4	§18.2-355(1)	Enticement, procurement
SEX-3628-F4	§18.2-357	Pander, pimp, or receive money from prostitute
SEX-3629-F4	§18.2-355(3)	Parent permitting child prostitution
SEX-3630-F4	§18.2-368	Place or leave wife for prostitution
SEX-3631-F4	§18.2-356(i)	Receive money for procurement

If the primary offense is not one of the offenses listed above, and is a felony sex offense covered by the guidelines, complete Section A (Part I)—Risk Assessment and then go to Section A (Part II).

2 Offender's Age at Time of Offense

If there are multiple sex offenses for which the offender is being sentenced, base the age on the sex offense that occurred first.

3 Less Than 9th Grade Education

Score this factor if the offender did not complete the ninth grade or a GED by the date of conviction for the instant offense.

4 Not Regularly Employed

Enter “5” if, during the past 2 years prior to the date of arrest, the offender made 3 or more changes in employment or was not employed at least 75% of the time (unemployed 6 months or more).

5 Offender's Relationship to Victim

Select the appropriate score based on the age of the victim of the primary offense.

If there are multiple victims, select the score based on the victim that receives the highest points.

Relative is scored if the offender is related to the victim by blood, marriage or adoption.

Known to Victim is scored based on the victim's reasonable view of his or her knowledge of the offender. Boyfriends, girlfriends, foster parents, co-workers, teachers, non-related individuals living in the same household, store clerks who are known by the victim, friends and acquaintances are scored here.

Stranger is scored when the victim has no prior knowledge of the offender's identity, such as name, home address or place of employment.

Stepparent is scored only if the offender is married to the child's parent.

6 Aggravated Sexual Battery (Primary Offense § 18.2-67.3)

Score this factor if aggravated sexual battery (§18.2-67.3) is the primary offense. Do not score this factor if aggravated sexual battery is an additional offense.

No penetration, no attempted penetration is scored when official reports (e.g., police reports, victim impact statements, medical reports, etc.) indicate that no actual or attempted penetration was involved in the assault.

Penetration or attempted penetration is scored when official reports indicate that the sexual assault

involved actual or attempted penetration of the oral, anal, or sexual cavities. Score this factor if any attempted or completed penetration occurred. Attempted penetration involves the unsuccessful physical attempt to penetrate. Also, assaults where the victim believed that penetration was about to occur, even if never carried to fruition, would be scored as an attempted penetration.

7 Location of Offense

If a sexual assault or multiple sexual assaults took place in several locations, select the location that results in the **highest** score.

Place of employment includes the victim's or the offender's place of employment, facilities on company property, such as storage facilities, offices, production areas, service areas, etc.

Shared victim/offender residence is scored if the offender and the victim shared the same living quarters. A residence can be scored if any part of the sexual assault takes place within the confines of the structure. Buildings on the property or attached to the residence such as storage buildings and garages are scored the same as residence.

Outdoors includes public areas such as a park, city street, stadium, swimming pool, covered picnic area, porch, deck, yard, and walkway to a residence. Outdoors is scored anytime the assault occurs in the open air where the sky is visible.

Motor vehicle is scored if the sexual assault occurred in the confines of a motor vehicle. A motor vehicle can be scored only if the sexual assault is initiated in a motor vehicle or if any part of the assault took place in the motor vehicle.

Victim's residence can be scored if any part of the sexual assault takes place within the confines of the victim's residential structure. Buildings on the property or attached to the residence such as storage buildings and garages are scored the same as residence. This does not include any residence shared with the offender.

Offender's residence or other residence is scored if the sexual assault took place at a residence other than the victim's. A residence can be scored if any part of the sexual assault takes place within the confines of the structure. Buildings on the property or attached to the residence such as storage buildings and garages are scored the same as residence.

Location other than listed includes any location not included above. Other locations include the following: warehouse, non-residential storage facility,

parking deck, public restroom, highway rest-area structures, apartment laundry room, shopping mall, restaurants and stores where neither the victim nor the offender are employed. If the act takes place over the internet, score “other”.

8 Prior Adult Felony/Misdemeanor Arrests for Crimes Against Person

A prior arrest is any arrest prior to the present sentencing event for a felony or misdemeanor crime against person. Arrests for offenses that are ultimately dismissed or nolle prosequi, as well as arrests that result in convictions, are scored. Do not score the arrest for the current offense. Do not score the arrest of a juvenile, unless the offender is ultimately tried as an adult, prior to the date of sentencing for the instant offense.

The scoring of this factor is based on the total number of prior felony and misdemeanor arrests for crimes against person. Refer to Appendix E for a list of person crimes.

9 Prior Incarcerations/Commitments

Score this factor if one or more periods of incarceration resulted from a sentence. Score boot camp, diversion center, detention center, CCAP or any incarceration sentence that the offender has served or is currently serving. Commitments to juvenile institutions or post-dispositional confinements in secure detention following an adjudication of delinquency are also scored. Pre-trial and pre-sentence time are not scored unless the offender was sentenced to “time-served.”

10 Prior Treatment

If the offender has received more than one type of treatment, select the treatment that results in the **lowest** score.

Prior mental health commitment is scored if the offender has ever been committed to an **inpatient** clinic or to a state or private hospital for psychiatric treatment including sex offender treatment, for a minimum of an overnight stay. Involuntary and voluntary commitments are scored as well as court-ordered evaluations.

Prior mental health treatment is scored if the offender has undergone any prior **outpatient** mental health or sex offender treatment or has been evaluated for such treatment.

Prior alcohol or drug treatment is scored if the offender has ever had **inpatient** or **outpatient** drug or alcohol treatment.

No prior treatment is scored if the offender has never participated in any mental health, sex offender, alcohol or drug treatment program.

11 Risk Level

Based on the total risk score, check the appropriate box to indicate the offender's risk level.

12 Go to Other Sexual Assault Section A (Part II).

Offender Name:

☐ Risk Assessment is **NOT APPLICABLE** if the primary offense is bestiality, bigamy, aggravated sexual battery-parent to child age 13-17, or prostitution.
(Go to Section A (Part II))

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

• If YES, add 4 —▶

- If YES, add 5 —▶

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
	Known to victim (not relative or step-parent)	3
	Stranger	8
	Step-parent	2

No penetration, no attempted penetration	0
Penetration or attempted penetration	4

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

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	

- If YES, add 3 —▶

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

11 Risk Level (Risk Score)

- ☐ 44 or more Level 1
- ☐ 34 - 43 Level 2
- ☐ 28 - 33 Level 3
- ☐ up to 27 No Adjustment

Other Sexual Assault/Section A (Part I)

Other Sexual Assault — Section A (Part II)

1 Primary Offense

Enter the score corresponding to the number of counts if the primary offense at conviction was:

A.	RAP-1123-F6	Carnal knowledge victim age 13, 14, accused 3+ yrs older.....	18.2-63
	RAP-1125-F6	Carnal knowledge of ward by employee of court/DJJ.....	18.2-64.1
	SEX-3606-F6	Bestiality, carnally know any brute animal	18.2-361(A)
	SEX-3618-F4	Bigamy	18.2-362
	SEX-3624-F4	Compel to marry by force or threats	18.2-355(2)
	SEX-3626-F4	Prostitution – enticement, procurement	18.2-355(1)
	SEX-3628-F4	Pander, pimp, or receive money from prostitute	18.2-357
	SEX-3629-F4	Parent consents for child to be taken for prostitution, etc.	18.2-355(3)
	SEX-3630-F4	Place or leave wife for prostitution (pandering)	18.2-368
	SEX-3631-F4	Receive money for procuring prostitute	18.2-356(i)
	VCC with A or C*	All attempted or conspired Other Sexual Assault guidelines offenses	
B.	SEX-3640-F3	Sodomy – parent/grandparent to child age 13 to 17	18.2-361(B)
C.	SEX-3643-F5	Take indecent liberties with child under age 15	18.2-370(A)
D.	SEX-3635-F6	Take indecent liberties with child-custodian	18.2-370.1(A)
E.	RAP-1124-F4	Carnal knowledge/statutory rape age of victim 13,14	18.2-63
F.	RAP-1121-F9	Aggravated sexual battery, victim under age 13	18.2-67.3(A,1)
G.	RAP-1144-F9	Aggravated sexual battery, mental incapacity/helplessness.....	18.2-67.3(A,2)
	RAP-1148-F9	Aggravated sexual battery, parent/grandparent to child age 13 to 17	18.2-67.3(A,3)
	RAP-1145-F9	Aggravated sexual battery, victim age 13 or 14	18.2-67.3(A,4,a)
	RAP-1146-F9	Aggravated sexual battery, by force etc. with serious injury	18.2-67.3(A,4,b)
	RAP-1147-F9	Aggravated sexual battery, by force etc. with weapon	18.2-67.3(A,4,c)
H.	SEX-3616-F5	Incest with own or step child or grandchild	18.2-366(B)
I.	SEX-3642-F3	Incest with own or step child or grandchild age 13-17	18.2-366(B)

*Attempted and conspired offenses are scored the same as a completed act
Violations of deferred findings (§§ 18.2-251, 18.2-258.1, 19.2-298.02, or 19.2-303.6)
are scored as a conviction for the underlying offense

2 Primary Offense Remaining Counts

Total the maximum penalties for counts of the primary offense not scored under the Primary Offense factor above. Locate the total in the maximum penalty range and record the corresponding points.

3 Additional Offenses

Additional offenses are offenses in the same sentencing event that have a VCC that differs from the primary offense.

Add the maximum penalties for all additional offenses (including counts). Locate the total in the maximum penalty range and record the corresponding points.

4 Victim Age

Enter “5” if any of the victims were less than 13 years old at the time of any attempted, conspired or completed sexual assault offense in the current sentencing event (primary and additional offenses).

In instances of sexual abuse over a prolonged period of time, score this factor if the victim was less than 13 years old during any of the incidents.

For possession or production of child pornography (§§ 18.2-374.1:1 or 18.2-374.1), the victim age factor is scored when the age of the subject has been verified or the judge has determined that the factor should be scored. For more details, see General Instructions, Victim Factors, Victim Age.

5 Victim Injury

Score this factor based on the victim who received the most serious injury. Score this factor for any offense at sentencing, not only the primary offense.

Catchwords are used to show general groupings for injuries but in no way define how injuries must be scored on the Sentencing Guidelines. Scores for injuries must be assigned based on the specific definitions defined in the General Instructions and not on the catch phrases: Threatened, Emotional, Physical, Serious Physical or Life Threatening injury.

6 Prior Convictions /Adjudications

Select the five most recent felony sentencing events (adult convictions and juvenile adjudications). If there are fewer than five prior felony events, use all of them plus the most recent prior misdemeanor events, for a total of up to five prior events. For juvenile adjudications, score only delinquent offenses, not status offenses.

For each prior event, identify the offense with the highest statutory maximum penalty. Select only one offense per event. Add together the years of the statutory maximum penalties for these prior offenses. Locate the total in the maximum penalty range and record the corresponding points.

7 Prior Felony Sexual Assault Conviction/Adjudications

Enter the score corresponding to the number of prior felony adult convictions and delinquent adjudications (including counts) for sex offenses. Applicable offenses must have a VCC prefix of “RAP” or “SEX.”

8 Prior Incarcerations/ Commitments

Enter “3” if one or more periods of incarceration resulted from a sentence. Score boot camp, diversion center, detention center, CCAP or any incarceration sentence that the offender has served or is currently serving. Commitments to juvenile institutions or post-dispositional confinements in secure detention following an adjudication of delinquency are also scored. Pre-trial and pre-sentence time are not scored unless the offender was sentenced to “time-served.”

9 Legally Restrained at Time of Offense

Score this factor based on the type of legal restraint that is assigned the most points.

Do not rely on the catchwords to score this factor. See the General Instructions for the definitions.

Parole: An obligation to a parole board on the date of the offense.

Post-release: Under probation or post-release supervision defined in §§ 19.2-295.2 or 18.2-10 on the date of the offense.

Supervised Probation after Incarceration: On state, federal, or local supervised probation on the date of the offense after serving time in jail or prison.

Supervised Probation: On state, federal, or local supervised probation on the date of the offense after being sentenced to probation with no active time to serve.

Other: Some obligation to the court or violation of a court or administrative body restriction on the date of the offense. Not defined above.

10 Risk Assessment Score

Enter “8” if the Risk Score on Section A (Part I) is 28 or more (i.e., Level 1, Level 2, or Level 3).

11 Go to the next appropriate section.

If the total score is “8” or less go to Other Sexual Assault Section B. If the total score is “9” or more go to Other Sexual Assault Section C.

Other Sexual Assault ❖ Section A (Part II)

Offender Name: _____

1 Primary Offense

- A. Other than listed below; all attempted or conspired offenses (1 count) 1
- B. Non-forcible sodomy, parent/grandparent to child or grandchild age 13 to 17 (1 count)..... 7
- C. Indecent liberties with child under age 15
- 1 count 4
- 2 counts 8
- 3 counts 10
- D. Indecent liberties by custodian
- 1 count 5
- 2 counts 7
- 3 counts 8
- E. Non-forcible carnal knowledge of child age 13, 14 (statutory rape)
- 1 count 6
- 2 counts 9
- 3 counts 12
- F. Aggravated sexual battery, victim under age 13
- 1 count 3
- 2 counts 6
- 3 counts 9
- G. All other aggravated sexual battery
- 1 count 7
- 2 counts 8
- 3 counts 10
- H. Incest with own child/grandchild (1 count)..... 3
- I. Incest with own child/grandchild age 13 to 17 (1 count)..... 2

Score

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

- Years: 5 - 26 1
- 27 - 52 2
- 53 or more 3

0	

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

- Years: Less than 1 0
- (12 months= 1 year) 1 - 26 1
- 27 - 52 2
- 53 or more 3

0	

4 Victim Less than Age 13 at Time of Offense _____ If YES, add 5 →

0	

5 Victim Injury

- Threatened or emotional 2
- Physical, serious physical, or life threatening 4

0	

6 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	

7 Prior Felony Sexual Assault Convictions/Adjudications

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

0	

8 Prior Incarcerations/Commitments _____ If YES, add 3 →

0	

9 Legally Restrained at Time of Offense

- None 0
- Other 2
- Parole, post-release, supervised probation, or supervised probation after incarceration 3

0	

10 Risk Assessment Score (From Section A Part I)

- Less than 28 0
- 28 or more (Level 1, 2, or 3) 8

0	

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

Other Sexual Assault ❖ Section B

1 Primary Offense

Enter the score corresponding to the number of counts if the primary offense at conviction was:

A.	SEX-3606-F6*	Bestiality, carnally know any brute animal	18.2-361(A)
	SEX-3616-F5*	Incest with own or step child or grandchild	18.2-366(B)
	SEX-3618-F4*	Bigamy	18.2-362
	SEX-3624-F4*	Compel to marry by force or threats	18.2-355(2)
	SEX-3626-F4*	Prostitution – enticement, procurement	18.2-355(1)
	SEX-3628-F4*	Pander, pimp, or receive money from prostitute	18.2-357
	SEX-3629-F4*	Parent consents for child to be taken for prostitution, etc.	18.2-355(3)
	SEX-3630-F4*	Place or leave wife for prostitution (pandering)	18.2-368
	SEX-3631-F4*	Receive money for procuring prostitute	18.2-356(i)
	SEX-3640-F3*	Sodomy – parent/grandparent to child age 13 to 17	18.2-361(B)
	SEX-3642-F3*	Incest with own or step child or grandchild age 13-17	18.2-366(B)
B.	SEX-3643-F5*	Take indecent liberties with child under age 15	18.2-370(A)
	SEX-3635-F6*	Take indecent liberties with child-custodian	18.2-370.1(A)
C.	RAP-1123-F6*	Carnal knowledge victim age 13, 14, accused 3+ yrs older	18.2-63
	RAP-1124-F4*	Carnal knowledge/statutory rape age of victim 13, 14	18.2-63
	RAP-1125-F6*	Carnal knowledge of ward by employee of court/DJJ	18.2-64.1
	RAP-1121-F9*	Aggravated sexual battery, victim under age 13	18.2-67.3(A,1)
	RAP-1144-F9*	Aggravated sexual battery, mental incapacity/helplessness	18.2-67.3(A,2)
	RAP-1148-F9*	Aggravated sexual battery, parent/grandparent to child age 13 to 17	18.2-67.3(A,3)
	RAP-1145-F9*	Aggravated sexual battery, victim age 13 or 14	18.2-67.3(A,4,a)
	RAP-1146-F9*	Aggravated sexual battery, by force etc. with serious injury	18.2-67.3(A,4,b)
	RAP-1147-F9*	Aggravated sexual battery, by force etc. with weapon	18.2-67.3(A,4,c)

*Attempted and conspired offenses are scored the same as a completed act
Violations of deferred findings (§§ 18.2-251, 18.2-258.1, 19.2-298.02, or 19.2-303.6)
are scored as a conviction for the underlying offense

2 Primary Offense Remaining Counts

Total the maximum penalties for counts of the primary offense not scored under the Primary Offense factor above. Locate the total in the maximum penalty range and record the corresponding points.

3 Additional Offenses

Additional offenses are offenses in the same sentencing event that have a VCC that differs from the primary offense.

Add the maximum penalties for all additional offenses (including counts). Locate the total in the maximum penalty range and record the corresponding points.

4 Victim Age

Enter “3” if any of the victims were less than 13 years old at the time of any attempted, conspired or completed sexual assault offense in the current sentencing event (primary and additional offenses).

In instances of sexual abuse over a prolonged period of time, score this factor if the victim was less than 13 years old during any of the incidents.

If the court finds the offender guilty of an age specific offense, as defined by statute, of 13 years of age or older, points are not assigned.

For possession or production of child pornography (§§ 18.2-374.1:1 or 18.2-374.1), the victim age factor is scored when the age of the subject has been verified or the judge has determined that the factor should be scored.

5 Prior Convictions/Adjudications

Select the five most recent felony sentencing events (adult convictions and juvenile adjudications). If there are fewer than five prior felony events, use all of them plus the most recent prior misdemeanor events, for a total of up to five prior events. For juvenile adjudications, score only delinquent offenses, not status offenses.

For each prior event, identify the offense with the highest statutory maximum penalty. Select only one offense per event. Add together the years of the statutory maximum penalties for these prior offenses. Locate the total in the maximum penalty range and record the corresponding points.

6 Prior Incarcerations/ Commitments

Enter “1” if one or more periods of incarceration resulted from a sentence. Score boot camp, diversion center, detention center, CCAP or any incarceration sentence that the offender has served or is currently serving. Commitments to juvenile institutions or post-dispositional confinements in secure detention following an adjudication of delinquency are also scored. Pre-trial and pre-sentence time are not scored unless the offender was sentenced to “time-served.”

7 Type of Additional Offense

Select the appropriate block based on the primary offense.

Enter “1” if the offender was also convicted of an attempted, conspired or completed offense with a VCC prefix of “SEX”, “RAP”, or “OBS.” Both felony and misdemeanor convictions with any of these prefixes are scored.

8 Type of Victim Injury

Select the appropriate block based on the primary offense.

Catchwords are used to show general groupings for injuries but in no way define how injuries must be scored on the Sentencing Guidelines. Scores for injuries must be assigned based on the specific definitions defined in the General Instructions and not on the catch phrases: Threatened, Emotional, Physical, Serious Physical or Life Threatening injury.

9 Record the guidelines sentence.

Refer to the Other Sexual Assault Section B Recommendation Table which follows these instructions to convert the total score to the guidelines sentence. On the Other Sexual Assault cover sheet, record the guidelines sentence recommendation.

Other Sexual Assault ❖ Section B

Offender Name: _____

1 Primary Offense

- A. Other than listed below (1 count) 1
 B. Indecent Liberties (1 count) 1
 C. Aggravated Sexual Battery or Carnal Knowledge
 1 count 2
 2 counts 4
 3 counts 6

Score

0	

2 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

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

- Years: Less than 1 0 23 - 26 7
 (12 months= 1 year) 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

4 Victim Less than Age 13 at Time of Offense _____ If YES, add 3 →

0	

5 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	

6 Prior Incarcerations / Commitments _____ If YES, add 1 →

0	

7 Type of Additional Offense(s) Any Additional Offense has a prefix of "SEX", "RAP," or "OBS" _____

Primary offense:

B. Indecent Liberties or

C. Aggravated Sexual Battery or Carnal Knowledge

If YES, add 1

Primary offense: All other offenses

Do Not Score

0	

8 Victim Injury _____

Primary offense:

B. Indecent Liberties

Points

Threatened or emotional 3

Physical, Serious Physical, or Life Threatening 4

Primary offense: All other offenses

Do Not Score

0	

Total Score _____

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



Recommendation Table

Score	Guideline Sentence
0 - 3	Probation/No Incarceration
4 - 5	Incarceration 1 Day up to 3 Months
6+	Incarceration 3 to 6 Months

Other Sexual Assault ❖ Section C

1 Primary Offense

Determine whether the offender's prior record includes a Category I or Category II felony (See Appendix A), and mark the corresponding box. Enter the score corresponding to the number of counts under the appropriate prior record classification category if the primary offense at conviction was:

- A. VCC with A or C* All attempted or conspired offenses listed below
- B. RAP-1123-F6 Carnal knowledge victim age 13, 14, accused 3+ yrs older..... 18.2-63
RAP-1125-F6 Carnal knowledge of ward by employee of court/DJJ..... 18.2-64.1
SEX-3606-F6 Bestiality, carnally know any brute animal 18.2-361(A)
SEX-3618-F4 Bigamy 18.2-362
SEX-3624-F4 Compel to marry by force or threats 18.2-355(2)
SEX-3626-F4 Prostitution – enticement, procurement 18.2-355(1)
SEX-3628-F4 Pander, pimp, or receive money from prostitute 18.2-357
SEX-3629-F4 Parent consents for child to be taken for prostitution, etc. 18.2-355(3)
SEX-3630-F4 Place or leave wife for prostitution (pandering) 18.2-368
SEX-3631-F4 Receive money for procuring prostitute 18.2-356(i)
- C. SEX-3640-F3 Sodomy – parent/grandparent to child age 13 to 17..... 18.2-361(B)
- D. SEX-3643-F5 Take indecent liberties with child under age 15 18.2-370(A)
SEX-3635-F6 Take indecent liberties with child-custodian 18.2-370.1(A)
- E. RAP-1124-F4 Carnal knowledge/statutory rape age of victim 13,14..... 18.2-63
- F. SEX-3616-F5 Incest with own or step child or grandchild 18.2-366(B)
- G. SEX-3642-F3 Incest with own or step child or grandchild age 13-17 18.2-366(B)
- H. RAP-1121-F9 Aggravated sexual battery, victim under age 13 18.2-67.3(A,1)
RAP-1144-F9 Aggravated sexual battery, mental incapacity/helplessness..... 18.2-67.3(A,2)
RAP-1145-F9 Aggravated sexual battery, victim age 13 or 14..... 18.2-67.3(A,4,a)
RAP-1146-F9 Aggravated sexual battery, by force etc. with serious injury 18.2-67.3(A,4,b)
RAP-1147-F9 Aggravated sexual battery, by force etc. with weapon..... 18.2-67.3(A,4,c)
I. RAP-1148-F9 Aggravated sexual battery, parent/grandparent to child age 13 to 17.... 18.2-67.3(A,3)

***Attempted and conspired offenses are scored the same as a completed act**
Violations of deferred findings (§§ 18.2-251, 18.2-258.1, 19.2-298.02, or 19.2-303.6)
are scored as a conviction for the underlying offense

2 Primary Offense Remaining Counts

Based on the statutory maximum penalty, assign points to each count of the primary offense not scored under the Primary Offense factor above. Then total the points assigned to each and record the total.

3 Additional Offenses

Additional offenses are offenses in the same sentencing event that have a VCC that differs from the primary offense.

Identify each additional offense and its maximum penalty.

Assign points to each additional offense (including counts) based on the statutory maximum penalty.

Once points have been assigned to each additional offense, including counts, total the points and record the total.

4 Weapon Used, Brandished, Feigned or Threatened

Score this factor for any offense at conviction, not only the primary offense.

Enter "4" if the offender or a codefendant used, brandished, feigned or threatened to use any weapon, including a simulated weapon.

5 Victim Injury

Score this factor based on the victim who received the most serious injury. Score this factor for any offense at sentencing, not only the primary offense.

Catchwords are used to show general groupings for injuries but in no way define how injuries must be scored on the Sentencing Guidelines. Scores for injuries must be assigned based on the specific definitions defined in the General Instructions and not on the catch phrases: Threatened, Emotional, Physical, Serious Physical or Life Threatening injury.

6 Prior Convictions/Adjudications

Select the five most recent felony sentencing events (adult convictions and juvenile adjudications). If there are fewer than five prior felony events, use all of them plus the most recent prior misdemeanor events, for a total of up to five prior events. For juvenile adjudications, score only delinquent offenses, not status offenses.

For each prior event, identify the offense with the highest statutory maximum penalty. Select only one offense per event. For each offense identified, locate the maximum penalty in the table and assign the corresponding points. Total the points and record the total.

7 Prior Felony Sexual Assault Convictions/Adjudications

Enter the score corresponding to the number of prior felony adult convictions and delinquent adjudications (including counts) for sex offenses. Applicable offenses must have a VCC prefix of "RAP" or "SEX."

8 On Post-Incarceration Supervision at Time of Offense

Enter "5" if the offender was under adult or juvenile supervised probation after a period of incarceration or post-release supervision, mandatory or discretionary parole, juvenile parole or aftercare.

9 Risk Level

Check the appropriate box to indicate the offender's classification level based on the Risk Score calculated on Section A (Part I) Risk Assessment. If Section A (Part I) Risk Assessment was not completed, then leave blank.

10 Record the guidelines sentence.

Refer to the Other Sexual Assault Section C Recommendation Table which follows these instructions to convert the total score to the guidelines sentence. Record the guidelines midpoint and range on the cover sheet in the Sentencing Guidelines Recommendation Section. If the offender was classified as Level 1, 2 or 3 on Section A (Part I), also record the adjusted high end of the range on the Other Sexual Assault cover sheet.

Other Sexual Assault ❖ Section C

1 Primary Offense

		Prior Record Classification		
		☐ Category I	☐ Category II	☐ Other
		(scores for attempted/conspired offenses are in parentheses)		
A.	All attempted or conspired sexual assault (1 count).....	(24)	(12)	(6)
B.	Completed sexual assault other than listed below (1 count)	36	18	9
C.	Non-forcible sodomy, parent/grandparent to child/grandchild age 13 - 17			
	1 count	36	18	9
D.	Indecent liberties with child			
	1 count	36	18	9
	2 counts.....	40	20	10
	3 counts.....	104	52	26
E.	Non-forcible carnal knowledge of child age 13 - 14 (statutory rape)			
	1 count	36	18	9
F.	Incest with own child/grandchild (1 count).....	104	52	26
G.	Incest with own child/grandchild age 13 - 17 (1 count)	104	52	26
H.	Aggravated sexual battery			
	1 count	90	60	34
	2 counts.....	132	88	50
	3 counts.....	288	192	108
I.	Aggravated sexual battery, parent/grandparent to child/grandchild age 13-17			
	1 count	84	56	32
	2 counts.....	90	60	34
	3 counts.....	180	120	68

Score

2 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

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

Maximum Penalty Less than 1.....	0
(years) 1	1
(12 months= 1 year) 2.....	2
3.....	3
4.....	4
5.....	5
10, 15.....	10
20	19
30	29
40, 50, Life	39

4 Weapon Used, Brandished, Feigned or Threatened

If YES, add 4

0	0	

5 Victim Injury

Threatened or emotional.....	6
Physical, serious physical, or life threatening	9

0	0	

6 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, 15	3
20	6
30	9
40, 50, Life	12

0		

7 Prior Felony Sexual Assault Convictions/Adjudications

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

0		

8 On Post-Incarceration Supervision

If YES, add 5

0	0	

Total Score

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



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



OTHER SEXUAL ASSAULT/ OBSCENITY

(The recommendation table for Section C for both worksheets is located at the back of the section)

Other Sexual Assault/Obscenity

The sentencing guidelines for this section apply to the following offenses:

Statutes	Virginia Crime Codes (VCC)	Statutes	Virginia Crime Codes (VCC)
18.2-22	Use VCC for actual offense and change "F" to "C" in the Code.	18.2-374.3(C)	OBS-3703-F9 (10-40 yrs.)
18.2-26	Use VCC for actual offense and change "F" to "A" in the Code.	18.2-374.3(D)	OBS-3690-F5 (1-10 yrs.)
18.2-374.1(B,1)	OBS-3741-F9 (5-30 yrs.)	18.2-374.3(D)	OBS-3691-F9 (1-20 yrs.)
18.2-374.1(B,1)	OBS-3742-F9 (5-30 yrs.)	18.2-374.3(E)	OBS-3689-F5 (1-10 yrs.)
18.2-374.1(B,1)	OBS-3743-F9 (15-40 yrs.)	Offense Prior to July 1, 2007	
18.2-374.1(B,1)	OBS-3744-F9 (1-20 yrs.)	18.2-374.1(B,1)	OBS-3735-F5 (1-10 yrs.)
18.2-374.1(B,1)	OBS-3745-F9 (3-30 yrs.)	18.2-374.1(B,2)	OBS-3721-F5 (1-10 yrs.)
18.2-374.1(B,1)	OBS-3746-F9 (10-30 yrs.)	18.2-374.1(B,3)	OBS-3736-F5 (1-10 yrs.)
18.2-374.1(B,2)	OBS-3747-F9 (5-30 yrs.)	18.2-374.1(B,4)	OBS-3737-F5 (1-10 yrs.)
18.2-374.1(B,2)	OBS-3748-F9 (5-30 yrs.)	18.2-374.1(C)	OBS-3717-F4 (2-10 yrs.)
18.2-374.1(B,2)	OBS-3749-F9 (15-40 yrs.)	18.2-374.1:1(A)	OBS-3731-F6 (1-5 yrs.)
18.2-374.1(B,2)	OBS-3750-F9 (1-20 yrs.)	18.2-374.1:1(D)	OBS-3732-F5 (1-10 yrs.)
18.2-374.1(B,2)	OBS-3751-F9 (3-30 yrs.)	18.2-374.3(A)	OBS-3730-F6 (1-5 yrs.)
18.2-374.1(B,2)	OBS-3752-F9 (10-30 yrs.)	18.2-374.3(B)	OBS-3758-F5 (1-10 yrs.)
18.2-374.1(B,3)	OBS-3753-F9 (5-30 yrs.)		
18.2-374.1(B,3)	OBS-3754-F9 (5-30 yrs.)		
18.2-374.1(B,3)	OBS-3755-F9 (15-40 yrs.)		
18.2-374.1(B,3)	OBS-3756-F9 (1-20 yrs.)		
18.2-374.1(B,3)	OBS-3757-F9 (3-30 yrs.)		
18.2-374.1(B,3)	OBS-3760-F9 (10-30 yrs.)		
18.2-374.1(B,4)	OBS-3682-F9 (5-30 yrs.)		
18.2-374.1(B,4)	OBS-3683-F9 (5-30 yrs.)		
18.2-374.1(B,4)	OBS-3684-F9 (15-40 yrs.)		
18.2-374.1(B,4)	OBS-3685-F9 (1-20 yrs.)		
18.2-374.1(B,4)	OBS-3686-F9 (3-30 yrs.)		
18.2-374.1(B,4)	OBS-3687-F9 (10-30 yrs.)		
18.2-374.1:1(A)	OBS-3731-F6 (1-5 yrs.)		
18.2-374.1:1(B)	OBS-3732-F5 (1-10 yrs.)		
18.2-374.1:1(C,i)	OBS-3680-F9 (5-20 yrs.)		
18.2-374.1:1(C,i)	OBS-3681-F9 (5-20 yrs.)		
18.2-374.3(B)	OBS-3730-F6 (1-5 yrs.)		
18.2-374.3(C)	OBS-3701-F5 (1-10 yrs.)		
18.2-374.3(C)	OBS-3702-F9 (5-30 yrs.)		

Conspiracies or attempts to commit the offenses appearing in the above table are applicable guidelines offenses. A worksheet should be completed.

If the statute number and VCC for the primary offense do not appear on this table, sentencing guidelines do not apply. No worksheets should be completed.

Other Sexual Assault/Obscenity ❖ Section A

1 Primary Offense

Enter the score corresponding to the number of counts if the primary offense at conviction was:

- A. VCC with A or C All attempted or conspired offenses listed below
- B. OBS-3682-F9, OBS-3683-F9 Finance child porn§ 18.2-374.1(B,4)
 OBS-3684-F9, OBS-3685-F9,
 OBS-3686-F9, OBS-3687-F9
- OBS-3741-F9, OBS-3742-F9, Entice minor to perform in porn§ 18.2-374.1(B,1)
 OBS-3743-F9, OBS-3744-F9,
 OBS-3745-F9, OBS-3746-F9
- OBS-3747-F9, OBS-3748-F9, Produce, make child porn.....§ 18.2-374.1 (B,2)
 OBS-3749-F9, OBS-3750-F9,
 OBS-3751-F9, OBS-3752-F9
- OBS-3753-F9, OBS-3754-F9, Take part, film child porn.....§ 18.2-374.1 (B,3)
 OBS-3755-F9, OBS-3756-F9,
 OBS-3757-F9, OBS-3760-F9
- OBS-3717-F4, OBS-3721-F5, VCCs for offenses prior to 2007§ 18.2-374.1
 OBS-3735-F5, OBS-3736-F5
- C. OBS-3731-F6 Possess child porn (first offense).....§ 18.2-374.1:1(A)
- D. OBS-3732-F5 Possess child porn (second or subsequent offense)§ 18.2-374.1:1(B)
 Prior to 2007§ 18.2-374.1:1(D)
- E. OBS-3680-F9, Reproduce, transmit, sell, etc., child porn.....§ 18.2-374.1:1(C,i)
 OBS-3681-F9 Reproduce, transmit, sell, etc., child porn, subsequent offense§ 18.2-374.1:1(C,i)
 OBS-3737-F5 VCC prior to 2007§ 18.2-374.1 (B,4)
- F. OBS-3730-F6 Procure minor for obscene material by communications system§ 18.2-374.3 (B)
 OBS-3758-F5 VCC prior to 2007§ 18.2-374.3 (B)
- G. OBS-3689-F5 Procure minor for prostitution, sodomy, porn by comm. system.....§ 18.2-374.3 (E)
- H. OBS-3701-F5 Propose act by communications system, child <15§ 18.2-374.3 (C)
- I. OBS-3702-F9 Propose act by communications system, child < 15, offender 7+ years older
 OBS-3703-F9 Propose act by communications system, child < 15,
 offender 7+ years older (second or subsequent offense)§ 18.2-374.3 (C)
- J. OBS-3690-F5 Propose act by communications system, child 15+,
 offender 7+ years older.....§ 18.2-374.3 (D)
- K. OBS-3691-F9 Propose act by communications system, child 15+,
 offender 7+ years older (second or subsequent offense)§ 18.2-374.3 (D)

Violations of deferred findings (§§ 18.2-251, 18.2-258.1, 19.2-298.02, or 19.2-303.6) are scored as a conviction for the underlying offense

2 Primary Offense Remaining Counts

Select the appropriate block based on the primary offense.

Total the maximum penalties for counts of the primary offense not scored under the Primary Offense factor above. Locate the total in the maximum penalty range and record the corresponding points.

3 Additional Offenses

Additional offenses are offenses in the same sentencing event that have a VCC that differs from the primary offense.

Add the maximum penalties for all additional offenses (including counts). Locate the total in the maximum penalty range and record the corresponding points.

4 Victim Age

Enter "5" if any of the victims were less than 13 years old at the time of any attempted, conspired or completed sexual assault offense in the current sentencing event (primary and additional offenses).

In instances of sexual abuse over a prolonged period of time, score this factor if the victim was less than 13 years old during any of the incidents.

For possession or production of child pornography (§§ 18.2-374.1:1 or 18.2-374.1), the victim age factor is scored when the age of the subject has been verified or the judge has determined that the factor should be scored. For more details, see General Instructions, Victim Factors, Victim Age.

5 Victim Injury

Score this factor based on the victim who received the most serious injury. Score this factor for any offense at sentencing, not only the primary offense.

Catchwords are used to show general groupings for injuries but in no way define how injuries must be scored on the Sentencing Guidelines. Scores for injuries must be assigned based on the specific definitions defined in the General Instructions and not on the catch phrases: Threatened, Emotional, Physical, Serious Physical or Life Threatening injury.

6 Prior Convictions/Adjudications

Select the five most recent felony sentencing events (adult convictions and juvenile adjudications). If there are fewer than five prior felony events, use all of them plus the most recent prior misdemeanor events, for a total of up to five prior events. For juvenile adjudications, score only delinquent offenses, not status offenses.

For each prior event, identify the offense with the highest statutory maximum penalty. Select only one offense per event. Add together the years of the statutory maximum penalties for these prior offenses. Locate the total in the maximum penalty range and record the corresponding points.

7 Prior Felony Sexual Assault Conviction/Adjudications

Enter the score corresponding to the number of prior felony adult convictions and delinquent adjudications (including counts) for sex offenses. Applicable offenses must have a VCC prefix of "RAP" or "SEX."

8 Prior Incarcerations/Commitments

Enter "3" if one or more periods of incarceration resulted from a sentence. Score boot camp, diversion center, detention center, CCAP or any incarceration sentence that the offender has served or is currently serving. Commitments to juvenile institutions or post-dispositional confinements in secure detention following an adjudication of delinquency are also scored. Pre-trial and pre-sentence time are not scored unless the offender was sentenced to "time-served."

9 Legally Restrained at Time of Offense

Score this factor based on the type of legal restraint that is assigned the most points.

Do not rely on the catchwords to score this factor. See the General Instructions for the definitions.

Parole: An obligation to a parole board on the date of the offense.

Post-release: Under probation or post-release supervision defined in §§ 19.2-295.2 or 18.2-10 on the date of the offense.

Supervised Probation after Incarceration: On state, federal, or local supervised probation on the date of the offense after serving time in jail or prison.

Supervised Probation: On state, federal, or local supervised probation on the date of the offense after being sentenced to probation with no active time to serve.

Other: Some obligation to the court or violation of a court or administrative body restriction on the date of the offense. Not defined above.

10 Go to the next appropriate section.

If the total score is "8" or less go to Other Sexual Assault/Obscenity Section B. If the total score is "9" or more go to Other Sexual Assault/Obscenity Section C.

Other Sexual Assault/Obscenity ❖ Section A

Offender Name: _____

1 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

2 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	

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

Years:	Less than 1	0
(12 months = 1 year)	1 - 26	1
	27 - 52	2
	53 or more	3

0	

4 Victim Less than Age 13 at Time of Offense

If YES, add 5 →

0	

5 Victim Injury

Threatened or emotional	2
Physical, serious physical, or life threatening	4

0	

6 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	

7 Prior Felony Sexual Assault Convictions/Adjudications

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

0	

8 Prior Incarcerations/Commitments

If YES, add 3 →

0	

9 Legally Restrained at Time of Offense

None	0
Other	2
Parole, post-release, supervised probation, or supervised probation after incarceration	3

0	

Total Score

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

Other Sexual Assault 17

Other Sexual Assault/Obscenity ❖ Section B

1 Primary Offense

Enter the score corresponding to the number of counts if the primary offense at conviction was:

- A. OBS-3682-F9*, OBS-3683-F9* Finance child porn § 18.2-374.1(B,4)
OBS-3684-F9*, OBS-3685-F9*,
OBS-3686-F9*, OBS-3687-F9*
- OBS-3741-F9*, OBS-3742-F9*, Entice minor to perform in porn § 18.2-374.1(B,1)
OBS-3743-F9*, OBS-3744-F9*,
OBS-3745-F9*, OBS-3746-F9*
- OBS-3747-F9*, OBS-3748-F9*, Produce, make child porn § 18.2-374.1 (B,2)
OBS-3749-F9*, OBS-3750-F9*,
OBS-3751-F9*, OBS-3752-F9*
- OBS-3753-F9*, OBS-3754-F9*, Take part, film child porn § 18.2-374.1 (B,2)
OBS-3755-F9*, OBS-3756-F9*,
OBS-3757-F9*, OBS-3760-F9*
- OBS-3717-F4*, OBS-3721-F5*, VCCs for offenses prior to 2007 § 18.2-374.1
OBS-3735-F5*, OBS-3736-F5*
- B. OBS-3731-F6* Possess child porn (first offense) § 18.2-374.1:1(A)
OBS-3732-F5* Possess child porn (second or subsequent offense) § 18.2-374.1:1(B)
- C. OBS-3680-F9* Reproduce, transmit, sell, etc., child porn § 18.2-374.1:1(C,i)
OBS-3681-F9* Reproduce, transmit, sell, etc., child porn, subsequent offense § 18.2-374.1:1(C,i)
OBS-3737-F5* VCC prior to 2007 § 18.2-374.1 (B,4)
- D. OBS-3730-F6* Procure minor for obscene material by comm. system § 18.2-374.3 (B)
OBS-3758-F5* VCC prior to 2007 § 18.2-374.3 (B)
- E. OBS-3689-F5* Procure minor for prostitution, sodomy, porn by comm. system § 18.2-374.3 (E)
- F. OBS-3701-F5* Propose act by communications system, child <15 § 18.2-374.3 (C)
- G. OBS-3702-F9* Propose act by communications system, child < 15, offender 7+ years older)
OBS-3703-F9* Propose act by communications system, child < 15, offender 7+ years (2nd +)
..... § 18.2-374.3 (C)
- H. OBS-3690-F5* Propose act by communications system, child 15+,
offender 7+ years older § 18.2-374.3 (D)
- I. OBS-3691-F9* Propose act by communications system, child 15+,
offender 7+ years older (second or subsequent offense) § 18.2-374.3 (D)

***Attempted and conspired offenses are scored the same as a completed act**
Violations of deferred findings (§§ 18.2-251, 18.2-258.1, 19.2-298.02, or 19.2-303.6)
are scored as a conviction for the underlying offense

2 Primary Offense Remaining Counts

Total the maximum penalties for counts of the primary offense not scored under the Primary Offense factor above. Locate the total in the maximum penalty range and record the corresponding points.

3 Additional Offenses

Additional offenses are offenses in the same sentencing event that have a VCC that differs from the primary offense.

Add the maximum penalties for all additional offenses (including counts). Locate the total in the maximum penalty range and record the corresponding points.

4 Victim Age

Enter "3" if any of the victims were less than 13 years old at the time of any attempted, conspired or completed sexual assault offense in the current sentencing event (primary and additional offenses).

In instances of sexual abuse over a prolonged period of time, score this factor if the victim was less than 13 years old during any of the incidents.

If the court finds the offender guilty of an age-specific offense, as defined by statute, of 13 years of age or older, points are not assigned.

For possession or production of child pornography (§§ 18.2-374.1:1 or 18.2-374.1), the victim age factor is scored when the age of the subject has been verified or the judge has determined that the factor should be scored.

5 Prior Convictions/Adjudications

Select the five most recent felony sentencing events (adult convictions and juvenile adjudications). If there are fewer than five prior felony events, use all of them plus the most recent prior misdemeanor events, for a total of up to five prior events. For juvenile adjudications, score only delinquent offenses, not status offenses.

For each prior event, identify the offense with the highest statutory maximum penalty. Select only one offense per event. Add together the years of the statutory maximum penalties for these prior offenses. Locate the total in the maximum penalty range and record the corresponding points.

6 Prior Incarcerations/Commitments

Enter "1" if one or more periods of incarceration resulted from a sentence. Score boot camp, diversion center, detention center, CCAP or any incarceration sentence that the offender has served or is currently serving. Commitments to juvenile institutions or post-dispositional confinements in secure detention following an adjudication of delinquency are also scored. Pre-trial and pre-sentence time are not scored unless the offender was sentenced to "time-served."

7 Victim Injury

Score this factor only if primary offense is Electronic Solicitation (§ 18.2-374.3).

Score this factor based on the victim who received the most serious injury. Score this factor for any offense at sentencing, not only the primary offense.

Catchwords are used to show general groupings for injuries but in no way define how injuries must be scored on the Sentencing Guidelines. Scores for injuries must be assigned based on the specific definitions defined in the General Instructions and not on the catch phrases: Threatened, Emotional, Physical, Serious Physical or Life Threatening injury.

8 Record the guidelines sentence.

Refer to the Other Sexual Assault Section B Recommendation Table which follows these instructions to convert the total score to the guidelines sentence. On the Other Sexual Assault/Obscenity cover sheet, record the guidelines sentence recommendation.

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	

❖ 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	

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

Years:	Less than 1 0	23 - 26 7
(12 months = 1 year)	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	

❖ Victim Less than Age 13 at Time of Offense _____

If YES, add 3 →

0	

❖ 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	

❖ Prior Incarcerations / Commitments _____

If YES, add 1 →

0	

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, serious physical, or life threatening 5

0	0	

Total Score _____

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

Other Sexual Assault/Obscenity/Section B



Recommendation Table =====

Score	Guideline Sentence
0 - 3	Probation/No Incarceration
4 - 5	Incarceration 1 Day up to 3 Months
6+	Incarceration 3 to 6 Months

Other Sexual Assault/Obscenity ❖ Section C

1 Primary Offense

Determine whether the offender's prior record includes a Category I or Category II felony (See Appendix A), and mark the corresponding box. Enter the score corresponding to the number of counts under the appropriate prior record classification category if the primary offense at conviction was:

- A. VCC with A or C All attempted or conspired possess, reproduce, transmit etc.
child porn listed under letters E, F or G.
- B. VCC with A or C All attempted or conspired electronic solicitation of minor
listed under letters H, I, J, K or L.
- C. OBS-3741-F9, OBS-3742-F9, Entice minor to perform in porn§ 18.2-374.1(B,1)
OBS-3743-F9, OBS-3744-F9, Completed, Attempted (A9) or Conspired (C9)
OBS-3745-F9, OBS-3746-F9
- OBS-3753-F9, OBS-3754-F9, Take part, film child porn.....§ 18.2-374.1 (B,3)
OBS-3755-F9, OBS-3756-F9, Completed, Attempted (A9) or Conspired (C9)
OBS-3757-F9, OBS-3760-F9
- OBS-3735-F5 VCC for offenses prior to 2007§ 18.2-374.1
- D. OBS-3682-F9, OBS-3683-F9 Finance child porn§ 18.2-374.1(B,4)
OBS-3684-F9, OBS-3685-F9, Completed, Attempted (A9) or Conspired (C9)
OBS-3686-F9, OBS-3687-F9
- OBS-3747-F9, OBS-3748-F9, Produce, make child porn.....§ 18.2-374.1 (B,2)
OBS-3749-F9, OBS-3750-F9, Completed, Attempted (A9) or Conspired (C9)
OBS-3751-F9, OBS-3752-F9
- OBS-3717-F4, OBS-3721-F5, VCCs for offenses prior to 2007§ 18.2-374.1
OBS-3736-F5 Completed, Attempted (A5) or Conspired (C5)
- E. OBS-3731-F6 Possess child porn (first offense).....§ 18.2-374.1:1(A)
- F. OBS-3732-F5 Possess child porn (second or subsequent offense).....§ 18.2-374.1:1(B)
Prior to 2007§ 18.2-374.1:1(D)
- G. OBS-3680-F9 Reproduce, transmit, sell, etc., child porn.....§ 18.2-374.1:1(C,i)
OBS-3681-F9 Reproduce, transmit, sell, etc., child porn, subsequent offense§ 18.2-374.1:1(C,i)
OBS-3737-F5 VCC prior to 2007§ 18.2-374.1 (B,4)
- H. OBS-3730-F6 Procure minor for obscene material by comm. system.....§ 18.2-374.3 (B)
OBS-3758-F5 VCC prior to 2007§ 18.2-374.3 (B)
- I. OBS-3689-F5 Procure minor for prostitution, sodomy, porn by comm. system.....§ 18.2-374.3 (E)
- J. OBS-3701-F5 Propose act by communications system, child <15§ 18.2-374.3 (C)
- K. OBS-3702-F9 Propose act by communications system, child < 15, offender 7+ years older
OBS-3703-F9 Propose act by communications system, child < 15, offender 7+ years (2nd +)
.....§ 18.2-374.3 (C)
- L. OBS-3690-F5 Propose act by communications system, child 15+, offender 7+ years older
OBS-3691-F9 Propose act by communications system, child 15+, offender 7+ years (2nd +)
.....§ 18.2-374.3 (D)

***Attempted and conspired offenses are scored the same as a completed act
Violations of deferred findings (§§ 18.2-251, 18.2-258.1, 19.2-298.02, or 19.2-303.6)
are scored as a conviction for the underlying offense**

2 Primary Offense Remaining Counts

Based on the statutory maximum penalty, assign points to each count of the primary offense not scored under the Primary Offense factor above. Then total the points assigned to each and record the total.

3 Additional Offenses

Select the appropriate block based on the primary offense.

Additional offenses are offenses in the same sentencing event that have a VCC that differs from the primary offense.

Identify each additional offense and its maximum penalty.

Assign points to each additional offense (including counts) based on the statutory maximum penalty.

Once points have been assigned to each additional offense, including counts, total the points and record the total.

4 Weapon Used, Brandished, Feigned or Threatened

Score this factor for any offense at conviction, not only the primary offense.

Enter "4" if the offender or a codefendant used, brandished, feigned or threatened to use any weapon, including a simulated weapon.

5 Victim Injury

Select the appropriate block based on the primary offense.

Score this factor based on the victim who received the most serious injury. Score this factor for any offense at sentencing, not only the primary offense.

Catchwords are used to show general groupings for injuries but in no way define how injuries must be scored on the Sentencing Guidelines. Scores for injuries must be assigned based on the specific definitions defined in the General Instructions and not on the catch phrases: Threatened, Emotional, Physical, Serious Physical or Life Threatening injury.

6 Prior Convictions/Adjudications

Select the five most recent felony sentencing events (adult convictions and juvenile adjudications). If there are fewer than five prior felony events, use all of them plus the most recent prior misdemeanor events, for a total of up to five prior events. For juvenile adjudications, score only delinquent offenses, not status offenses.

For each prior event, identify the offense with the highest statutory maximum penalty. Select only one offense per event. For each offense identified, locate the maximum penalty in the table and assign the corresponding points. Total the points and record the total.

7 Prior Felony Sexual Assault Convictions/Adjudications

Enter the score corresponding to the number of prior felony adult convictions and delinquent adjudications (including counts) for sex offenses. Applicable offenses must have a VCC prefix of "RAP" or "SEX."

8 On Post-Incarceration Supervision at Time of Offense

Enter "5" if the offender was under adult or juvenile supervised probation after a period of incarceration or post-release supervision, mandatory or discretionary parole, or juvenile parole or aftercare.

9 Record the guidelines sentence.

Refer to the Other Sexual Assault Section C Recommendation Table which follows these instructions to convert the total score to the guidelines sentence. Record the guidelines midpoint and range on the cover sheet in the Sentencing Guidelines Recommendation Section.

Other Sexual Assault/Obscenity Section C

Prior Record Classification

1 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 1 count	68	34	17

Score

2 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, 15	10
20	19
30	29
40, 50, Life	39

3 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 (12 months = 1 year)	Points
Less than 1	0
1	1
2	2
3	3
4	4
5	8
10, 15	12
20	15
30	18
40, 50, Life	22

Primary offense: All other offenses

Years (12 months = 1 year)	Points
Less than 1	0
1	1
2	2
3	3
4	4
5	5
10, 15	10
20	19
30	29
40, 50, Life	39

4 Weapon Used, Brandished, Feigned, or Threatened

If YES, add 4

0	0	

5 Victim Injury

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

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

Primary offense: All other offenses

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

0	0	

6 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, 15	3
20	6
30	9
40, 50, Life	12

0		

7 Prior Felony Sexual Assault Convictions/Adjudications

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

0		

8 On Post-Incarceration Supervision

If YES, add 5

0	0	

Total Score

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

❖ Other Sexual Assault • Section C Recommendation Table

Sentence Range Score	Midpoint	Low	High	Level 3 High	Level 2 High	Level 1 High
up to 7	0 yr. 7 mo.	0 yr. 7 mo.	1 yr. 2 mo.	1 yr. 9 mo.	2 yr. 4 mo.	4 yr. 8 mo.
8	0 yr. 8 mo.	0 yr. 7 mo.	1 yr. 3 mo.	1 yr. 11 mo.	2 yr. 6 mo.	5 yr. 0 mo.
9	0 yr. 9 mo.	0 yr. 7 mo.	1 yr. 4 mo.	2 yr. 0 mo.	2 yr. 8 mo.	5 yr. 4 mo.
10	0 yr. 10 mo.	0 yr. 7 mo.	1 yr. 4 mo.	2 yr. 0 mo.	2 yr. 8 mo.	5 yr. 4 mo.
11	0 yr. 11 mo.	0 yr. 7 mo.	1 yr. 5 mo.	2 yr. 2 mo.	2 yr. 10 mo.	5 yr. 8 mo.
12	1 yr. 0 mo.	0 yr. 7 mo.	1 yr. 6 mo.	2 yr. 3 mo.	3 yr. 0 mo.	6 yr. 0 mo.
13	1 yr. 1 mo.	0 yr. 7 mo.	1 yr. 8 mo.	2 yr. 6 mo.	3 yr. 4 mo.	6 yr. 8 mo.
14	1 yr. 2 mo.	0 yr. 7 mo.	1 yr. 10 mo.	2 yr. 9 mo.	3 yr. 8 mo.	7 yr. 4 mo.
15	1 yr. 3 mo.	0 yr. 7 mo.	2 yr. 0 mo.	3 yr. 0 mo.	4 yr. 0 mo.	8 yr. 0 mo.
16	1 yr. 4 mo.	0 yr. 7 mo.	2 yr. 2 mo.	3 yr. 3 mo.	4 yr. 4 mo.	8 yr. 8 mo.
17	1 yr. 5 mo.	0 yr. 7 mo.	2 yr. 4 mo.	3 yr. 6 mo.	4 yr. 8 mo.	9 yr. 4 mo.
18	1 yr. 6 mo.	0 yr. 8 mo.	2 yr. 6 mo.	3 yr. 9 mo.	5 yr. 0 mo.	10 yr. 0 mo.
19	1 yr. 7 mo.	0 yr. 9 mo.	2 yr. 8 mo.	4 yr. 0 mo.	5 yr. 4 mo.	10 yr. 8 mo.
20	1 yr. 8 mo.	0 yr. 9 mo.	2 yr. 9 mo.	4 yr. 2 mo.	5 yr. 6 mo.	11 yr. 0 mo.
21	1 yr. 9 mo.	0 yr. 10 mo.	2 yr. 10 mo.	4 yr. 3 mo.	5 yr. 8 mo.	11 yr. 4 mo.
22	1 yr. 10 mo.	0 yr. 10 mo.	2 yr. 11 mo.	4 yr. 5 mo.	5 yr. 10 mo.	11 yr. 8 mo.
23	1 yr. 11 mo.	0 yr. 11 mo.	3 yr. 0 mo.	4 yr. 6 mo.	6 yr. 0 mo.	12 yr. 0 mo.
24	2 yr. 0 mo.	1 yr. 0 mo.	3 yr. 2 mo.	4 yr. 9 mo.	6 yr. 4 mo.	12 yr. 8 mo.
25	2 yr. 1 mo.	1 yr. 1 mo.	3 yr. 3 mo.	4 yr. 11 mo.	6 yr. 6 mo.	13 yr. 0 mo.
26	2 yr. 2 mo.	1 yr. 1 mo.	3 yr. 5 mo.	5 yr. 2 mo.	6 yr. 10 mo.	13 yr. 8 mo.
27	2 yr. 3 mo.	1 yr. 2 mo.	3 yr. 6 mo.	5 yr. 3 mo.	7 yr. 0 mo.	14 yr. 0 mo.
28	2 yr. 4 mo.	1 yr. 3 mo.	3 yr. 8 mo.	5 yr. 6 mo.	7 yr. 4 mo.	14 yr. 8 mo.
29	2 yr. 5 mo.	1 yr. 4 mo.	3 yr. 9 mo.	5 yr. 8 mo.	7 yr. 6 mo.	15 yr. 0 mo.
30	2 yr. 6 mo.	1 yr. 5 mo.	3 yr. 11 mo.	5 yr. 11 mo.	7 yr. 10 mo.	15 yr. 8 mo.
31	2 yr. 7 mo.	1 yr. 6 mo.	4 yr. 1 mo.	6 yr. 2 mo.	8 yr. 2 mo.	16 yr. 4 mo.
32	2 yr. 8 mo.	1 yr. 7 mo.	4 yr. 3 mo.	6 yr. 5 mo.	8 yr. 6 mo.	17 yr. 0 mo.
33	2 yr. 9 mo.	1 yr. 7 mo.	4 yr. 5 mo.	6 yr. 8 mo.	8 yr. 10 mo.	17 yr. 8 mo.
34	2 yr. 10 mo.	1 yr. 8 mo.	4 yr. 7 mo.	6 yr. 11 mo.	9 yr. 2 mo.	18 yr. 4 mo.
35	2 yr. 11 mo.	1 yr. 8 mo.	4 yr. 8 mo.	7 yr. 0 mo.	9 yr. 4 mo.	18 yr. 8 mo.
36	3 yr. 0 mo.	1 yr. 9 mo.	4 yr. 9 mo.	7 yr. 2 mo.	9 yr. 6 mo.	19 yr. 0 mo.
37	3 yr. 1 mo.	1 yr. 9 mo.	4 yr. 10 mo.	7 yr. 3 mo.	9 yr. 8 mo.	19 yr. 4 mo.
38	3 yr. 2 mo.	1 yr. 9 mo.	4 yr. 11 mo.	7 yr. 5 mo.	9 yr. 10 mo.	19 yr. 8 mo.
39	3 yr. 3 mo.	1 yr. 9 mo.	5 yr. 0 mo.	7 yr. 6 mo.	10 yr. 0 mo.	20 yr. 0 mo.
40	3 yr. 4 mo.	1 yr. 10 mo.	5 yr. 1 mo.	7 yr. 8 mo.	10 yr. 2 mo.	20 yr. 4 mo.
41	3 yr. 5 mo.	1 yr. 10 mo.	5 yr. 2 mo.	7 yr. 9 mo.	10 yr. 4 mo.	20 yr. 8 mo.
42	3 yr. 6 mo.	1 yr. 10 mo.	5 yr. 3 mo.	7 yr. 11 mo.	10 yr. 6 mo.	21 yr. 0 mo.
43	3 yr. 7 mo.	1 yr. 10 mo.	5 yr. 5 mo.	8 yr. 2 mo.	10 yr. 10 mo.	21 yr. 8 mo.
44	3 yr. 8 mo.	1 yr. 11 mo.	5 yr. 7 mo.	8 yr. 5 mo.	11 yr. 2 mo.	22 yr. 4 mo.
45	3 yr. 9 mo.	1 yr. 11 mo.	5 yr. 9 mo.	8 yr. 8 mo.	11 yr. 6 mo.	23 yr. 0 mo.
46	3 yr. 10 mo.	1 yr. 11 mo.	5 yr. 11 mo.	8 yr. 11 mo.	11 yr. 10 mo.	23 yr. 8 mo.
47	3 yr. 11 mo.	1 yr. 11 mo.	6 yr. 1 mo.	9 yr. 2 mo.	12 yr. 2 mo.	24 yr. 4 mo.
48	4 yr. 0 mo.	1 yr. 11 mo.	6 yr. 2 mo.	9 yr. 3 mo.	12 yr. 4 mo.	24 yr. 8 mo.
49	4 yr. 1 mo.	2 yr. 0 mo.	6 yr. 3 mo.	9 yr. 5 mo.	12 yr. 6 mo.	25 yr. 0 mo.
50	4 yr. 2 mo.	2 yr. 0 mo.	6 yr. 3 mo.	9 yr. 5 mo.	12 yr. 6 mo.	25 yr. 0 mo.
51	4 yr. 3 mo.	2 yr. 0 mo.	6 yr. 4 mo.	9 yr. 6 mo.	12 yr. 8 mo.	25 yr. 4 mo.
52	4 yr. 4 mo.	2 yr. 0 mo.	6 yr. 4 mo.	9 yr. 6 mo.	12 yr. 8 mo.	25 yr. 4 mo.
53	4 yr. 5 mo.	2 yr. 0 mo.	6 yr. 5 mo.	9 yr. 8 mo.	12 yr. 10 mo.	25 yr. 8 mo.
54	4 yr. 6 mo.	2 yr. 1 mo.	6 yr. 5 mo.	9 yr. 8 mo.	12 yr. 10 mo.	25 yr. 8 mo.
55	4 yr. 7 mo.	2 yr. 1 mo.	6 yr. 6 mo.	9 yr. 9 mo.	13 yr. 0 mo.	26 yr. 0 mo.
56	4 yr. 8 mo.	2 yr. 1 mo.	6 yr. 6 mo.	9 yr. 9 mo.	13 yr. 0 mo.	26 yr. 0 mo.
57	4 yr. 9 mo.	2 yr. 1 mo.	6 yr. 7 mo.	9 yr. 11 mo.	13 yr. 2 mo.	26 yr. 4 mo.
58	4 yr. 10 mo.	2 yr. 1 mo.	6 yr. 7 mo.	9 yr. 11 mo.	13 yr. 2 mo.	26 yr. 4 mo.
59	4 yr. 11 mo.	2 yr. 2 mo.	6 yr. 8 mo.	10 yr. 0 mo.	13 yr. 4 mo.	26 yr. 8 mo.
60	5 yr. 0 mo.	2 yr. 2 mo.	6 yr. 8 mo.	10 yr. 0 mo.	13 yr. 4 mo.	26 yr. 8 mo.
61	5 yr. 1 mo.	2 yr. 2 mo.	6 yr. 9 mo.	10 yr. 2 mo.	13 yr. 6 mo.	27 yr. 0 mo.
62	5 yr. 2 mo.	2 yr. 2 mo.	6 yr. 11 mo.	10 yr. 5 mo.	13 yr. 10 mo.	27 yr. 8 mo.
63	5 yr. 3 mo.	2 yr. 2 mo.	7 yr. 1 mo.	10 yr. 8 mo.	14 yr. 2 mo.	28 yr. 4 mo.
64	5 yr. 4 mo.	2 yr. 3 mo.	7 yr. 2 mo.	10 yr. 9 mo.	14 yr. 4 mo.	28 yr. 8 mo.

Score	Sentence Range Midpoint		Low		High		Level 3 High		Level 2 High		Level 1 High	
65	5 yr.	5 mo.	2 yr.	3 mo.	7 yr.	4 mo.	11 yr.	0 mo.	14 yr.	8 mo.	29 yr.	4 mo.
66	5 yr.	6 mo.	2 yr.	3 mo.	7 yr.	5 mo.	11 yr.	2 mo.	14 yr.	10 mo.	29 yr.	8 mo.
67	5 yr.	7 mo.	2 yr.	3 mo.	7 yr.	6 mo.	11 yr.	3 mo.	15 yr.	0 mo.	30 yr.	0 mo.
68	5 yr.	8 mo.	2 yr.	3 mo.	7 yr.	8 mo.	11 yr.	6 mo.	15 yr.	4 mo.	30 yr.	8 mo.
69	5 yr.	9 mo.	2 yr.	4 mo.	7 yr.	10 mo.	11 yr.	9 mo.	15 yr.	8 mo.	31 yr.	4 mo.
70	5 yr.	10 mo.	2 yr.	4 mo.	7 yr.	11 mo.	11 yr.	11 mo.	15 yr.	10 mo.	31 yr.	8 mo.
71	5 yr.	11 mo.	2 yr.	4 mo.	8 yr.	1 mo.	12 yr.	2 mo.	16 yr.	2 mo.	32 yr.	4 mo.
72	6 yr.	0 mo.	2 yr.	5 mo.	8 yr.	2 mo.	12 yr.	3 mo.	16 yr.	4 mo.	32 yr.	8 mo.
73	6 yr.	1 mo.	2 yr.	5 mo.	8 yr.	4 mo.	12 yr.	6 mo.	16 yr.	8 mo.	33 yr.	4 mo.
74	6 yr.	2 mo.	2 yr.	6 mo.	8 yr.	5 mo.	12 yr.	8 mo.	16 yr.	10 mo.	33 yr.	8 mo.
75	6 yr.	3 mo.	2 yr.	6 mo.	8 yr.	7 mo.	12 yr.	11 mo.	17 yr.	2 mo.	34 yr.	4 mo.
76	6 yr.	4 mo.	2 yr.	7 mo.	8 yr.	9 mo.	13 yr.	2 mo.	17 yr.	6 mo.	35 yr.	0 mo.
77	6 yr.	5 mo.	2 yr.	7 mo.	8 yr.	11 mo.	13 yr.	5 mo.	17 yr.	10 mo.	35 yr.	8 mo.
78	6 yr.	6 mo.	2 yr.	8 mo.	9 yr.	1 mo.	13 yr.	8 mo.	18 yr.	2 mo.	36 yr.	4 mo.
79	6 yr.	7 mo.	2 yr.	9 mo.	9 yr.	3 mo.	13 yr.	11 mo.	18 yr.	6 mo.	37 yr.	0 mo.
80	6 yr.	8 mo.	2 yr.	10 mo.	9 yr.	4 mo.	14 yr.	0 mo.	18 yr.	8 mo.	37 yr.	4 mo.
81	6 yr.	9 mo.	2 yr.	10 mo.	9 yr.	5 mo.	14 yr.	2 mo.	18 yr.	10 mo.	37 yr.	8 mo.
82	6 yr.	10 mo.	2 yr.	11 mo.	9 yr.	5 mo.	14 yr.	2 mo.	18 yr.	10 mo.	37 yr.	8 mo.
83	6 yr.	11 mo.	2 yr.	11 mo.	9 yr.	6 mo.	14 yr.	3 mo.	19 yr.	0 mo.	38 yr.	0 mo.
84	7 yr.	0 mo.	2 yr.	11 mo.	9 yr.	7 mo.	14 yr.	5 mo.	19 yr.	2 mo.	38 yr.	4 mo.
85	7 yr.	1 mo.	3 yr.	0 mo.	9 yr.	7 mo.	14 yr.	5 mo.	19 yr.	2 mo.	38 yr.	4 mo.
86	7 yr.	2 mo.	3 yr.	0 mo.	9 yr.	8 mo.	14 yr.	6 mo.	19 yr.	4 mo.	38 yr.	8 mo.
87	7 yr.	3 mo.	3 yr.	0 mo.	9 yr.	9 mo.	14 yr.	8 mo.	19 yr.	6 mo.	39 yr.	0 mo.
88	7 yr.	4 mo.	3 yr.	0 mo.	9 yr.	10 mo.	14 yr.	9 mo.	19 yr.	8 mo.	39 yr.	4 mo.
89	7 yr.	5 mo.	3 yr.	1 mo.	9 yr.	10 mo.	14 yr.	9 mo.	19 yr.	8 mo.	39 yr.	4 mo.
90	7 yr.	6 mo.	3 yr.	1 mo.	9 yr.	11 mo.	14 yr.	11 mo.	19 yr.	10 mo.	39 yr.	8 mo.
91	7 yr.	7 mo.	3 yr.	1 mo.	10 yr.	0 mo.	15 yr.	0 mo.	20 yr.	0 mo.	40 yr.	0 mo.
92	7 yr.	8 mo.	3 yr.	2 mo.	10 yr.	0 mo.	15 yr.	0 mo.	20 yr.	0 mo.	40 yr.	0 mo.
93	7 yr.	9 mo.	3 yr.	2 mo.	10 yr.	1 mo.	15 yr.	2 mo.	20 yr.	2 mo.	40 yr.	4 mo.
94	7 yr.	10 mo.	3 yr.	2 mo.	10 yr.	2 mo.	15 yr.	3 mo.	20 yr.	4 mo.	40 yr.	8 mo.
95	7 yr.	11 mo.	3 yr.	3 mo.	10 yr.	2 mo.	15 yr.	3 mo.	20 yr.	4 mo.	40 yr.	8 mo.
96	8 yr.	0 mo.	3 yr.	3 mo.	10 yr.	3 mo.	15 yr.	5 mo.	20 yr.	6 mo.	41 yr.	0 mo.
97	8 yr.	1 mo.	3 yr.	3 mo.	10 yr.	4 mo.	15 yr.	6 mo.	20 yr.	8 mo.	41 yr.	4 mo.
98	8 yr.	2 mo.	3 yr.	4 mo.	10 yr.	4 mo.	15 yr.	6 mo.	20 yr.	8 mo.	41 yr.	4 mo.
99	8 yr.	3 mo.	3 yr.	4 mo.	10 yr.	5 mo.	15 yr.	8 mo.	20 yr.	10 mo.	41 yr.	8 mo.
100	8 yr.	4 mo.	3 yr.	4 mo.	10 yr.	6 mo.	15 yr.	9 mo.	21 yr.	0 mo.	42 yr.	0 mo.
101	8 yr.	5 mo.	3 yr.	5 mo.	10 yr.	6 mo.	15 yr.	9 mo.	21 yr.	0 mo.	42 yr.	0 mo.
102	8 yr.	6 mo.	3 yr.	5 mo.	10 yr.	7 mo.	15 yr.	11 mo.	21 yr.	2 mo.	42 yr.	4 mo.
103	8 yr.	7 mo.	3 yr.	6 mo.	10 yr.	7 mo.	15 yr.	11 mo.	21 yr.	2 mo.	42 yr.	4 mo.
104	8 yr.	8 mo.	3 yr.	6 mo.	10 yr.	8 mo.	16 yr.	0 mo.	21 yr.	4 mo.	42 yr.	8 mo.
105	8 yr.	9 mo.	3 yr.	7 mo.	10 yr.	8 mo.	16 yr.	0 mo.	21 yr.	4 mo.	42 yr.	8 mo.
106	8 yr.	10 mo.	3 yr.	7 mo.	10 yr.	9 mo.	16 yr.	2 mo.	21 yr.	6 mo.	43 yr.	0 mo.
107	8 yr.	11 mo.	3 yr.	8 mo.	10 yr.	9 mo.	16 yr.	2 mo.	21 yr.	6 mo.	43 yr.	0 mo.
108	9 yr.	0 mo.	3 yr.	8 mo.	10 yr.	10 mo.	16 yr.	3 mo.	21 yr.	8 mo.	43 yr.	4 mo.
109	9 yr.	1 mo.	3 yr.	9 mo.	11 yr.	0 mo.	16 yr.	6 mo.	22 yr.	0 mo.	44 yr.	0 mo.
110	9 yr.	2 mo.	3 yr.	9 mo.	11 yr.	1 mo.	16 yr.	8 mo.	22 yr.	2 mo.	44 yr.	4 mo.
111	9 yr.	3 mo.	3 yr.	10 mo.	11 yr.	2 mo.	16 yr.	9 mo.	22 yr.	4 mo.	44 yr.	8 mo.
112	9 yr.	4 mo.	3 yr.	10 mo.	11 yr.	3 mo.	16 yr.	11 mo.	22 yr.	6 mo.	45 yr.	0 mo.
113	9 yr.	5 mo.	3 yr.	11 mo.	11 yr.	4 mo.	17 yr.	0 mo.	22 yr.	8 mo.	45 yr.	4 mo.
114	9 yr.	6 mo.	3 yr.	11 mo.	11 yr.	5 mo.	17 yr.	2 mo.	22 yr.	10 mo.	45 yr.	8 mo.
115	9 yr.	7 mo.	4 yr.	0 mo.	11 yr.	6 mo.	17 yr.	3 mo.	23 yr.	0 mo.	46 yr.	0 mo.
116	9 yr.	8 mo.	4 yr.	0 mo.	11 yr.	7 mo.	17 yr.	5 mo.	23 yr.	2 mo.	46 yr.	4 mo.
117	9 yr.	9 mo.	4 yr.	1 mo.	11 yr.	8 mo.	17 yr.	6 mo.	23 yr.	4 mo.	46 yr.	8 mo.
118	9 yr.	10 mo.	4 yr.	1 mo.	11 yr.	10 mo.	17 yr.	9 mo.	23 yr.	8 mo.	47 yr.	4 mo.
119	9 yr.	11 mo.	4 yr.	2 mo.	11 yr.	11 mo.	17 yr.	11 mo.	23 yr.	10 mo.	47 yr.	8 mo.
120	10 yr.	0 mo.	4 yr.	2 mo.	12 yr.	0 mo.	18 yr.	0 mo.	24 yr.	0 mo.	48 yr.	0 mo.
121	10 yr.	1 mo.	4 yr.	3 mo.	12 yr.	1 mo.	18 yr.	2 mo.	24 yr.	2 mo.	48 yr.	4 mo.
122	10 yr.	2 mo.	4 yr.	3 mo.	12 yr.	2 mo.	18 yr.	3 mo.	24 yr.	4 mo.	48 yr.	8 mo.

❖ Other Sexual Assault • Section C Recommendation Table

Sentence Range Score	Midpoint	Low	High	Level 3 High	Level 2 High	Level 1 High
123	10 yr. 3 mo.	4 yr. 4 mo.	12 yr. 4 mo.	18 yr. 6 mo.	24 yr. 8 mo.	49 yr. 4 mo.
124	10 yr. 4 mo.	4 yr. 4 mo.	12 yr. 5 mo.	18 yr. 8 mo.	24 yr. 10 mo.	49 yr. 8 mo.
125	10 yr. 5 mo.	4 yr. 5 mo.	12 yr. 6 mo.	18 yr. 9 mo.	25 yr. 0 mo.	50 yr. 0 mo.
126	10 yr. 6 mo.	4 yr. 6 mo.	12 yr. 7 mo.	18 yr. 11 mo.	25 yr. 2 mo.	50 yr. 4 mo.
127	10 yr. 7 mo.	4 yr. 7 mo.	12 yr. 8 mo.	19 yr. 0 mo.	25 yr. 4 mo.	50 yr. 8 mo.
128	10 yr. 8 mo.	4 yr. 8 mo.	12 yr. 10 mo.	19 yr. 3 mo.	25 yr. 8 mo.	51 yr. 4 mo.
129	10 yr. 9 mo.	4 yr. 10 mo.	12 yr. 11 mo.	19 yr. 5 mo.	25 yr. 10 mo.	51 yr. 8 mo.
130	10 yr. 10 mo.	5 yr. 0 mo.	13 yr. 0 mo.	19 yr. 6 mo.	26 yr. 0 mo.	52 yr. 0 mo.
131	10 yr. 11 mo.	5 yr. 2 mo.	13 yr. 1 mo.	19 yr. 8 mo.	26 yr. 2 mo.	52 yr. 4 mo.
132	11 yr. 0 mo.	5 yr. 4 mo.	13 yr. 2 mo.	19 yr. 9 mo.	26 yr. 4 mo.	52 yr. 8 mo.
133	11 yr. 1 mo.	5 yr. 6 mo.	13 yr. 4 mo.	20 yr. 0 mo.	26 yr. 8 mo.	53 yr. 4 mo.
134	11 yr. 2 mo.	5 yr. 8 mo.	13 yr. 5 mo.	20 yr. 2 mo.	26 yr. 10 mo.	53 yr. 8 mo.
135	11 yr. 3 mo.	5 yr. 10 mo.	13 yr. 6 mo.	20 yr. 3 mo.	27 yr. 0 mo.	54 yr. 0 mo.
136	11 yr. 4 mo.	6 yr. 0 mo.	13 yr. 7 mo.	20 yr. 5 mo.	27 yr. 2 mo.	54 yr. 4 mo.
137	11 yr. 5 mo.	6 yr. 1 mo.	13 yr. 8 mo.	20 yr. 6 mo.	27 yr. 4 mo.	54 yr. 8 mo.
138	11 yr. 6 mo.	6 yr. 2 mo.	13 yr. 10 mo.	20 yr. 9 mo.	27 yr. 8 mo.	55 yr. 4 mo.
139	11 yr. 7 mo.	6 yr. 3 mo.	13 yr. 11 mo.	20 yr. 11 mo.	27 yr. 10 mo.	55 yr. 8 mo.
140	11 yr. 8 mo.	6 yr. 4 mo.	14 yr. 0 mo.	21 yr. 0 mo.	28 yr. 0 mo.	56 yr. 0 mo.
141	11 yr. 9 mo.	6 yr. 5 mo.	14 yr. 1 mo.	21 yr. 2 mo.	28 yr. 2 mo.	56 yr. 4 mo.
142	11 yr. 10 mo.	6 yr. 6 mo.	14 yr. 2 mo.	21 yr. 3 mo.	28 yr. 4 mo.	56 yr. 8 mo.
143	11 yr. 11 mo.	6 yr. 7 mo.	14 yr. 4 mo.	21 yr. 6 mo.	28 yr. 8 mo.	57 yr. 4 mo.
144	12 yr. 0 mo.	6 yr. 8 mo.	14 yr. 5 mo.	21 yr. 8 mo.	28 yr. 10 mo.	57 yr. 8 mo.
145	12 yr. 1 mo.	6 yr. 9 mo.	14 yr. 6 mo.	21 yr. 9 mo.	29 yr. 0 mo.	58 yr. 0 mo.
146	12 yr. 2 mo.	6 yr. 9 mo.	14 yr. 7 mo.	21 yr. 11 mo.	29 yr. 2 mo.	58 yr. 4 mo.
147	12 yr. 3 mo.	6 yr. 10 mo.	14 yr. 8 mo.	22 yr. 0 mo.	29 yr. 4 mo.	58 yr. 8 mo.
148	12 yr. 4 mo.	6 yr. 10 mo.	14 yr. 10 mo.	22 yr. 3 mo.	29 yr. 8 mo.	59 yr. 4 mo.
149	12 yr. 5 mo.	6 yr. 11 mo.	14 yr. 11 mo.	22 yr. 5 mo.	29 yr. 10 mo.	59 yr. 8 mo.
150	12 yr. 6 mo.	7 yr. 0 mo.	15 yr. 0 mo.	22 yr. 6 mo.	30 yr. 0 mo.	60 yr. 0 mo.
151	12 yr. 7 mo.	7 yr. 0 mo.	15 yr. 1 mo.	22 yr. 8 mo.	30 yr. 2 mo.	60 yr. 4 mo.
152	12 yr. 8 mo.	7 yr. 1 mo.	15 yr. 2 mo.	22 yr. 9 mo.	30 yr. 4 mo.	60 yr. 8 mo.
153	12 yr. 9 mo.	7 yr. 1 mo.	15 yr. 4 mo.	23 yr. 0 mo.	30 yr. 8 mo.	61 yr. 4 mo.
154	12 yr. 10 mo.	7 yr. 2 mo.	15 yr. 5 mo.	23 yr. 2 mo.	30 yr. 10 mo.	61 yr. 8 mo.
155	12 yr. 11 mo.	7 yr. 2 mo.	15 yr. 6 mo.	23 yr. 3 mo.	31 yr. 0 mo.	62 yr. 0 mo.
156	13 yr. 0 mo.	7 yr. 3 mo.	15 yr. 7 mo.	23 yr. 5 mo.	31 yr. 2 mo.	62 yr. 4 mo.
157	13 yr. 1 mo.	7 yr. 3 mo.	15 yr. 8 mo.	23 yr. 6 mo.	31 yr. 4 mo.	62 yr. 8 mo.
158	13 yr. 2 mo.	7 yr. 4 mo.	15 yr. 10 mo.	23 yr. 9 mo.	31 yr. 8 mo.	63 yr. 4 mo.
159	13 yr. 3 mo.	7 yr. 5 mo.	15 yr. 11 mo.	23 yr. 11 mo.	31 yr. 10 mo.	63 yr. 8 mo.
160	13 yr. 4 mo.	7 yr. 5 mo.	16 yr. 0 mo.	24 yr. 0 mo.	32 yr. 0 mo.	64 yr. 0 mo.
161	13 yr. 5 mo.	7 yr. 6 mo.	16 yr. 1 mo.	24 yr. 2 mo.	32 yr. 2 mo.	64 yr. 4 mo.
162	13 yr. 6 mo.	7 yr. 6 mo.	16 yr. 2 mo.	24 yr. 3 mo.	32 yr. 4 mo.	64 yr. 8 mo.
163	13 yr. 7 mo.	7 yr. 7 mo.	16 yr. 4 mo.	24 yr. 6 mo.	32 yr. 8 mo.	65 yr. 4 mo.
164	13 yr. 8 mo.	7 yr. 7 mo.	16 yr. 5 mo.	24 yr. 8 mo.	32 yr. 10 mo.	65 yr. 8 mo.
165	13 yr. 9 mo.	7 yr. 8 mo.	16 yr. 6 mo.	24 yr. 9 mo.	33 yr. 0 mo.	66 yr. 0 mo.
166	13 yr. 10 mo.	7 yr. 8 mo.	16 yr. 7 mo.	24 yr. 11 mo.	33 yr. 2 mo.	66 yr. 4 mo.
167	13 yr. 11 mo.	7 yr. 9 mo.	16 yr. 8 mo.	25 yr. 0 mo.	33 yr. 4 mo.	66 yr. 8 mo.
168	14 yr. 0 mo.	7 yr. 10 mo.	16 yr. 10 mo.	25 yr. 3 mo.	33 yr. 8 mo.	67 yr. 4 mo.
169	14 yr. 1 mo.	7 yr. 10 mo.	16 yr. 11 mo.	25 yr. 5 mo.	33 yr. 10 mo.	67 yr. 8 mo.
170	14 yr. 2 mo.	7 yr. 11 mo.	17 yr. 0 mo.	25 yr. 6 mo.	34 yr. 0 mo.	68 yr. 0 mo.
171	14 yr. 3 mo.	7 yr. 11 mo.	17 yr. 1 mo.	25 yr. 8 mo.	34 yr. 2 mo.	68 yr. 4 mo.
172	14 yr. 4 mo.	8 yr. 0 mo.	17 yr. 2 mo.	25 yr. 9 mo.	34 yr. 4 mo.	68 yr. 8 mo.
173	14 yr. 5 mo.	8 yr. 0 mo.	17 yr. 4 mo.	26 yr. 0 mo.	34 yr. 8 mo.	69 yr. 4 mo.
174	14 yr. 6 mo.	8 yr. 1 mo.	17 yr. 5 mo.	26 yr. 2 mo.	34 yr. 10 mo.	69 yr. 8 mo.
175	14 yr. 7 mo.	8 yr. 2 mo.	17 yr. 6 mo.	26 yr. 3 mo.	35 yr. 0 mo.	70 yr. 0 mo.
176	14 yr. 8 mo.	8 yr. 2 mo.	17 yr. 7 mo.	26 yr. 5 mo.	35 yr. 2 mo.	70 yr. 4 mo.
177	14 yr. 9 mo.	8 yr. 3 mo.	17 yr. 8 mo.	26 yr. 6 mo.	35 yr. 4 mo.	70 yr. 8 mo.
178	14 yr. 10 mo.	8 yr. 3 mo.	17 yr. 10 mo.	26 yr. 9 mo.	35 yr. 8 mo.	71 yr. 4 mo.
179	14 yr. 11 mo.	8 yr. 4 mo.	17 yr. 11 mo.	26 yr. 11 mo.	35 yr. 10 mo.	71 yr. 8 mo.
180	15 yr. 0 mo.	8 yr. 4 mo.	18 yr. 0 mo.	27 yr. 0 mo.	36 yr. 0 mo.	72 yr. 0 mo.

Sentence Range Score	Midpoint	Low	High	Level 3 High	Level 2 High	Level 1 High
181	15 yr. 1 mo.	8 yr. 5 mo.	18 yr. 1 mo.	27 yr. 2 mo.	36 yr. 2 mo.	72 yr. 4 mo.
182	15 yr. 2 mo.	8 yr. 5 mo.	18 yr. 2 mo.	27 yr. 3 mo.	36 yr. 4 mo.	72 yr. 8 mo.
183	15 yr. 3 mo.	8 yr. 6 mo.	18 yr. 4 mo.	27 yr. 6 mo.	36 yr. 8 mo.	73 yr. 4 mo.
184	15 yr. 4 mo.	8 yr. 7 mo.	18 yr. 5 mo.	27 yr. 8 mo.	36 yr. 10 mo.	73 yr. 8 mo.
185	15 yr. 5 mo.	8 yr. 7 mo.	18 yr. 6 mo.	27 yr. 9 mo.	37 yr. 0 mo.	74 yr. 0 mo.
186	15 yr. 6 mo.	8 yr. 8 mo.	18 yr. 7 mo.	27 yr. 11 mo.	37 yr. 2 mo.	74 yr. 4 mo.
187	15 yr. 7 mo.	8 yr. 8 mo.	18 yr. 8 mo.	28 yr. 0 mo.	37 yr. 4 mo.	74 yr. 8 mo.
188	15 yr. 8 mo.	8 yr. 9 mo.	18 yr. 10 mo.	28 yr. 3 mo.	37 yr. 8 mo.	75 yr. 4 mo.
189	15 yr. 9 mo.	8 yr. 9 mo.	18 yr. 11 mo.	28 yr. 5 mo.	37 yr. 10 mo.	75 yr. 8 mo.
190	15 yr. 10 mo.	8 yr. 10 mo.	19 yr. 0 mo.	28 yr. 6 mo.	38 yr. 0 mo.	76 yr. 0 mo.
191	15 yr. 11 mo.	8 yr. 10 mo.	19 yr. 1 mo.	28 yr. 8 mo.	38 yr. 2 mo.	76 yr. 4 mo.
192	16 yr. 0 mo.	8 yr. 11 mo.	19 yr. 2 mo.	28 yr. 9 mo.	38 yr. 4 mo.	76 yr. 8 mo.
193	16 yr. 1 mo.	9 yr. 0 mo.	19 yr. 4 mo.	29 yr. 0 mo.	38 yr. 8 mo.	77 yr. 4 mo.
194	16 yr. 2 mo.	9 yr. 0 mo.	19 yr. 5 mo.	29 yr. 2 mo.	38 yr. 10 mo.	77 yr. 8 mo.
195	16 yr. 3 mo.	9 yr. 1 mo.	19 yr. 6 mo.	29 yr. 3 mo.	39 yr. 0 mo.	78 yr. 0 mo.
196	16 yr. 4 mo.	9 yr. 1 mo.	19 yr. 7 mo.	29 yr. 5 mo.	39 yr. 2 mo.	78 yr. 4 mo.
197	16 yr. 5 mo.	9 yr. 2 mo.	19 yr. 8 mo.	29 yr. 6 mo.	39 yr. 4 mo.	78 yr. 8 mo.
198	16 yr. 6 mo.	9 yr. 2 mo.	19 yr. 10 mo.	29 yr. 9 mo.	39 yr. 8 mo.	79 yr. 4 mo.
199	16 yr. 7 mo.	9 yr. 3 mo.	19 yr. 11 mo.	29 yr. 11 mo.	39 yr. 10 mo.	79 yr. 8 mo.
200	16 yr. 8 mo.	9 yr. 4 mo.	20 yr. 0 mo.	30 yr. 0 mo.	40 yr. 0 mo.	80 yr. 0 mo.
201	16 yr. 9 mo.	9 yr. 4 mo.	20 yr. 1 mo.	30 yr. 2 mo.	40 yr. 2 mo.	80 yr. 4 mo.
202	16 yr. 10 mo.	9 yr. 5 mo.	20 yr. 2 mo.	30 yr. 3 mo.	40 yr. 4 mo.	80 yr. 8 mo.
203	16 yr. 11 mo.	9 yr. 5 mo.	20 yr. 4 mo.	30 yr. 6 mo.	40 yr. 8 mo.	81 yr. 4 mo.
204	17 yr. 0 mo.	9 yr. 6 mo.	20 yr. 5 mo.	30 yr. 8 mo.	40 yr. 10 mo.	81 yr. 8 mo.
205	17 yr. 1 mo.	9 yr. 6 mo.	20 yr. 6 mo.	30 yr. 9 mo.	41 yr. 0 mo.	82 yr. 0 mo.
206	17 yr. 2 mo.	9 yr. 7 mo.	20 yr. 7 mo.	30 yr. 11 mo.	41 yr. 2 mo.	82 yr. 4 mo.
207	17 yr. 3 mo.	9 yr. 7 mo.	20 yr. 8 mo.	31 yr. 0 mo.	41 yr. 4 mo.	82 yr. 8 mo.
208	17 yr. 4 mo.	9 yr. 8 mo.	20 yr. 10 mo.	31 yr. 3 mo.	41 yr. 8 mo.	83 yr. 4 mo.
209	17 yr. 5 mo.	9 yr. 9 mo.	20 yr. 11 mo.	31 yr. 5 mo.	41 yr. 10 mo.	83 yr. 8 mo.
210	17 yr. 6 mo.	9 yr. 9 mo.	21 yr. 0 mo.	31 yr. 6 mo.	42 yr. 0 mo.	84 yr. 0 mo.
211	17 yr. 7 mo.	9 yr. 10 mo.	21 yr. 1 mo.	31 yr. 8 mo.	42 yr. 2 mo.	84 yr. 4 mo.
212	17 yr. 8 mo.	9 yr. 10 mo.	21 yr. 2 mo.	31 yr. 9 mo.	42 yr. 4 mo.	84 yr. 8 mo.
213	17 yr. 9 mo.	9 yr. 11 mo.	21 yr. 4 mo.	32 yr. 0 mo.	42 yr. 8 mo.	85 yr. 4 mo.
214	17 yr. 10 mo.	9 yr. 11 mo.	21 yr. 5 mo.	32 yr. 2 mo.	42 yr. 10 mo.	85 yr. 8 mo.
215	17 yr. 11 mo.	10 yr. 0 mo.	21 yr. 6 mo.	32 yr. 3 mo.	43 yr. 0 mo.	86 yr. 0 mo.
216	18 yr. 0 mo.	10 yr. 0 mo.	21 yr. 7 mo.	32 yr. 5 mo.	43 yr. 2 mo.	86 yr. 4 mo.
217	18 yr. 1 mo.	10 yr. 1 mo.	21 yr. 8 mo.	32 yr. 6 mo.	43 yr. 4 mo.	86 yr. 8 mo.
218	18 yr. 2 mo.	10 yr. 2 mo.	21 yr. 10 mo.	32 yr. 9 mo.	43 yr. 8 mo.	87 yr. 4 mo.
219	18 yr. 3 mo.	10 yr. 2 mo.	21 yr. 11 mo.	32 yr. 11 mo.	43 yr. 10 mo.	87 yr. 8 mo.
220	18 yr. 4 mo.	10 yr. 3 mo.	22 yr. 0 mo.	33 yr. 0 mo.	44 yr. 0 mo.	88 yr. 0 mo.
221	18 yr. 5 mo.	10 yr. 3 mo.	22 yr. 1 mo.	33 yr. 2 mo.	44 yr. 2 mo.	88 yr. 4 mo.
222	18 yr. 6 mo.	10 yr. 4 mo.	22 yr. 2 mo.	33 yr. 3 mo.	44 yr. 4 mo.	88 yr. 8 mo.
223	18 yr. 7 mo.	10 yr. 4 mo.	22 yr. 4 mo.	33 yr. 6 mo.	44 yr. 8 mo.	89 yr. 4 mo.
224	18 yr. 8 mo.	10 yr. 5 mo.	22 yr. 5 mo.	33 yr. 8 mo.	44 yr. 10 mo.	89 yr. 8 mo.
225	18 yr. 9 mo.	10 yr. 6 mo.	22 yr. 6 mo.	33 yr. 9 mo.	45 yr. 0 mo.	90 yr. 0 mo.
226	18 yr. 10 mo.	10 yr. 6 mo.	22 yr. 7 mo.	33 yr. 11 mo.	45 yr. 2 mo.	90 yr. 4 mo.
227	18 yr. 11 mo.	10 yr. 7 mo.	22 yr. 8 mo.	34 yr. 0 mo.	45 yr. 4 mo.	90 yr. 8 mo.
228	19 yr. 0 mo.	10 yr. 7 mo.	22 yr. 10 mo.	34 yr. 3 mo.	45 yr. 8 mo.	91 yr. 4 mo.
229	19 yr. 1 mo.	10 yr. 8 mo.	22 yr. 11 mo.	34 yr. 5 mo.	45 yr. 10 mo.	91 yr. 8 mo.
230	19 yr. 2 mo.	10 yr. 8 mo.	23 yr. 0 mo.	34 yr. 6 mo.	46 yr. 0 mo.	92 yr. 0 mo.
231	19 yr. 3 mo.	10 yr. 9 mo.	23 yr. 1 mo.	34 yr. 8 mo.	46 yr. 2 mo.	92 yr. 4 mo.
232	19 yr. 4 mo.	10 yr. 9 mo.	23 yr. 2 mo.	34 yr. 9 mo.	46 yr. 4 mo.	92 yr. 8 mo.
233	19 yr. 5 mo.	10 yr. 10 mo.	23 yr. 4 mo.	35 yr. 0 mo.	46 yr. 8 mo.	93 yr. 4 mo.
234	19 yr. 6 mo.	10 yr. 11 mo.	23 yr. 5 mo.	35 yr. 2 mo.	46 yr. 10 mo.	93 yr. 8 mo.
235	19 yr. 7 mo.	10 yr. 11 mo.	23 yr. 6 mo.	35 yr. 3 mo.	47 yr. 0 mo.	94 yr. 0 mo.
236	19 yr. 8 mo.	11 yr. 0 mo.	23 yr. 7 mo.	35 yr. 5 mo.	47 yr. 2 mo.	94 yr. 4 mo.
237	19 yr. 9 mo.	11 yr. 0 mo.	23 yr. 8 mo.	35 yr. 6 mo.	47 yr. 4 mo.	94 yr. 8 mo.
238	19 yr. 10 mo.	11 yr. 1 mo.	23 yr. 10 mo.	35 yr. 9 mo.	47 yr. 8 mo.	95 yr. 4 mo.
239	19 yr. 11 mo.	11 yr. 1 mo.	23 yr. 11 mo.	35 yr. 11 mo.	47 yr. 10 mo.	95 yr. 8 mo.

❖ Other Sexual Assault • Section C Recommendation Table

Sentence Range Score	Midpoint	Low	High	Level 3 High	Level 2 High	Level 1 High
240	20 yr. 0 mo.	11 yr. 2 mo.	24 yr. 0 mo.	36 yr. 0 mo.	48 yr. 0 mo.	96 yr. 0 mo.
241	20 yr. 1 mo.	11 yr. 2 mo.	24 yr. 1 mo.	36 yr. 2 mo.	48 yr. 2 mo.	96 yr. 4 mo.
242	20 yr. 2 mo.	11 yr. 3 mo.	24 yr. 2 mo.	36 yr. 3 mo.	48 yr. 4 mo.	96 yr. 8 mo.
243	20 yr. 3 mo.	11 yr. 4 mo.	24 yr. 4 mo.	36 yr. 6 mo.	48 yr. 8 mo.	97 yr. 4 mo.
244	20 yr. 4 mo.	11 yr. 4 mo.	24 yr. 5 mo.	36 yr. 8 mo.	48 yr. 10 mo.	97 yr. 8 mo.
245	20 yr. 5 mo.	11 yr. 5 mo.	24 yr. 6 mo.	36 yr. 9 mo.	49 yr. 0 mo.	98 yr. 0 mo.
246	20 yr. 6 mo.	11 yr. 5 mo.	24 yr. 7 mo.	36 yr. 11 mo.	49 yr. 2 mo.	98 yr. 4 mo.
247	20 yr. 7 mo.	11 yr. 6 mo.	24 yr. 8 mo.	37 yr. 0 mo.	49 yr. 4 mo.	98 yr. 8 mo.
248	20 yr. 8 mo.	11 yr. 6 mo.	24 yr. 10 mo.	37 yr. 3 mo.	49 yr. 8 mo.	99 yr. 4 mo.
249	20 yr. 9 mo.	11 yr. 7 mo.	24 yr. 11 mo.	37 yr. 5 mo.	49 yr. 10 mo.	99 yr. 8 mo.
250	20 yr. 10 mo.	11 yr. 8 mo.	25 yr. 0 mo.	37 yr. 6 mo.	50 yr. 0 mo.	100 yr. 0 mo.
251	20 yr. 11 mo.	11 yr. 8 mo.	25 yr. 1 mo.	37 yr. 8 mo.	50 yr. 2 mo.	100 yr. 4 mo.
252	21 yr. 0 mo.	11 yr. 9 mo.	25 yr. 2 mo.	37 yr. 9 mo.	50 yr. 4 mo.	100 yr. 8 mo.
253	21 yr. 1 mo.	11 yr. 9 mo.	25 yr. 4 mo.	38 yr. 0 mo.	50 yr. 8 mo.	101 yr. 4 mo.
254	21 yr. 2 mo.	11 yr. 10 mo.	25 yr. 5 mo.	38 yr. 2 mo.	50 yr. 10 mo.	101 yr. 8 mo.
255	21 yr. 3 mo.	11 yr. 10 mo.	25 yr. 6 mo.	38 yr. 3 mo.	51 yr. 0 mo.	102 yr. 0 mo.
256	21 yr. 4 mo.	11 yr. 11 mo.	25 yr. 7 mo.	38 yr. 5 mo.	51 yr. 2 mo.	102 yr. 4 mo.
257	21 yr. 5 mo.	11 yr. 11 mo.	25 yr. 8 mo.	38 yr. 6 mo.	51 yr. 4 mo.	102 yr. 8 mo.
258	21 yr. 6 mo.	12 yr. 0 mo.	25 yr. 10 mo.	38 yr. 9 mo.	51 yr. 8 mo.	103 yr. 4 mo.
259	21 yr. 7 mo.	12 yr. 1 mo.	25 yr. 11 mo.	38 yr. 11 mo.	51 yr. 10 mo.	103 yr. 8 mo.
260	21 yr. 8 mo.	12 yr. 1 mo.	26 yr. 0 mo.	39 yr. 0 mo.	52 yr. 0 mo.	104 yr. 0 mo.
261	21 yr. 9 mo.	12 yr. 2 mo.	26 yr. 1 mo.	39 yr. 2 mo.	52 yr. 2 mo.	104 yr. 4 mo.
262	21 yr. 10 mo.	12 yr. 2 mo.	26 yr. 2 mo.	39 yr. 3 mo.	52 yr. 4 mo.	104 yr. 8 mo.
263	21 yr. 11 mo.	12 yr. 3 mo.	26 yr. 4 mo.	39 yr. 6 mo.	52 yr. 8 mo.	105 yr. 4 mo.
264	22 yr. 0 mo.	12 yr. 3 mo.	26 yr. 5 mo.	39 yr. 8 mo.	52 yr. 10 mo.	105 yr. 8 mo.
265	22 yr. 1 mo.	12 yr. 4 mo.	26 yr. 6 mo.	39 yr. 9 mo.	53 yr. 0 mo.	106 yr. 0 mo.
266	22 yr. 2 mo.	12 yr. 4 mo.	26 yr. 7 mo.	39 yr. 11 mo.	53 yr. 2 mo.	106 yr. 4 mo.
267	22 yr. 3 mo.	12 yr. 5 mo.	26 yr. 8 mo.	40 yr. 0 mo.	53 yr. 4 mo.	106 yr. 8 mo.
268	22 yr. 4 mo.	12 yr. 6 mo.	26 yr. 10 mo.	40 yr. 3 mo.	53 yr. 8 mo.	107 yr. 4 mo.
269	22 yr. 5 mo.	12 yr. 6 mo.	26 yr. 11 mo.	40 yr. 5 mo.	53 yr. 10 mo.	107 yr. 8 mo.
270	22 yr. 6 mo.	12 yr. 7 mo.	27 yr. 0 mo.	40 yr. 6 mo.	54 yr. 0 mo.	108 yr. 0 mo.
271	22 yr. 7 mo.	12 yr. 7 mo.	27 yr. 1 mo.	40 yr. 8 mo.	54 yr. 2 mo.	108 yr. 4 mo.
272	22 yr. 8 mo.	12 yr. 8 mo.	27 yr. 2 mo.	40 yr. 9 mo.	54 yr. 4 mo.	108 yr. 8 mo.
273	22 yr. 9 mo.	12 yr. 8 mo.	27 yr. 4 mo.	41 yr. 0 mo.	54 yr. 8 mo.	109 yr. 4 mo.
274	22 yr. 10 mo.	12 yr. 9 mo.	27 yr. 5 mo.	41 yr. 2 mo.	54 yr. 10 mo.	109 yr. 8 mo.
275	22 yr. 11 mo.	12 yr. 10 mo.	27 yr. 6 mo.	41 yr. 3 mo.	55 yr. 0 mo.	110 yr. 0 mo.
276	23 yr. 0 mo.	12 yr. 10 mo.	27 yr. 7 mo.	41 yr. 5 mo.	55 yr. 2 mo.	110 yr. 4 mo.
277	23 yr. 1 mo.	12 yr. 11 mo.	27 yr. 8 mo.	41 yr. 6 mo.	55 yr. 4 mo.	110 yr. 8 mo.
278	23 yr. 2 mo.	12 yr. 11 mo.	27 yr. 10 mo.	41 yr. 9 mo.	55 yr. 8 mo.	111 yr. 4 mo.
279	23 yr. 3 mo.	13 yr. 0 mo.	27 yr. 11 mo.	41 yr. 11 mo.	55 yr. 10 mo.	111 yr. 8 mo.
280	23 yr. 4 mo.	13 yr. 0 mo.	28 yr. 0 mo.	42 yr. 0 mo.	56 yr. 0 mo.	112 yr. 0 mo.
281	23 yr. 5 mo.	13 yr. 1 mo.	28 yr. 1 mo.	42 yr. 2 mo.	56 yr. 2 mo.	112 yr. 4 mo.
282	23 yr. 6 mo.	13 yr. 1 mo.	28 yr. 2 mo.	42 yr. 3 mo.	56 yr. 4 mo.	112 yr. 8 mo.
283	23 yr. 7 mo.	13 yr. 2 mo.	28 yr. 4 mo.	42 yr. 6 mo.	56 yr. 8 mo.	113 yr. 4 mo.
284	23 yr. 8 mo.	13 yr. 3 mo.	28 yr. 5 mo.	42 yr. 8 mo.	56 yr. 10 mo.	113 yr. 8 mo.
285	23 yr. 9 mo.	13 yr. 3 mo.	28 yr. 6 mo.	42 yr. 9 mo.	57 yr. 0 mo.	114 yr. 0 mo.
286	23 yr. 10 mo.	13 yr. 4 mo.	28 yr. 7 mo.	42 yr. 11 mo.	57 yr. 2 mo.	114 yr. 4 mo.
287	23 yr. 11 mo.	13 yr. 4 mo.	28 yr. 8 mo.	43 yr. 0 mo.	57 yr. 4 mo.	114 yr. 8 mo.
288	24 yr. 0 mo.	13 yr. 5 mo.	28 yr. 10 mo.	43 yr. 3 mo.	57 yr. 8 mo.	115 yr. 4 mo.
289	24 yr. 1 mo.	13 yr. 5 mo.	28 yr. 11 mo.	43 yr. 5 mo.	57 yr. 10 mo.	115 yr. 8 mo.
290	24 yr. 2 mo.	13 yr. 6 mo.	29 yr. 0 mo.	43 yr. 6 mo.	58 yr. 0 mo.	116 yr. 0 mo.
291	24 yr. 3 mo.	13 yr. 6 mo.	29 yr. 1 mo.	43 yr. 8 mo.	58 yr. 2 mo.	116 yr. 4 mo.
292	24 yr. 4 mo.	13 yr. 7 mo.	29 yr. 2 mo.	43 yr. 9 mo.	58 yr. 4 mo.	116 yr. 8 mo.
293	24 yr. 5 mo.	13 yr. 8 mo.	29 yr. 4 mo.	44 yr. 0 mo.	58 yr. 8 mo.	117 yr. 4 mo.
294	24 yr. 6 mo.	13 yr. 8 mo.	29 yr. 5 mo.	44 yr. 2 mo.	58 yr. 10 mo.	117 yr. 8 mo.
295	24 yr. 7 mo.	13 yr. 9 mo.	29 yr. 6 mo.	44 yr. 3 mo.	59 yr. 0 mo.	118 yr. 0 mo.
296	24 yr. 8 mo.	13 yr. 9 mo.	29 yr. 7 mo.	44 yr. 5 mo.	59 yr. 2 mo.	118 yr. 4 mo.
297	24 yr. 9 mo.	13 yr. 10 mo.	29 yr. 8 mo.	44 yr. 6 mo.	59 yr. 4 mo.	118 yr. 8 mo.

Sentence Range Score	Midpoint	Low	High	Level 3 High	Level 2 High	Level 1 High
298	24 yr. 10 mo.	13 yr. 10 mo.	29 yr. 10 mo.	44 yr. 9 mo.	59 yr. 8 mo.	119 yr. 4 mo.
299	24 yr. 11 mo.	13 yr. 11 mo.	29 yr. 11 mo.	44 yr. 11 mo.	59 yr. 10 mo.	119 yr. 8 mo.
300	25 yr. 0 mo.	14 yr. 0 mo.	30 yr. 0 mo.	45 yr. 0 mo.	60 yr. 0 mo.	120 yr. 0 mo.
301	25 yr. 1 mo.	14 yr. 0 mo.	30 yr. 1 mo.	45 yr. 2 mo.	60 yr. 2 mo.	120 yr. 4 mo.
302	25 yr. 2 mo.	14 yr. 1 mo.	30 yr. 2 mo.	45 yr. 3 mo.	60 yr. 4 mo.	120 yr. 8 mo.
303	25 yr. 3 mo.	14 yr. 1 mo.	30 yr. 4 mo.	45 yr. 6 mo.	60 yr. 8 mo.	121 yr. 4 mo.
304	25 yr. 4 mo.	14 yr. 2 mo.	30 yr. 5 mo.	45 yr. 8 mo.	60 yr. 10 mo.	121 yr. 8 mo.
305	25 yr. 5 mo.	14 yr. 2 mo.	30 yr. 6 mo.	45 yr. 9 mo.	61 yr. 0 mo.	122 yr. 0 mo.
306	25 yr. 6 mo.	14 yr. 3 mo.	30 yr. 7 mo.	45 yr. 11 mo.	61 yr. 2 mo.	122 yr. 4 mo.
307	25 yr. 7 mo.	14 yr. 3 mo.	30 yr. 8 mo.	46 yr. 0 mo.	61 yr. 4 mo.	122 yr. 8 mo.
308	25 yr. 8 mo.	14 yr. 4 mo.	30 yr. 10 mo.	46 yr. 3 mo.	61 yr. 8 mo.	123 yr. 4 mo.
309	25 yr. 9 mo.	14 yr. 5 mo.	30 yr. 11 mo.	46 yr. 5 mo.	61 yr. 10 mo.	123 yr. 8 mo.
310	25 yr. 10 mo.	14 yr. 5 mo.	31 yr. 0 mo.	46 yr. 6 mo.	62 yr. 0 mo.	124 yr. 0 mo.
311	25 yr. 11 mo.	14 yr. 6 mo.	31 yr. 1 mo.	46 yr. 8 mo.	62 yr. 2 mo.	124 yr. 4 mo.
312	26 yr. 0 mo.	14 yr. 6 mo.	31 yr. 2 mo.	46 yr. 9 mo.	62 yr. 4 mo.	124 yr. 8 mo.
313	26 yr. 1 mo.	14 yr. 7 mo.	31 yr. 4 mo.	47 yr. 0 mo.	62 yr. 8 mo.	125 yr. 4 mo.
314	26 yr. 2 mo.	14 yr. 7 mo.	31 yr. 5 mo.	47 yr. 2 mo.	62 yr. 10 mo.	125 yr. 8 mo.
315	26 yr. 3 mo.	14 yr. 8 mo.	31 yr. 6 mo.	47 yr. 3 mo.	63 yr. 0 mo.	126 yr. 0 mo.
316	26 yr. 4 mo.	14 yr. 8 mo.	31 yr. 7 mo.	47 yr. 5 mo.	63 yr. 2 mo.	126 yr. 4 mo.
317	26 yr. 5 mo.	14 yr. 9 mo.	31 yr. 8 mo.	47 yr. 6 mo.	63 yr. 4 mo.	126 yr. 8 mo.
318	26 yr. 6 mo.	14 yr. 10 mo.	31 yr. 10 mo.	47 yr. 9 mo.	63 yr. 8 mo.	127 yr. 4 mo.
319	26 yr. 7 mo.	14 yr. 10 mo.	31 yr. 11 mo.	47 yr. 11 mo.	63 yr. 10 mo.	127 yr. 8 mo.
320	26 yr. 8 mo.	14 yr. 11 mo.	32 yr. 0 mo.	48 yr. 0 mo.	64 yr. 0 mo.	128 yr. 0 mo.
321	26 yr. 9 mo.	14 yr. 11 mo.	32 yr. 1 mo.	48 yr. 2 mo.	64 yr. 2 mo.	128 yr. 4 mo.
322	26 yr. 10 mo.	15 yr. 0 mo.	32 yr. 2 mo.	48 yr. 3 mo.	64 yr. 4 mo.	128 yr. 8 mo.
323	26 yr. 11 mo.	15 yr. 0 mo.	32 yr. 4 mo.	48 yr. 6 mo.	64 yr. 8 mo.	129 yr. 4 mo.
324	27 yr. 0 mo.	15 yr. 1 mo.	32 yr. 5 mo.	48 yr. 8 mo.	64 yr. 10 mo.	129 yr. 8 mo.
325	27 yr. 1 mo.	15 yr. 2 mo.	32 yr. 6 mo.	48 yr. 9 mo.	65 yr. 0 mo.	130 yr. 0 mo.
326	27 yr. 2 mo.	15 yr. 2 mo.	32 yr. 7 mo.	48 yr. 11 mo.	65 yr. 2 mo.	130 yr. 4 mo.
327	27 yr. 3 mo.	15 yr. 3 mo.	32 yr. 8 mo.	49 yr. 0 mo.	65 yr. 4 mo.	130 yr. 8 mo.
328	27 yr. 4 mo.	15 yr. 3 mo.	32 yr. 10 mo.	49 yr. 3 mo.	65 yr. 8 mo.	131 yr. 4 mo.
329	27 yr. 5 mo.	15 yr. 4 mo.	32 yr. 11 mo.	49 yr. 5 mo.	65 yr. 10 mo.	131 yr. 8 mo.
330	27 yr. 6 mo.	15 yr. 4 mo.	33 yr. 0 mo.	49 yr. 6 mo.	66 yr. 0 mo.	132 yr. 0 mo.
331	27 yr. 7 mo.	15 yr. 5 mo.	33 yr. 1 mo.	49 yr. 8 mo.	66 yr. 2 mo.	132 yr. 4 mo.
332	27 yr. 8 mo.	15 yr. 5 mo.	33 yr. 2 mo.	49 yr. 9 mo.	66 yr. 4 mo.	132 yr. 8 mo.
333	27 yr. 9 mo.	15 yr. 6 mo.	33 yr. 4 mo.	50 yr. 0 mo.	66 yr. 8 mo.	133 yr. 4 mo.
334	27 yr. 10 mo.	15 yr. 7 mo.	33 yr. 5 mo.	50 yr. 2 mo.	66 yr. 10 mo.	133 yr. 8 mo.
335	27 yr. 11 mo.	15 yr. 7 mo.	33 yr. 6 mo.	50 yr. 3 mo.	67 yr. 0 mo.	134 yr. 0 mo.
336	28 yr. 0 mo.	15 yr. 8 mo.	33 yr. 7 mo.	50 yr. 5 mo.	67 yr. 2 mo.	134 yr. 4 mo.
337	28 yr. 1 mo.	15 yr. 8 mo.	33 yr. 8 mo.	50 yr. 6 mo.	67 yr. 4 mo.	134 yr. 8 mo.
338	28 yr. 2 mo.	15 yr. 9 mo.	33 yr. 10 mo.	50 yr. 9 mo.	67 yr. 8 mo.	135 yr. 4 mo.
339	28 yr. 3 mo.	15 yr. 9 mo.	33 yr. 11 mo.	50 yr. 11 mo.	67 yr. 10 mo.	135 yr. 8 mo.
340	28 yr. 4 mo.	15 yr. 10 mo.	34 yr. 0 mo.	51 yr. 0 mo.	68 yr. 0 mo.	136 yr. 0 mo.
341	28 yr. 5 mo.	15 yr. 10 mo.	34 yr. 1 mo.	51 yr. 2 mo.	68 yr. 2 mo.	136 yr. 4 mo.
342	28 yr. 6 mo.	15 yr. 11 mo.	34 yr. 2 mo.	51 yr. 3 mo.	68 yr. 4 mo.	136 yr. 8 mo.
343	28 yr. 7 mo.	16 yr. 0 mo.	34 yr. 4 mo.	51 yr. 6 mo.	68 yr. 8 mo.	137 yr. 4 mo.
344	28 yr. 8 mo.	16 yr. 0 mo.	34 yr. 5 mo.	51 yr. 8 mo.	68 yr. 10 mo.	137 yr. 8 mo.
345	28 yr. 9 mo.	16 yr. 1 mo.	34 yr. 6 mo.	51 yr. 9 mo.	69 yr. 0 mo.	138 yr. 0 mo.
346	28 yr. 10 mo.	16 yr. 1 mo.	34 yr. 7 mo.	51 yr. 11 mo.	69 yr. 2 mo.	138 yr. 4 mo.
347	28 yr. 11 mo.	16 yr. 2 mo.	34 yr. 8 mo.	52 yr. 0 mo.	69 yr. 4 mo.	138 yr. 8 mo.
348	29 yr. 0 mo.	16 yr. 2 mo.	34 yr. 10 mo.	52 yr. 3 mo.	69 yr. 8 mo.	139 yr. 4 mo.
349	29 yr. 1 mo.	16 yr. 3 mo.	34 yr. 11 mo.	52 yr. 5 mo.	69 yr. 10 mo.	139 yr. 8 mo.
350	29 yr. 2 mo.	16 yr. 4 mo.	35 yr. 0 mo.	52 yr. 6 mo.	70 yr. 0 mo.	140 yr. 0 mo.
351	29 yr. 3 mo.	16 yr. 4 mo.	35 yr. 1 mo.	52 yr. 8 mo.	70 yr. 2 mo.	140 yr. 4 mo.
352	29 yr. 4 mo.	16 yr. 5 mo.	35 yr. 2 mo.	52 yr. 9 mo.	70 yr. 4 mo.	140 yr. 8 mo.
353	29 yr. 5 mo.	16 yr. 5 mo.	35 yr. 4 mo.	53 yr. 0 mo.	70 yr. 8 mo.	141 yr. 4 mo.
354	29 yr. 6 mo.	16 yr. 6 mo.	35 yr. 5 mo.	53 yr. 2 mo.	70 yr. 10 mo.	141 yr. 8 mo.
355	29 yr. 7 mo.	16 yr. 6 mo.	35 yr. 6 mo.	53 yr. 3 mo.	71 yr. 0 mo.	142 yr. 0 mo.
356	29 yr. 8 mo.	16 yr. 7 mo.	35 yr. 7 mo.	53 yr. 5 mo.	71 yr. 2 mo.	142 yr. 4 mo.

❖ Other Sexual Assault • Section C Recommendation Table

Sentence Range Score	Midpoint	Low	High	Level 3 High	Level 2 High	Level 1 High
357	29 yr. 9 mo.	16 yr. 7 mo.	35 yr. 8 mo.	53 yr. 6 mo.	71 yr. 4 mo.	142 yr. 8 mo.
358	29 yr. 10 mo.	16 yr. 8 mo.	35 yr. 10 mo.	53 yr. 9 mo.	71 yr. 8 mo.	143 yr. 4 mo.
359	29 yr. 11 mo.	16 yr. 9 mo.	35 yr. 11 mo.	53 yr. 11 mo.	71 yr. 10 mo.	143 yr. 8 mo.
360	30 yr. 0 mo.	16 yr. 9 mo.	36 yr. 0 mo.	54 yr. 0 mo.	72 yr. 0 mo.	144 yr. 0 mo.
361	30 yr. 1 mo.	16 yr. 10 mo.	36 yr. 1 mo.	54 yr. 2 mo.	72 yr. 2 mo.	144 yr. 4 mo.
362	30 yr. 2 mo.	16 yr. 10 mo.	36 yr. 2 mo.	54 yr. 3 mo.	72 yr. 4 mo.	144 yr. 8 mo.
363	30 yr. 3 mo.	16 yr. 11 mo.	36 yr. 4 mo.	54 yr. 6 mo.	72 yr. 8 mo.	145 yr. 4 mo.
364	30 yr. 4 mo.	16 yr. 11 mo.	36 yr. 5 mo.	54 yr. 8 mo.	72 yr. 10 mo.	145 yr. 8 mo.
365	30 yr. 5 mo.	17 yr. 0 mo.	36 yr. 6 mo.	54 yr. 9 mo.	73 yr. 0 mo.	146 yr. 0 mo.
366	30 yr. 6 mo.	17 yr. 0 mo.	36 yr. 7 mo.	54 yr. 11 mo.	73 yr. 2 mo.	146 yr. 4 mo.
367	30 yr. 7 mo.	17 yr. 1 mo.	36 yr. 8 mo.	55 yr. 0 mo.	73 yr. 4 mo.	146 yr. 8 mo.
368	30 yr. 8 mo.	17 yr. 2 mo.	36 yr. 10 mo.	55 yr. 3 mo.	73 yr. 8 mo.	147 yr. 4 mo.
369	30 yr. 9 mo.	17 yr. 2 mo.	36 yr. 11 mo.	55 yr. 5 mo.	73 yr. 10 mo.	147 yr. 8 mo.
370	30 yr. 10 mo.	17 yr. 3 mo.	37 yr. 0 mo.	55 yr. 6 mo.	74 yr. 0 mo.	148 yr. 0 mo.
371	30 yr. 11 mo.	17 yr. 3 mo.	37 yr. 1 mo.	55 yr. 8 mo.	74 yr. 2 mo.	148 yr. 4 mo.
372	31 yr. 0 mo.	17 yr. 4 mo.	37 yr. 2 mo.	55 yr. 9 mo.	74 yr. 4 mo.	148 yr. 8 mo.
373	31 yr. 1 mo.	17 yr. 4 mo.	37 yr. 4 mo.	56 yr. 0 mo.	74 yr. 8 mo.	149 yr. 4 mo.
374	31 yr. 2 mo.	17 yr. 5 mo.	37 yr. 5 mo.	56 yr. 2 mo.	74 yr. 10 mo.	149 yr. 8 mo.
375	31 yr. 3 mo.	17 yr. 6 mo.	37 yr. 6 mo.	56 yr. 3 mo.	75 yr. 0 mo.	150 yr. 0 mo.
376	31 yr. 4 mo.	17 yr. 6 mo.	37 yr. 7 mo.	56 yr. 5 mo.	75 yr. 2 mo.	150 yr. 4 mo.
377	31 yr. 5 mo.	17 yr. 7 mo.	37 yr. 8 mo.	56 yr. 6 mo.	75 yr. 4 mo.	150 yr. 8 mo.
378	31 yr. 6 mo.	17 yr. 7 mo.	37 yr. 10 mo.	56 yr. 9 mo.	75 yr. 8 mo.	151 yr. 4 mo.
379	31 yr. 7 mo.	17 yr. 8 mo.	37 yr. 11 mo.	56 yr. 11 mo.	75 yr. 10 mo.	151 yr. 8 mo.
380	31 yr. 8 mo.	17 yr. 8 mo.	38 yr. 0 mo.	57 yr. 0 mo.	76 yr. 0 mo.	152 yr. 0 mo.
381	31 yr. 9 mo.	17 yr. 9 mo.	38 yr. 1 mo.	57 yr. 2 mo.	76 yr. 2 mo.	152 yr. 4 mo.
382	31 yr. 10 mo.	17 yr. 9 mo.	38 yr. 2 mo.	57 yr. 3 mo.	76 yr. 4 mo.	152 yr. 8 mo.
383	31 yr. 11 mo.	17 yr. 10 mo.	38 yr. 4 mo.	57 yr. 6 mo.	76 yr. 8 mo.	153 yr. 4 mo.
384	32 yr. 0 mo.	17 yr. 11 mo.	38 yr. 5 mo.	57 yr. 8 mo.	76 yr. 10 mo.	153 yr. 8 mo.
385	32 yr. 1 mo.	17 yr. 11 mo.	38 yr. 6 mo.	57 yr. 9 mo.	77 yr. 0 mo.	154 yr. 0 mo.
386	32 yr. 2 mo.	18 yr. 0 mo.	38 yr. 7 mo.	57 yr. 11 mo.	77 yr. 2 mo.	154 yr. 4 mo.
387	32 yr. 3 mo.	18 yr. 1 mo.	38 yr. 8 mo.	58 yr. 0 mo.	77 yr. 4 mo.	154 yr. 8 mo.
388	32 yr. 4 mo.	18 yr. 2 mo.	38 yr. 10 mo.	58 yr. 3 mo.	77 yr. 8 mo.	155 yr. 4 mo.
389	32 yr. 5 mo.	18 yr. 4 mo.	38 yr. 11 mo.	58 yr. 5 mo.	77 yr. 10 mo.	155 yr. 8 mo.
390	32 yr. 6 mo.	18 yr. 6 mo.	39 yr. 0 mo.	58 yr. 6 mo.	78 yr. 0 mo.	156 yr. 0 mo.
391	32 yr. 7 mo.	18 yr. 8 mo.	39 yr. 1 mo.	58 yr. 8 mo.	78 yr. 2 mo.	156 yr. 4 mo.
392	32 yr. 8 mo.	18 yr. 10 mo.	39 yr. 2 mo.	58 yr. 9 mo.	78 yr. 4 mo.	156 yr. 8 mo.
393	32 yr. 9 mo.	19 yr. 1 mo.	39 yr. 4 mo.	59 yr. 0 mo.	78 yr. 8 mo.	157 yr. 4 mo.
394	32 yr. 10 mo.	19 yr. 4 mo.	39 yr. 5 mo.	59 yr. 2 mo.	78 yr. 10 mo.	157 yr. 8 mo.
395	32 yr. 11 mo.	19 yr. 7 mo.	39 yr. 6 mo.	59 yr. 3 mo.	79 yr. 0 mo.	158 yr. 0 mo.
396	33 yr. 0 mo.	19 yr. 10 mo.	39 yr. 7 mo.	59 yr. 5 mo.	79 yr. 2 mo.	158 yr. 4 mo.
397	33 yr. 1 mo.	20 yr. 1 mo.	39 yr. 8 mo.	59 yr. 6 mo.	79 yr. 4 mo.	158 yr. 8 mo.
398	33 yr. 2 mo.	20 yr. 5 mo.	39 yr. 10 mo.	59 yr. 9 mo.	79 yr. 8 mo.	159 yr. 4 mo.
399	33 yr. 3 mo.	20 yr. 9 mo.	39 yr. 11 mo.	59 yr. 11 mo.	79 yr. 10 mo.	159 yr. 8 mo.
400	33 yr. 4 mo.	21 yr. 2 mo.	40 yr. 0 mo.	60 yr. 0 mo.	80 yr. 0 mo.	160 yr. 0 mo.
401	33 yr. 5 mo.	21 yr. 7 mo.	40 yr. 1 mo.	60 yr. 2 mo.	80 yr. 2 mo.	160 yr. 4 mo.
402	33 yr. 6 mo.	21 yr. 11 mo.	40 yr. 2 mo.	60 yr. 3 mo.	80 yr. 4 mo.	160 yr. 8 mo.
403	33 yr. 7 mo.	22 yr. 3 mo.	40 yr. 4 mo.	60 yr. 6 mo.	80 yr. 8 mo.	161 yr. 4 mo.
404	33 yr. 8 mo.	22 yr. 7 mo.	40 yr. 5 mo.	60 yr. 8 mo.	80 yr. 10 mo.	161 yr. 8 mo.
405	33 yr. 9 mo.	22 yr. 11 mo.	40 yr. 6 mo.	60 yr. 9 mo.	81 yr. 0 mo.	162 yr. 0 mo.
406	33 yr. 10 mo.	23 yr. 4 mo.	40 yr. 7 mo.	60 yr. 11 mo.	81 yr. 2 mo.	162 yr. 4 mo.
407	33 yr. 11 mo.	23 yr. 9 mo.	40 yr. 8 mo.	61 yr. 0 mo.	81 yr. 4 mo.	162 yr. 8 mo.
408	34 yr. 0 mo.	24 yr. 2 mo.	40 yr. 10 mo.	61 yr. 3 mo.	81 yr. 8 mo.	163 yr. 4 mo.
409	34 yr. 1 mo.	24 yr. 7 mo.	40 yr. 11 mo.	61 yr. 5 mo.	81 yr. 10 mo.	163 yr. 8 mo.
410	34 yr. 2 mo.	24 yr. 11 mo.	41 yr. 0 mo.	61 yr. 6 mo.	82 yr. 0 mo.	164 yr. 0 mo.
411	34 yr. 3 mo.	25 yr. 3 mo.	41 yr. 1 mo.	61 yr. 8 mo.	82 yr. 2 mo.	164 yr. 4 mo.
412	34 yr. 4 mo.	25 yr. 6 mo.	41 yr. 2 mo.	61 yr. 9 mo.	82 yr. 4 mo.	164 yr. 8 mo.
413	34 yr. 5 mo.	25 yr. 8 mo.	41 yr. 4 mo.	62 yr. 0 mo.	82 yr. 8 mo.	165 yr. 4 mo.
414	34 yr. 6 mo.	25 yr. 10 mo.	41 yr. 5 mo.	62 yr. 2 mo.	82 yr. 10 mo.	165 yr. 8 mo.

Sentence Range Score							Level 3 High			Level 2 High			Level 1 High	
Midpoint			Low		High									
415	34 yr.	7 mo.	25 yr.	11 mo.	41 yr.	6 mo.	62 yr.	3 mo.	83 yr.	0 mo.	166 yr.	0 mo.		
416	34 yr.	8 mo.	26 yr.	0 mo.	41 yr.	7 mo.	62 yr.	5 mo.	83 yr.	2 mo.	166 yr.	4 mo.		
417	34 yr.	9 mo.	26 yr.	1 mo.	41 yr.	8 mo.	62 yr.	6 mo.	83 yr.	4 mo.	166 yr.	8 mo.		
418	34 yr.	10 mo.	26 yr.	2 mo.	41 yr.	10 mo.	62 yr.	9 mo.	83 yr.	8 mo.	167 yr.	4 mo.		
419	34 yr.	11 mo.	26 yr.	2 mo.	41 yr.	11 mo.	62 yr.	11 mo.	83 yr.	10 mo.	167 yr.	8 mo.		
420	35 yr.	0 mo.	26 yr.	3 mo.	42 yr.	0 mo.	63 yr.	0 mo.	84 yr.	0 mo.	168 yr.	0 mo.		
421	35 yr.	1 mo.	26 yr.	4 mo.	42 yr.	1 mo.	63 yr.	2 mo.	84 yr.	2 mo.	168 yr.	4 mo.		
422	35 yr.	2 mo.	26 yr.	5 mo.	42 yr.	2 mo.	63 yr.	3 mo.	84 yr.	4 mo.	168 yr.	8 mo.		
423	35 yr.	3 mo.	26 yr.	5 mo.	42 yr.	4 mo.	63 yr.	6 mo.	84 yr.	8 mo.	169 yr.	4 mo.		
424	35 yr.	4 mo.	26 yr.	6 mo.	42 yr.	5 mo.	63 yr.	8 mo.	84 yr.	10 mo.	169 yr.	8 mo.		
425	35 yr.	5 mo.	26 yr.	7 mo.	42 yr.	6 mo.	63 yr.	9 mo.	85 yr.	0 mo.	170 yr.	0 mo.		
426	35 yr.	6 mo.	26 yr.	8 mo.	42 yr.	7 mo.	63 yr.	11 mo.	85 yr.	2 mo.	170 yr.	4 mo.		
427	35 yr.	7 mo.	26 yr.	8 mo.	42 yr.	8 mo.	64 yr.	0 mo.	85 yr.	4 mo.	170 yr.	8 mo.		
428	35 yr.	8 mo.	26 yr.	9 mo.	42 yr.	10 mo.	64 yr.	3 mo.	85 yr.	8 mo.	171 yr.	4 mo.		
429	35 yr.	9 mo.	26 yr.	10 mo.	42 yr.	11 mo.	64 yr.	5 mo.	85 yr.	10 mo.	171 yr.	8 mo.		
430	35 yr.	10 mo.	26 yr.	11 mo.	43 yr.	0 mo.	64 yr.	6 mo.	86 yr.	0 mo.	172 yr.	0 mo.		
431	35 yr.	11 mo.	26 yr.	11 mo.	43 yr.	1 mo.	64 yr.	8 mo.	86 yr.	2 mo.	172 yr.	4 mo.		
432	36 yr.	0 mo.	27 yr.	0 mo.	43 yr.	2 mo.	64 yr.	9 mo.	86 yr.	4 mo.	172 yr.	8 mo.		
433	36 yr.	1 mo.	27 yr.	1 mo.	43 yr.	4 mo.	65 yr.	0 mo.	86 yr.	8 mo.	173 yr.	4 mo.		
434	36 yr.	2 mo.	27 yr.	2 mo.	43 yr.	5 mo.	65 yr.	2 mo.	86 yr.	10 mo.	173 yr.	8 mo.		
435	36 yr.	3 mo.	27 yr.	2 mo.	43 yr.	6 mo.	65 yr.	3 mo.	87 yr.	0 mo.	174 yr.	0 mo.		
436	36 yr.	4 mo.	27 yr.	3 mo.	43 yr.	7 mo.	65 yr.	5 mo.	87 yr.	2 mo.	174 yr.	4 mo.		
437	36 yr.	5 mo.	27 yr.	4 mo.	43 yr.	8 mo.	65 yr.	6 mo.	87 yr.	4 mo.	174 yr.	8 mo.		
438	36 yr.	6 mo.	27 yr.	5 mo.	43 yr.	10 mo.	65 yr.	9 mo.	87 yr.	8 mo.	175 yr.	4 mo.		
439	36 yr.	7 mo.	27 yr.	5 mo.	43 yr.	11 mo.	65 yr.	11 mo.	87 yr.	10 mo.	175 yr.	8 mo.		
440	36 yr.	8 mo.	27 yr.	6 mo.	44 yr.	0 mo.	66 yr.	0 mo.	88 yr.	0 mo.	176 yr.	0 mo.		
441	36 yr.	9 mo.	27 yr.	7 mo.	44 yr.	1 mo.	66 yr.	2 mo.	88 yr.	2 mo.	176 yr.	4 mo.		
442	36 yr.	10 mo.	27 yr.	8 mo.	44 yr.	2 mo.	66 yr.	3 mo.	88 yr.	4 mo.	176 yr.	8 mo.		
443	36 yr.	11 mo.	27 yr.	8 mo.	44 yr.	4 mo.	66 yr.	6 mo.	88 yr.	8 mo.	177 yr.	4 mo.		
444	37 yr.	0 mo.	27 yr.	9 mo.	44 yr.	5 mo.	66 yr.	8 mo.	88 yr.	10 mo.	177 yr.	8 mo.		
445	37 yr.	1 mo.	27 yr.	10 mo.	44 yr.	6 mo.	66 yr.	9 mo.	89 yr.	0 mo.	178 yr.	0 mo.		
446	37 yr.	2 mo.	27 yr.	11 mo.	44 yr.	7 mo.	66 yr.	11 mo.	89 yr.	2 mo.	178 yr.	4 mo.		
447	37 yr.	3 mo.	27 yr.	11 mo.	44 yr.	8 mo.	67 yr.	0 mo.	89 yr.	4 mo.	178 yr.	8 mo.		
448	37 yr.	4 mo.	28 yr.	0 mo.	44 yr.	10 mo.	67 yr.	3 mo.	89 yr.	8 mo.	179 yr.	4 mo.		
449	37 yr.	5 mo.	28 yr.	1 mo.	44 yr.	11 mo.	67 yr.	5 mo.	89 yr.	10 mo.	179 yr.	8 mo.		
450	37 yr.	6 mo.	28 yr.	2 mo.	45 yr.	0 mo.	67 yr.	6 mo.	90 yr.	0 mo.	180 yr.	0 mo.		
451	37 yr.	7 mo.	28 yr.	2 mo.	45 yr.	1 mo.	67 yr.	8 mo.	90 yr.	2 mo.	180 yr.	4 mo.		
452	37 yr.	8 mo.	28 yr.	3 mo.	45 yr.	2 mo.	67 yr.	9 mo.	90 yr.	4 mo.	180 yr.	8 mo.		
453	37 yr.	9 mo.	28 yr.	4 mo.	45 yr.	4 mo.	68 yr.	0 mo.	90 yr.	8 mo.	181 yr.	4 mo.		
454	37 yr.	10 mo.	28 yr.	5 mo.	45 yr.	5 mo.	68 yr.	2 mo.	90 yr.	10 mo.	181 yr.	8 mo.		
455	37 yr.	11 mo.	28 yr.	5 mo.	45 yr.	6 mo.	68 yr.	3 mo.	91 yr.	0 mo.	182 yr.	0 mo.		
456	38 yr.	0 mo.	28 yr.	6 mo.	45 yr.	7 mo.	68 yr.	5 mo.	91 yr.	2 mo.	182 yr.	4 mo.		
457	38 yr.	1 mo.	28 yr.	7 mo.	45 yr.	8 mo.	68 yr.	6 mo.	91 yr.	4 mo.	182 yr.	8 mo.		
458	38 yr.	2 mo.	28 yr.	8 mo.	45 yr.	10 mo.	68 yr.	9 mo.	91 yr.	8 mo.	183 yr.	4 mo.		
459	38 yr.	3 mo.	28 yr.	8 mo.	45 yr.	11 mo.	68 yr.	11 mo.	91 yr.	10 mo.	183 yr.	8 mo.		
460	38 yr.	4 mo.	28 yr.	9 mo.	46 yr.	0 mo.	69 yr.	0 mo.	92 yr.	0 mo.	184 yr.	0 mo.		
461	38 yr.	5 mo.	28 yr.	10 mo.	46 yr.	1 mo.	69 yr.	2 mo.	92 yr.	2 mo.	184 yr.	4 mo.		
462	38 yr.	6 mo.	28 yr.	11 mo.	46 yr.	2 mo.	69 yr.	3 mo.	92 yr.	4 mo.	184 yr.	8 mo.		
463	38 yr.	7 mo.	28 yr.	11 mo.	46 yr.	4 mo.	69 yr.	6 mo.	92 yr.	8 mo.	185 yr.	4 mo.		
464	38 yr.	8 mo.	29 yr.	0 mo.	46 yr.	5 mo.	69 yr.	8 mo.	92 yr.	10 mo.	185 yr.	8 mo.		
465	38 yr.	9 mo.	29 yr.	1 mo.	46 yr.	6 mo.	69 yr.	9 mo.	93 yr.	0 mo.	186 yr.	0 mo.		
466	38 yr.	10 mo.	29 yr.	2 mo.	46 yr.	7 mo.	69 yr.	11 mo.	93 yr.	2 mo.	186 yr.	4 mo.		
467	38 yr.	11 mo.	29 yr.	2 mo.	46 yr.	8 mo.	70 yr.	0 mo.	93 yr.	4 mo.	186 yr.	8 mo.		
468	39 yr.	0 mo.	29 yr.	3 mo.	46 yr.	10 mo.	70 yr.	3 mo.	93 yr.	8 mo.	187 yr.	4 mo.		
469	39 yr.	1 mo.	29 yr.	4 mo.	46 yr.	11 mo.	70 yr.	5 mo.	93 yr.	10 mo.	187 yr.	8 mo.		
470	39 yr.	2 mo.	29 yr.	5 mo.	47 yr.	0 mo.	70 yr.	6 mo.	94 yr.	0 mo.	188 yr.	0 mo.		
471	39 yr.	3 mo.	29 yr.	5 mo.	47 yr.	1 mo.	70 yr.	8 mo.	94 yr.	2 mo.	188 yr.	4 mo.		
472	39 yr.	4 mo.	29 yr.	6 mo.	47 yr.	2 mo.	70 yr.	9 mo.	94 yr.	4 mo.	188 yr.	8 mo.		
473	39 yr.	5 mo.	29 yr.	7 mo.	47 yr.	4 mo.	71 yr.	0 mo.	94 yr.	8 mo.	189 yr.	4 mo.		

❖ Other Sexual Assault • Section C Recommendation Table

Sentence Range Score	Midpoint	Low	High	Level 3 High	Level 2 High	Level 1 High
474	39 yr. 6 mo.	29 yr. 8 mo.	47 yr. 5 mo.	71 yr. 2 mo.	94 yr. 10 mo.	189 yr. 8 mo.
475	39 yr. 7 mo.	29 yr. 8 mo.	47 yr. 6 mo.	71 yr. 3 mo.	95 yr. 0 mo.	190 yr. 0 mo.
476	39 yr. 8 mo.	29 yr. 9 mo.	47 yr. 7 mo.	71 yr. 5 mo.	95 yr. 2 mo.	190 yr. 4 mo.
477	39 yr. 9 mo.	29 yr. 10 mo.	47 yr. 8 mo.	71 yr. 6 mo.	95 yr. 4 mo.	190 yr. 8 mo.
478	39 yr. 10 mo.	29 yr. 11 mo.	47 yr. 10 mo.	71 yr. 9 mo.	95 yr. 8 mo.	191 yr. 4 mo.
479	39 yr. 11 mo.	29 yr. 11 mo.	47 yr. 11 mo.	71 yr. 11 mo.	95 yr. 10 mo.	191 yr. 8 mo.
480	40 yr. 0 mo.	30 yr. 0 mo.	48 yr. 0 mo.	72 yr. 0 mo.	96 yr. 0 mo.	192 yr. 0 mo.
481	40 yr. 1 mo.	30 yr. 1 mo.	48 yr. 1 mo.	72 yr. 2 mo.	96 yr. 2 mo.	192 yr. 4 mo.
482	40 yr. 2 mo.	30 yr. 2 mo.	48 yr. 2 mo.	72 yr. 3 mo.	96 yr. 4 mo.	192 yr. 8 mo.
483	40 yr. 3 mo.	30 yr. 2 mo.	48 yr. 4 mo.	72 yr. 6 mo.	96 yr. 8 mo.	193 yr. 4 mo.
484	40 yr. 4 mo.	30 yr. 3 mo.	48 yr. 5 mo.	72 yr. 8 mo.	96 yr. 10 mo.	193 yr. 8 mo.
485	40 yr. 5 mo.	30 yr. 4 mo.	48 yr. 6 mo.	72 yr. 9 mo.	97 yr. 0 mo.	194 yr. 0 mo.
486	40 yr. 6 mo.	30 yr. 5 mo.	48 yr. 7 mo.	72 yr. 11 mo.	97 yr. 2 mo.	194 yr. 4 mo.
487	40 yr. 7 mo.	30 yr. 5 mo.	48 yr. 8 mo.	73 yr. 0 mo.	97 yr. 4 mo.	194 yr. 8 mo.
488	40 yr. 8 mo.	30 yr. 6 mo.	48 yr. 10 mo.	73 yr. 3 mo.	97 yr. 8 mo.	195 yr. 4 mo.
489	40 yr. 9 mo.	30 yr. 7 mo.	48 yr. 11 mo.	73 yr. 5 mo.	97 yr. 10 mo.	195 yr. 8 mo.
490	40 yr. 10 mo.	30 yr. 8 mo.	49 yr. 0 mo.	73 yr. 6 mo.	98 yr. 0 mo.	196 yr. 0 mo.
491	40 yr. 11 mo.	30 yr. 8 mo.	49 yr. 1 mo.	73 yr. 8 mo.	98 yr. 2 mo.	196 yr. 4 mo.
492	41 yr. 0 mo.	30 yr. 9 mo.	49 yr. 2 mo.	73 yr. 9 mo.	98 yr. 4 mo.	196 yr. 8 mo.
493	41 yr. 1 mo.	30 yr. 10 mo.	49 yr. 4 mo.	74 yr. 0 mo.	98 yr. 8 mo.	197 yr. 4 mo.
494	41 yr. 2 mo.	30 yr. 11 mo.	49 yr. 5 mo.	74 yr. 2 mo.	98 yr. 10 mo.	197 yr. 8 mo.
495	41 yr. 3 mo.	30 yr. 11 mo.	49 yr. 6 mo.	74 yr. 3 mo.	99 yr. 0 mo.	198 yr. 0 mo.
496	41 yr. 4 mo.	31 yr. 0 mo.	49 yr. 7 mo.	74 yr. 5 mo.	99 yr. 2 mo.	198 yr. 4 mo.
497	41 yr. 5 mo.	31 yr. 1 mo.	49 yr. 8 mo.	74 yr. 6 mo.	99 yr. 4 mo.	198 yr. 8 mo.
498	41 yr. 6 mo.	31 yr. 2 mo.	49 yr. 10 mo.	74 yr. 9 mo.	99 yr. 8 mo.	199 yr. 4 mo.
499	41 yr. 7 mo.	31 yr. 2 mo.	49 yr. 11 mo.	74 yr. 11 mo.	99 yr. 10 mo.	199 yr. 8 mo.
500	41 yr. 8 mo.	31 yr. 3 mo.	50 yr. 0 mo.	75 yr. 0 mo.	100 yr. 0 mo.	200 yr. 0 mo.
501	41 yr. 9 mo.	31 yr. 4 mo.	50 yr. 1 mo.	75 yr. 2 mo.	100 yr. 2 mo.	200 yr. 4 mo.
502	41 yr. 10 mo.	31 yr. 5 mo.	50 yr. 2 mo.	75 yr. 3 mo.	100 yr. 4 mo.	200 yr. 8 mo.
503	41 yr. 11 mo.	31 yr. 5 mo.	50 yr. 4 mo.	75 yr. 6 mo.	100 yr. 8 mo.	201 yr. 4 mo.
504	42 yr. 0 mo.	31 yr. 6 mo.	50 yr. 5 mo.	75 yr. 8 mo.	100 yr. 10 mo.	201 yr. 8 mo.
505	42 yr. 1 mo.	31 yr. 7 mo.	50 yr. 6 mo.	75 yr. 9 mo.	101 yr. 0 mo.	202 yr. 0 mo.
506	42 yr. 2 mo.	31 yr. 8 mo.	50 yr. 7 mo.	75 yr. 11 mo.	101 yr. 2 mo.	202 yr. 4 mo.
507	42 yr. 3 mo.	31 yr. 8 mo.	50 yr. 8 mo.	76 yr. 0 mo.	101 yr. 4 mo.	202 yr. 8 mo.
508	42 yr. 4 mo.	31 yr. 9 mo.	50 yr. 10 mo.	76 yr. 3 mo.	101 yr. 8 mo.	203 yr. 4 mo.
509	42 yr. 5 mo.	31 yr. 10 mo.	50 yr. 11 mo.	76 yr. 5 mo.	101 yr. 10 mo.	203 yr. 8 mo.
510	42 yr. 6 mo.	31 yr. 11 mo.	51 yr. 0 mo.	76 yr. 6 mo.	102 yr. 0 mo.	204 yr. 0 mo.
511	42 yr. 7 mo.	31 yr. 11 mo.	51 yr. 1 mo.	76 yr. 8 mo.	102 yr. 2 mo.	204 yr. 4 mo.
512	42 yr. 8 mo.	32 yr. 0 mo.	51 yr. 2 mo.	76 yr. 9 mo.	102 yr. 4 mo.	204 yr. 8 mo.
513	42 yr. 9 mo.	32 yr. 1 mo.	51 yr. 4 mo.	77 yr. 0 mo.	102 yr. 8 mo.	205 yr. 4 mo.
514	42 yr. 10 mo.	32 yr. 2 mo.	51 yr. 5 mo.	77 yr. 2 mo.	102 yr. 10 mo.	205 yr. 8 mo.
515	42 yr. 11 mo.	32 yr. 2 mo.	51 yr. 6 mo.	77 yr. 3 mo.	103 yr. 0 mo.	206 yr. 0 mo.
516	43 yr. 0 mo.	32 yr. 3 mo.	51 yr. 7 mo.	77 yr. 5 mo.	103 yr. 2 mo.	206 yr. 4 mo.
517	43 yr. 1 mo.	32 yr. 4 mo.	51 yr. 8 mo.	77 yr. 6 mo.	103 yr. 4 mo.	206 yr. 8 mo.
518	43 yr. 2 mo.	32 yr. 5 mo.	51 yr. 10 mo.	77 yr. 9 mo.	103 yr. 8 mo.	207 yr. 4 mo.
519	43 yr. 3 mo.	32 yr. 5 mo.	51 yr. 11 mo.	77 yr. 11 mo.	103 yr. 10 mo.	207 yr. 8 mo.
520	43 yr. 4 mo.	32 yr. 6 mo.	52 yr. 0 mo.	78 yr. 0 mo.	104 yr. 0 mo.	208 yr. 0 mo.
521	43 yr. 5 mo.	32 yr. 7 mo.	52 yr. 1 mo.	78 yr. 2 mo.	104 yr. 2 mo.	208 yr. 4 mo.
522	43 yr. 6 mo.	32 yr. 8 mo.	52 yr. 2 mo.	78 yr. 3 mo.	104 yr. 4 mo.	208 yr. 8 mo.
523	43 yr. 7 mo.	32 yr. 8 mo.	52 yr. 4 mo.	78 yr. 6 mo.	104 yr. 8 mo.	209 yr. 4 mo.
524	43 yr. 8 mo.	32 yr. 9 mo.	52 yr. 5 mo.	78 yr. 8 mo.	104 yr. 10 mo.	209 yr. 8 mo.
525	43 yr. 9 mo.	32 yr. 10 mo.	52 yr. 6 mo.	78 yr. 9 mo.	105 yr. 0 mo.	210 yr. 0 mo.
526	43 yr. 10 mo.	32 yr. 11 mo.	52 yr. 7 mo.	78 yr. 11 mo.	105 yr. 2 mo.	210 yr. 4 mo.
527	43 yr. 11 mo.	32 yr. 11 mo.	52 yr. 8 mo.	79 yr. 0 mo.	105 yr. 4 mo.	210 yr. 8 mo.
528	44 yr. 0 mo.	33 yr. 0 mo.	52 yr. 10 mo.	79 yr. 3 mo.	105 yr. 8 mo.	211 yr. 4 mo.
529	44 yr. 1 mo.	33 yr. 1 mo.	52 yr. 11 mo.	79 yr. 5 mo.	105 yr. 10 mo.	211 yr. 8 mo.
530	44 yr. 2 mo.	33 yr. 2 mo.	53 yr. 0 mo.	79 yr. 6 mo.	106 yr. 0 mo.	212 yr. 0 mo.
531	44 yr. 3 mo.	33 yr. 2 mo.	53 yr. 1 mo.	79 yr. 8 mo.	106 yr. 2 mo.	212 yr. 4 mo.
532	44 yr. 4 mo.	33 yr. 3 mo.	53 yr. 2 mo.	79 yr. 9 mo.	106 yr. 4 mo.	212 yr. 8 mo.

Sentence Range Score							Level 3 High					
Midpoint			Low		High		Level 3 High		Level 2 High		Level 1 High	
533	44 yr.	5 mo.	33 yr.	4 mo.	53 yr.	4 mo.	80 yr.	0 mo.	106 yr.	8 mo.	213 yr.	4 mo.
534	44 yr.	6 mo.	33 yr.	5 mo.	53 yr.	5 mo.	80 yr.	2 mo.	106 yr.	10 mo.	213 yr.	8 mo.
535	44 yr.	7 mo.	33 yr.	5 mo.	53 yr.	6 mo.	80 yr.	3 mo.	107 yr.	0 mo.	214 yr.	0 mo.
536	44 yr.	8 mo.	33 yr.	6 mo.	53 yr.	7 mo.	80 yr.	5 mo.	107 yr.	2 mo.	214 yr.	4 mo.
537	44 yr.	9 mo.	33 yr.	7 mo.	53 yr.	8 mo.	80 yr.	6 mo.	107 yr.	4 mo.	214 yr.	8 mo.
538	44 yr.	10 mo.	33 yr.	8 mo.	53 yr.	10 mo.	80 yr.	9 mo.	107 yr.	8 mo.	215 yr.	4 mo.
539	44 yr.	11 mo.	33 yr.	8 mo.	53 yr.	11 mo.	80 yr.	11 mo.	107 yr.	10 mo.	215 yr.	8 mo.
540	45 yr.	0 mo.	33 yr.	9 mo.	54 yr.	0 mo.	81 yr.	0 mo.	108 yr.	0 mo.	216 yr.	0 mo.
541	45 yr.	1 mo.	33 yr.	10 mo.	54 yr.	1 mo.	81 yr.	2 mo.	108 yr.	2 mo.	216 yr.	4 mo.
542	45 yr.	2 mo.	33 yr.	11 mo.	54 yr.	2 mo.	81 yr.	3 mo.	108 yr.	4 mo.	216 yr.	8 mo.
543	45 yr.	3 mo.	33 yr.	11 mo.	54 yr.	4 mo.	81 yr.	6 mo.	108 yr.	8 mo.	217 yr.	4 mo.
544	45 yr.	4 mo.	34 yr.	0 mo.	54 yr.	5 mo.	81 yr.	8 mo.	108 yr.	10 mo.	217 yr.	8 mo.
545	45 yr.	5 mo.	34 yr.	1 mo.	54 yr.	6 mo.	81 yr.	9 mo.	109 yr.	0 mo.	218 yr.	0 mo.
546	45 yr.	6 mo.	34 yr.	2 mo.	54 yr.	7 mo.	81 yr.	11 mo.	109 yr.	2 mo.	218 yr.	4 mo.
547	45 yr.	7 mo.	34 yr.	2 mo.	54 yr.	8 mo.	82 yr.	0 mo.	109 yr.	4 mo.	218 yr.	8 mo.
548	45 yr.	8 mo.	34 yr.	3 mo.	54 yr.	10 mo.	82 yr.	3 mo.	109 yr.	8 mo.	219 yr.	4 mo.
549	45 yr.	9 mo.	34 yr.	4 mo.	54 yr.	11 mo.	82 yr.	5 mo.	109 yr.	10 mo.	219 yr.	8 mo.
550	45 yr.	10 mo.	34 yr.	5 mo.	55 yr.	0 mo.	82 yr.	6 mo.	110 yr.	0 mo.	220 yr.	0 mo.
551	45 yr.	11 mo.	34 yr.	5 mo.	55 yr.	1 mo.	82 yr.	8 mo.	110 yr.	2 mo.	220 yr.	4 mo.
552	46 yr.	0 mo.	34 yr.	6 mo.	55 yr.	2 mo.	82 yr.	9 mo.	110 yr.	4 mo.	220 yr.	8 mo.
553	46 yr.	1 mo.	34 yr.	7 mo.	55 yr.	4 mo.	83 yr.	0 mo.	110 yr.	8 mo.	221 yr.	4 mo.
554	46 yr.	2 mo.	34 yr.	8 mo.	55 yr.	5 mo.	83 yr.	2 mo.	110 yr.	10 mo.	221 yr.	8 mo.
555	46 yr.	3 mo.	34 yr.	8 mo.	55 yr.	6 mo.	83 yr.	3 mo.	111 yr.	0 mo.	222 yr.	0 mo.
556	46 yr.	4 mo.	34 yr.	9 mo.	55 yr.	7 mo.	83 yr.	5 mo.	111 yr.	2 mo.	222 yr.	4 mo.
557	46 yr.	5 mo.	34 yr.	10 mo.	55 yr.	8 mo.	83 yr.	6 mo.	111 yr.	4 mo.	222 yr.	8 mo.
558	46 yr.	6 mo.	34 yr.	11 mo.	55 yr.	10 mo.	83 yr.	9 mo.	111 yr.	8 mo.	223 yr.	4 mo.
559	46 yr.	7 mo.	34 yr.	11 mo.	55 yr.	11 mo.	83 yr.	11 mo.	111 yr.	10 mo.	223 yr.	8 mo.
560	46 yr.	8 mo.	35 yr.	0 mo.	56 yr.	0 mo.	84 yr.	0 mo.	112 yr.	0 mo.	224 yr.	0 mo.
561	46 yr.	9 mo.	35 yr.	1 mo.	56 yr.	1 mo.	84 yr.	2 mo.	112 yr.	2 mo.	224 yr.	4 mo.
562	46 yr.	10 mo.	35 yr.	2 mo.	56 yr.	2 mo.	84 yr.	3 mo.	112 yr.	4 mo.	224 yr.	8 mo.
563	46 yr.	11 mo.	35 yr.	2 mo.	56 yr.	4 mo.	84 yr.	6 mo.	112 yr.	8 mo.	225 yr.	4 mo.
564	47 yr.	0 mo.	35 yr.	3 mo.	56 yr.	5 mo.	84 yr.	8 mo.	112 yr.	10 mo.	225 yr.	8 mo.
565	47 yr.	1 mo.	35 yr.	4 mo.	56 yr.	6 mo.	84 yr.	9 mo.	113 yr.	0 mo.	226 yr.	0 mo.
566	47 yr.	2 mo.	35 yr.	5 mo.	56 yr.	7 mo.	84 yr.	11 mo.	113 yr.	2 mo.	226 yr.	4 mo.
567	47 yr.	3 mo.	35 yr.	5 mo.	56 yr.	8 mo.	85 yr.	0 mo.	113 yr.	4 mo.	226 yr.	8 mo.
568	47 yr.	4 mo.	35 yr.	6 mo.	56 yr.	10 mo.	85 yr.	3 mo.	113 yr.	8 mo.	227 yr.	4 mo.
569	47 yr.	5 mo.	35 yr.	7 mo.	56 yr.	11 mo.	85 yr.	5 mo.	113 yr.	10 mo.	227 yr.	8 mo.
570	47 yr.	6 mo.	35 yr.	8 mo.	57 yr.	0 mo.	85 yr.	6 mo.	114 yr.	0 mo.	228 yr.	0 mo.
571	47 yr.	7 mo.	35 yr.	8 mo.	57 yr.	1 mo.	85 yr.	8 mo.	114 yr.	2 mo.	228 yr.	4 mo.
572	47 yr.	8 mo.	35 yr.	9 mo.	57 yr.	2 mo.	85 yr.	9 mo.	114 yr.	4 mo.	228 yr.	8 mo.
573	47 yr.	9 mo.	35 yr.	10 mo.	57 yr.	4 mo.	86 yr.	0 mo.	114 yr.	8 mo.	229 yr.	4 mo.
574	47 yr.	10 mo.	35 yr.	11 mo.	57 yr.	5 mo.	86 yr.	2 mo.	114 yr.	10 mo.	229 yr.	8 mo.
575	47 yr.	11 mo.	35 yr.	11 mo.	57 yr.	6 mo.	86 yr.	3 mo.	115 yr.	0 mo.	230 yr.	0 mo.
576	48 yr.	0 mo.	36 yr.	0 mo.	57 yr.	7 mo.	86 yr.	5 mo.	115 yr.	2 mo.	230 yr.	4 mo.
577	48 yr.	1 mo.	36 yr.	1 mo.	57 yr.	8 mo.	86 yr.	6 mo.	115 yr.	4 mo.	230 yr.	8 mo.
578	48 yr.	2 mo.	36 yr.	2 mo.	57 yr.	10 mo.	86 yr.	9 mo.	115 yr.	8 mo.	231 yr.	4 mo.
579	48 yr.	3 mo.	36 yr.	2 mo.	57 yr.	11 mo.	86 yr.	11 mo.	115 yr.	10 mo.	231 yr.	8 mo.
580	48 yr.	4 mo.	36 yr.	3 mo.	58 yr.	0 mo.	87 yr.	0 mo.	116 yr.	0 mo.	232 yr.	0 mo.
581	48 yr.	5 mo.	36 yr.	4 mo.	58 yr.	1 mo.	87 yr.	2 mo.	116 yr.	2 mo.	232 yr.	4 mo.
582	48 yr.	6 mo.	36 yr.	5 mo.	58 yr.	2 mo.	87 yr.	3 mo.	116 yr.	4 mo.	232 yr.	8 mo.
583	48 yr.	7 mo.	36 yr.	5 mo.	58 yr.	4 mo.	87 yr.	6 mo.	116 yr.	8 mo.	233 yr.	4 mo.
584	48 yr.	8 mo.	36 yr.	6 mo.	58 yr.	5 mo.	87 yr.	8 mo.	116 yr.	10 mo.	233 yr.	8 mo.
585	48 yr.	9 mo.	36 yr.	7 mo.	58 yr.	6 mo.	87 yr.	9 mo.	117 yr.	0 mo.	234 yr.	0 mo.
586	48 yr.	10 mo.	36 yr.	8 mo.	58 yr.	7 mo.	87 yr.	11 mo.	117 yr.	2 mo.	234 yr.	4 mo.
587	48 yr.	11 mo.	36 yr.	8 mo.	58 yr.	8 mo.	88 yr.	0 mo.	117 yr.	4 mo.	234 yr.	8 mo.
588	49 yr.	0 mo.	36 yr.	9 mo.	58 yr.	10 mo.	88 yr.	3 mo.	117 yr.	8 mo.	235 yr.	4 mo.
589	49 yr.	1 mo.	36 yr.	10 mo.	58 yr.	11 mo.	88 yr.	5 mo.	117 yr.	10 mo.	235 yr.	8 mo.
590	49 yr.	2 mo.	36 yr.	11 mo.	59 yr.	0 mo.	88 yr.	6 mo.	118 yr.	0 mo.	236 yr.	0 mo.

❖ Other Sexual Assault • Section C Recommendation Table

Sentence Range Score	Midpoint	Low	High	Level 3 High	Level 2 High	Level 1 High
591	49 yr. 3 mo.	36 yr. 11 mo.	59 yr. 1 mo.	88 yr. 8 mo.	118 yr. 2 mo.	236 yr. 4 mo.
592	49 yr. 4 mo.	37 yr. 0 mo.	59 yr. 2 mo.	88 yr. 9 mo.	118 yr. 4 mo.	236 yr. 8 mo.
593	49 yr. 5 mo.	37 yr. 1 mo.	59 yr. 4 mo.	89 yr. 0 mo.	118 yr. 8 mo.	237 yr. 4 mo.
594	49 yr. 6 mo.	37 yr. 2 mo.	59 yr. 5 mo.	89 yr. 2 mo.	118 yr. 10 mo.	237 yr. 8 mo.
595	49 yr. 7 mo.	37 yr. 2 mo.	59 yr. 6 mo.	89 yr. 3 mo.	119 yr. 0 mo.	238 yr. 0 mo.
596	49 yr. 8 mo.	37 yr. 3 mo.	59 yr. 7 mo.	89 yr. 5 mo.	119 yr. 2 mo.	238 yr. 4 mo.
597	49 yr. 9 mo.	37 yr. 4 mo.	59 yr. 8 mo.	89 yr. 6 mo.	119 yr. 4 mo.	238 yr. 8 mo.
598	49 yr. 10 mo.	37 yr. 5 mo.	59 yr. 10 mo.	89 yr. 9 mo.	119 yr. 8 mo.	239 yr. 4 mo.
599	49 yr. 11 mo.	37 yr. 5 mo.	59 yr. 11 mo.	89 yr. 11 mo.	119 yr. 10 mo.	239 yr. 8 mo.
600	50 yr. 0 mo.	37 yr. 6 mo.	60 yr. 0 mo.	90 yr. 0 mo.	120 yr. 0 mo.	240 yr. 0 mo.

Rape

The sentencing guidelines for this section apply to the following offenses:

Relevant Code of Virginia Statutes	Relevant Virginia Crime Codes (VCC)
18.2-22	Use VCC for actual offense and change "F" to "C" in the code.
18.2-26	Use VCC for actual offense and change "F" to "A" in the code.
18.2-67.5:2	Use VCC for actual offense and change "F" to "X" in the code.
18.2-67.5:3	
18.2-61(A,i)	RAP-1129-F9 (5 yrs.-life)
18.2-61(A,ii).....	RAP-1128-F9 (5 yrs.-life)
18.2-61(A,iii).....	RAP-1130-F9 (5 yrs.-life)
	RAP-1131-F9 (Life-life)
18.2-61(A)	RAP-1141-F9 (5 yrs.-life)
18.2-67.1 (A,1)	RAP-1133-F9 (5 yrs.-life)
	RAP-1153-F9 (Life-life)
18.2-67.1 (A,2)	RAP-1132-F9 (5 yrs.-life)
18.2-67.1 (A)	RAP-1142-F9 (5 yrs.-life)
18.2-67.2 (A,1)	RAP-1136-F9 (5 yrs.-life)
	RAP-1154-F9 (Life-life)
18.2-67.2 (A,2)	RAP-1135-F9 (5 yrs.-life)
18.2-67.2 (A)	RAP-1143-F9 (5 yrs.-life)
18.2-67.5	Use VCC for actual offense and change "F" to "A" in the code.

Conspiracies or attempts to commit the offenses appearing in the above table are guidelines offenses. A worksheet should be completed.

If the statute number and VCC for the primary offense do not appear on this table, sentencing guidelines do not apply. No worksheets should be completed.

Rape ❖ Section A

For more detailed instructions, refer to the “Sex Offender Risk Assessment” section under General Instructions.

1 Offender’s Age at Time of Offense

If there are multiple sex offenses for which the offender is being sentenced, base the age on the sex offense that occurred first.

2 Less Than 9th Grade Education

Score this factor if the offender did not complete the ninth grade or a GED by the date of conviction for the instant offense.

3 Not Regularly Employed

Enter “5” if, during the past 2 years prior to the date of arrest, the offender made 3 or more changes in employment or was not employed at least 75% of the time (unemployed 6 months or more).

4 Offender’s Relationship to Victim

Select the appropriate score based on the age of the victim of the primary offense.

If there are multiple victims, select the score based on the victim that receives the highest points.

Relative is scored if the offender is related to the victim by blood, marriage or adoption.

Known to Victim is scored based on the victim’s reasonable view of his or her knowledge of the offender. Boyfriends, girlfriends, foster parents, co-workers, teachers, non-related individuals living in the same household, store clerks who are known by the victim, friends and acquaintances are scored here.

Stranger is scored when the victim has no prior knowledge of the offender’s identity, such as name, home address or place of employment.

Stepparent is scored only if the offender is married to the child’s parent.

5 Location of Offense

If a sexual assault or multiple sexual assaults took place in several locations, select the location that results in the **highest** score.

Place of employment includes the victim’s or the offender’s place of employment, facilities on company property, such as storage facilities, offices, production areas, service areas, etc.

Shared victim/offender residence is scored if the offender and the victim shared the same living quarters. A residence can be scored if any part of the sexual assault takes place within the confines of the structure. Buildings on the property or attached to the residence such as storage buildings and garages are scored the same as residence.

Outdoors includes public areas such as a park, city street, stadium, swimming pool, covered picnic area, porch, deck, yard, and walkway to a residence. Outdoors is scored anytime the assault occurs in the open air where the sky is visible.

Motor vehicle is scored if the sexual assault occurred in the confines of a motor vehicle. A motor vehicle can be scored only if the sexual assault is initiated in a motor vehicle or if any part of the assault took place in the motor vehicle.

Victim’s residence can be scored if any part of the sexual assault takes place within the confines of the victim’s residential structure. Buildings on the property or attached to the residence such as storage buildings and garages are scored the same as residence. This does not include any residence shared with the offender.

Offender’s residence or other residence is scored if the sexual assault took place at a residence other than the victim’s. A residence can be scored if any part of the sexual assault takes place within the confines of the structure. Buildings on the property or attached to the residence such as storage buildings and garages are scored the same as residence.

Location other than listed includes any location not included above. Other locations include the following: warehouse, non-residential storage facility, parking deck, public restroom, highway rest-area structures, apartment laundry room, shopping mall, restaurants and stores where neither the victim nor the offender are employed. If the act takes place over the Internet, score “other”.

6 Prior Adult Felony/Misdemeanor Arrests for Crimes Against Person

A prior arrest is any arrest prior to the present sentencing event for a felony or misdemeanor crime against person. Arrests for offenses that are ultimately dismissed or nolle prosequi, as well as arrests that result in convictions, are scored. Do not score the arrest for the current offense. Do not score the arrest of a juvenile, unless the offender is ultimately tried as an adult, prior to the date of sentencing for the instant offense.

The scoring of this factor is based on the total number of prior felony and misdemeanor arrests for crimes against person. Refer to Appendix E for a list of person crimes.

7 Prior Incarcerations / Commitments

Score this factor if one or more periods of incarceration resulted from a sentence. Score boot camp, diversion center, detention center, CCAP or any incarceration sentence that the offender has served or is currently serving. Commitments to juvenile institutions or post-dispositional confinements in secure detention following an adjudication of delinquency are also scored. Pre-trial and pre-sentence time are not scored unless the offender was sentenced to “time-served.”

8 Prior Treatment

If the offender has received more than one type of treatment, select the treatment that results in the **lowest** score.

Prior mental health commitment is scored if the offender has ever been committed to an **inpatient** clinic or to a state or private hospital for psychiatric treatment including sex offender treatment, for a minimum of an overnight stay. Involuntary and voluntary commitments are scored as well as court-ordered evaluations.

Prior mental health treatment is scored if the offender has undergone any prior **outpatient** mental health or sex offender treatment or has been evaluated for such treatment.

Prior alcohol or drug treatment is scored if the offender has ever had **inpatient** or **outpatient** drug or alcohol treatment.

No prior treatment is scored if the offender has never participated in any mental health, sex offender, alcohol or drug treatment program.

9 Risk Level

Based on the total risk score, check the appropriate box to indicate the offender’s risk level.

10 Go to Rape Section C.

Rape — Section A

Offender Name: _____

1 Offender's Age at Time of Offense _____

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

2 Less than 9th Grade Education (by conviction date) _____

If YES, add 4 →

0

3 Not Regularly Employed (during 2 years prior to arrest date) _____

If YES, add 5 →

0

4 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
 Known to victim (not relative or step-parent) 3
 Stranger 8
 Step-parent 2

0

5 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

0

6 Prior Adult Felony/Misdemeanor Arrests for Crimes Against 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

7 Prior Incarcerations/Commitments _____

If YES, add 3 →

0

8 Prior Treatment _____

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

0

Risk Score _____



Risk Level
(Risk Score)

- ☐ 44 or more Level 1
☐ 34 - 43 Level 2
☐ 28 - 33 Level 3
☐ up to 27 No Adjustment

10 Go to Section C

Rape/Section A

Rape ❖ Section C

1 Primary Offense

Determine whether the offender's prior record includes a Category I or Category II felony (See Appendix A), and mark the corresponding box. Enter the score corresponding to the number of counts under the appropriate prior record classification category if the primary offense at conviction was:

A.	RAP-1128-A/C9	Attempted or conspired.....	18.2-61(A,ii)
	RAP-1129-A/C9	Attempted or conspired.....	18.2-61(A,i)
	RAP-1130-A/C9	Attempted or conspired.....	18.2-61(A,iii)
	RAP-1131-A/C9	Attempted or conspired.....	18.2-61(A,iii)
	RAP-1132-A/C9	Attempted or conspired.....	18.2-67.1(A,2)
	RAP-1133-A/C9	Attempted or conspired.....	18.2-67.1(A,1)
	RAP-1135-A/C9	Attempted or conspired.....	18.2-67.2(A,2)
	RAP-1136-A/C9	Attempted or conspired.....	18.2-67.2(A,1)
	RAP-1141-A/C9	Attempted or conspired.....	18.2-61(A)
	RAP-1142-A/C9	Attempted or conspired.....	18.2-67.1(A)
	RAP-1143-A/C9	Attempted or conspired.....	18.2-67.2(A)
	RAP-1153-A/C9	Attempted or conspired.....	18.2-67.1(A,1)
	RAP-1154-A/C9	Attempted or conspired.....	18.2-67.2(A,1)
B.	RAP-1130-F9	Forcible intercourse with victim under age 13	18.2-61(A,iii)
	RAP-1131-F9	Forcible intercourse with victim under age 13, as indicted adult	18.2-61(A,iii)
	RAP-1136-F9	Object sexual penetration victim under age 13.....	18.2-67.2(A,1)
	RAP-1154-F9	Object sexual penetration, victim under age 13, as indicted adult.....	18.2-67.2(A,1)
C.	RAP-1133-F9	Forcible sodomy, victim under age 13	18.2-67.1(A,1)
	RAP-1153-F9	Forcible sodomy, victim under age 13, as indicted adult	18.2-67.1(A,1)
D.	RAP-1128-F9	Intercourse w/victim thru mental incapacity/helplessness	18.2-61(A,ii)
	RAP-1129-F9	Intercourse with victim by force, threat or intimidation	18.2-61(A,i)
	RAP-1135-F9	Object sexual penetration by force, threat, etc.	18.2-67.2(A,2)
	RAP-1141-F9	Intercourse with spouse by force, threat, etc.	18.2-61(A)
	RAP-1143-F9	Object sexual penetration of spouse by force, etc.	18.2-67.2(A)
E.	RAP-1132-F9	Forcible sodomy, by force, threat, etc. victim age 13+	18.2-67.1(A,2)
	RAP-1142-F9	Forcible sodomy of spouse by force, threat, etc.	18.2-67.1(A)

Violations of deferred findings (§§ 18.2-251, 18.2-258.1, 19.2-298.02, or 19.2-303.6) are scored as a conviction for the underlying offense

2 Primary Offense Remaining Counts

Based on the statutory maximum penalty, assign points to each count of the primary offense not scored under the Primary Offense factor above. Then total the points assigned to each and record the total.

3 Additional Offenses

Additional offenses are offenses in the same sentencing event that have a VCC that differs from the primary offense.

Identify each additional offense and its maximum penalty.

Assign points to each additional offense (including counts) based on the statutory maximum penalty.

Once points have been assigned to each additional offense, including counts, total the points and record the total.

4 Weapon Used, Brandished, Feigned or Threatened

Score this factor for any offense at conviction, not only the primary offense.

Enter "39" if the offender or a codefendant used, brandished, feigned or threatened to use any weapon, including a simulated weapon.

5 Victim Injury

Score this factor based on the victim who received the most serious injury. Score this factor for any offense at sentencing, not only the primary offense.

Catchwords are used to show general groupings for injuries but in no way define how injuries must be scored on the Sentencing Guidelines. Scores for injuries must be assigned based on the specific definitions defined in the General Instructions and not on the catch phrases: Threatened, Emotional, Physical, Serious Physical or Life Threatening injury.

6 Prior Felony Sexual Assault Convictions/Adjudications

Enter the score corresponding to the number of prior *felony* convictions and delinquent adjudications (including counts) for sex offenses. Applicable offenses must have a VCC prefix of "RAP" or "SEX."

7 Risk Level

Check the appropriate box to indicate the offender's classification level based on the Risk Score calculated on Section A Risk Assessment.

8 Record the guidelines sentence.

Refer to the Rape Section C Recommendation Table which follows these instructions to convert the total score to the guidelines sentence. Record the guidelines midpoint and range on the Rape cover sheet in the Sentencing Guidelines Recommendation Section. If the offender was classified as Level 1, 2, or 3 on Section A, also record the adjusted high end of the range on the Rape cover sheet.

Rape — Section C

Offender Name: _____

There is no Section B for this offense.

1 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

2 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

3 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

4 Weapon Used, Brandished, Feigned, or Threatened _____

If YES, add 39 →

0		

5 Victim Injury _____

Threatened or emotional 3
 Physical or serious physical 20
 Life threatening 76

0		

6 Prior Felony Sexual Assault Convictions/Adjudications _____

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

0		

Total Score _____

See Rape Section C Recommendation Table for guidelines sentence range.

Rape/Section C

7 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

❖ Forcible Rape, Forcible Sodomy, Object Sexual Penetration • Section C Recommendation Table

	Sentence Range						Level 3			Level 2			Level 1	
Score	Midpoint		Low		High		High			High			High	
up to 7	0 yr.	7 mo.	0 yr.	7 mo.	1 yr.	2 mo.	1 yr.	9 mo.	2 yr.	4 mo.	4 yr.	8 mo.		
8	0 yr.	8 mo.	0 yr.	7 mo.	1 yr.	3 mo.	1 yr.	11 mo.	2 yr.	6 mo.	5 yr.	0 mo.		
9	0 yr.	9 mo.	0 yr.	7 mo.	1 yr.	4 mo.	2 yr.	0 mo.	2 yr.	8 mo.	5 yr.	4 mo.		
10	0 yr.	10 mo.	0 yr.	7 mo.	1 yr.	4 mo.	2 yr.	0 mo.	2 yr.	8 mo.	5 yr.	4 mo.		
11	0 yr.	11 mo.	0 yr.	7 mo.	1 yr.	5 mo.	2 yr.	2 mo.	2 yr.	10 mo.	5 yr.	8 mo.		
12	1 yr.	0 mo.	0 yr.	7 mo.	1 yr.	6 mo.	2 yr.	3 mo.	3 yr.	0 mo.	6 yr.	0 mo.		
13	1 yr.	1 mo.	0 yr.	7 mo.	1 yr.	8 mo.	2 yr.	6 mo.	3 yr.	4 mo.	6 yr.	8 mo.		
14	1 yr.	2 mo.	0 yr.	7 mo.	1 yr.	10 mo.	2 yr.	9 mo.	3 yr.	8 mo.	7 yr.	4 mo.		
15	1 yr.	3 mo.	0 yr.	7 mo.	2 yr.	0 mo.	3 yr.	0 mo.	4 yr.	0 mo.	8 yr.	0 mo.		
16	1 yr.	4 mo.	0 yr.	7 mo.	2 yr.	2 mo.	3 yr.	3 mo.	4 yr.	4 mo.	8 yr.	8 mo.		
17	1 yr.	5 mo.	0 yr.	7 mo.	2 yr.	4 mo.	3 yr.	6 mo.	4 yr.	8 mo.	9 yr.	4 mo.		
18	1 yr.	6 mo.	0 yr.	8 mo.	2 yr.	6 mo.	3 yr.	9 mo.	5 yr.	0 mo.	10 yr.	0 mo.		
19	1 yr.	7 mo.	0 yr.	9 mo.	2 yr.	8 mo.	4 yr.	0 mo.	5 yr.	4 mo.	10 yr.	8 mo.		
20	1 yr.	8 mo.	0 yr.	9 mo.	2 yr.	9 mo.	4 yr.	2 mo.	5 yr.	6 mo.	11 yr.	0 mo.		
21	1 yr.	9 mo.	0 yr.	10 mo.	2 yr.	10 mo.	4 yr.	3 mo.	5 yr.	8 mo.	11 yr.	4 mo.		
22	1 yr.	10 mo.	0 yr.	10 mo.	2 yr.	11 mo.	4 yr.	5 mo.	5 yr.	10 mo.	11 yr.	8 mo.		
23	1 yr.	11 mo.	0 yr.	11 mo.	3 yr.	0 mo.	4 yr.	6 mo.	6 yr.	0 mo.	12 yr.	0 mo.		
24	2 yr.	0 mo.	1 yr.	0 mo.	3 yr.	2 mo.	4 yr.	9 mo.	6 yr.	4 mo.	12 yr.	8 mo.		
25	2 yr.	1 mo.	1 yr.	1 mo.	3 yr.	3 mo.	4 yr.	11 mo.	6 yr.	6 mo.	13 yr.	0 mo.		
26	2 yr.	2 mo.	1 yr.	1 mo.	3 yr.	5 mo.	5 yr.	2 mo.	6 yr.	10 mo.	13 yr.	8 mo.		
27	2 yr.	3 mo.	1 yr.	2 mo.	3 yr.	6 mo.	5 yr.	3 mo.	7 yr.	0 mo.	14 yr.	0 mo.		
28	2 yr.	4 mo.	1 yr.	3 mo.	3 yr.	8 mo.	5 yr.	6 mo.	7 yr.	4 mo.	14 yr.	8 mo.		
29	2 yr.	5 mo.	1 yr.	4 mo.	3 yr.	9 mo.	5 yr.	8 mo.	7 yr.	6 mo.	15 yr.	0 mo.		
30	2 yr.	6 mo.	1 yr.	5 mo.	3 yr.	11 mo.	5 yr.	11 mo.	7 yr.	10 mo.	15 yr.	8 mo.		
31	2 yr.	7 mo.	1 yr.	6 mo.	4 yr.	1 mo.	6 yr.	2 mo.	8 yr.	2 mo.	16 yr.	4 mo.		
32	2 yr.	8 mo.	1 yr.	7 mo.	4 yr.	3 mo.	6 yr.	5 mo.	8 yr.	6 mo.	17 yr.	0 mo.		
33	2 yr.	9 mo.	1 yr.	7 mo.	4 yr.	5 mo.	6 yr.	8 mo.	8 yr.	10 mo.	17 yr.	8 mo.		
34	2 yr.	10 mo.	1 yr.	8 mo.	4 yr.	7 mo.	6 yr.	11 mo.	9 yr.	2 mo.	18 yr.	4 mo.		
35	2 yr.	11 mo.	1 yr.	8 mo.	4 yr.	8 mo.	7 yr.	0 mo.	9 yr.	4 mo.	18 yr.	8 mo.		
36	3 yr.	0 mo.	1 yr.	9 mo.	4 yr.	9 mo.	7 yr.	2 mo.	9 yr.	6 mo.	19 yr.	0 mo.		
37	3 yr.	1 mo.	1 yr.	9 mo.	4 yr.	10 mo.	7 yr.	3 mo.	9 yr.	8 mo.	19 yr.	4 mo.		
38	3 yr.	2 mo.	1 yr.	9 mo.	4 yr.	11 mo.	7 yr.	5 mo.	9 yr.	10 mo.	19 yr.	8 mo.		
39	3 yr.	3 mo.	1 yr.	9 mo.	5 yr.	0 mo.	7 yr.	6 mo.	10 yr.	0 mo.	20 yr.	0 mo.		
40	3 yr.	4 mo.	1 yr.	10 mo.	5 yr.	1 mo.	7 yr.	8 mo.	10 yr.	2 mo.	20 yr.	4 mo.		
41	3 yr.	5 mo.	1 yr.	10 mo.	5 yr.	2 mo.	7 yr.	9 mo.	10 yr.	4 mo.	20 yr.	8 mo.		
42	3 yr.	6 mo.	1 yr.	10 mo.	5 yr.	3 mo.	7 yr.	11 mo.	10 yr.	6 mo.	21 yr.	0 mo.		
43	3 yr.	7 mo.	1 yr.	10 mo.	5 yr.	5 mo.	8 yr.	2 mo.	10 yr.	10 mo.	21 yr.	8 mo.		
44	3 yr.	8 mo.	1 yr.	11 mo.	5 yr.	7 mo.	8 yr.	5 mo.	11 yr.	2 mo.	22 yr.	4 mo.		
45	3 yr.	9 mo.	1 yr.	11 mo.	5 yr.	9 mo.	8 yr.	8 mo.	11 yr.	6 mo.	23 yr.	0 mo.		
46	3 yr.	10 mo.	1 yr.	11 mo.	5 yr.	11 mo.	8 yr.	11 mo.	11 yr.	10 mo.	23 yr.	8 mo.		
47	3 yr.	11 mo.	1 yr.	11 mo.	6 yr.	1 mo.	9 yr.	2 mo.	12 yr.	2 mo.	24 yr.	4 mo.		
48	4 yr.	0 mo.	1 yr.	11 mo.	6 yr.	2 mo.	9 yr.	3 mo.	12 yr.	4 mo.	24 yr.	8 mo.		
49	4 yr.	1 mo.	2 yr.	0 mo.	6 yr.	3 mo.	9 yr.	5 mo.	12 yr.	6 mo.	25 yr.	0 mo.		
50	4 yr.	2 mo.	2 yr.	0 mo.	6 yr.	3 mo.	9 yr.	5 mo.	12 yr.	6 mo.	25 yr.	0 mo.		
51	4 yr.	3 mo.	2 yr.	0 mo.	6 yr.	4 mo.	9 yr.	6 mo.	12 yr.	8 mo.	25 yr.	4 mo.		
52	4 yr.	4 mo.	2 yr.	0 mo.	6 yr.	4 mo.	9 yr.	6 mo.	12 yr.	8 mo.	25 yr.	4 mo.		
53	4 yr.	5 mo.	2 yr.	0 mo.	6 yr.	5 mo.	9 yr.	8 mo.	12 yr.	10 mo.	25 yr.	8 mo.		
54	4 yr.	6 mo.	2 yr.	1 mo.	6 yr.	5 mo.	9 yr.	8 mo.	12 yr.	10 mo.	25 yr.	8 mo.		
55	4 yr.	7 mo.	2 yr.	1 mo.	6 yr.	6 mo.	9 yr.	9 mo.	13 yr.	0 mo.	26 yr.	0 mo.		
56	4 yr.	8 mo.	2 yr.	1 mo.	6 yr.	6 mo.	9 yr.	9 mo.	13 yr.	0 mo.	26 yr.	0 mo.		
57	4 yr.	9 mo.	2 yr.	1 mo.	6 yr.	7 mo.	9 yr.	11 mo.	13 yr.	2 mo.	26 yr.	4 mo.		
58	4 yr.	10 mo.	2 yr.	1 mo.	6 yr.	7 mo.	9 yr.	11 mo.	13 yr.	2 mo.	26 yr.	4 mo.		
59	4 yr.	11 mo.	2 yr.	2 mo.	6 yr.	8 mo.	10 yr.	0 mo.	13 yr.	4 mo.	26 yr.	8 mo.		
60	5 yr.	0 mo.	2 yr.	2 mo.	6 yr.	8 mo.	10 yr.	0 mo.	13 yr.	4 mo.	26 yr.	8 mo.		
61	5 yr.	1 mo.	2 yr.	2 mo.	6 yr.	9 mo.	10 yr.	2 mo.	13 yr.	6 mo.	27 yr.	0 mo.		
62	5 yr.	2 mo.	2 yr.	2 mo.	6 yr.	11 mo.	10 yr.	5 mo.	13 yr.	10 mo.	27 yr.	8 mo.		
63	5 yr.	3 mo.	2 yr.	2 mo.	7 yr.	1 mo.	10 yr.	8 mo.	14 yr.	2 mo.	28 yr.	4 mo.		
64	5 yr.	4 mo.	2 yr.	3 mo.	7 yr.	2 mo.	10 yr.	9 mo.	14 yr.	4 mo.	28 yr.	8 mo.		

Score	Sentence Range						Level 3		Level 2		Level 1	
	Midpoint		Low		High		High		High		High	
65	5 yr.	5 mo.	2 yr.	3 mo.	7 yr.	4 mo.	11 yr.	0 mo.	14 yr.	8 mo.	29 yr.	4 mo.
66	5 yr.	6 mo.	2 yr.	3 mo.	7 yr.	5 mo.	11 yr.	2 mo.	14 yr.	10 mo.	29 yr.	8 mo.
67	5 yr.	7 mo.	2 yr.	3 mo.	7 yr.	6 mo.	11 yr.	3 mo.	15 yr.	0 mo.	30 yr.	0 mo.
68	5 yr.	8 mo.	2 yr.	3 mo.	7 yr.	8 mo.	11 yr.	6 mo.	15 yr.	4 mo.	30 yr.	8 mo.
69	5 yr.	9 mo.	2 yr.	4 mo.	7 yr.	10 mo.	11 yr.	9 mo.	15 yr.	8 mo.	31 yr.	4 mo.
70	5 yr.	10 mo.	2 yr.	4 mo.	7 yr.	11 mo.	11 yr.	11 mo.	15 yr.	10 mo.	31 yr.	8 mo.
71	5 yr.	11 mo.	2 yr.	4 mo.	8 yr.	1 mo.	12 yr.	2 mo.	16 yr.	2 mo.	32 yr.	4 mo.
72	6 yr.	0 mo.	2 yr.	5 mo.	8 yr.	2 mo.	12 yr.	3 mo.	16 yr.	4 mo.	32 yr.	8 mo.
73	6 yr.	1 mo.	2 yr.	5 mo.	8 yr.	4 mo.	12 yr.	6 mo.	16 yr.	8 mo.	33 yr.	4 mo.
74	6 yr.	2 mo.	2 yr.	6 mo.	8 yr.	5 mo.	12 yr.	8 mo.	16 yr.	10 mo.	33 yr.	8 mo.
75	6 yr.	3 mo.	2 yr.	6 mo.	8 yr.	7 mo.	12 yr.	11 mo.	17 yr.	2 mo.	34 yr.	4 mo.
76	6 yr.	4 mo.	2 yr.	7 mo.	8 yr.	9 mo.	13 yr.	2 mo.	17 yr.	6 mo.	35 yr.	0 mo.
77	6 yr.	5 mo.	2 yr.	7 mo.	8 yr.	11 mo.	13 yr.	5 mo.	17 yr.	10 mo.	35 yr.	8 mo.
78	6 yr.	6 mo.	2 yr.	8 mo.	9 yr.	1 mo.	13 yr.	8 mo.	18 yr.	2 mo.	36 yr.	4 mo.
79	6 yr.	7 mo.	2 yr.	9 mo.	9 yr.	3 mo.	13 yr.	11 mo.	18 yr.	6 mo.	37 yr.	0 mo.
80	6 yr.	8 mo.	2 yr.	10 mo.	9 yr.	4 mo.	14 yr.	0 mo.	18 yr.	8 mo.	37 yr.	4 mo.
81	6 yr.	9 mo.	2 yr.	10 mo.	9 yr.	5 mo.	14 yr.	2 mo.	18 yr.	10 mo.	37 yr.	8 mo.
82	6 yr.	10 mo.	2 yr.	11 mo.	9 yr.	5 mo.	14 yr.	2 mo.	18 yr.	10 mo.	37 yr.	8 mo.
83	6 yr.	11 mo.	2 yr.	11 mo.	9 yr.	6 mo.	14 yr.	3 mo.	19 yr.	0 mo.	38 yr.	0 mo.
84	7 yr.	0 mo.	2 yr.	11 mo.	9 yr.	7 mo.	14 yr.	5 mo.	19 yr.	2 mo.	38 yr.	4 mo.
85	7 yr.	1 mo.	3 yr.	0 mo.	9 yr.	7 mo.	14 yr.	5 mo.	19 yr.	2 mo.	38 yr.	4 mo.
86	7 yr.	2 mo.	3 yr.	0 mo.	9 yr.	8 mo.	14 yr.	6 mo.	19 yr.	4 mo.	38 yr.	8 mo.
87	7 yr.	3 mo.	3 yr.	0 mo.	9 yr.	9 mo.	14 yr.	8 mo.	19 yr.	6 mo.	39 yr.	0 mo.
88	7 yr.	4 mo.	3 yr.	0 mo.	9 yr.	10 mo.	14 yr.	9 mo.	19 yr.	8 mo.	39 yr.	4 mo.
89	7 yr.	5 mo.	3 yr.	1 mo.	9 yr.	10 mo.	14 yr.	9 mo.	19 yr.	8 mo.	39 yr.	4 mo.
90	7 yr.	6 mo.	3 yr.	1 mo.	9 yr.	11 mo.	14 yr.	11 mo.	19 yr.	10 mo.	39 yr.	8 mo.
91	7 yr.	7 mo.	3 yr.	1 mo.	10 yr.	0 mo.	15 yr.	0 mo.	20 yr.	0 mo.	40 yr.	0 mo.
92	7 yr.	8 mo.	3 yr.	2 mo.	10 yr.	0 mo.	15 yr.	0 mo.	20 yr.	0 mo.	40 yr.	0 mo.
93	7 yr.	9 mo.	3 yr.	2 mo.	10 yr.	1 mo.	15 yr.	2 mo.	20 yr.	2 mo.	40 yr.	4 mo.
94	7 yr.	10 mo.	3 yr.	2 mo.	10 yr.	2 mo.	15 yr.	3 mo.	20 yr.	4 mo.	40 yr.	8 mo.
95	7 yr.	11 mo.	3 yr.	3 mo.	10 yr.	2 mo.	15 yr.	3 mo.	20 yr.	4 mo.	40 yr.	8 mo.
96	8 yr.	0 mo.	3 yr.	3 mo.	10 yr.	3 mo.	15 yr.	5 mo.	20 yr.	6 mo.	41 yr.	0 mo.
97	8 yr.	1 mo.	3 yr.	3 mo.	10 yr.	4 mo.	15 yr.	6 mo.	20 yr.	8 mo.	41 yr.	4 mo.
98	8 yr.	2 mo.	3 yr.	4 mo.	10 yr.	4 mo.	15 yr.	6 mo.	20 yr.	8 mo.	41 yr.	4 mo.
99	8 yr.	3 mo.	3 yr.	4 mo.	10 yr.	5 mo.	15 yr.	8 mo.	20 yr.	10 mo.	41 yr.	8 mo.
100	8 yr.	4 mo.	3 yr.	4 mo.	10 yr.	6 mo.	15 yr.	9 mo.	21 yr.	0 mo.	42 yr.	0 mo.
101	8 yr.	5 mo.	3 yr.	5 mo.	10 yr.	6 mo.	15 yr.	9 mo.	21 yr.	0 mo.	42 yr.	0 mo.
102	8 yr.	6 mo.	3 yr.	5 mo.	10 yr.	7 mo.	15 yr.	11 mo.	21 yr.	2 mo.	42 yr.	4 mo.
103	8 yr.	7 mo.	3 yr.	6 mo.	10 yr.	7 mo.	15 yr.	11 mo.	21 yr.	2 mo.	42 yr.	4 mo.
104	8 yr.	8 mo.	3 yr.	6 mo.	10 yr.	8 mo.	16 yr.	0 mo.	21 yr.	4 mo.	42 yr.	8 mo.
105	8 yr.	9 mo.	3 yr.	7 mo.	10 yr.	8 mo.	16 yr.	0 mo.	21 yr.	4 mo.	42 yr.	8 mo.
106	8 yr.	10 mo.	3 yr.	7 mo.	10 yr.	9 mo.	16 yr.	2 mo.	21 yr.	6 mo.	43 yr.	0 mo.
107	8 yr.	11 mo.	3 yr.	8 mo.	10 yr.	9 mo.	16 yr.	2 mo.	21 yr.	6 mo.	43 yr.	0 mo.
108	9 yr.	0 mo.	3 yr.	8 mo.	10 yr.	10 mo.	16 yr.	3 mo.	21 yr.	8 mo.	43 yr.	4 mo.
109	9 yr.	1 mo.	3 yr.	9 mo.	11 yr.	0 mo.	16 yr.	6 mo.	22 yr.	0 mo.	44 yr.	0 mo.
110	9 yr.	2 mo.	3 yr.	9 mo.	11 yr.	1 mo.	16 yr.	8 mo.	22 yr.	2 mo.	44 yr.	4 mo.
111	9 yr.	3 mo.	3 yr.	10 mo.	11 yr.	2 mo.	16 yr.	9 mo.	22 yr.	4 mo.	44 yr.	8 mo.
112	9 yr.	4 mo.	3 yr.	10 mo.	11 yr.	3 mo.	16 yr.	11 mo.	22 yr.	6 mo.	45 yr.	0 mo.
113	9 yr.	5 mo.	3 yr.	11 mo.	11 yr.	4 mo.	17 yr.	0 mo.	22 yr.	8 mo.	45 yr.	4 mo.
114	9 yr.	6 mo.	3 yr.	11 mo.	11 yr.	5 mo.	17 yr.	2 mo.	22 yr.	10 mo.	45 yr.	8 mo.
115	9 yr.	7 mo.	4 yr.	0 mo.	11 yr.	6 mo.	17 yr.	3 mo.	23 yr.	0 mo.	46 yr.	0 mo.
116	9 yr.	8 mo.	4 yr.	0 mo.	11 yr.	7 mo.	17 yr.	5 mo.	23 yr.	2 mo.	46 yr.	4 mo.
117	9 yr.	9 mo.	4 yr.	1 mo.	11 yr.	8 mo.	17 yr.	6 mo.	23 yr.	4 mo.	46 yr.	8 mo.
118	9 yr.	10 mo.	4 yr.	1 mo.	11 yr.	10 mo.	17 yr.	9 mo.	23 yr.	8 mo.	47 yr.	4 mo.
119	9 yr.	11 mo.	4 yr.	2 mo.	11 yr.	11 mo.	17 yr.	11 mo.	23 yr.	10 mo.	47 yr.	8 mo.
120	10 yr.	0 mo.	4 yr.	2 mo.	12 yr.	0 mo.	18 yr.	0 mo.	24 yr.	0 mo.	48 yr.	0 mo.
121	10 yr.	1 mo.	4 yr.	3 mo.	12 yr.	1 mo.	18 yr.	2 mo.	24 yr.	2 mo.	48 yr.	4 mo.
122	10 yr.	2 mo.	4 yr.	3 mo.	12 yr.	2 mo.	18 yr.	3 mo.	24 yr.	4 mo.	48 yr.	8 mo.

❖ Forcible Rape, Forcible Sodomy, Object Sexual Penetration • Section C Recommendation Table

Score	Sentence Range			Low			High			Level 3		Level 2		Level 1	
	Midpoint		High							High		High		High	
123	10 yr.	3 mo.		4 yr.	4 mo.		12 yr.	4 mo.		18 yr.	6 mo.	24 yr.	8 mo.	49 yr.	4 mo.
124	10 yr.	4 mo.		4 yr.	4 mo.		12 yr.	5 mo.		18 yr.	8 mo.	24 yr.	10 mo.	49 yr.	8 mo.
125	10 yr.	5 mo.		4 yr.	5 mo.		12 yr.	6 mo.		18 yr.	9 mo.	25 yr.	0 mo.	50 yr.	0 mo.
126	10 yr.	6 mo.		4 yr.	6 mo.		12 yr.	7 mo.		18 yr.	11 mo.	25 yr.	2 mo.	50 yr.	4 mo.
127	10 yr.	7 mo.		4 yr.	7 mo.		12 yr.	8 mo.		19 yr.	0 mo.	25 yr.	4 mo.	50 yr.	8 mo.
128	10 yr.	8 mo.		4 yr.	8 mo.		12 yr.	10 mo.		19 yr.	3 mo.	25 yr.	8 mo.	51 yr.	4 mo.
129	10 yr.	9 mo.		4 yr.	10 mo.		12 yr.	11 mo.		19 yr.	5 mo.	25 yr.	10 mo.	51 yr.	8 mo.
130	10 yr.	10 mo.		5 yr.	0 mo.		13 yr.	0 mo.		19 yr.	6 mo.	26 yr.	0 mo.	52 yr.	0 mo.
131	10 yr.	11 mo.		5 yr.	2 mo.		13 yr.	1 mo.		19 yr.	8 mo.	26 yr.	2 mo.	52 yr.	4 mo.
132	11 yr.	0 mo.		5 yr.	4 mo.		13 yr.	2 mo.		19 yr.	9 mo.	26 yr.	4 mo.	52 yr.	8 mo.
133	11 yr.	1 mo.		5 yr.	6 mo.		13 yr.	4 mo.		20 yr.	0 mo.	26 yr.	8 mo.	53 yr.	4 mo.
134	11 yr.	2 mo.		5 yr.	8 mo.		13 yr.	5 mo.		20 yr.	2 mo.	26 yr.	10 mo.	53 yr.	8 mo.
135	11 yr.	3 mo.		5 yr.	10 mo.		13 yr.	6 mo.		20 yr.	3 mo.	27 yr.	0 mo.	54 yr.	0 mo.
136	11 yr.	4 mo.		6 yr.	0 mo.		13 yr.	7 mo.		20 yr.	5 mo.	27 yr.	2 mo.	54 yr.	4 mo.
137	11 yr.	5 mo.		6 yr.	1 mo.		13 yr.	8 mo.		20 yr.	6 mo.	27 yr.	4 mo.	54 yr.	8 mo.
138	11 yr.	6 mo.		6 yr.	2 mo.		13 yr.	10 mo.		20 yr.	9 mo.	27 yr.	8 mo.	55 yr.	4 mo.
139	11 yr.	7 mo.		6 yr.	3 mo.		13 yr.	11 mo.		20 yr.	11 mo.	27 yr.	10 mo.	55 yr.	8 mo.
140	11 yr.	8 mo.		6 yr.	4 mo.		14 yr.	0 mo.		21 yr.	0 mo.	28 yr.	0 mo.	56 yr.	0 mo.
141	11 yr.	9 mo.		6 yr.	5 mo.		14 yr.	1 mo.		21 yr.	2 mo.	28 yr.	2 mo.	56 yr.	4 mo.
142	11 yr.	10 mo.		6 yr.	6 mo.		14 yr.	2 mo.		21 yr.	3 mo.	28 yr.	4 mo.	56 yr.	8 mo.
143	11 yr.	11 mo.		6 yr.	7 mo.		14 yr.	4 mo.		21 yr.	6 mo.	28 yr.	8 mo.	57 yr.	4 mo.
144	12 yr.	0 mo.		6 yr.	8 mo.		14 yr.	5 mo.		21 yr.	8 mo.	28 yr.	10 mo.	57 yr.	8 mo.
145	12 yr.	1 mo.		6 yr.	9 mo.		14 yr.	6 mo.		21 yr.	9 mo.	29 yr.	0 mo.	58 yr.	0 mo.
146	12 yr.	2 mo.		6 yr.	9 mo.		14 yr.	7 mo.		21 yr.	11 mo.	29 yr.	2 mo.	58 yr.	4 mo.
147	12 yr.	3 mo.		6 yr.	10 mo.		14 yr.	8 mo.		22 yr.	0 mo.	29 yr.	4 mo.	58 yr.	8 mo.
148	12 yr.	4 mo.		6 yr.	10 mo.		14 yr.	10 mo.		22 yr.	3 mo.	29 yr.	8 mo.	59 yr.	4 mo.
149	12 yr.	5 mo.		6 yr.	11 mo.		14 yr.	11 mo.		22 yr.	5 mo.	29 yr.	10 mo.	59 yr.	8 mo.
150	12 yr.	6 mo.		7 yr.	0 mo.		15 yr.	0 mo.		22 yr.	6 mo.	30 yr.	0 mo.	60 yr.	0 mo.
151	12 yr.	7 mo.		7 yr.	0 mo.		15 yr.	1 mo.		22 yr.	8 mo.	30 yr.	2 mo.	60 yr.	4 mo.
152	12 yr.	8 mo.		7 yr.	1 mo.		15 yr.	2 mo.		22 yr.	9 mo.	30 yr.	4 mo.	60 yr.	8 mo.
153	12 yr.	9 mo.		7 yr.	1 mo.		15 yr.	4 mo.		23 yr.	0 mo.	30 yr.	8 mo.	61 yr.	4 mo.
154	12 yr.	10 mo.		7 yr.	2 mo.		15 yr.	5 mo.		23 yr.	2 mo.	30 yr.	10 mo.	61 yr.	8 mo.
155	12 yr.	11 mo.		7 yr.	2 mo.		15 yr.	6 mo.		23 yr.	3 mo.	31 yr.	0 mo.	62 yr.	0 mo.
156	13 yr.	0 mo.		7 yr.	3 mo.		15 yr.	7 mo.		23 yr.	5 mo.	31 yr.	2 mo.	62 yr.	4 mo.
157	13 yr.	1 mo.		7 yr.	3 mo.		15 yr.	8 mo.		23 yr.	6 mo.	31 yr.	4 mo.	62 yr.	8 mo.
158	13 yr.	2 mo.		7 yr.	4 mo.		15 yr.	10 mo.		23 yr.	9 mo.	31 yr.	8 mo.	63 yr.	4 mo.
159	13 yr.	3 mo.		7 yr.	5 mo.		15 yr.	11 mo.		23 yr.	11 mo.	31 yr.	10 mo.	63 yr.	8 mo.
160	13 yr.	4 mo.		7 yr.	5 mo.		16 yr.	0 mo.		24 yr.	0 mo.	32 yr.	0 mo.	64 yr.	0 mo.
161	13 yr.	5 mo.		7 yr.	6 mo.		16 yr.	1 mo.		24 yr.	2 mo.	32 yr.	2 mo.	64 yr.	4 mo.
162	13 yr.	6 mo.		7 yr.	6 mo.		16 yr.	2 mo.		24 yr.	3 mo.	32 yr.	4 mo.	64 yr.	8 mo.
163	13 yr.	7 mo.		7 yr.	7 mo.		16 yr.	4 mo.		24 yr.	6 mo.	32 yr.	8 mo.	65 yr.	4 mo.
164	13 yr.	8 mo.		7 yr.	7 mo.		16 yr.	5 mo.		24 yr.	8 mo.	32 yr.	10 mo.	65 yr.	8 mo.
165	13 yr.	9 mo.		7 yr.	8 mo.		16 yr.	6 mo.		24 yr.	9 mo.	33 yr.	0 mo.	66 yr.	0 mo.
166	13 yr.	10 mo.		7 yr.	8 mo.		16 yr.	7 mo.		24 yr.	11 mo.	33 yr.	2 mo.	66 yr.	4 mo.
167	13 yr.	11 mo.		7 yr.	9 mo.		16 yr.	8 mo.		25 yr.	0 mo.	33 yr.	4 mo.	66 yr.	8 mo.
168	14 yr.	0 mo.		7 yr.	10 mo.		16 yr.	10 mo.		25 yr.	3 mo.	33 yr.	8 mo.	67 yr.	4 mo.
169	14 yr.	1 mo.		7 yr.	10 mo.		16 yr.	11 mo.		25 yr.	5 mo.	33 yr.	10 mo.	67 yr.	8 mo.
170	14 yr.	2 mo.		7 yr.	11 mo.		17 yr.	0 mo.		25 yr.	6 mo.	34 yr.	0 mo.	68 yr.	0 mo.
171	14 yr.	3 mo.		7 yr.	11 mo.		17 yr.	1 mo.		25 yr.	8 mo.	34 yr.	2 mo.	68 yr.	4 mo.
172	14 yr.	4 mo.		8 yr.	0 mo.		17 yr.	2 mo.		25 yr.	9 mo.	34 yr.	4 mo.	68 yr.	8 mo.
173	14 yr.	5 mo.		8 yr.	0 mo.		17 yr.	4 mo.		26 yr.	0 mo.	34 yr.	8 mo.	69 yr.	4 mo.
174	14 yr.	6 mo.		8 yr.	1 mo.		17 yr.	5 mo.		26 yr.	2 mo.	34 yr.	10 mo.	69 yr.	8 mo.
175	14 yr.	7 mo.		8 yr.	2 mo.		17 yr.	6 mo.		26 yr.	3 mo.	35 yr.	0 mo.	70 yr.	0 mo.
176	14 yr.	8 mo.		8 yr.	2 mo.		17 yr.	7 mo.		26 yr.	5 mo.	35 yr.	2 mo.	70 yr.	4 mo.
177	14 yr.	9 mo.		8 yr.	3 mo.		17 yr.	8 mo.		26 yr.	6 mo.	35 yr.	4 mo.	70 yr.	8 mo.
178	14 yr.	10 mo.		8 yr.	3 mo.		17 yr.	10 mo.		26 yr.	9 mo.	35 yr.	8 mo.	71 yr.	4 mo.
179	14 yr.	11 mo.		8 yr.	4 mo.		17 yr.	11 mo.		26 yr.	11 mo.	35 yr.	10 mo.	71 yr.	8 mo.
180	15 yr.	0 mo.		8 yr.	4 mo.		18 yr.	0 mo.		27 yr.	0 mo.	36 yr.	0 mo.	72 yr.	0 mo.

Score	Sentence Range Midpoint		Low	High	Level 3 High	Level 2 High	Level 1 High
181	15 yr.	1 mo.	8 yr. 5 mo.	18 yr. 1 mo.	27 yr. 2 mo.	36 yr. 2 mo.	72 yr. 4 mo.
182	15 yr.	2 mo.	8 yr. 5 mo.	18 yr. 2 mo.	27 yr. 3 mo.	36 yr. 4 mo.	72 yr. 8 mo.
183	15 yr.	3 mo.	8 yr. 6 mo.	18 yr. 4 mo.	27 yr. 6 mo.	36 yr. 8 mo.	73 yr. 4 mo.
184	15 yr.	4 mo.	8 yr. 7 mo.	18 yr. 5 mo.	27 yr. 8 mo.	36 yr. 10 mo.	73 yr. 8 mo.
185	15 yr.	5 mo.	8 yr. 7 mo.	18 yr. 6 mo.	27 yr. 9 mo.	37 yr. 0 mo.	74 yr. 0 mo.
186	15 yr.	6 mo.	8 yr. 8 mo.	18 yr. 7 mo.	27 yr. 11 mo.	37 yr. 2 mo.	74 yr. 4 mo.
187	15 yr.	7 mo.	8 yr. 8 mo.	18 yr. 8 mo.	28 yr. 0 mo.	37 yr. 4 mo.	74 yr. 8 mo.
188	15 yr.	8 mo.	8 yr. 9 mo.	18 yr. 10 mo.	28 yr. 3 mo.	37 yr. 8 mo.	75 yr. 4 mo.
189	15 yr.	9 mo.	8 yr. 9 mo.	18 yr. 11 mo.	28 yr. 5 mo.	37 yr. 10 mo.	75 yr. 8 mo.
190	15 yr.	10 mo.	8 yr. 10 mo.	19 yr. 0 mo.	28 yr. 6 mo.	38 yr. 0 mo.	76 yr. 0 mo.
191	15 yr.	11 mo.	8 yr. 10 mo.	19 yr. 1 mo.	28 yr. 8 mo.	38 yr. 2 mo.	76 yr. 4 mo.
192	16 yr.	0 mo.	8 yr. 11 mo.	19 yr. 2 mo.	28 yr. 9 mo.	38 yr. 4 mo.	76 yr. 8 mo.
193	16 yr.	1 mo.	9 yr. 0 mo.	19 yr. 4 mo.	29 yr. 0 mo.	38 yr. 8 mo.	77 yr. 4 mo.
194	16 yr.	2 mo.	9 yr. 0 mo.	19 yr. 5 mo.	29 yr. 2 mo.	38 yr. 10 mo.	77 yr. 8 mo.
195	16 yr.	3 mo.	9 yr. 1 mo.	19 yr. 6 mo.	29 yr. 3 mo.	39 yr. 0 mo.	78 yr. 0 mo.
196	16 yr.	4 mo.	9 yr. 1 mo.	19 yr. 7 mo.	29 yr. 5 mo.	39 yr. 2 mo.	78 yr. 4 mo.
197	16 yr.	5 mo.	9 yr. 2 mo.	19 yr. 8 mo.	29 yr. 6 mo.	39 yr. 4 mo.	78 yr. 8 mo.
198	16 yr.	6 mo.	9 yr. 2 mo.	19 yr. 10 mo.	29 yr. 9 mo.	39 yr. 8 mo.	79 yr. 4 mo.
199	16 yr.	7 mo.	9 yr. 3 mo.	19 yr. 11 mo.	29 yr. 11 mo.	39 yr. 10 mo.	79 yr. 8 mo.
200	16 yr.	8 mo.	9 yr. 4 mo.	20 yr. 0 mo.	30 yr. 0 mo.	40 yr. 0 mo.	80 yr. 0 mo.
201	16 yr.	9 mo.	9 yr. 4 mo.	20 yr. 1 mo.	30 yr. 2 mo.	40 yr. 2 mo.	80 yr. 4 mo.
202	16 yr.	10 mo.	9 yr. 5 mo.	20 yr. 2 mo.	30 yr. 3 mo.	40 yr. 4 mo.	80 yr. 8 mo.
203	16 yr.	11 mo.	9 yr. 5 mo.	20 yr. 4 mo.	30 yr. 6 mo.	40 yr. 8 mo.	81 yr. 4 mo.
204	17 yr.	0 mo.	9 yr. 6 mo.	20 yr. 5 mo.	30 yr. 8 mo.	40 yr. 10 mo.	81 yr. 8 mo.
205	17 yr.	1 mo.	9 yr. 6 mo.	20 yr. 6 mo.	30 yr. 9 mo.	41 yr. 0 mo.	82 yr. 0 mo.
206	17 yr.	2 mo.	9 yr. 7 mo.	20 yr. 7 mo.	30 yr. 11 mo.	41 yr. 2 mo.	82 yr. 4 mo.
207	17 yr.	3 mo.	9 yr. 7 mo.	20 yr. 8 mo.	31 yr. 0 mo.	41 yr. 4 mo.	82 yr. 8 mo.
208	17 yr.	4 mo.	9 yr. 8 mo.	20 yr. 10 mo.	31 yr. 3 mo.	41 yr. 8 mo.	83 yr. 4 mo.
209	17 yr.	5 mo.	9 yr. 9 mo.	20 yr. 11 mo.	31 yr. 5 mo.	41 yr. 10 mo.	83 yr. 8 mo.
210	17 yr.	6 mo.	9 yr. 9 mo.	21 yr. 0 mo.	31 yr. 6 mo.	42 yr. 0 mo.	84 yr. 0 mo.
211	17 yr.	7 mo.	9 yr. 10 mo.	21 yr. 1 mo.	31 yr. 8 mo.	42 yr. 2 mo.	84 yr. 4 mo.
212	17 yr.	8 mo.	9 yr. 10 mo.	21 yr. 2 mo.	31 yr. 9 mo.	42 yr. 4 mo.	84 yr. 8 mo.
213	17 yr.	9 mo.	9 yr. 11 mo.	21 yr. 4 mo.	32 yr. 0 mo.	42 yr. 8 mo.	85 yr. 4 mo.
214	17 yr.	10 mo.	9 yr. 11 mo.	21 yr. 5 mo.	32 yr. 2 mo.	42 yr. 10 mo.	85 yr. 8 mo.
215	17 yr.	11 mo.	10 yr. 0 mo.	21 yr. 6 mo.	32 yr. 3 mo.	43 yr. 0 mo.	86 yr. 0 mo.
216	18 yr.	0 mo.	10 yr. 0 mo.	21 yr. 7 mo.	32 yr. 5 mo.	43 yr. 2 mo.	86 yr. 4 mo.
217	18 yr.	1 mo.	10 yr. 1 mo.	21 yr. 8 mo.	32 yr. 6 mo.	43 yr. 4 mo.	86 yr. 8 mo.
218	18 yr.	2 mo.	10 yr. 2 mo.	21 yr. 10 mo.	32 yr. 9 mo.	43 yr. 8 mo.	87 yr. 4 mo.
219	18 yr.	3 mo.	10 yr. 2 mo.	21 yr. 11 mo.	32 yr. 11 mo.	43 yr. 10 mo.	87 yr. 8 mo.
220	18 yr.	4 mo.	10 yr. 3 mo.	22 yr. 0 mo.	33 yr. 0 mo.	44 yr. 0 mo.	88 yr. 0 mo.
221	18 yr.	5 mo.	10 yr. 3 mo.	22 yr. 1 mo.	33 yr. 2 mo.	44 yr. 2 mo.	88 yr. 4 mo.
222	18 yr.	6 mo.	10 yr. 4 mo.	22 yr. 2 mo.	33 yr. 3 mo.	44 yr. 4 mo.	88 yr. 8 mo.
223	18 yr.	7 mo.	10 yr. 4 mo.	22 yr. 4 mo.	33 yr. 6 mo.	44 yr. 8 mo.	89 yr. 4 mo.
224	18 yr.	8 mo.	10 yr. 5 mo.	22 yr. 5 mo.	33 yr. 8 mo.	44 yr. 10 mo.	89 yr. 8 mo.
225	18 yr.	9 mo.	10 yr. 6 mo.	22 yr. 6 mo.	33 yr. 9 mo.	45 yr. 0 mo.	90 yr. 0 mo.
226	18 yr.	10 mo.	10 yr. 6 mo.	22 yr. 7 mo.	33 yr. 11 mo.	45 yr. 2 mo.	90 yr. 4 mo.
227	18 yr.	11 mo.	10 yr. 7 mo.	22 yr. 8 mo.	34 yr. 0 mo.	45 yr. 4 mo.	90 yr. 8 mo.
228	19 yr.	0 mo.	10 yr. 7 mo.	22 yr. 10 mo.	34 yr. 3 mo.	45 yr. 8 mo.	91 yr. 4 mo.
229	19 yr.	1 mo.	10 yr. 8 mo.	22 yr. 11 mo.	34 yr. 5 mo.	45 yr. 10 mo.	91 yr. 8 mo.
230	19 yr.	2 mo.	10 yr. 8 mo.	23 yr. 0 mo.	34 yr. 6 mo.	46 yr. 0 mo.	92 yr. 0 mo.
231	19 yr.	3 mo.	10 yr. 9 mo.	23 yr. 1 mo.	34 yr. 8 mo.	46 yr. 2 mo.	92 yr. 4 mo.
232	19 yr.	4 mo.	10 yr. 9 mo.	23 yr. 2 mo.	34 yr. 9 mo.	46 yr. 4 mo.	92 yr. 8 mo.
233	19 yr.	5 mo.	10 yr. 10 mo.	23 yr. 4 mo.	35 yr. 0 mo.	46 yr. 8 mo.	93 yr. 4 mo.
234	19 yr.	6 mo.	10 yr. 11 mo.	23 yr. 5 mo.	35 yr. 2 mo.	46 yr. 10 mo.	93 yr. 8 mo.
235	19 yr.	7 mo.	10 yr. 11 mo.	23 yr. 6 mo.	35 yr. 3 mo.	47 yr. 0 mo.	94 yr. 0 mo.
236	19 yr.	8 mo.	11 yr. 0 mo.	23 yr. 7 mo.	35 yr. 5 mo.	47 yr. 2 mo.	94 yr. 4 mo.
237	19 yr.	9 mo.	11 yr. 0 mo.	23 yr. 8 mo.	35 yr. 6 mo.	47 yr. 4 mo.	94 yr. 8 mo.
238	19 yr.	10 mo.	11 yr. 1 mo.	23 yr. 10 mo.	35 yr. 9 mo.	47 yr. 8 mo.	95 yr. 4 mo.

❖ Forcible Rape, Forcible Sodomy, Object Sexual Penetration • Section C Recommendation Table

Score	Sentence Range Midpoint		Low	High	Level 3 High	Level 2 High	Level 1 High
239	19 yr.	11 mo.	11 yr. 1 mo.	23 yr. 11 mo.	35 yr. 11 mo.	47 yr. 10 mo.	95 yr. 8 mo.
240	20 yr.	0 mo.	11 yr. 2 mo.	24 yr. 0 mo.	36 yr. 0 mo.	48 yr. 0 mo.	96 yr. 0 mo.
241	20 yr.	1 mo.	11 yr. 2 mo.	24 yr. 1 mo.	36 yr. 2 mo.	48 yr. 2 mo.	96 yr. 4 mo.
242	20 yr.	2 mo.	11 yr. 3 mo.	24 yr. 2 mo.	36 yr. 3 mo.	48 yr. 4 mo.	96 yr. 8 mo.
243	20 yr.	3 mo.	11 yr. 4 mo.	24 yr. 4 mo.	36 yr. 6 mo.	48 yr. 8 mo.	97 yr. 4 mo.
244	20 yr.	4 mo.	11 yr. 4 mo.	24 yr. 5 mo.	36 yr. 8 mo.	48 yr. 10 mo.	97 yr. 8 mo.
245	20 yr.	5 mo.	11 yr. 5 mo.	24 yr. 6 mo.	36 yr. 9 mo.	49 yr. 0 mo.	98 yr. 0 mo.
246	20 yr.	6 mo.	11 yr. 5 mo.	24 yr. 7 mo.	36 yr. 11 mo.	49 yr. 2 mo.	98 yr. 4 mo.
247	20 yr.	7 mo.	11 yr. 6 mo.	24 yr. 8 mo.	37 yr. 0 mo.	49 yr. 4 mo.	98 yr. 8 mo.
248	20 yr.	8 mo.	11 yr. 6 mo.	24 yr. 10 mo.	37 yr. 3 mo.	49 yr. 8 mo.	99 yr. 4 mo.
249	20 yr.	9 mo.	11 yr. 7 mo.	24 yr. 11 mo.	37 yr. 5 mo.	49 yr. 10 mo.	99 yr. 8 mo.
250	20 yr.	10 mo.	11 yr. 8 mo.	25 yr. 0 mo.	37 yr. 6 mo.	50 yr. 0 mo.	100 yr. 0 mo.
251	20 yr.	11 mo.	11 yr. 8 mo.	25 yr. 1 mo.	37 yr. 8 mo.	50 yr. 2 mo.	100 yr. 4 mo.
252	21 yr.	0 mo.	11 yr. 9 mo.	25 yr. 2 mo.	37 yr. 9 mo.	50 yr. 4 mo.	100 yr. 8 mo.
253	21 yr.	1 mo.	11 yr. 9 mo.	25 yr. 4 mo.	38 yr. 0 mo.	50 yr. 8 mo.	101 yr. 4 mo.
254	21 yr.	2 mo.	11 yr. 10 mo.	25 yr. 5 mo.	38 yr. 2 mo.	50 yr. 10 mo.	101 yr. 8 mo.
255	21 yr.	3 mo.	11 yr. 10 mo.	25 yr. 6 mo.	38 yr. 3 mo.	51 yr. 0 mo.	102 yr. 0 mo.
256	21 yr.	4 mo.	11 yr. 11 mo.	25 yr. 7 mo.	38 yr. 5 mo.	51 yr. 2 mo.	102 yr. 4 mo.
257	21 yr.	5 mo.	11 yr. 11 mo.	25 yr. 8 mo.	38 yr. 6 mo.	51 yr. 4 mo.	102 yr. 8 mo.
258	21 yr.	6 mo.	12 yr. 0 mo.	25 yr. 10 mo.	38 yr. 9 mo.	51 yr. 8 mo.	103 yr. 4 mo.
259	21 yr.	7 mo.	12 yr. 1 mo.	25 yr. 11 mo.	38 yr. 11 mo.	51 yr. 10 mo.	103 yr. 8 mo.
260	21 yr.	8 mo.	12 yr. 1 mo.	26 yr. 0 mo.	39 yr. 0 mo.	52 yr. 0 mo.	104 yr. 0 mo.
261	21 yr.	9 mo.	12 yr. 2 mo.	26 yr. 1 mo.	39 yr. 2 mo.	52 yr. 2 mo.	104 yr. 4 mo.
262	21 yr.	10 mo.	12 yr. 2 mo.	26 yr. 2 mo.	39 yr. 3 mo.	52 yr. 4 mo.	104 yr. 8 mo.
263	21 yr.	11 mo.	12 yr. 3 mo.	26 yr. 4 mo.	39 yr. 6 mo.	52 yr. 8 mo.	105 yr. 4 mo.
264	22 yr.	0 mo.	12 yr. 3 mo.	26 yr. 5 mo.	39 yr. 8 mo.	52 yr. 10 mo.	105 yr. 8 mo.
265	22 yr.	1 mo.	12 yr. 4 mo.	26 yr. 6 mo.	39 yr. 9 mo.	53 yr. 0 mo.	106 yr. 0 mo.
266	22 yr.	2 mo.	12 yr. 4 mo.	26 yr. 7 mo.	39 yr. 11 mo.	53 yr. 2 mo.	106 yr. 4 mo.
267	22 yr.	3 mo.	12 yr. 5 mo.	26 yr. 8 mo.	40 yr. 0 mo.	53 yr. 4 mo.	106 yr. 8 mo.
268	22 yr.	4 mo.	12 yr. 6 mo.	26 yr. 10 mo.	40 yr. 3 mo.	53 yr. 8 mo.	107 yr. 4 mo.
269	22 yr.	5 mo.	12 yr. 6 mo.	26 yr. 11 mo.	40 yr. 5 mo.	53 yr. 10 mo.	107 yr. 8 mo.
270	22 yr.	6 mo.	12 yr. 7 mo.	27 yr. 0 mo.	40 yr. 6 mo.	54 yr. 0 mo.	108 yr. 0 mo.
271	22 yr.	7 mo.	12 yr. 7 mo.	27 yr. 1 mo.	40 yr. 8 mo.	54 yr. 2 mo.	108 yr. 4 mo.
272	22 yr.	8 mo.	12 yr. 8 mo.	27 yr. 2 mo.	40 yr. 9 mo.	54 yr. 4 mo.	108 yr. 8 mo.
273	22 yr.	9 mo.	12 yr. 8 mo.	27 yr. 4 mo.	41 yr. 0 mo.	54 yr. 8 mo.	109 yr. 4 mo.
274	22 yr.	10 mo.	12 yr. 9 mo.	27 yr. 5 mo.	41 yr. 2 mo.	54 yr. 10 mo.	109 yr. 8 mo.
275	22 yr.	11 mo.	12 yr. 10 mo.	27 yr. 6 mo.	41 yr. 3 mo.	55 yr. 0 mo.	110 yr. 0 mo.
276	23 yr.	0 mo.	12 yr. 10 mo.	27 yr. 7 mo.	41 yr. 5 mo.	55 yr. 2 mo.	110 yr. 4 mo.
277	23 yr.	1 mo.	12 yr. 11 mo.	27 yr. 8 mo.	41 yr. 6 mo.	55 yr. 4 mo.	110 yr. 8 mo.
278	23 yr.	2 mo.	12 yr. 11 mo.	27 yr. 10 mo.	41 yr. 9 mo.	55 yr. 8 mo.	111 yr. 4 mo.
279	23 yr.	3 mo.	13 yr. 0 mo.	27 yr. 11 mo.	41 yr. 11 mo.	55 yr. 10 mo.	111 yr. 8 mo.
280	23 yr.	4 mo.	13 yr. 0 mo.	28 yr. 0 mo.	42 yr. 0 mo.	56 yr. 0 mo.	112 yr. 0 mo.
281	23 yr.	5 mo.	13 yr. 1 mo.	28 yr. 1 mo.	42 yr. 2 mo.	56 yr. 2 mo.	112 yr. 4 mo.
282	23 yr.	6 mo.	13 yr. 1 mo.	28 yr. 2 mo.	42 yr. 3 mo.	56 yr. 4 mo.	112 yr. 8 mo.
283	23 yr.	7 mo.	13 yr. 2 mo.	28 yr. 4 mo.	42 yr. 6 mo.	56 yr. 8 mo.	113 yr. 4 mo.
284	23 yr.	8 mo.	13 yr. 3 mo.	28 yr. 5 mo.	42 yr. 8 mo.	56 yr. 10 mo.	113 yr. 8 mo.
285	23 yr.	9 mo.	13 yr. 3 mo.	28 yr. 6 mo.	42 yr. 9 mo.	57 yr. 0 mo.	114 yr. 0 mo.
286	23 yr.	10 mo.	13 yr. 4 mo.	28 yr. 7 mo.	42 yr. 11 mo.	57 yr. 2 mo.	114 yr. 4 mo.
287	23 yr.	11 mo.	13 yr. 4 mo.	28 yr. 8 mo.	43 yr. 0 mo.	57 yr. 4 mo.	114 yr. 8 mo.
288	24 yr.	0 mo.	13 yr. 5 mo.	28 yr. 10 mo.	43 yr. 3 mo.	57 yr. 8 mo.	115 yr. 4 mo.
289	24 yr.	1 mo.	13 yr. 5 mo.	28 yr. 11 mo.	43 yr. 5 mo.	57 yr. 10 mo.	115 yr. 8 mo.
290	24 yr.	2 mo.	13 yr. 6 mo.	29 yr. 0 mo.	43 yr. 6 mo.	58 yr. 0 mo.	116 yr. 0 mo.
291	24 yr.	3 mo.	13 yr. 6 mo.	29 yr. 1 mo.	43 yr. 8 mo.	58 yr. 2 mo.	116 yr. 4 mo.
292	24 yr.	4 mo.	13 yr. 7 mo.	29 yr. 2 mo.	43 yr. 9 mo.	58 yr. 4 mo.	116 yr. 8 mo.
293	24 yr.	5 mo.	13 yr. 8 mo.	29 yr. 4 mo.	44 yr. 0 mo.	58 yr. 8 mo.	117 yr. 4 mo.
294	24 yr.	6 mo.	13 yr. 8 mo.	29 yr. 5 mo.	44 yr. 2 mo.	58 yr. 10 mo.	117 yr. 8 mo.
295	24 yr.	7 mo.	13 yr. 9 mo.	29 yr. 6 mo.	44 yr. 3 mo.	59 yr. 0 mo.	118 yr. 0 mo.
296	24 yr.	8 mo.	13 yr. 9 mo.	29 yr. 7 mo.	44 yr. 5 mo.	59 yr. 2 mo.	118 yr. 4 mo.

Score	Sentence Range Midpoint		Low	High	Level 3 High	Level 2 High	Level 1 High
297	24 yr.	9 mo.	13 yr. 10 mo.	29 yr. 8 mo.	44 yr. 6 mo.	59 yr. 4 mo.	118 yr. 8 mo.
298	24 yr.	10 mo.	13 yr. 10 mo.	29 yr. 10 mo.	44 yr. 9 mo.	59 yr. 8 mo.	119 yr. 4 mo.
299	24 yr.	11 mo.	13 yr. 11 mo.	29 yr. 11 mo.	44 yr. 11 mo.	59 yr. 10 mo.	119 yr. 8 mo.
300	25 yr.	0 mo.	14 yr. 0 mo.	30 yr. 0 mo.	45 yr. 0 mo.	60 yr. 0 mo.	120 yr. 0 mo.
301	25 yr.	1 mo.	14 yr. 0 mo.	30 yr. 1 mo.	45 yr. 2 mo.	60 yr. 2 mo.	120 yr. 4 mo.
302	25 yr.	2 mo.	14 yr. 1 mo.	30 yr. 2 mo.	45 yr. 3 mo.	60 yr. 4 mo.	120 yr. 8 mo.
303	25 yr.	3 mo.	14 yr. 1 mo.	30 yr. 4 mo.	45 yr. 6 mo.	60 yr. 8 mo.	121 yr. 4 mo.
304	25 yr.	4 mo.	14 yr. 2 mo.	30 yr. 5 mo.	45 yr. 8 mo.	60 yr. 10 mo.	121 yr. 8 mo.
305	25 yr.	5 mo.	14 yr. 2 mo.	30 yr. 6 mo.	45 yr. 9 mo.	61 yr. 0 mo.	122 yr. 0 mo.
306	25 yr.	6 mo.	14 yr. 3 mo.	30 yr. 7 mo.	45 yr. 11 mo.	61 yr. 2 mo.	122 yr. 4 mo.
307	25 yr.	7 mo.	14 yr. 3 mo.	30 yr. 8 mo.	46 yr. 0 mo.	61 yr. 4 mo.	122 yr. 8 mo.
308	25 yr.	8 mo.	14 yr. 4 mo.	30 yr. 10 mo.	46 yr. 3 mo.	61 yr. 8 mo.	123 yr. 4 mo.
309	25 yr.	9 mo.	14 yr. 5 mo.	30 yr. 11 mo.	46 yr. 5 mo.	61 yr. 10 mo.	123 yr. 8 mo.
310	25 yr.	10 mo.	14 yr. 5 mo.	31 yr. 0 mo.	46 yr. 6 mo.	62 yr. 0 mo.	124 yr. 0 mo.
311	25 yr.	11 mo.	14 yr. 6 mo.	31 yr. 1 mo.	46 yr. 8 mo.	62 yr. 2 mo.	124 yr. 4 mo.
312	26 yr.	0 mo.	14 yr. 6 mo.	31 yr. 2 mo.	46 yr. 9 mo.	62 yr. 4 mo.	124 yr. 8 mo.
313	26 yr.	1 mo.	14 yr. 7 mo.	31 yr. 4 mo.	47 yr. 0 mo.	62 yr. 8 mo.	125 yr. 4 mo.
314	26 yr.	2 mo.	14 yr. 7 mo.	31 yr. 5 mo.	47 yr. 2 mo.	62 yr. 10 mo.	125 yr. 8 mo.
315	26 yr.	3 mo.	14 yr. 8 mo.	31 yr. 6 mo.	47 yr. 3 mo.	63 yr. 0 mo.	126 yr. 0 mo.
316	26 yr.	4 mo.	14 yr. 8 mo.	31 yr. 7 mo.	47 yr. 5 mo.	63 yr. 2 mo.	126 yr. 4 mo.
317	26 yr.	5 mo.	14 yr. 9 mo.	31 yr. 8 mo.	47 yr. 6 mo.	63 yr. 4 mo.	126 yr. 8 mo.
318	26 yr.	6 mo.	14 yr. 10 mo.	31 yr. 10 mo.	47 yr. 9 mo.	63 yr. 8 mo.	127 yr. 4 mo.
319	26 yr.	7 mo.	14 yr. 10 mo.	31 yr. 11 mo.	47 yr. 11 mo.	63 yr. 10 mo.	127 yr. 8 mo.
320	26 yr.	8 mo.	14 yr. 11 mo.	32 yr. 0 mo.	48 yr. 0 mo.	64 yr. 0 mo.	128 yr. 0 mo.
321	26 yr.	9 mo.	14 yr. 11 mo.	32 yr. 1 mo.	48 yr. 2 mo.	64 yr. 2 mo.	128 yr. 4 mo.
322	26 yr.	10 mo.	15 yr. 0 mo.	32 yr. 2 mo.	48 yr. 3 mo.	64 yr. 4 mo.	128 yr. 8 mo.
323	26 yr.	11 mo.	15 yr. 0 mo.	32 yr. 4 mo.	48 yr. 6 mo.	64 yr. 8 mo.	129 yr. 4 mo.
324	27 yr.	0 mo.	15 yr. 1 mo.	32 yr. 5 mo.	48 yr. 8 mo.	64 yr. 10 mo.	129 yr. 8 mo.
325	27 yr.	1 mo.	15 yr. 2 mo.	32 yr. 6 mo.	48 yr. 9 mo.	65 yr. 0 mo.	130 yr. 0 mo.
326	27 yr.	2 mo.	15 yr. 2 mo.	32 yr. 7 mo.	48 yr. 11 mo.	65 yr. 2 mo.	130 yr. 4 mo.
327	27 yr.	3 mo.	15 yr. 3 mo.	32 yr. 8 mo.	49 yr. 0 mo.	65 yr. 4 mo.	130 yr. 8 mo.
328	27 yr.	4 mo.	15 yr. 3 mo.	32 yr. 10 mo.	49 yr. 3 mo.	65 yr. 8 mo.	131 yr. 4 mo.
329	27 yr.	5 mo.	15 yr. 4 mo.	32 yr. 11 mo.	49 yr. 5 mo.	65 yr. 10 mo.	131 yr. 8 mo.
330	27 yr.	6 mo.	15 yr. 4 mo.	33 yr. 0 mo.	49 yr. 6 mo.	66 yr. 0 mo.	132 yr. 0 mo.
331	27 yr.	7 mo.	15 yr. 5 mo.	33 yr. 1 mo.	49 yr. 8 mo.	66 yr. 2 mo.	132 yr. 4 mo.
332	27 yr.	8 mo.	15 yr. 5 mo.	33 yr. 2 mo.	49 yr. 9 mo.	66 yr. 4 mo.	132 yr. 8 mo.
333	27 yr.	9 mo.	15 yr. 6 mo.	33 yr. 4 mo.	50 yr. 0 mo.	66 yr. 8 mo.	133 yr. 4 mo.
334	27 yr.	10 mo.	15 yr. 7 mo.	33 yr. 5 mo.	50 yr. 2 mo.	66 yr. 10 mo.	133 yr. 8 mo.
335	27 yr.	11 mo.	15 yr. 7 mo.	33 yr. 6 mo.	50 yr. 3 mo.	67 yr. 0 mo.	134 yr. 0 mo.
336	28 yr.	0 mo.	15 yr. 8 mo.	33 yr. 7 mo.	50 yr. 5 mo.	67 yr. 2 mo.	134 yr. 4 mo.
337	28 yr.	1 mo.	15 yr. 8 mo.	33 yr. 8 mo.	50 yr. 6 mo.	67 yr. 4 mo.	134 yr. 8 mo.
338	28 yr.	2 mo.	15 yr. 9 mo.	33 yr. 10 mo.	50 yr. 9 mo.	67 yr. 8 mo.	135 yr. 4 mo.
339	28 yr.	3 mo.	15 yr. 9 mo.	33 yr. 11 mo.	50 yr. 11 mo.	67 yr. 10 mo.	135 yr. 8 mo.
340	28 yr.	4 mo.	15 yr. 10 mo.	34 yr. 0 mo.	51 yr. 0 mo.	68 yr. 0 mo.	136 yr. 0 mo.
341	28 yr.	5 mo.	15 yr. 10 mo.	34 yr. 1 mo.	51 yr. 2 mo.	68 yr. 2 mo.	136 yr. 4 mo.
342	28 yr.	6 mo.	15 yr. 11 mo.	34 yr. 2 mo.	51 yr. 3 mo.	68 yr. 4 mo.	136 yr. 8 mo.
343	28 yr.	7 mo.	16 yr. 0 mo.	34 yr. 4 mo.	51 yr. 6 mo.	68 yr. 8 mo.	137 yr. 4 mo.
344	28 yr.	8 mo.	16 yr. 0 mo.	34 yr. 5 mo.	51 yr. 8 mo.	68 yr. 10 mo.	137 yr. 8 mo.
345	28 yr.	9 mo.	16 yr. 1 mo.	34 yr. 6 mo.	51 yr. 9 mo.	69 yr. 0 mo.	138 yr. 0 mo.
346	28 yr.	10 mo.	16 yr. 1 mo.	34 yr. 7 mo.	51 yr. 11 mo.	69 yr. 2 mo.	138 yr. 4 mo.
347	28 yr.	11 mo.	16 yr. 2 mo.	34 yr. 8 mo.	52 yr. 0 mo.	69 yr. 4 mo.	138 yr. 8 mo.
348	29 yr.	0 mo.	16 yr. 2 mo.	34 yr. 10 mo.	52 yr. 3 mo.	69 yr. 8 mo.	139 yr. 4 mo.
349	29 yr.	1 mo.	16 yr. 3 mo.	34 yr. 11 mo.	52 yr. 5 mo.	69 yr. 10 mo.	139 yr. 8 mo.
350	29 yr.	2 mo.	16 yr. 4 mo.	35 yr. 0 mo.	52 yr. 6 mo.	70 yr. 0 mo.	140 yr. 0 mo.
351	29 yr.	3 mo.	16 yr. 4 mo.	35 yr. 1 mo.	52 yr. 8 mo.	70 yr. 2 mo.	140 yr. 4 mo.
352	29 yr.	4 mo.	16 yr. 5 mo.	35 yr. 2 mo.	52 yr. 9 mo.	70 yr. 4 mo.	140 yr. 8 mo.
353	29 yr.	5 mo.	16 yr. 5 mo.	35 yr. 4 mo.	53 yr. 0 mo.	70 yr. 8 mo.	141 yr. 4 mo.
354	29 yr.	6 mo.	16 yr. 6 mo.	35 yr. 5 mo.	53 yr. 2 mo.	70 yr. 10 mo.	141 yr. 8 mo.

❖ Forcible Rape, Forcible Sodomy, Object Sexual Penetration • Section C Recommendation Table

Score	Sentence Range Midpoint		Low	High	Level 3 High	Level 2 High	Level 1 High
355	29 yr.	7 mo.	16 yr. 6 mo.	35 yr. 6 mo.	53 yr. 3 mo.	71 yr. 0 mo.	142 yr. 0 mo.
356	29 yr.	8 mo.	16 yr. 7 mo.	35 yr. 7 mo.	53 yr. 5 mo.	71 yr. 2 mo.	142 yr. 4 mo.
357	29 yr.	9 mo.	16 yr. 7 mo.	35 yr. 8 mo.	53 yr. 6 mo.	71 yr. 4 mo.	142 yr. 8 mo.
358	29 yr.	10 mo.	16 yr. 8 mo.	35 yr. 10 mo.	53 yr. 9 mo.	71 yr. 8 mo.	143 yr. 4 mo.
359	29 yr.	11 mo.	16 yr. 9 mo.	35 yr. 11 mo.	53 yr. 11 mo.	71 yr. 10 mo.	143 yr. 8 mo.
360	30 yr.	0 mo.	16 yr. 9 mo.	36 yr. 0 mo.	54 yr. 0 mo.	72 yr. 0 mo.	144 yr. 0 mo.
361	30 yr.	1 mo.	16 yr. 10 mo.	36 yr. 1 mo.	54 yr. 2 mo.	72 yr. 2 mo.	144 yr. 4 mo.
362	30 yr.	2 mo.	16 yr. 10 mo.	36 yr. 2 mo.	54 yr. 3 mo.	72 yr. 4 mo.	144 yr. 8 mo.
363	30 yr.	3 mo.	16 yr. 11 mo.	36 yr. 4 mo.	54 yr. 6 mo.	72 yr. 8 mo.	145 yr. 4 mo.
364	30 yr.	4 mo.	16 yr. 11 mo.	36 yr. 5 mo.	54 yr. 8 mo.	72 yr. 10 mo.	145 yr. 8 mo.
365	30 yr.	5 mo.	17 yr. 0 mo.	36 yr. 6 mo.	54 yr. 9 mo.	73 yr. 0 mo.	146 yr. 0 mo.
366	30 yr.	6 mo.	17 yr. 0 mo.	36 yr. 7 mo.	54 yr. 11 mo.	73 yr. 2 mo.	146 yr. 4 mo.
367	30 yr.	7 mo.	17 yr. 1 mo.	36 yr. 8 mo.	55 yr. 0 mo.	73 yr. 4 mo.	146 yr. 8 mo.
368	30 yr.	8 mo.	17 yr. 2 mo.	36 yr. 10 mo.	55 yr. 3 mo.	73 yr. 8 mo.	147 yr. 4 mo.
369	30 yr.	9 mo.	17 yr. 2 mo.	36 yr. 11 mo.	55 yr. 5 mo.	73 yr. 10 mo.	147 yr. 8 mo.
370	30 yr.	10 mo.	17 yr. 3 mo.	37 yr. 0 mo.	55 yr. 6 mo.	74 yr. 0 mo.	148 yr. 0 mo.
371	30 yr.	11 mo.	17 yr. 3 mo.	37 yr. 1 mo.	55 yr. 8 mo.	74 yr. 2 mo.	148 yr. 4 mo.
372	31 yr.	0 mo.	17 yr. 4 mo.	37 yr. 2 mo.	55 yr. 9 mo.	74 yr. 4 mo.	148 yr. 8 mo.
373	31 yr.	1 mo.	17 yr. 4 mo.	37 yr. 4 mo.	56 yr. 0 mo.	74 yr. 8 mo.	149 yr. 4 mo.
374	31 yr.	2 mo.	17 yr. 5 mo.	37 yr. 5 mo.	56 yr. 2 mo.	74 yr. 10 mo.	149 yr. 8 mo.
375	31 yr.	3 mo.	17 yr. 6 mo.	37 yr. 6 mo.	56 yr. 3 mo.	75 yr. 0 mo.	150 yr. 0 mo.
376	31 yr.	4 mo.	17 yr. 6 mo.	37 yr. 7 mo.	56 yr. 5 mo.	75 yr. 2 mo.	150 yr. 4 mo.
377	31 yr.	5 mo.	17 yr. 7 mo.	37 yr. 8 mo.	56 yr. 6 mo.	75 yr. 4 mo.	150 yr. 8 mo.
378	31 yr.	6 mo.	17 yr. 7 mo.	37 yr. 10 mo.	56 yr. 9 mo.	75 yr. 8 mo.	151 yr. 4 mo.
379	31 yr.	7 mo.	17 yr. 8 mo.	37 yr. 11 mo.	56 yr. 11 mo.	75 yr. 10 mo.	151 yr. 8 mo.
380	31 yr.	8 mo.	17 yr. 8 mo.	38 yr. 0 mo.	57 yr. 0 mo.	76 yr. 0 mo.	152 yr. 0 mo.
381	31 yr.	9 mo.	17 yr. 9 mo.	38 yr. 1 mo.	57 yr. 2 mo.	76 yr. 2 mo.	152 yr. 4 mo.
382	31 yr.	10 mo.	17 yr. 9 mo.	38 yr. 2 mo.	57 yr. 3 mo.	76 yr. 4 mo.	152 yr. 8 mo.
383	31 yr.	11 mo.	17 yr. 10 mo.	38 yr. 4 mo.	57 yr. 6 mo.	76 yr. 8 mo.	153 yr. 4 mo.
384	32 yr.	0 mo.	17 yr. 11 mo.	38 yr. 5 mo.	57 yr. 8 mo.	76 yr. 10 mo.	153 yr. 8 mo.
385	32 yr.	1 mo.	17 yr. 11 mo.	38 yr. 6 mo.	57 yr. 9 mo.	77 yr. 0 mo.	154 yr. 0 mo.
386	32 yr.	2 mo.	18 yr. 0 mo.	38 yr. 7 mo.	57 yr. 11 mo.	77 yr. 2 mo.	154 yr. 4 mo.
387	32 yr.	3 mo.	18 yr. 1 mo.	38 yr. 8 mo.	58 yr. 0 mo.	77 yr. 4 mo.	154 yr. 8 mo.
388	32 yr.	4 mo.	18 yr. 2 mo.	38 yr. 10 mo.	58 yr. 3 mo.	77 yr. 8 mo.	155 yr. 4 mo.
389	32 yr.	5 mo.	18 yr. 4 mo.	38 yr. 11 mo.	58 yr. 5 mo.	77 yr. 10 mo.	155 yr. 8 mo.
390	32 yr.	6 mo.	18 yr. 6 mo.	39 yr. 0 mo.	58 yr. 6 mo.	78 yr. 0 mo.	156 yr. 0 mo.
391	32 yr.	7 mo.	18 yr. 8 mo.	39 yr. 1 mo.	58 yr. 8 mo.	78 yr. 2 mo.	156 yr. 4 mo.
392	32 yr.	8 mo.	18 yr. 10 mo.	39 yr. 2 mo.	58 yr. 9 mo.	78 yr. 4 mo.	156 yr. 8 mo.
393	32 yr.	9 mo.	19 yr. 1 mo.	39 yr. 4 mo.	59 yr. 0 mo.	78 yr. 8 mo.	157 yr. 4 mo.
394	32 yr.	10 mo.	19 yr. 4 mo.	39 yr. 5 mo.	59 yr. 2 mo.	78 yr. 10 mo.	157 yr. 8 mo.
395	32 yr.	11 mo.	19 yr. 7 mo.	39 yr. 6 mo.	59 yr. 3 mo.	79 yr. 0 mo.	158 yr. 0 mo.
396	33 yr.	0 mo.	19 yr. 10 mo.	39 yr. 7 mo.	59 yr. 5 mo.	79 yr. 2 mo.	158 yr. 4 mo.
397	33 yr.	1 mo.	20 yr. 1 mo.	39 yr. 8 mo.	59 yr. 6 mo.	79 yr. 4 mo.	158 yr. 8 mo.
398	33 yr.	2 mo.	20 yr. 5 mo.	39 yr. 10 mo.	59 yr. 9 mo.	79 yr. 8 mo.	159 yr. 4 mo.
399	33 yr.	3 mo.	20 yr. 9 mo.	39 yr. 11 mo.	59 yr. 11 mo.	79 yr. 10 mo.	159 yr. 8 mo.
400	33 yr.	4 mo.	21 yr. 2 mo.	40 yr. 0 mo.	60 yr. 0 mo.	80 yr. 0 mo.	160 yr. 0 mo.
401	33 yr.	5 mo.	21 yr. 7 mo.	40 yr. 1 mo.	60 yr. 2 mo.	80 yr. 2 mo.	160 yr. 4 mo.
402	33 yr.	6 mo.	21 yr. 11 mo.	40 yr. 2 mo.	60 yr. 3 mo.	80 yr. 4 mo.	160 yr. 8 mo.
403	33 yr.	7 mo.	22 yr. 3 mo.	40 yr. 4 mo.	60 yr. 6 mo.	80 yr. 8 mo.	161 yr. 4 mo.
404	33 yr.	8 mo.	22 yr. 7 mo.	40 yr. 5 mo.	60 yr. 8 mo.	80 yr. 10 mo.	161 yr. 8 mo.
405	33 yr.	9 mo.	22 yr. 11 mo.	40 yr. 6 mo.	60 yr. 9 mo.	81 yr. 0 mo.	162 yr. 0 mo.
406	33 yr.	10 mo.	23 yr. 4 mo.	40 yr. 7 mo.	60 yr. 11 mo.	81 yr. 2 mo.	162 yr. 4 mo.
407	33 yr.	11 mo.	23 yr. 9 mo.	40 yr. 8 mo.	61 yr. 0 mo.	81 yr. 4 mo.	162 yr. 8 mo.
408	34 yr.	0 mo.	24 yr. 2 mo.	40 yr. 10 mo.	61 yr. 3 mo.	81 yr. 8 mo.	163 yr. 4 mo.
409	34 yr.	1 mo.	24 yr. 7 mo.	40 yr. 11 mo.	61 yr. 5 mo.	81 yr. 10 mo.	163 yr. 8 mo.
410	34 yr.	2 mo.	24 yr. 11 mo.	41 yr. 0 mo.	61 yr. 6 mo.	82 yr. 0 mo.	164 yr. 0 mo.
411	34 yr.	3 mo.	25 yr. 3 mo.	41 yr. 1 mo.	61 yr. 8 mo.	82 yr. 2 mo.	164 yr. 4 mo.
412	34 yr.	4 mo.	25 yr. 6 mo.	41 yr. 2 mo.	61 yr. 9 mo.	82 yr. 4 mo.	164 yr. 8 mo.

Score	Sentence Range Midpoint			Low	High	Level 3 High	Level 2 High	Level 1 High
413	34 yr.	5 mo.		25 yr. 8 mo.	41 yr. 4 mo.	62 yr. 0 mo.	82 yr. 8 mo.	165 yr. 4 mo.
414	34 yr.	6 mo.		25 yr. 10 mo.	41 yr. 5 mo.	62 yr. 2 mo.	82 yr. 10 mo.	165 yr. 8 mo.
415	34 yr.	7 mo.		25 yr. 11 mo.	41 yr. 6 mo.	62 yr. 3 mo.	83 yr. 0 mo.	166 yr. 0 mo.
416	34 yr.	8 mo.		26 yr. 0 mo.	41 yr. 7 mo.	62 yr. 5 mo.	83 yr. 2 mo.	166 yr. 4 mo.
417	34 yr.	9 mo.		26 yr. 1 mo.	41 yr. 8 mo.	62 yr. 6 mo.	83 yr. 4 mo.	166 yr. 8 mo.
418	34 yr.	10 mo.		26 yr. 2 mo.	41 yr. 10 mo.	62 yr. 9 mo.	83 yr. 8 mo.	167 yr. 4 mo.
419	34 yr.	11 mo.		26 yr. 2 mo.	41 yr. 11 mo.	62 yr. 11 mo.	83 yr. 10 mo.	167 yr. 8 mo.
420	35 yr.	0 mo.		26 yr. 3 mo.	42 yr. 0 mo.	63 yr. 0 mo.	84 yr. 0 mo.	168 yr. 0 mo.
421	35 yr.	1 mo.		26 yr. 4 mo.	42 yr. 1 mo.	63 yr. 2 mo.	84 yr. 2 mo.	168 yr. 4 mo.
422	35 yr.	2 mo.		26 yr. 5 mo.	42 yr. 2 mo.	63 yr. 3 mo.	84 yr. 4 mo.	168 yr. 8 mo.
423	35 yr.	3 mo.		26 yr. 5 mo.	42 yr. 4 mo.	63 yr. 6 mo.	84 yr. 8 mo.	169 yr. 4 mo.
424	35 yr.	4 mo.		26 yr. 6 mo.	42 yr. 5 mo.	63 yr. 8 mo.	84 yr. 10 mo.	169 yr. 8 mo.
425	35 yr.	5 mo.		26 yr. 7 mo.	42 yr. 6 mo.	63 yr. 9 mo.	85 yr. 0 mo.	170 yr. 0 mo.
426	35 yr.	6 mo.		26 yr. 8 mo.	42 yr. 7 mo.	63 yr. 11 mo.	85 yr. 2 mo.	170 yr. 4 mo.
427	35 yr.	7 mo.		26 yr. 8 mo.	42 yr. 8 mo.	64 yr. 0 mo.	85 yr. 4 mo.	170 yr. 8 mo.
428	35 yr.	8 mo.		26 yr. 9 mo.	42 yr. 10 mo.	64 yr. 3 mo.	85 yr. 8 mo.	171 yr. 4 mo.
429	35 yr.	9 mo.		26 yr. 10 mo.	42 yr. 11 mo.	64 yr. 5 mo.	85 yr. 10 mo.	171 yr. 8 mo.
430	35 yr.	10 mo.		26 yr. 11 mo.	43 yr. 0 mo.	64 yr. 6 mo.	86 yr. 0 mo.	172 yr. 0 mo.
431	35 yr.	11 mo.		26 yr. 11 mo.	43 yr. 1 mo.	64 yr. 8 mo.	86 yr. 2 mo.	172 yr. 4 mo.
432	36 yr.	0 mo.		27 yr. 0 mo.	43 yr. 2 mo.	64 yr. 9 mo.	86 yr. 4 mo.	172 yr. 8 mo.
433	36 yr.	1 mo.		27 yr. 1 mo.	43 yr. 4 mo.	65 yr. 0 mo.	86 yr. 8 mo.	173 yr. 4 mo.
434	36 yr.	2 mo.		27 yr. 2 mo.	43 yr. 5 mo.	65 yr. 2 mo.	86 yr. 10 mo.	173 yr. 8 mo.
435	36 yr.	3 mo.		27 yr. 2 mo.	43 yr. 6 mo.	65 yr. 3 mo.	87 yr. 0 mo.	174 yr. 0 mo.
436	36 yr.	4 mo.		27 yr. 3 mo.	43 yr. 7 mo.	65 yr. 5 mo.	87 yr. 2 mo.	174 yr. 4 mo.
437	36 yr.	5 mo.		27 yr. 4 mo.	43 yr. 8 mo.	65 yr. 6 mo.	87 yr. 4 mo.	174 yr. 8 mo.
438	36 yr.	6 mo.		27 yr. 5 mo.	43 yr. 10 mo.	65 yr. 9 mo.	87 yr. 8 mo.	175 yr. 4 mo.
439	36 yr.	7 mo.		27 yr. 5 mo.	43 yr. 11 mo.	65 yr. 11 mo.	87 yr. 10 mo.	175 yr. 8 mo.
440	36 yr.	8 mo.		27 yr. 6 mo.	44 yr. 0 mo.	66 yr. 0 mo.	88 yr. 0 mo.	176 yr. 0 mo.
441	36 yr.	9 mo.		27 yr. 7 mo.	44 yr. 1 mo.	66 yr. 2 mo.	88 yr. 2 mo.	176 yr. 4 mo.
442	36 yr.	10 mo.		27 yr. 8 mo.	44 yr. 2 mo.	66 yr. 3 mo.	88 yr. 4 mo.	176 yr. 8 mo.
443	36 yr.	11 mo.		27 yr. 8 mo.	44 yr. 4 mo.	66 yr. 6 mo.	88 yr. 8 mo.	177 yr. 4 mo.
444	37 yr.	0 mo.		27 yr. 9 mo.	44 yr. 5 mo.	66 yr. 8 mo.	88 yr. 10 mo.	177 yr. 8 mo.
445	37 yr.	1 mo.		27 yr. 10 mo.	44 yr. 6 mo.	66 yr. 9 mo.	89 yr. 0 mo.	178 yr. 0 mo.
446	37 yr.	2 mo.		27 yr. 11 mo.	44 yr. 7 mo.	66 yr. 11 mo.	89 yr. 2 mo.	178 yr. 4 mo.
447	37 yr.	3 mo.		27 yr. 11 mo.	44 yr. 8 mo.	67 yr. 0 mo.	89 yr. 4 mo.	178 yr. 8 mo.
448	37 yr.	4 mo.		28 yr. 0 mo.	44 yr. 10 mo.	67 yr. 3 mo.	89 yr. 8 mo.	179 yr. 4 mo.
449	37 yr.	5 mo.		28 yr. 1 mo.	44 yr. 11 mo.	67 yr. 5 mo.	89 yr. 10 mo.	179 yr. 8 mo.
450	37 yr.	6 mo.		28 yr. 2 mo.	45 yr. 0 mo.	67 yr. 6 mo.	90 yr. 0 mo.	180 yr. 0 mo.
451	37 yr.	7 mo.		28 yr. 2 mo.	45 yr. 1 mo.	67 yr. 8 mo.	90 yr. 2 mo.	180 yr. 4 mo.
452	37 yr.	8 mo.		28 yr. 3 mo.	45 yr. 2 mo.	67 yr. 9 mo.	90 yr. 4 mo.	180 yr. 8 mo.
453	37 yr.	9 mo.		28 yr. 4 mo.	45 yr. 4 mo.	68 yr. 0 mo.	90 yr. 8 mo.	181 yr. 4 mo.
454	37 yr.	10 mo.		28 yr. 5 mo.	45 yr. 5 mo.	68 yr. 2 mo.	90 yr. 10 mo.	181 yr. 8 mo.
455	37 yr.	11 mo.		28 yr. 5 mo.	45 yr. 6 mo.	68 yr. 3 mo.	91 yr. 0 mo.	182 yr. 0 mo.
456	38 yr.	0 mo.		28 yr. 6 mo.	45 yr. 7 mo.	68 yr. 5 mo.	91 yr. 2 mo.	182 yr. 4 mo.
457	38 yr.	1 mo.		28 yr. 7 mo.	45 yr. 8 mo.	68 yr. 6 mo.	91 yr. 4 mo.	182 yr. 8 mo.
458	38 yr.	2 mo.		28 yr. 8 mo.	45 yr. 10 mo.	68 yr. 9 mo.	91 yr. 8 mo.	183 yr. 4 mo.
459	38 yr.	3 mo.		28 yr. 8 mo.	45 yr. 11 mo.	68 yr. 11 mo.	91 yr. 10 mo.	183 yr. 8 mo.
460	38 yr.	4 mo.		28 yr. 9 mo.	46 yr. 0 mo.	69 yr. 0 mo.	92 yr. 0 mo.	184 yr. 0 mo.
461	38 yr.	5 mo.		28 yr. 10 mo.	46 yr. 1 mo.	69 yr. 2 mo.	92 yr. 2 mo.	184 yr. 4 mo.
462	38 yr.	6 mo.		28 yr. 11 mo.	46 yr. 2 mo.	69 yr. 3 mo.	92 yr. 4 mo.	184 yr. 8 mo.
463	38 yr.	7 mo.		28 yr. 11 mo.	46 yr. 4 mo.	69 yr. 6 mo.	92 yr. 8 mo.	185 yr. 4 mo.
464	38 yr.	8 mo.		29 yr. 0 mo.	46 yr. 5 mo.	69 yr. 8 mo.	92 yr. 10 mo.	185 yr. 8 mo.
465	38 yr.	9 mo.		29 yr. 1 mo.	46 yr. 6 mo.	69 yr. 9 mo.	93 yr. 0 mo.	186 yr. 0 mo.
466	38 yr.	10 mo.		29 yr. 2 mo.	46 yr. 7 mo.	69 yr. 11 mo.	93 yr. 2 mo.	186 yr. 4 mo.
467	38 yr.	11 mo.		29 yr. 2 mo.	46 yr. 8 mo.	70 yr. 0 mo.	93 yr. 4 mo.	186 yr. 8 mo.
468	39 yr.	0 mo.		29 yr. 3 mo.	46 yr. 10 mo.	70 yr. 3 mo.	93 yr. 8 mo.	187 yr. 4 mo.
469	39 yr.	1 mo.		29 yr. 4 mo.	46 yr. 11 mo.	70 yr. 5 mo.	93 yr. 10 mo.	187 yr. 8 mo.
470	39 yr.	2 mo.		29 yr. 5 mo.	47 yr. 0 mo.	70 yr. 6 mo.	94 yr. 0 mo.	188 yr. 0 mo.

❖ Forcible Rape, Forcible Sodomy, Object Sexual Penetration • Section C Recommendation Table

Score	Sentence Range Midpoint			Low		High		Level 3 High	Level 2 High	Level 1 High
471	39 yr.	3 mo.		29 yr.	5 mo.	47 yr.	1 mo.	70 yr. 8 mo.	94 yr. 2 mo.	188 yr. 4 mo.
472	39 yr.	4 mo.		29 yr.	6 mo.	47 yr.	2 mo.	70 yr. 9 mo.	94 yr. 4 mo.	188 yr. 8 mo.
473	39 yr.	5 mo.		29 yr.	7 mo.	47 yr.	4 mo.	71 yr. 0 mo.	94 yr. 8 mo.	189 yr. 4 mo.
474	39 yr.	6 mo.		29 yr.	8 mo.	47 yr.	5 mo.	71 yr. 2 mo.	94 yr. 10 mo.	189 yr. 8 mo.
475	39 yr.	7 mo.		29 yr.	8 mo.	47 yr.	6 mo.	71 yr. 3 mo.	95 yr. 0 mo.	190 yr. 0 mo.
476	39 yr.	8 mo.		29 yr.	9 mo.	47 yr.	7 mo.	71 yr. 5 mo.	95 yr. 2 mo.	190 yr. 4 mo.
477	39 yr.	9 mo.		29 yr.	10 mo.	47 yr.	8 mo.	71 yr. 6 mo.	95 yr. 4 mo.	190 yr. 8 mo.
478	39 yr.	10 mo.		29 yr.	11 mo.	47 yr.	10 mo.	71 yr. 9 mo.	95 yr. 8 mo.	191 yr. 4 mo.
479	39 yr.	11 mo.		29 yr.	11 mo.	47 yr.	11 mo.	71 yr. 11 mo.	95 yr. 10 mo.	191 yr. 8 mo.
480	40 yr.	0 mo.		30 yr.	0 mo.	48 yr.	0 mo.	72 yr. 0 mo.	96 yr. 0 mo.	192 yr. 0 mo.
481	40 yr.	1 mo.		30 yr.	1 mo.	48 yr.	1 mo.	72 yr. 2 mo.	96 yr. 2 mo.	192 yr. 4 mo.
482	40 yr.	2 mo.		30 yr.	2 mo.	48 yr.	2 mo.	72 yr. 3 mo.	96 yr. 4 mo.	192 yr. 8 mo.
483	40 yr.	3 mo.		30 yr.	2 mo.	48 yr.	4 mo.	72 yr. 6 mo.	96 yr. 8 mo.	193 yr. 4 mo.
484	40 yr.	4 mo.		30 yr.	3 mo.	48 yr.	5 mo.	72 yr. 8 mo.	96 yr. 10 mo.	193 yr. 8 mo.
485	40 yr.	5 mo.		30 yr.	4 mo.	48 yr.	6 mo.	72 yr. 9 mo.	97 yr. 0 mo.	194 yr. 0 mo.
486	40 yr.	6 mo.		30 yr.	5 mo.	48 yr.	7 mo.	72 yr. 11 mo.	97 yr. 2 mo.	194 yr. 4 mo.
487	40 yr.	7 mo.		30 yr.	5 mo.	48 yr.	8 mo.	73 yr. 0 mo.	97 yr. 4 mo.	194 yr. 8 mo.
488	40 yr.	8 mo.		30 yr.	6 mo.	48 yr.	10 mo.	73 yr. 3 mo.	97 yr. 8 mo.	195 yr. 4 mo.
489	40 yr.	9 mo.		30 yr.	7 mo.	48 yr.	11 mo.	73 yr. 5 mo.	97 yr. 10 mo.	195 yr. 8 mo.
490	40 yr.	10 mo.		30 yr.	8 mo.	49 yr.	0 mo.	73 yr. 6 mo.	98 yr. 0 mo.	196 yr. 0 mo.
491	40 yr.	11 mo.		30 yr.	8 mo.	49 yr.	1 mo.	73 yr. 8 mo.	98 yr. 2 mo.	196 yr. 4 mo.
492	41 yr.	0 mo.		30 yr.	9 mo.	49 yr.	2 mo.	73 yr. 9 mo.	98 yr. 4 mo.	196 yr. 8 mo.
493	41 yr.	1 mo.		30 yr.	10 mo.	49 yr.	4 mo.	74 yr. 0 mo.	98 yr. 8 mo.	197 yr. 4 mo.
494	41 yr.	2 mo.		30 yr.	11 mo.	49 yr.	5 mo.	74 yr. 2 mo.	98 yr. 10 mo.	197 yr. 8 mo.
495	41 yr.	3 mo.		30 yr.	11 mo.	49 yr.	6 mo.	74 yr. 3 mo.	99 yr. 0 mo.	198 yr. 0 mo.
496	41 yr.	4 mo.		31 yr.	0 mo.	49 yr.	7 mo.	74 yr. 5 mo.	99 yr. 2 mo.	198 yr. 4 mo.
497	41 yr.	5 mo.		31 yr.	1 mo.	49 yr.	8 mo.	74 yr. 6 mo.	99 yr. 4 mo.	198 yr. 8 mo.
498	41 yr.	6 mo.		31 yr.	2 mo.	49 yr.	10 mo.	74 yr. 9 mo.	99 yr. 8 mo.	199 yr. 4 mo.
499	41 yr.	7 mo.		31 yr.	2 mo.	49 yr.	11 mo.	74 yr. 11 mo.	99 yr. 10 mo.	199 yr. 8 mo.
500	41 yr.	8 mo.		31 yr.	3 mo.	50 yr.	0 mo.	75 yr. 0 mo.	100 yr. 0 mo.	200 yr. 0 mo.
501	41 yr.	9 mo.		31 yr.	4 mo.	50 yr.	1 mo.	75 yr. 2 mo.	100 yr. 2 mo.	200 yr. 4 mo.
502	41 yr.	10 mo.		31 yr.	5 mo.	50 yr.	2 mo.	75 yr. 3 mo.	100 yr. 4 mo.	200 yr. 8 mo.
503	41 yr.	11 mo.		31 yr.	5 mo.	50 yr.	4 mo.	75 yr. 6 mo.	100 yr. 8 mo.	201 yr. 4 mo.
504	42 yr.	0 mo.		31 yr.	6 mo.	50 yr.	5 mo.	75 yr. 8 mo.	100 yr. 10 mo.	201 yr. 8 mo.
505	42 yr.	1 mo.		31 yr.	7 mo.	50 yr.	6 mo.	75 yr. 9 mo.	101 yr. 0 mo.	202 yr. 0 mo.
506	42 yr.	2 mo.		31 yr.	8 mo.	50 yr.	7 mo.	75 yr. 11 mo.	101 yr. 2 mo.	202 yr. 4 mo.
507	42 yr.	3 mo.		31 yr.	8 mo.	50 yr.	8 mo.	76 yr. 0 mo.	101 yr. 4 mo.	202 yr. 8 mo.
508	42 yr.	4 mo.		31 yr.	9 mo.	50 yr.	10 mo.	76 yr. 3 mo.	101 yr. 8 mo.	203 yr. 4 mo.
509	42 yr.	5 mo.		31 yr.	10 mo.	50 yr.	11 mo.	76 yr. 5 mo.	101 yr. 10 mo.	203 yr. 8 mo.
510	42 yr.	6 mo.		31 yr.	11 mo.	51 yr.	0 mo.	76 yr. 6 mo.	102 yr. 0 mo.	204 yr. 0 mo.
511	42 yr.	7 mo.		31 yr.	11 mo.	51 yr.	1 mo.	76 yr. 8 mo.	102 yr. 2 mo.	204 yr. 4 mo.
512	42 yr.	8 mo.		32 yr.	0 mo.	51 yr.	2 mo.	76 yr. 9 mo.	102 yr. 4 mo.	204 yr. 8 mo.
513	42 yr.	9 mo.		32 yr.	1 mo.	51 yr.	4 mo.	77 yr. 0 mo.	102 yr. 8 mo.	205 yr. 4 mo.
514	42 yr.	10 mo.		32 yr.	2 mo.	51 yr.	5 mo.	77 yr. 2 mo.	102 yr. 10 mo.	205 yr. 8 mo.
515	42 yr.	11 mo.		32 yr.	2 mo.	51 yr.	6 mo.	77 yr. 3 mo.	103 yr. 0 mo.	206 yr. 0 mo.
516	43 yr.	0 mo.		32 yr.	3 mo.	51 yr.	7 mo.	77 yr. 5 mo.	103 yr. 2 mo.	206 yr. 4 mo.
517	43 yr.	1 mo.		32 yr.	4 mo.	51 yr.	8 mo.	77 yr. 6 mo.	103 yr. 4 mo.	206 yr. 8 mo.
518	43 yr.	2 mo.		32 yr.	5 mo.	51 yr.	10 mo.	77 yr. 9 mo.	103 yr. 8 mo.	207 yr. 4 mo.
519	43 yr.	3 mo.		32 yr.	5 mo.	51 yr.	11 mo.	77 yr. 11 mo.	103 yr. 10 mo.	207 yr. 8 mo.
520	43 yr.	4 mo.		32 yr.	6 mo.	52 yr.	0 mo.	78 yr. 0 mo.	104 yr. 0 mo.	208 yr. 0 mo.
521	43 yr.	5 mo.		32 yr.	7 mo.	52 yr.	1 mo.	78 yr. 2 mo.	104 yr. 2 mo.	208 yr. 4 mo.
522	43 yr.	6 mo.		32 yr.	8 mo.	52 yr.	2 mo.	78 yr. 3 mo.	104 yr. 4 mo.	208 yr. 8 mo.
523	43 yr.	7 mo.		32 yr.	8 mo.	52 yr.	4 mo.	78 yr. 6 mo.	104 yr. 8 mo.	209 yr. 4 mo.
524	43 yr.	8 mo.		32 yr.	9 mo.	52 yr.	5 mo.	78 yr. 8 mo.	104 yr. 10 mo.	209 yr. 8 mo.
525	43 yr.	9 mo.		32 yr.	10 mo.	52 yr.	6 mo.	78 yr. 9 mo.	105 yr. 0 mo.	210 yr. 0 mo.
526	43 yr.	10 mo.		32 yr.	11 mo.	52 yr.	7 mo.	78 yr. 11 mo.	105 yr. 2 mo.	210 yr. 4 mo.
527	43 yr.	11 mo.		32 yr.	11 mo.	52 yr.	8 mo.	79 yr. 0 mo.	105 yr. 4 mo.	210 yr. 8 mo.
528	44 yr.	0 mo.		33 yr.	0 mo.	52 yr.	10 mo.	79 yr. 3 mo.	105 yr. 8 mo.	211 yr. 4 mo.

Score	Sentence Range						Level 3		Level 2		Level 1	
	Midpoint		Low		High		High		High		High	
529	44 yr.	1 mo.	33 yr.	1 mo.	52 yr.	11 mo.	79 yr.	5 mo.	105 yr.	10 mo.	211 yr.	8 mo.
530	44 yr.	2 mo.	33 yr.	2 mo.	53 yr.	0 mo.	79 yr.	6 mo.	106 yr.	0 mo.	212 yr.	0 mo.
531	44 yr.	3 mo.	33 yr.	2 mo.	53 yr.	1 mo.	79 yr.	8 mo.	106 yr.	2 mo.	212 yr.	4 mo.
532	44 yr.	4 mo.	33 yr.	3 mo.	53 yr.	2 mo.	79 yr.	9 mo.	106 yr.	4 mo.	212 yr.	8 mo.
533	44 yr.	5 mo.	33 yr.	4 mo.	53 yr.	4 mo.	80 yr.	0 mo.	106 yr.	8 mo.	213 yr.	4 mo.
534	44 yr.	6 mo.	33 yr.	5 mo.	53 yr.	5 mo.	80 yr.	2 mo.	106 yr.	10 mo.	213 yr.	8 mo.
535	44 yr.	7 mo.	33 yr.	5 mo.	53 yr.	6 mo.	80 yr.	3 mo.	107 yr.	0 mo.	214 yr.	0 mo.
536	44 yr.	8 mo.	33 yr.	6 mo.	53 yr.	7 mo.	80 yr.	5 mo.	107 yr.	2 mo.	214 yr.	4 mo.
537	44 yr.	9 mo.	33 yr.	7 mo.	53 yr.	8 mo.	80 yr.	6 mo.	107 yr.	4 mo.	214 yr.	8 mo.
538	44 yr.	10 mo.	33 yr.	8 mo.	53 yr.	10 mo.	80 yr.	9 mo.	107 yr.	8 mo.	215 yr.	4 mo.
539	44 yr.	11 mo.	33 yr.	8 mo.	53 yr.	11 mo.	80 yr.	11 mo.	107 yr.	10 mo.	215 yr.	8 mo.
540	45 yr.	0 mo.	33 yr.	9 mo.	54 yr.	0 mo.	81 yr.	0 mo.	108 yr.	0 mo.	216 yr.	0 mo.
541	45 yr.	1 mo.	33 yr.	10 mo.	54 yr.	1 mo.	81 yr.	2 mo.	108 yr.	2 mo.	216 yr.	4 mo.
542	45 yr.	2 mo.	33 yr.	11 mo.	54 yr.	2 mo.	81 yr.	3 mo.	108 yr.	4 mo.	216 yr.	8 mo.
543	45 yr.	3 mo.	33 yr.	11 mo.	54 yr.	4 mo.	81 yr.	6 mo.	108 yr.	8 mo.	217 yr.	4 mo.
544	45 yr.	4 mo.	34 yr.	0 mo.	54 yr.	5 mo.	81 yr.	8 mo.	108 yr.	10 mo.	217 yr.	8 mo.
545	45 yr.	5 mo.	34 yr.	1 mo.	54 yr.	6 mo.	81 yr.	9 mo.	109 yr.	0 mo.	218 yr.	0 mo.
546	45 yr.	6 mo.	34 yr.	2 mo.	54 yr.	7 mo.	81 yr.	11 mo.	109 yr.	2 mo.	218 yr.	4 mo.
547	45 yr.	7 mo.	34 yr.	2 mo.	54 yr.	8 mo.	82 yr.	0 mo.	109 yr.	4 mo.	218 yr.	8 mo.
548	45 yr.	8 mo.	34 yr.	3 mo.	54 yr.	10 mo.	82 yr.	3 mo.	109 yr.	8 mo.	219 yr.	4 mo.
549	45 yr.	9 mo.	34 yr.	4 mo.	54 yr.	11 mo.	82 yr.	5 mo.	109 yr.	10 mo.	219 yr.	8 mo.
550	45 yr.	10 mo.	34 yr.	5 mo.	55 yr.	0 mo.	82 yr.	6 mo.	110 yr.	0 mo.	220 yr.	0 mo.
551	45 yr.	11 mo.	34 yr.	5 mo.	55 yr.	1 mo.	82 yr.	8 mo.	110 yr.	2 mo.	220 yr.	4 mo.
552	46 yr.	0.0 mo.	34 yr.	6 mo.	55 yr.	2 mo.	82 yr.	9 mo.	110 yr.	4 mo.	220 yr.	8 mo.
553	46 yr.	1 mo.	34 yr.	7 mo.	55 yr.	4 mo.	83 yr.	0 mo.	110 yr.	8 mo.	221 yr.	4 mo.
554	46 yr.	2 mo.	34 yr.	8 mo.	55 yr.	5 mo.	83 yr.	2 mo.	110 yr.	10 mo.	221 yr.	8 mo.
555	46 yr.	3 mo.	34 yr.	8 mo.	55 yr.	6 mo.	83 yr.	3 mo.	111 yr.	0 mo.	222 yr.	0 mo.
556	46 yr.	4 mo.	34 yr.	9 mo.	55 yr.	7 mo.	83 yr.	5 mo.	111 yr.	2 mo.	222 yr.	4 mo.
557	46 yr.	5 mo.	34 yr.	10 mo.	55 yr.	8 mo.	83 yr.	6 mo.	111 yr.	4 mo.	222 yr.	8 mo.
558	46 yr.	6 mo.	34 yr.	11 mo.	55 yr.	10 mo.	83 yr.	9 mo.	111 yr.	8 mo.	223 yr.	4 mo.
559	46 yr.	7 mo.	34 yr.	11 mo.	55 yr.	11 mo.	83 yr.	11 mo.	111 yr.	10 mo.	223 yr.	8 mo.
560	46 yr.	8 mo.	35 yr.	0 mo.	56 yr.	0 mo.	84 yr.	0 mo.	112 yr.	0 mo.	224 yr.	0 mo.
561	46 yr.	9 mo.	35 yr.	1 mo.	56 yr.	1 mo.	84 yr.	2 mo.	112 yr.	2 mo.	224 yr.	4 mo.
562	46 yr.	10 mo.	35 yr.	2 mo.	56 yr.	2 mo.	84 yr.	3 mo.	112 yr.	4 mo.	224 yr.	8 mo.
563	46 yr.	11 mo.	35 yr.	2 mo.	56 yr.	4 mo.	84 yr.	6 mo.	112 yr.	8 mo.	225 yr.	4 mo.
564	47 yr.	0 mo.	35 yr.	3 mo.	56 yr.	5 mo.	84 yr.	8 mo.	112 yr.	10 mo.	225 yr.	8 mo.
565	47 yr.	1 mo.	35 yr.	4 mo.	56 yr.	6 mo.	84 yr.	9 mo.	113 yr.	0 mo.	226 yr.	0 mo.
566	47 yr.	2 mo.	35 yr.	5 mo.	56 yr.	7 mo.	84 yr.	11 mo.	113 yr.	2 mo.	226 yr.	4 mo.
567	47 yr.	3 mo.	35 yr.	5 mo.	56 yr.	8 mo.	85 yr.	0 mo.	113 yr.	4 mo.	226 yr.	8 mo.
568	47 yr.	4 mo.	35 yr.	6 mo.	56 yr.	10 mo.	85 yr.	3 mo.	113 yr.	8 mo.	227 yr.	4 mo.
569	47 yr.	5 mo.	35 yr.	7 mo.	56 yr.	11 mo.	85 yr.	5 mo.	113 yr.	10 mo.	227 yr.	8 mo.
570	47 yr.	6 mo.	35 yr.	8 mo.	57 yr.	0 mo.	85 yr.	6 mo.	114 yr.	0 mo.	228 yr.	0 mo.
571	47 yr.	7 mo.	35 yr.	8 mo.	57 yr.	1 mo.	85 yr.	8 mo.	114 yr.	2 mo.	228 yr.	4 mo.
572	47 yr.	8 mo.	35 yr.	9 mo.	57 yr.	2 mo.	85 yr.	9 mo.	114 yr.	4 mo.	228 yr.	8 mo.
573	47 yr.	9 mo.	35 yr.	10 mo.	57 yr.	4 mo.	86 yr.	0 mo.	114 yr.	8 mo.	229 yr.	4 mo.
574	47 yr.	10 mo.	35 yr.	11 mo.	57 yr.	5 mo.	86 yr.	2 mo.	114 yr.	10 mo.	229 yr.	8 mo.
575	47 yr.	11 mo.	35 yr.	11 mo.	57 yr.	6 mo.	86 yr.	3 mo.	115 yr.	0 mo.	230 yr.	0 mo.
576	48 yr.	0 mo.	36 yr.	0 mo.	57 yr.	7 mo.	86 yr.	5 mo.	115 yr.	2 mo.	230 yr.	4 mo.
577	48 yr.	1 mo.	36 yr.	1 mo.	57 yr.	8 mo.	86 yr.	6 mo.	115 yr.	4 mo.	230 yr.	8 mo.
578	48 yr.	2 mo.	36 yr.	2 mo.	57 yr.	10 mo.	86 yr.	9 mo.	115 yr.	8 mo.	231 yr.	4 mo.
579	48 yr.	3 mo.	36 yr.	2 mo.	57 yr.	11 mo.	86 yr.	11 mo.	115 yr.	10 mo.	231 yr.	8 mo.
580	48 yr.	4 mo.	36 yr.	3 mo.	58 yr.	0 mo.	87 yr.	0 mo.	116 yr.	0 mo.	232 yr.	0 mo.
581	48 yr.	5 mo.	36 yr.	4 mo.	58 yr.	1 mo.	87 yr.	2 mo.	116 yr.	2 mo.	232 yr.	4 mo.
582	48 yr.	6 mo.	36 yr.	5 mo.	58 yr.	2 mo.	87 yr.	3 mo.	116 yr.	4 mo.	232 yr.	8 mo.
583	48 yr.	7 mo.	36 yr.	5 mo.	58 yr.	4 mo.	87 yr.	6 mo.	116 yr.	8 mo.	233 yr.	4 mo.
584	48 yr.	8 mo.	36 yr.	6 mo.	58 yr.	5 mo.	87 yr.	8 mo.	116 yr.	10 mo.	233 yr.	8 mo.
585	48 yr.	9 mo.	36 yr.	7 mo.	58 yr.	6 mo.	87 yr.	9 mo.	117 yr.	0 mo.	234 yr.	0 mo.
586	48 yr.	10 mo.	36 yr.	8 mo.	58 yr.	7 mo.	87 yr.	11 mo.	117 yr.	2 mo.	234 yr.	4 mo.

❖ Forcible Rape, Forcible Sodomy, Object Sexual Penetration • Section C Recommendation Table

Score	Sentence Range Midpoint				Low		High		Level 3 High		Level 2 High		Level 1 High											
587	48	yr.	11	mo.	36	yr.	8	mo.	58	yr.	8	mo.												
588	49	yr.	0	mo.	36	yr.	9	mo.	58	yr.	10	mo.	88	yr.	0	mo.	234	yr.	8	mo.				
589	49	yr.	1	mo.	36	yr.	10	mo.	58	yr.	11	mo.	88	yr.	3	mo.	117	yr.	4	mo.	235	yr.	4	mo.
590	49	yr.	2	mo.	36	yr.	11	mo.	59	yr.	0	mo.	88	yr.	5	mo.	117	yr.	8	mo.	235	yr.	8	mo.
591	49	yr.	3	mo.	36	yr.	11	mo.	59	yr.	1	mo.	88	yr.	6	mo.	118	yr.	10	mo.	236	yr.	0	mo.
592	49	yr.	4	mo.	36	yr.	11	mo.	59	yr.	1	mo.	88	yr.	8	mo.	118	yr.	0	mo.	236	yr.	4	mo.
593	49	yr.	4	mo.	37	yr.	0	mo.	59	yr.	2	mo.	88	yr.	8	mo.	118	yr.	2	mo.	236	yr.	8	mo.
593	49	yr.	5	mo.	37	yr.	0	mo.	59	yr.	2	mo.	88	yr.	9	mo.	118	yr.	4	mo.	236	yr.	8	mo.
594	49	yr.	5	mo.	37	yr.	1	mo.	59	yr.	4	mo.	89	yr.	0	mo.	118	yr.	4	mo.	237	yr.	4	mo.
594	49	yr.	6	mo.	37	yr.	1	mo.	59	yr.	4	mo.	89	yr.	0	mo.	118	yr.	8	mo.	237	yr.	4	mo.
595	49	yr.	6	mo.	37	yr.	2	mo.	59	yr.	5	mo.	89	yr.	2	mo.	118	yr.	8	mo.	237	yr.	8	mo.
595	49	yr.	7	mo.	37	yr.	2	mo.	59	yr.	6	mo.	89	yr.	3	mo.	119	yr.	10	mo.	238	yr.	0	mo.
596	49	yr.	8	mo.	37	yr.	3	mo.	59	yr.	7	mo.	89	yr.	5	mo.	119	yr.	0	mo.	238	yr.	0	mo.
597	49	yr.	8	mo.	37	yr.	3	mo.	59	yr.	7	mo.	89	yr.	5	mo.	119	yr.	2	mo.	238	yr.	4	mo.
597	49	yr.	9	mo.	37	yr.	4	mo.	59	yr.	8	mo.	89	yr.	6	mo.	119	yr.	4	mo.	238	yr.	8	mo.
598	49	yr.	9	mo.	37	yr.	4	mo.	59	yr.	8	mo.	89	yr.	6	mo.	119	yr.	4	mo.	238	yr.	8	mo.
598	49	yr.	10	mo.	37	yr.	5	mo.	59	yr.	10	mo.	89	yr.	9	mo.	119	yr.	8	mo.	239	yr.	4	mo.
599	49	yr.	10	mo.	37	yr.	5	mo.	59	yr.	10	mo.	89	yr.	9	mo.	119	yr.	8	mo.	239	yr.	4	mo.
599	49	yr.	11	mo.	37	yr.	5	mo.	59	yr.	11	mo.	89	yr.	11	mo.	119	yr.	10	mo.	239	yr.	8	mo.
600	49	yr.	11	mo.	37	yr.	5	mo.	59	yr.	11	mo.	89	yr.	11	mo.	119	yr.	10	mo.	239	yr.	8	mo.
600	50	yr.	0	mo.	37	yr.	6	mo.	60	yr.	0	mo.	90	yr.	0	mo.	120	yr.	0	mo.	240	yr.	0	mo.

Robbery



The sentencing guidelines for this section apply to the following offenses:

Relevant Code of Virginia Statutes

Relevant Virginia Crime Codes (VCC)

18.2-22	Use VCC for actual offense and change "F" to "C" in the code.
18.2-26	Use VCC for actual offense and change "F" to "A" in the code.
18.2-58 (B,1)	ROB-1230-F2 (20 yrs.-life)
18.2-58 (B,1)	ROB-1231-F2 (20 yrs.-life)
18.2-58 (B,2)	ROB-1232-F3 (5-20 yrs.)
18.2-58 (B,3)	ROB-1233-F5 (1-10 yrs.)
18.2-58 (B,3)	ROB-1234-F5 (1-10 yrs.)
18.2-58 (B,4)	ROB-1239-F6 (1-5 yrs.)
18.2-58.1(A)	ROB-1217-F9 (15 yrs.-life) ROB-1224-F9 (15 yrs.-life)

Conspiracies or attempts to commit the offenses appearing in the above table are guidelines offenses. A worksheet should be completed.

If the statute number and VCC for the primary offense in a case do not appear on this table, sentencing guidelines do not apply. No worksheets should be completed.

1 Primary Offense

Enter the score corresponding to the number of counts if the primary offense at conviction was:

A.	ROB-1230-A/C	Attempted or conspired.....	18.2-58 (B,1)
	ROB-1231-A/C	Attempted or conspired.....	18.2-58 (B,2)
	ROB-1233-A/C	Attempted or conspired.....	18.2-58 (B,3)
	ROB-1234-A/C	Attempted or conspired.....	18.2-58 (B,3)
	ROB-1239-A/C	Attempted or conspired.....	18.2-58 (B,4)
	ROB-1217-A/C	Attempted or conspired.....	18.2-58.1(A)
B.	ROB-1232-A/C	Attempted or conspired.....	18.2-58 (B,2)
	ROB-1224-A/C	Attempted or conspired.....	18.2-58.1(A)
C.	ROB-1239-F6	Robbery by threat etc., no deadly weapon	18.2-58 (B,4)
D.	ROB-1233-F5	Robbery by using physical force, no serious bodily injury	18.2-58 (B,3)
E.	ROB-1217-F9	Carjacking without a firearm or simulated firearm	18.2-58.1(A)
F.	ROB-1234-F5	Robbery by using or displaying other deadly weapon (not firearm).....	18.2-58 (B,3)
G.	ROB-1232-F3	Robbery by using firearm or displaying a firearm	18.2-58 (B,2)
H.	ROB-1224-F9	Carjacking with a firearm or simulated firearm	18.2-58.1(A)
I.	ROB-1231-F2	Robbery with serious injury.....	18.2-58 (B,1)
J.	ROB-1230-F2	Robbery resulting in death.....	18.2-58 (B,1)

Violations of deferred findings (§§ 18.2-251, 18.2-258.1, 19.2-298.02, or 19.2-303.6) are scored as a conviction for the underlying offense

2 Additional Offenses

Additional offenses are offenses in the same sentencing event that have a VCC that differs from the primary offense.

Add the maximum penalties for all additional offenses (including counts). Locate the total in the maximum penalty range and record the corresponding points.

3 Conviction Requiring Mandatory Minimum Term (6 mo. or More)

Enter "9" if there is a conviction in the current sentencing event that requires a mandatory minimum term of incarceration of 6 months or more. (See Appendix B for a list of crimes with mandatory minimums).

4 Victim Injury

Score this factor based on the victim who received the most serious injury. Score this factor for any offense at sentencing, not only the primary offense.

Catchwords are used to show general groupings for injuries but in no way define how injuries must be scored on the Sentencing Guidelines. Scores for injuries must be assigned based on the specific definitions defined in the General Instructions and not on the catch phrases: Threatened, Emotional, Physical, Serious Physical or Life Threatening injury.

5 Prior Convictions /Adjudications

Determine the total number of misdemeanor and felony convictions or adjudications and score whichever combination has the highest points. Score all counts in the offender's history excluding good behavior, suspended sentence, and probation violations.

6 Legally Restrained at Time of Offense

Score this factor based on the type of legal restraint that is assigned the most points.

Do not rely on the catchwords to score this factor. See the General Instructions for the definitions.

Parole: An obligation to a parole board on the date of the offense.

Post-release: Under probation or post-release supervision defined in §§ 19.2-295.2 or 18.2-10 on the date of the offense.

Supervised Probation after Incarceration: On state, federal, or local supervised probation on the date of the offense after serving time in jail or prison.

Supervised Probation: On state, federal, or local supervised probation on the date of the offense after being sentenced to probation with no active time to serve.

Other: Some obligation to the court or violation of a court or administrative body restriction on the date of the offense. Not defined above.

7 Go to the next appropriate section.

If the total score is "5" or less, the guidelines sentence is probation/no incarceration or incarceration to 6 months. (There is no Section B for robbery). If the total score is "6" or more, go to Robbery Section C.

Robbery ❖ Section A

Offender Name: _____

❖ Primary Offense _____ (scores for attempted/conspired offenses are in parentheses)

- A. Attempted or conspired robbery without a firearm (1 count) (1)
- B. Attempted or conspired robbery with a firearm (1 count) (2)
- C. Robbery by threat etc., no deadly weapon (1 count) 5
- D. Robbery by using physical force, no serious bodily injury (1 count) 5
- E. Carjacking without a firearm or simulated firearm (1 count) 6
- F. Robbery by using or displaying other deadly weapon (not firearm) (1 count) 6
- G. Robbery by using firearm or displaying a firearm (1 count) 6
- H. Carjacking with a firearm or simulated firearm (1 count) 6
- I. Robbery with serious injury (1 count) 8
- J. Robbery resulting in death (1 count) 8

Score

0	

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

- Years: Less than 2 0
(12 months = 1 year) 2 - 4 4
5 - 9 9
10 or more 13

❖ Conviction in Current Event Requiring Mandatory Minimum Term(6 mos or more) If YES, add 9 →

0	0	

❖ Victim Injury _____

- None, threatened, or emotional 0
Physical 3
Serious physical 6
Life threatening 6
Death 9

0	

❖ Prior Convictions/Adjudications (excluding Good Behavior, Suspended Sentence and Probation Violations) _____

- Number: 0 Felonies: 0 Misdemeanors 0
1 Misdemeanor 1
2+ Misdemeanors 2
- 1 Felony: 0 Misdemeanors 3
1 Misdemeanor 4
2+ Misdemeanors 5
- 2+ Felonies: 0 Misdemeanors 6
1 Misdemeanor 7
2+ Misdemeanors 8

❖ Legally Restrained at Time of Offense _____

- None 0
Other 4
Supervised probation 4
Parole, post-release, supervised probation after incarceration 8

0	

Total Score _____

If total is 5 or less, the guidelines sentence is **Probation/No Incarceration**
If total is 6 or more, go to Section C.

Robbery Section A

Robbery ❖ Section C

1 Primary Offense

Determine whether the offender's prior record includes a Category I or Category II felony (See Appendix A), and mark the corresponding box. Enter the score corresponding to the number of counts under the appropriate prior record classification category if the primary offense at conviction was:

A.	ROB-1230-A/C	Attempted or conspired.....	18.2-58 (B,1)
	ROB-1231-A/C	Attempted or conspired.....	18.2-58 (B,2)
	ROB-1233-A/C	Attempted or conspired.....	18.2-58 (B,3)
	ROB-1234-A/C	Attempted or conspired.....	18.2-58 (B,3)
	ROB-1239-A/C	Attempted or conspired.....	18.2-58 (B,4)
	ROB-1217-A/C	Attempted or conspired.....	18.2-58.1(A)
B.	ROB-1232-A/C	Attempted or conspired.....	18.2-58 (B,2)
	ROB-1224-A/C	Attempted or conspired.....	18.2-58.1(A)
C.	ROB-1239-F6	Robbery by threat etc., no deadly weapon	18.2-58 (B,4)
D.	ROB-1233-F5	Robbery by using physical force, no serious bodily injury	18.2-58 (B,3)
E.	ROB-1217-F9	Carjacking without a firearm or simulated firearm	18.2-58.1(A)
F.	ROB-1234-F5	Robbery by using or displaying other deadly weapon (not firearm).....	18.2-58 (B,3)
G.	ROB-1232-F3	Robbery by using firearm or displaying a firearm	18.2-58 (B,2)
H.	ROB-1224-F9	Carjacking with a firearm or simulated firearm	18.2-58.1(A)
I.	ROB-1231-F2	Robbery with serious injury.....	18.2-58 (B,1)
J.	ROB-1230-F2	Robbery resulting in death.....	18.2-58 (B,1)

Violations of deferred findings (§§ 18.2-251, 18.2-258.1, 19.2-298.02, or 19.2-303.6) are scored as a conviction for the underlying offense

2 Primary Offense Remaining Counts

Based on the statutory maximum penalty, assign points to each count of the primary offense not scored under the Primary Offense factor above. Then total the points assigned to each and record the total.

3 Additional Offenses

Additional offenses are offenses in the same sentencing event that have a VCC that differs from the primary offense.

Identify each additional offense and its maximum penalty.

Assign points to each additional offense (including counts) based on the statutory maximum penalty.

Once points have been assigned to each additional offense (including counts), total the points and record the total.

4 Weapon Used

Select the appropriate block based on the primary offense.

Enter "0" if the offender or a codefendant did not use, brandish, feign or threaten to use a weapon.

Enter "5" if a simulated or feigned weapon was used (e.g., toy gun, finger in the pocket to indicate a gun) and the victim did not consider it to be an actual weapon..

Enter "5" if a weapon other than a firearm or knife was used, brandished, or threatened.

Enter "6" if the offender or a codefendant used, brandished, or threatened to use a knife.

Enter "11" if the offender or a codefendant used, brandished, or threatened to use a firearm.

7 Legally Restrained at Time of Offense

Score this factor based on the type of legal restraint that is assigned the most points.

Do not rely on the catchwords to score this factor. See the General Instructions for the definitions.

Parole: An obligation to a parole board on the date of the offense.

Post-release: Under probation or post-release supervision defined in §§ 19.2-295.2 or 18.2-10 on the date of the offense.

Supervised Probation after Incarceration: On state, federal, or local supervised probation on the date of the offense after serving time in jail or prison.

Supervised Probation: On state, federal, or local supervised probation on the date of the offense after being sentenced to probation with no active time to serve.

Other: Some obligation to the court or violation of a court or administrative body restriction on the date of the offense. Not defined above.

8 Record the guidelines sentence.

Refer to the Robbery Section C Recommendation Table which follows these instructions to convert the total score to the guidelines sentence. Record the guidelines midpoint and range on the cover sheet in the Sentencing Guidelines Recommendation Section.

5 Victim Injury

Score this factor based on the victim who received the most serious injury. Score this factor for any offense at sentencing, not only the primary offense.

Catchwords are used to show general groupings for injuries but in no way define how injuries must be scored on the Sentencing Guidelines. Scores for injuries must be assigned based on the specific definitions defined in the General Instructions and not on the catch phrases: Threatened, Emotional, Physical, Serious Physical or Life Threatening injury.

6 Prior Convictions /Adjudications and Probation Revocations

Score this factor only if the primary offense is completed robbery or completed carjacking.

Select the five most recent felony sentencing events (adult convictions and juvenile adjudications). If there are fewer than five prior felony events, use all of them plus the most recent prior misdemeanor events, for a total of up to five prior events. For juvenile adjudications, score only delinquent offenses, not status offenses.

For each prior event, identify the offense with the highest statutory maximum penalty. Select only one offense per event. For each offense identified, locate the maximum penalty in the table and assign the corresponding points. Total the points and record the total.

Robbery ❖ Section C

Offender Name: _____

____ Prior Record Classification ____



Primary Offense

☐ Category I ☐ Category II ☐ Other

(scores for attempted/conspired offenses are in parentheses)

A. Attempted or conspired robbery without a firearm (1 count)	(5).....	(3).....	(1)
B. Attempted or conspired robbery with a firearm (1 count)	(9).....	(7).....	(3)
C. Robbery by threat etc., no deadly weapon (1 count)	21.....	18.....	11
D. Robbery by using physical force, no serious bodily injury (1 count)	23.....	19.....	12
E. Carjacking without a firearm or simulated firearm (1 count)	26.....	22.....	15
F. Robbery by using or displaying other deadly weapon (not firearm) (1 count).....	35.....	31.....	22
G. Robbery by using firearm or displaying a firearm (1 count)	50.....	44.....	33
H. Carjacking with a firearm or simulated firearm (1 count)	38.....	34.....	24
I. Robbery with serious injury (1 count)	82.....	74.....	57
J. Robbery resulting in death (1 count).....	141.....	128.....	101

Score



Primary Offense Remaining Counts

Assign points to each count of the offense not scored above and total the points

Maximum Penalty: 5.....	4
(years) 10	8
20.....	16
Life	47



Additional Offenses

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

Maximum Penalty: 1	2
(years) 2	4
(12 months = 1 year) 3.....	5
4.....	7
5.....	9
10, 15.....	18
20.....	36
30.....	54
40, 50, Life	72



Weapon Used

Primary offense:

F, G, or H: Completed robbery with firearm, carjacking with firearm/simulated firearm, or robbery with other deadly weapon

Do Not Score

Primary offense:

All other offenses

Points

None.....	0
Simulated.....	5
Other Weapon	5
Knife	6
Firearm	11

0		



Victim Injury

None	0
Threatened	3
Emotional	7
Physical.....	7
Serious physical.....	8
Life threatening	22
Death	29



Prior Convictions/Adjudications and Probation Revocations

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

Maximum Penalty: 1	0
(years) 2, 3, 4 5	1
(12 months = 1 year) 10, 15.....	3
20.....	5
30.....	8
40, 50, Life	10



Legally Restrained at Time of Offense

None or Other	0
Supervised probation	12
Parole, post-release, supervised probation after incarceration.....	30

Total Score

See Robbery Section C Recommendation Table for guidelines sentence range.

❖ Robbery • Section C Recommendation Table

Score	Sentence Range Midpoint	Sentence Range
1	0 yr. 1 mo.	0 yr. 1 day - 0 yr. 6 mo.
2	0 yr. 2 mo.	0 yr. 1 day - 0 yr. 7 mo.
3	0 yr. 3 mo.	0 yr. 1 day - 0 yr. 8 mo.
4	0 yr. 4 mo.	0 yr. 1 mo. - 0 yr. 9 mo.
5	0 yr. 5 mo.	0 yr. 1 mo. - 0 yr. 11 mo.
6	0 yr. 6 mo.	0 yr. 2 mo. - 1 yr. 1 mo.
7	0 yr. 7 mo.	0 yr. 3 mo. - 1 yr. 3 mo.
8	0 yr. 8 mo.	0 yr. 4 mo. - 1 yr. 5 mo.
9	0 yr. 9 mo.	0 yr. 5 mo. - 1 yr. 7 mo.
10	0 yr. 10 mo.	0 yr. 6 mo. - 1 yr. 8 mo.
11	0 yr. 11 mo.	0 yr. 7 mo. - 1 yr. 9 mo.
12	1 yr. 0 mo.	0 yr. 8 mo. - 1 yr. 11 mo.
13	1 yr. 1 mo.	0 yr. 9 mo. - 2 yr. 1 mo.
14	1 yr. 2 mo.	0 yr. 10 mo. - 2 yr. 2 mo.
15	1 yr. 3 mo.	0 yr. 10 mo. - 2 yr. 3 mo.
16	1 yr. 4 mo.	0 yr. 11 mo. - 2 yr. 4 mo.
17	1 yr. 5 mo.	0 yr. 11 mo. - 2 yr. 5 mo.
18	1 yr. 6 mo.	1 yr. 0 mo. - 2 yr. 7 mo.
19	1 yr. 7 mo.	1 yr. 0 mo. - 2 yr. 9 mo.
20	1 yr. 8 mo.	1 yr. 0 mo. - 2 yr. 10 mo.
21	1 yr. 9 mo.	1 yr. 1 mo. - 2 yr. 11 mo.
22	1 yr. 10 mo.	1 yr. 1 mo. - 3 yr. 0 mo.
23	1 yr. 11 mo.	1 yr. 2 mo. - 3 yr. 0 mo.
24	2 yr. 0 mo.	1 yr. 2 mo. - 3 yr. 1 mo.
25	2 yr. 1 mo.	1 yr. 3 mo. - 3 yr. 1 mo.
26	2 yr. 2 mo.	1 yr. 3 mo. - 3 yr. 2 mo.
27	2 yr. 3 mo.	1 yr. 3 mo. - 3 yr. 3 mo.
28	2 yr. 4 mo.	1 yr. 4 mo. - 3 yr. 3 mo.
29	2 yr. 5 mo.	1 yr. 4 mo. - 3 yr. 4 mo.
30	2 yr. 6 mo.	1 yr. 4 mo. - 3 yr. 5 mo.
31	2 yr. 7 mo.	1 yr. 5 mo. - 3 yr. 5 mo.
32	2 yr. 8 mo.	1 yr. 5 mo. - 3 yr. 6 mo.
33	2 yr. 9 mo.	1 yr. 5 mo. - 3 yr. 7 mo.
34	2 yr. 10 mo.	1 yr. 6 mo. - 3 yr. 8 mo.
35	2 yr. 11 mo.	1 yr. 6 mo. - 3 yr. 9 mo.
36	3 yr. 0 mo.	1 yr. 7 mo. - 3 yr. 10 mo.
37	3 yr. 1 mo.	1 yr. 7 mo. - 3 yr. 11 mo.
38	3 yr. 2 mo.	1 yr. 8 mo. - 4 yr. 0 mo.
39	3 yr. 3 mo.	1 yr. 9 mo. - 4 yr. 1 mo.
40	3 yr. 4 mo.	1 yr. 9 mo. - 4 yr. 2 mo.
41	3 yr. 5 mo.	1 yr. 10 mo. - 4 yr. 3 mo.
42	3 yr. 6 mo.	1 yr. 11 mo. - 4 yr. 4 mo.
43	3 yr. 7 mo.	2 yr. 0 mo. - 4 yr. 5 mo.
44	3 yr. 8 mo.	2 yr. 1 mo. - 4 yr. 6 mo.
45	3 yr. 9 mo.	2 yr. 2 mo. - 4 yr. 7 mo.
46	3 yr. 10 mo.	2 yr. 3 mo. - 4 yr. 8 mo.
47	3 yr. 11 mo.	2 yr. 4 mo. - 4 yr. 10 mo.
48	4 yr. 0 mo.	2 yr. 5 mo. - 5 yr. 0 mo.

Score	Sentence Range Midpoint	Sentence Range
49	4 yr. 1 mo.	2 yr. 6 mo. - 5 yr. 2 mo.
50	4 yr. 2 mo.	2 yr. 6 mo. - 5 yr. 4 mo.
51	4 yr. 3 mo.	2 yr. 7 mo. - 5 yr. 5 mo.
52	4 yr. 4 mo.	2 yr. 8 mo. - 5 yr. 7 mo.
53	4 yr. 5 mo.	2 yr. 9 mo. - 5 yr. 8 mo.
54	4 yr. 6 mo.	2 yr. 9 mo. - 5 yr. 9 mo.
55	4 yr. 7 mo.	2 yr. 10 mo. - 5 yr. 10 mo.
56	4 yr. 8 mo.	2 yr. 11 mo. - 5 yr. 11 mo.
57	4 yr. 9 mo.	2 yr. 11 mo. - 6 yr. 1 mo.
58	4 yr. 10 mo.	3 yr. 0 mo. - 6 yr. 2 mo.
59	4 yr. 11 mo.	3 yr. 0 mo. - 6 yr. 3 mo.
60	5 yr. 0 mo.	3 yr. 1 mo. - 6 yr. 3 mo.
61	5 yr. 1 mo.	3 yr. 2 mo. - 6 yr. 4 mo.
62	5 yr. 2 mo.	3 yr. 3 mo. - 6 yr. 4 mo.
63	5 yr. 3 mo.	3 yr. 4 mo. - 6 yr. 5 mo.
64	5 yr. 4 mo.	3 yr. 4 mo. - 6 yr. 6 mo.
65	5 yr. 5 mo.	3 yr. 5 mo. - 6 yr. 7 mo.
66	5 yr. 6 mo.	3 yr. 6 mo. - 6 yr. 8 mo.
67	5 yr. 7 mo.	3 yr. 7 mo. - 6 yr. 9 mo.
68	5 yr. 8 mo.	3 yr. 8 mo. - 6 yr. 10 mo.
69	5 yr. 9 mo.	3 yr. 9 mo. - 6 yr. 11 mo.
70	5 yr. 10 mo.	3 yr. 9 mo. - 7 yr. 0 mo.
71	5 yr. 11 mo.	3 yr. 10 mo. - 7 yr. 1 mo.
72	6 yr. 0 mo.	3 yr. 11 mo. - 7 yr. 2 mo.
73	6 yr. 1 mo.	4 yr. 0 mo. - 7 yr. 3 mo.
74	6 yr. 2 mo.	4 yr. 0 mo. - 7 yr. 4 mo.
75	6 yr. 3 mo.	4 yr. 1 mo. - 7 yr. 5 mo.
76	6 yr. 4 mo.	4 yr. 2 mo. - 7 yr. 6 mo.
77	6 yr. 5 mo.	4 yr. 2 mo. - 7 yr. 7 mo.
78	6 yr. 6 mo.	4 yr. 3 mo. - 7 yr. 8 mo.
79	6 yr. 7 mo.	4 yr. 4 mo. - 7 yr. 9 mo.
80	6 yr. 8 mo.	4 yr. 5 mo. - 7 yr. 10 mo.
81	6 yr. 9 mo.	4 yr. 6 mo. - 7 yr. 11 mo.
82	6 yr. 10 mo.	4 yr. 7 mo. - 8 yr. 0 mo.
83	6 yr. 11 mo.	4 yr. 7 mo. - 8 yr. 1 mo.
84	7 yr. 0 mo.	4 yr. 8 mo. - 8 yr. 2 mo.
85	7 yr. 1 mo.	4 yr. 9 mo. - 8 yr. 5 mo.
86	7 yr. 2 mo.	4 yr. 10 mo. - 8 yr. 7 mo.
87	7 yr. 3 mo.	4 yr. 11 mo. - 8 yr. 8 mo.
88	7 yr. 4 mo.	5 yr. 0 mo. - 8 yr. 9 mo.
89	7 yr. 5 mo.	5 yr. 1 mo. - 8 yr. 10 mo.
90	7 yr. 6 mo.	5 yr. 2 mo. - 8 yr. 11 mo.
91	7 yr. 7 mo.	5 yr. 3 mo. - 9 yr. 0 mo.
92	7 yr. 8 mo.	5 yr. 5 mo. - 9 yr. 1 mo.
93	7 yr. 9 mo.	5 yr. 7 mo. - 9 yr. 2 mo.
94	7 yr. 10 mo.	5 yr. 9 mo. - 9 yr. 4 mo.
95	7 yr. 11 mo.	5 yr. 10 mo. - 9 yr. 5 mo.
96	8 yr. 0 mo.	6 yr. 0 mo. - 9 yr. 6 mo.

Score	Sentence Range Midpoint		Sentence Range		
97	8 yr.	1 mo.	6 yr.	2 mo. - 9 yr.	7 mo.
98	8 yr.	2 mo.	6 yr.	4 mo. - 9 yr.	8 mo.
99	8 yr.	3 mo.	6 yr.	5 mo. - 9 yr.	9 mo.
100	8 yr.	4 mo.	6 yr.	6 mo. - 9 yr.	11 mo.
101	8 yr.	5 mo.	6 yr.	6 mo. - 10 yr.	0 mo.
102	8 yr.	6 mo.	6 yr.	7 mo. - 10 yr.	1 mo.
103	8 yr.	7 mo.	6 yr.	8 mo. - 10 yr.	1 mo.
104	8 yr.	8 mo.	6 yr.	8 mo. - 10 yr.	2 mo.
105	8 yr.	9 mo.	6 yr.	9 mo. - 10 yr.	2 mo.
106	8 yr.	10 mo.	6 yr.	9 mo. - 10 yr.	3 mo.
107	8 yr.	11 mo.	6 yr.	10 mo. - 10 yr.	4 mo.
108	9 yr.	0 mo.	6 yr.	10 mo. - 10 yr.	5 mo.
109	9 yr.	1 mo.	6 yr.	10 mo. - 10 yr.	6 mo.
110	9 yr.	2 mo.	6 yr.	11 mo. - 10 yr.	7 mo.
111	9 yr.	3 mo.	6 yr.	11 mo. - 10 yr.	8 mo.
112	9 yr.	4 mo.	6 yr.	11 mo. - 10 yr.	9 mo.
113	9 yr.	5 mo.	7 yr.	0 mo. - 10 yr.	11 mo.
114	9 yr.	6 mo.	7 yr.	0 mo. - 11 yr.	0 mo.
115	9 yr.	7 mo.	7 yr.	1 mo. - 11 yr.	1 mo.
116	9 yr.	8 mo.	7 yr.	1 mo. - 11 yr.	2 mo.
117	9 yr.	9 mo.	7 yr.	2 mo. - 11 yr.	3 mo.
118	9 yr.	10 mo.	7 yr.	3 mo. - 11 yr.	4 mo.
119	9 yr.	11 mo.	7 yr.	4 mo. - 11 yr.	6 mo.
120	10 yr.	0 mo.	7 yr.	4 mo. - 11 yr.	7 mo.
121	10 yr.	1 mo.	7 yr.	5 mo. - 11 yr.	8 mo.
122	10 yr.	2 mo.	7 yr.	6 mo. - 11 yr.	9 mo.
123	10 yr.	3 mo.	7 yr.	7 mo. - 11 yr.	10 mo.
124	10 yr.	4 mo.	7 yr.	7 mo. - 11 yr.	11 mo.
125	10 yr.	5 mo.	7 yr.	8 mo. - 12 yr.	1 mo.
126	10 yr.	6 mo.	7 yr.	9 mo. - 12 yr.	2 mo.
127	10 yr.	7 mo.	7 yr.	9 mo. - 12 yr.	3 mo.
128	10 yr.	8 mo.	7 yr.	10 mo. - 12 yr.	4 mo.
129	10 yr.	9 mo.	7 yr.	11 mo. - 12 yr.	5 mo.
130	10 yr.	10 mo.	8 yr.	0 mo. - 12 yr.	6 mo.
131	10 yr.	11 mo.	8 yr.	0 mo. - 12 yr.	7 mo.
132	11 yr.	0 mo.	8 yr.	1 mo. - 12 yr.	9 mo.
133	11 yr.	1 mo.	8 yr.	2 mo. - 12 yr.	10 mo.
134	11 yr.	2 mo.	8 yr.	3 mo. - 12 yr.	11 mo.
135	11 yr.	3 mo.	8 yr.	3 mo. - 13 yr.	0 mo.
136	11 yr.	4 mo.	8 yr.	4 mo. - 13 yr.	1 mo.
137	11 yr.	5 mo.	8 yr.	5 mo. - 13 yr.	2 mo.
138	11 yr.	6 mo.	8 yr.	6 mo. - 13 yr.	4 mo.
139	11 yr.	7 mo.	8 yr.	6 mo. - 13 yr.	5 mo.
140	11 yr.	8 mo.	8 yr.	7 mo. - 13 yr.	6 mo.
141	11 yr.	9 mo.	8 yr.	8 mo. - 13 yr.	7 mo.
142	11 yr.	10 mo.	8 yr.	9 mo. - 13 yr.	8 mo.
143	11 yr.	11 mo.	8 yr.	9 mo. - 13 yr.	9 mo.
144	12 yr.	0 mo.	8 yr.	10 mo. - 13 yr.	11 mo.

Score	Sentence Range Midpoint		Sentence Range		
145	12 yr.	1 mo.	8 yr.	11 mo. - 14 yr.	0 mo.
146	12 yr.	2 mo.	9 yr.	0 mo. - 14 yr.	1 mo.
147	12 yr.	3 mo.	9 yr.	0 mo. - 14 yr.	2 mo.
148	12 yr.	4 mo.	9 yr.	1 mo. - 14 yr.	3 mo.
149	12 yr.	5 mo.	9 yr.	2 mo. - 14 yr.	4 mo.
150	12 yr.	6 mo.	9 yr.	3 mo. - 14 yr.	6 mo.
151	12 yr.	7 mo.	9 yr.	3 mo. - 14 yr.	7 mo.
152	12 yr.	8 mo.	9 yr.	4 mo. - 14 yr.	8 mo.
153	12 yr.	9 mo.	9 yr.	5 mo. - 14 yr.	9 mo.
154	12 yr.	10 mo.	9 yr.	5 mo. - 14 yr.	10 mo.
155	12 yr.	11 mo.	9 yr.	6 mo. - 14 yr.	11 mo.
156	13 yr.	0 mo.	9 yr.	7 mo. - 15 yr.	0 mo.
157	13 yr.	1 mo.	9 yr.	8 mo. - 15 yr.	2 mo.
158	13 yr.	2 mo.	9 yr.	8 mo. - 15 yr.	3 mo.
159	13 yr.	3 mo.	9 yr.	9 mo. - 15 yr.	4 mo.
160	13 yr.	4 mo.	9 yr.	10 mo. - 15 yr.	5 mo.
161	13 yr.	5 mo.	9 yr.	11 mo. - 15 yr.	6 mo.
162	13 yr.	6 mo.	9 yr.	11 mo. - 15 yr.	7 mo.
163	13 yr.	7 mo.	10 yr.	0 mo. - 15 yr.	9 mo.
164	13 yr.	8 mo.	10 yr.	1 mo. - 15 yr.	10 mo.
165	13 yr.	9 mo.	10 yr.	2 mo. - 15 yr.	11 mo.
166	13 yr.	10 mo.	10 yr.	2 mo. - 16 yr.	0 mo.
167	13 yr.	11 mo.	10 yr.	3 mo. - 16 yr.	1 mo.
168	14 yr.	0 mo.	10 yr.	4 mo. - 16 yr.	2 mo.
169	14 yr.	1 mo.	10 yr.	5 mo. - 16 yr.	4 mo.
170	14 yr.	2 mo.	10 yr.	5 mo. - 16 yr.	5 mo.
171	14 yr.	3 mo.	10 yr.	6 mo. - 16 yr.	6 mo.
172	14 yr.	4 mo.	10 yr.	7 mo. - 16 yr.	7 mo.
173	14 yr.	5 mo.	10 yr.	8 mo. - 16 yr.	8 mo.
174	14 yr.	6 mo.	10 yr.	8 mo. - 16 yr.	9 mo.
175	14 yr.	7 mo.	10 yr.	9 mo. - 16 yr.	11 mo.
176	14 yr.	8 mo.	10 yr.	10 mo. - 17 yr.	0 mo.
177	14 yr.	9 mo.	10 yr.	10 mo. - 17 yr.	1 mo.
178	14 yr.	10 mo.	10 yr.	11 mo. - 17 yr.	2 mo.
179	14 yr.	11 mo.	11 yr.	0 mo. - 17 yr.	3 mo.
180	15 yr.	0 mo.	11 yr.	1 mo. - 17 yr.	4 mo.
181	15 yr.	1 mo.	11 yr.	1 mo. - 17 yr.	5 mo.
182	15 yr.	2 mo.	11 yr.	2 mo. - 17 yr.	7 mo.
183	15 yr.	3 mo.	11 yr.	3 mo. - 17 yr.	8 mo.
184	15 yr.	4 mo.	11 yr.	4 mo. - 17 yr.	9 mo.
185	15 yr.	5 mo.	11 yr.	4 mo. - 17 yr.	10 mo.
186	15 yr.	6 mo.	11 yr.	5 mo. - 17 yr.	11 mo.
187	15 yr.	7 mo.	11 yr.	6 mo. - 18 yr.	1 mo.
188	15 yr.	8 mo.	11 yr.	7 mo. - 18 yr.	2 mo.
189	15 yr.	9 mo.	11 yr.	7 mo. - 18 yr.	3 mo.
190	15 yr.	10 mo.	11 yr.	8 mo. - 18 yr.	4 mo.
191	15 yr.	11 mo.	11 yr.	9 mo. - 18 yr.	6 mo.
192	16 yr.	0 mo.	11 yr.	10 mo. - 18 yr.	7 mo.

❖ Robbery • Section C Recommendation Table

Score	Sentence Range Midpoint		Sentence Range		
193	16 yr.	1 mo.	11 yr.	10 mo. - 18 yr.	8 mo.
194	16 yr.	2 mo.	11 yr.	11 mo. - 18 yr.	9 mo.
195	16 yr.	3 mo.	12 yr.	0 mo. - 18 yr.	10 mo.
196	16 yr.	4 mo.	12 yr.	1 mo. - 18 yr.	11 mo.
197	16 yr.	5 mo.	12 yr.	1 mo. - 19 yr.	1 mo.
198	16 yr.	6 mo.	12 yr.	2 mo. - 19 yr.	2 mo.
199	16 yr.	7 mo.	12 yr.	3 mo. - 19 yr.	3 mo.
200	16 yr.	8 mo.	12 yr.	4 mo. - 19 yr.	4 mo.
201	16 yr.	9 mo.	12 yr.	4 mo. - 19 yr.	5 mo.
202	16 yr.	10 mo.	12 yr.	5 mo. - 19 yr.	6 mo.
203	16 yr.	11 mo.	12 yr.	6 mo. - 19 yr.	7 mo.
204	17 yr.	0 mo.	12 yr.	6 mo. - 19 yr.	9 mo.
205	17 yr.	1 mo.	12 yr.	7 mo. - 19 yr.	10 mo.
206	17 yr.	2 mo.	12 yr.	8 mo. - 19 yr.	11 mo.
207	17 yr.	3 mo.	12 yr.	9 mo. - 20 yr.	0 mo.
208	17 yr.	4 mo.	12 yr.	9 mo. - 20 yr.	1 mo.
209	17 yr.	5 mo.	12 yr.	10 mo. - 20 yr.	2 mo.
210	17 yr.	6 mo.	12 yr.	11 mo. - 20 yr.	4 mo.
211	17 yr.	7 mo.	13 yr.	0 mo. - 20 yr.	5 mo.
212	17 yr.	8 mo.	13 yr.	0 mo. - 20 yr.	6 mo.
213	17 yr.	9 mo.	13 yr.	1 mo. - 20 yr.	7 mo.
214	17 yr.	10 mo.	13 yr.	2 mo. - 20 yr.	8 mo.
215	17 yr.	11 mo.	13 yr.	3 mo. - 20 yr.	9 mo.
216	18 yr.	0 mo.	13 yr.	3 mo. - 20 yr.	11 mo.
217	18 yr.	1 mo.	13 yr.	4 mo. - 21 yr.	0 mo.
218	18 yr.	2 mo.	13 yr.	5 mo. - 21 yr.	1 mo.
219	18 yr.	3 mo.	13 yr.	6 mo. - 21 yr.	2 mo.
220	18 yr.	4 mo.	13 yr.	6 mo. - 21 yr.	3 mo.
221	18 yr.	5 mo.	13 yr.	7 mo. - 21 yr.	4 mo.
222	18 yr.	6 mo.	13 yr.	8 mo. - 21 yr.	6 mo.
223	18 yr.	7 mo.	13 yr.	9 mo. - 21 yr.	7 mo.
224	18 yr.	8 mo.	13 yr.	9 mo. - 21 yr.	8 mo.
225	18 yr.	9 mo.	13 yr.	10 mo. - 21 yr.	9 mo.
226	18 yr.	10 mo.	13 yr.	11 mo. - 21 yr.	10 mo.
227	18 yr.	11 mo.	13 yr.	11 mo. - 21 yr.	11 mo.
228	19 yr.	0 mo.	14 yr.	0 mo. - 22 yr.	0 mo.
229	19 yr.	1 mo.	14 yr.	1 mo. - 22 yr.	2 mo.
230	19 yr.	2 mo.	14 yr.	2 mo. - 22 yr.	3 mo.
231	19 yr.	3 mo.	14 yr.	2 mo. - 22 yr.	4 mo.
232	19 yr.	4 mo.	14 yr.	3 mo. - 22 yr.	5 mo.
233	19 yr.	5 mo.	14 yr.	4 mo. - 22 yr.	6 mo.
234	19 yr.	6 mo.	14 yr.	5 mo. - 22 yr.	7 mo.
235	19 yr.	7 mo.	14 yr.	5 mo. - 22 yr.	9 mo.
236	19 yr.	8 mo.	14 yr.	6 mo. - 22 yr.	10 mo.
237	19 yr.	9 mo.	14 yr.	7 mo. - 22 yr.	11 mo.
238	19 yr.	10 mo.	14 yr.	8 mo. - 23 yr.	0 mo.
239	19 yr.	11 mo.	14 yr.	8 mo. - 23 yr.	1 mo.
240	20 yr.	0 mo.	14 yr.	9 mo. - 23 yr.	2 mo.

Score	Sentence Range Midpoint		Sentence Range		
241	20 yr.	1 mo.	14 yr.	10 mo. - 23 yr.	4 mo.
242	20 yr.	2 mo.	14 yr.	11 mo. - 23 yr.	5 mo.
243	20 yr.	3 mo.	14 yr.	11 mo. - 23 yr.	6 mo.
244	20 yr.	4 mo.	15 yr.	0 mo. - 23 yr.	7 mo.
245	20 yr.	5 mo.	15 yr.	1 mo. - 23 yr.	8 mo.
246	20 yr.	6 mo.	15 yr.	2 mo. - 23 yr.	9 mo.
247	20 yr.	7 mo.	15 yr.	2 mo. - 23 yr.	11 mo.
248	20 yr.	8 mo.	15 yr.	3 mo. - 24 yr.	0 mo.
249	20 yr.	9 mo.	15 yr.	4 mo. - 24 yr.	1 mo.
250	20 yr.	10 mo.	15 yr.	5 mo. - 24 yr.	2 mo.
251	20 yr.	11 mo.	15 yr.	5 mo. - 24 yr.	3 mo.
252	21 yr.	0 mo.	15 yr.	6 mo. - 24 yr.	4 mo.
253	21 yr.	1 mo.	15 yr.	7 mo. - 24 yr.	5 mo.
254	21 yr.	2 mo.	15 yr.	7 mo. - 24 yr.	7 mo.
255	21 yr.	3 mo.	15 yr.	8 mo. - 24 yr.	8 mo.
256	21 yr.	4 mo.	15 yr.	9 mo. - 24 yr.	9 mo.
257	21 yr.	5 mo.	15 yr.	10 mo. - 24 yr.	10 mo.
258	21 yr.	6 mo.	15 yr.	10 mo. - 24 yr.	11 mo.
259	21 yr.	7 mo.	15 yr.	11 mo. - 25 yr.	0 mo.
260	21 yr.	8 mo.	16 yr.	0 mo. - 25 yr.	2 mo.
261	21 yr.	9 mo.	16 yr.	1 mo. - 25 yr.	3 mo.
262	21 yr.	10 mo.	16 yr.	1 mo. - 25 yr.	4 mo.
263	21 yr.	11 mo.	16 yr.	2 mo. - 25 yr.	5 mo.
264	22 yr.	0 mo.	16 yr.	3 mo. - 25 yr.	6 mo.
265	22 yr.	1 mo.	16 yr.	4 mo. - 25 yr.	7 mo.
266	22 yr.	2 mo.	16 yr.	4 mo. - 25 yr.	9 mo.
267	22 yr.	3 mo.	16 yr.	5 mo. - 25 yr.	10 mo.
268	22 yr.	4 mo.	16 yr.	6 mo. - 25 yr.	11 mo.
269	22 yr.	5 mo.	16 yr.	7 mo. - 26 yr.	0 mo.
270	22 yr.	6 mo.	16 yr.	7 mo. - 26 yr.	1 mo.
271	22 yr.	7 mo.	16 yr.	8 mo. - 26 yr.	2 mo.
272	22 yr.	8 mo.	16 yr.	9 mo. - 26 yr.	4 mo.
273	22 yr.	9 mo.	16 yr.	10 mo. - 26 yr.	5 mo.
274	22 yr.	10 mo.	16 yr.	10 mo. - 26 yr.	6 mo.
275	22 yr.	11 mo.	16 yr.	11 mo. - 26 yr.	7 mo.
276	23 yr.	0 mo.	17 yr.	0 mo. - 26 yr.	8 mo.
277	23 yr.	1 mo.	17 yr.	0 mo. - 26 yr.	9 mo.
278	23 yr.	2 mo.	17 yr.	1 mo. - 26 yr.	10 mo.
279	23 yr.	3 mo.	17 yr.	2 mo. - 27 yr.	0 mo.
280	23 yr.	4 mo.	17 yr.	3 mo. - 27 yr.	1 mo.
281	23 yr.	5 mo.	17 yr.	3 mo. - 27 yr.	2 mo.
282	23 yr.	6 mo.	17 yr.	4 mo. - 27 yr.	3 mo.
283	23 yr.	7 mo.	17 yr.	5 mo. - 27 yr.	4 mo.
284	23 yr.	8 mo.	17 yr.	6 mo. - 27 yr.	5 mo.
285	23 yr.	9 mo.	17 yr.	6 mo. - 27 yr.	7 mo.
286	23 yr.	10 mo.	17 yr.	7 mo. - 27 yr.	8 mo.
287	23 yr.	11 mo.	17 yr.	8 mo. - 27 yr.	9 mo.
288	24 yr.	0 mo.	17 yr.	9 mo. - 27 yr.	10 mo.

Score	Sentence Range Midpoint		Sentence Range		
289	24 yr.	1 mo.	17 yr.	9 mo. - 27 yr.	11 mo.
290	24 yr.	2 mo.	17 yr.	10 mo. - 28 yr.	0 mo.
291	24 yr.	3 mo.	17 yr.	11 mo. - 28 yr.	2 mo.
292	24 yr.	4 mo.	18 yr.	0 mo. - 28 yr.	3 mo.
293	24 yr.	5 mo.	18 yr.	1 mo. - 28 yr.	4 mo.
294	24 yr.	6 mo.	18 yr.	2 mo. - 28 yr.	5 mo.
295	24 yr.	7 mo.	18 yr.	3 mo. - 28 yr.	6 mo.
296	24 yr.	8 mo.	18 yr.	4 mo. - 28 yr.	7 mo.
297	24 yr.	9 mo.	18 yr.	5 mo. - 28 yr.	9 mo.
298	24 yr.	10 mo.	18 yr.	6 mo. - 28 yr.	10 mo.
299	24 yr.	11 mo.	18 yr.	7 mo. - 28 yr.	11 mo.
300	25 yr.	0 mo.	18 yr.	8 mo. - 29 yr.	0 mo.
301	25 yr.	1 mo.	18 yr.	9 mo. - 29 yr.	1 mo.
302	25 yr.	2 mo.	18 yr.	10 mo. - 29 yr.	2 mo.
303	25 yr.	3 mo.	18 yr.	11 mo. - 29 yr.	3 mo.
304	25 yr.	4 mo.	19 yr.	0 mo. - 29 yr.	5 mo.
305	25 yr.	5 mo.	19 yr.	1 mo. - 29 yr.	6 mo.
306	25 yr.	6 mo.	19 yr.	2 mo. - 29 yr.	7 mo.
307	25 yr.	7 mo.	19 yr.	2 mo. - 29 yr.	8 mo.
308	25 yr.	8 mo.	19 yr.	3 mo. - 29 yr.	9 mo.
309	25 yr.	9 mo.	19 yr.	4 mo. - 29 yr.	10 mo.
310	25 yr.	10 mo.	19 yr.	5 mo. - 30 yr.	0 mo.
311	25 yr.	11 mo.	19 yr.	5 mo. - 30 yr.	1 mo.
312	26 yr.	0 mo.	19 yr.	6 mo. - 30 yr.	2 mo.
313	26 yr.	1 mo.	19 yr.	7 mo. - 30 yr.	3 mo.
314	26 yr.	2 mo.	19 yr.	8 mo. - 30 yr.	4 mo.
315	26 yr.	3 mo.	19 yr.	8 mo. - 30 yr.	5 mo.
316	26 yr.	4 mo.	19 yr.	9 mo. - 30 yr.	7 mo.
317	26 yr.	5 mo.	19 yr.	10 mo. - 30 yr.	8 mo.
318	26 yr.	6 mo.	19 yr.	11 mo. - 30 yr.	9 mo.
319	26 yr.	7 mo.	19 yr.	11 mo. - 30 yr.	10 mo.
320	26 yr.	8 mo.	20 yr.	0 mo. - 30 yr.	11 mo.
321	26 yr.	9 mo.	20 yr.	1 mo. - 31 yr.	0 mo.
322	26 yr.	10 mo.	20 yr.	2 mo. - 31 yr.	2 mo.
323	26 yr.	11 mo.	20 yr.	2 mo. - 31 yr.	3 mo.
324	27 yr.	0 mo.	20 yr.	3 mo. - 31 yr.	4 mo.
325	27 yr.	1 mo.	20 yr.	4 mo. - 31 yr.	5 mo.
326	27 yr.	2 mo.	20 yr.	5 mo. - 31 yr.	6 mo.
327	27 yr.	3 mo.	20 yr.	5 mo. - 31 yr.	7 mo.
328	27 yr.	4 mo.	20 yr.	6 mo. - 31 yr.	8 mo.
329	27 yr.	5 mo.	20 yr.	7 mo. - 31 yr.	10 mo.
330	27 yr.	6 mo.	20 yr.	8 mo. - 31 yr.	11 mo.
331	27 yr.	7 mo.	20 yr.	8 mo. - 32 yr.	0 mo.
332	27 yr.	8 mo.	20 yr.	9 mo. - 32 yr.	1 mo.
333	27 yr.	9 mo.	20 yr.	10 mo. - 32 yr.	2 mo.
334	27 yr.	10 mo.	20 yr.	11 mo. - 32 yr.	3 mo.
335	27 yr.	11 mo.	20 yr.	11 mo. - 32 yr.	5 mo.
336	28 yr.	0 mo.	21 yr.	0 mo. - 32 yr.	6 mo.

Score	Sentence Range Midpoint		Sentence Range		
337	28 yr.	1 mo.	21 yr.	1 mo. - 32 yr.	7 mo.
338	28 yr.	2 mo.	21 yr.	2 mo. - 32 yr.	8 mo.
339	28 yr.	3 mo.	21 yr.	2 mo. - 32 yr.	9 mo.
340	28 yr.	4 mo.	21 yr.	3 mo. - 32 yr.	10 mo.
341	28 yr.	5 mo.	21 yr.	4 mo. - 33 yr.	0 mo.
342	28 yr.	6 mo.	21 yr.	5 mo. - 33 yr.	1 mo.
343	28 yr.	7 mo.	21 yr.	5 mo. - 33 yr.	2 mo.
344	28 yr.	8 mo.	21 yr.	6 mo. - 33 yr.	3 mo.
345	28 yr.	9 mo.	21 yr.	7 mo. - 33 yr.	4 mo.
346	28 yr.	10 mo.	21 yr.	8 mo. - 33 yr.	5 mo.
347	28 yr.	11 mo.	21 yr.	8 mo. - 33 yr.	7 mo.
348	29 yr.	0 mo.	21 yr.	9 mo. - 33 yr.	8 mo.
349	29 yr.	1 mo.	21 yr.	10 mo. - 33 yr.	9 mo.
350	29 yr.	2 mo.	21 yr.	11 mo. - 33 yr.	10 mo.
351	29 yr.	3 mo.	21 yr.	11 mo. - 33 yr.	11 mo.
352	29 yr.	4 mo.	22 yr.	0 mo. - 34 yr.	0 mo.
353	29 yr.	5 mo.	22 yr.	1 mo. - 34 yr.	1 mo.
354	29 yr.	6 mo.	22 yr.	2 mo. - 34 yr.	3 mo.
355	29 yr.	7 mo.	22 yr.	2 mo. - 34 yr.	4 mo.
356	29 yr.	8 mo.	22 yr.	3 mo. - 34 yr.	5 mo.
357	29 yr.	9 mo.	22 yr.	4 mo. - 34 yr.	6 mo.
358	29 yr.	10 mo.	22 yr.	5 mo. - 34 yr.	7 mo.
359	29 yr.	11 mo.	22 yr.	5 mo. - 34 yr.	8 mo.
360	30 yr.	0 mo.	22 yr.	6 mo. - 34 yr.	10 mo.
361	30 yr.	1 mo.	22 yr.	7 mo. - 34 yr.	11 mo.
362	30 yr.	2 mo.	22 yr.	8 mo. - 35 yr.	0 mo.
363	30 yr.	3 mo.	22 yr.	8 mo. - 35 yr.	1 mo.
364	30 yr.	4 mo.	22 yr.	9 mo. - 35 yr.	2 mo.
365	30 yr.	5 mo.	22 yr.	10 mo. - 35 yr.	3 mo.
366	30 yr.	6 mo.	22 yr.	11 mo. - 35 yr.	5 mo.
367	30 yr.	7 mo.	22 yr.	11 mo. - 35 yr.	6 mo.
368	30 yr.	8 mo.	23 yr.	0 mo. - 35 yr.	7 mo.
369	30 yr.	9 mo.	23 yr.	1 mo. - 35 yr.	8 mo.
370	30 yr.	10 mo.	23 yr.	2 mo. - 35 yr.	9 mo.
371	30 yr.	11 mo.	23 yr.	2 mo. - 35 yr.	10 mo.
372	31 yr.	0 mo.	23 yr.	3 mo. - 36 yr.	0 mo.
373	31 yr.	1 mo.	23 yr.	4 mo. - 36 yr.	1 mo.
374	31 yr.	2 mo.	23 yr.	5 mo. - 36 yr.	2 mo.
375	31 yr.	3 mo.	23 yr.	5 mo. - 36 yr.	3 mo.
376	31 yr.	4 mo.	23 yr.	6 mo. - 36 yr.	4 mo.
377	31 yr.	5 mo.	23 yr.	7 mo. - 36 yr.	5 mo.
378	31 yr.	6 mo.	23 yr.	8 mo. - 36 yr.	6 mo.
379	31 yr.	7 mo.	23 yr.	8 mo. - 36 yr.	8 mo.
380	31 yr.	8 mo.	23 yr.	9 mo. - 36 yr.	9 mo.
381	31 yr.	9 mo.	23 yr.	10 mo. - 36 yr.	10 mo.
382	31 yr.	10 mo.	23 yr.	11 mo. - 36 yr.	11 mo.
383	31 yr.	11 mo.	23 yr.	11 mo. - 37 yr.	0 mo.
384	32 yr.	0 mo.	24 yr.	0 mo. - 37 yr.	1 mo.

❖ Robbery • Section C Recommendation Table

Score	Sentence Range Midpoint		Sentence Range		
385	32 yr.	1 mo.	24 yr.	1 mo. - 37 yr.	3 mo.
386	32 yr.	2 mo.	24 yr.	2 mo. - 37 yr.	4 mo.
387	32 yr.	3 mo.	24 yr.	2 mo. - 37 yr.	5 mo.
388	32 yr.	4 mo.	24 yr.	3 mo. - 37 yr.	6 mo.
389	32 yr.	5 mo.	24 yr.	4 mo. - 37 yr.	7 mo.
390	32 yr.	6 mo.	24 yr.	5 mo. - 37 yr.	8 mo.
391	32 yr.	7 mo.	24 yr.	5 mo. - 37 yr.	10 mo.
392	32 yr.	8 mo.	24 yr.	6 mo. - 37 yr.	11 mo.
393	32 yr.	9 mo.	24 yr.	7 mo. - 38 yr.	0 mo.
394	32 yr.	10 mo.	24 yr.	8 mo. - 38 yr.	1 mo.
395	32 yr.	11 mo.	24 yr.	8 mo. - 38 yr.	2 mo.
396	33 yr.	0 mo.	24 yr.	9 mo. - 38 yr.	3 mo.
397	33 yr.	1 mo.	24 yr.	10 mo. - 38 yr.	5 mo.
398	33 yr.	2 mo.	24 yr.	11 mo. - 38 yr.	6 mo.
399	33 yr.	3 mo.	24 yr.	11 mo. - 38 yr.	7 mo.
400	33 yr.	4 mo.	25 yr.	0 mo. - 38 yr.	8 mo.
401	33 yr.	5 mo.	25 yr.	1 mo. - 38 yr.	9 mo.
402	33 yr.	6 mo.	25 yr.	2 mo. - 38 yr.	10 mo.
403	33 yr.	7 mo.	25 yr.	2 mo. - 38 yr.	11 mo.
404	33 yr.	8 mo.	25 yr.	3 mo. - 39 yr.	1 mo.
405	33 yr.	9 mo.	25 yr.	4 mo. - 39 yr.	2 mo.
406	33 yr.	10 mo.	25 yr.	5 mo. - 39 yr.	3 mo.
407	33 yr.	11 mo.	25 yr.	5 mo. - 39 yr.	4 mo.
408	34 yr.	0 mo.	25 yr.	6 mo. - 39 yr.	5 mo.
409	34 yr.	1 mo.	25 yr.	7 mo. - 39 yr.	6 mo.
410	34 yr.	2 mo.	25 yr.	8 mo. - 39 yr.	8 mo.
411	34 yr.	3 mo.	25 yr.	8 mo. - 39 yr.	9 mo.
412	34 yr.	4 mo.	25 yr.	9 mo. - 39 yr.	10 mo.
413	34 yr.	5 mo.	25 yr.	10 mo. - 39 yr.	11 mo.
414	34 yr.	6 mo.	25 yr.	11 mo. - 40 yr.	0 mo.
415	34 yr.	7 mo.	25 yr.	11 mo. - 40 yr.	1 mo.
416	34 yr.	8 mo.	26 yr.	0 mo. - 40 yr.	3 mo.
417	34 yr.	9 mo.	26 yr.	1 mo. - 40 yr.	4 mo.
418	34 yr.	10 mo.	26 yr.	2 mo. - 40 yr.	5 mo.
419	34 yr.	11 mo.	26 yr.	2 mo. - 40 yr.	6 mo.
420	35 yr.	0 mo.	26 yr.	3 mo. - 40 yr.	7 mo.
421	35 yr.	1 mo.	26 yr.	4 mo. - 40 yr.	8 mo.
422	35 yr.	2 mo.	26 yr.	5 mo. - 40 yr.	10 mo.
423	35 yr.	3 mo.	26 yr.	5 mo. - 40 yr.	11 mo.
424	35 yr.	4 mo.	26 yr.	6 mo. - 41 yr.	0 mo.
425	35 yr.	5 mo.	26 yr.	7 mo. - 41 yr.	1 mo.
426	35 yr.	6 mo.	26 yr.	8 mo. - 41 yr.	2 mo.
427	35 yr.	7 mo.	26 yr.	8 mo. - 41 yr.	3 mo.
428	35 yr.	8 mo.	26 yr.	9 mo. - 41 yr.	4 mo.
429	35 yr.	9 mo.	26 yr.	10 mo. - 41 yr.	6 mo.
430	35 yr.	10 mo.	26 yr.	11 mo. - 41 yr.	7 mo.
431	35 yr.	11 mo.	26 yr.	11 mo. - 41 yr.	8 mo.
432	36 yr.	0 mo.	27 yr.	0 mo. - 41 yr.	9 mo.

Score	Sentence Range Midpoint		Sentence Range		
433	36 yr.	1 mo.	27 yr.	1 mo. - 41 yr.	10 mo.
434	36 yr.	2 mo.	27 yr.	2 mo. - 41 yr.	11 mo.
435	36 yr.	3 mo.	27 yr.	2 mo. - 42 yr.	1 mo.
436	36 yr.	4 mo.	27 yr.	3 mo. - 42 yr.	2 mo.
437	36 yr.	5 mo.	27 yr.	4 mo. - 42 yr.	3 mo.
438	36 yr.	6 mo.	27 yr.	5 mo. - 42 yr.	4 mo.
439	36 yr.	7 mo.	27 yr.	5 mo. - 42 yr.	5 mo.
440	36 yr.	8 mo.	27 yr.	6 mo. - 42 yr.	6 mo.
441	36 yr.	9 mo.	27 yr.	7 mo. - 42 yr.	8 mo.
442	36 yr.	10 mo.	27 yr.	8 mo. - 42 yr.	9 mo.
443	36 yr.	11 mo.	27 yr.	8 mo. - 42 yr.	10 mo.
444	37 yr.	0 mo.	27 yr.	9 mo. - 42 yr.	11 mo.
445	37 yr.	1 mo.	27 yr.	10 mo. - 43 yr.	0 mo.
446	37 yr.	2 mo.	27 yr.	11 mo. - 43 yr.	1 mo.
447	37 yr.	3 mo.	27 yr.	11 mo. - 43 yr.	3 mo.
448	37 yr.	4 mo.	28 yr.	0 mo. - 43 yr.	4 mo.
449	37 yr.	5 mo.	28 yr.	1 mo. - 43 yr.	5 mo.
450	37 yr.	6 mo.	28 yr.	2 mo. - 43 yr.	6 mo.
451	37 yr.	7 mo.	28 yr.	2 mo. - 43 yr.	7 mo.
452	37 yr.	8 mo.	28 yr.	3 mo. - 43 yr.	8 mo.
453	37 yr.	9 mo.	28 yr.	4 mo. - 43 yr.	9 mo.
454	37 yr.	10 mo.	28 yr.	5 mo. - 43 yr.	11 mo.
455	37 yr.	11 mo.	28 yr.	5 mo. - 44 yr.	0 mo.
456	38 yr.	0 mo.	28 yr.	6 mo. - 44 yr.	1 mo.
457	38 yr.	1 mo.	28 yr.	7 mo. - 44 yr.	2 mo.
458	38 yr.	2 mo.	28 yr.	8 mo. - 44 yr.	3 mo.
459	38 yr.	3 mo.	28 yr.	8 mo. - 44 yr.	4 mo.
460	38 yr.	4 mo.	28 yr.	9 mo. - 44 yr.	6 mo.
461	38 yr.	5 mo.	28 yr.	10 mo. - 44 yr.	7 mo.
462	38 yr.	6 mo.	28 yr.	11 mo. - 44 yr.	8 mo.
463	38 yr.	7 mo.	28 yr.	11 mo. - 44 yr.	9 mo.
464	38 yr.	8 mo.	29 yr.	0 mo. - 44 yr.	10 mo.
465	38 yr.	9 mo.	29 yr.	1 mo. - 44 yr.	11 mo.
466	38 yr.	10 mo.	29 yr.	2 mo. - 45 yr.	1 mo.
467	38 yr.	11 mo.	29 yr.	2 mo. - 45 yr.	2 mo.
468	39 yr.	0 mo.	29 yr.	3 mo. - 45 yr.	3 mo.
469	39 yr.	1 mo.	29 yr.	4 mo. - 45 yr.	4 mo.
470	39 yr.	2 mo.	29 yr.	5 mo. - 45 yr.	5 mo.
471	39 yr.	3 mo.	29 yr.	5 mo. - 45 yr.	6 mo.
472	39 yr.	4 mo.	29 yr.	6 mo. - 45 yr.	8 mo.
473	39 yr.	5 mo.	29 yr.	7 mo. - 45 yr.	9 mo.
474	39 yr.	6 mo.	29 yr.	8 mo. - 45 yr.	10 mo.
475	39 yr.	7 mo.	29 yr.	8 mo. - 45 yr.	11 mo.
476	39 yr.	8 mo.	29 yr.	9 mo. - 46 yr.	0 mo.
477	39 yr.	9 mo.	29 yr.	10 mo. - 46 yr.	1 mo.
478	39 yr.	10 mo.	29 yr.	11 mo. - 46 yr.	2 mo.
479	39 yr.	11 mo.	29 yr.	11 mo. - 46 yr.	4 mo.
480	40 yr.	0 mo.	30 yr.	0 mo. - 46 yr.	5 mo.

Score	Sentence Range Midpoint		Sentence Range		
481	40 yr.	1 mo.	30 yr.	1 mo. - 46 yr.	6 mo.
482	40 yr.	2 mo.	30 yr.	2 mo. - 46 yr.	7 mo.
483	40 yr.	3 mo.	30 yr.	2 mo. - 46 yr.	8 mo.
484	40 yr.	4 mo.	30 yr.	3 mo. - 46 yr.	9 mo.
485	40 yr.	5 mo.	30 yr.	4 mo. - 46 yr.	11 mo.
486	40 yr.	6 mo.	30 yr.	5 mo. - 47 yr.	0 mo.
487	40 yr.	7 mo.	30 yr.	5 mo. - 47 yr.	1 mo.
488	40 yr.	8 mo.	30 yr.	6 mo. - 47 yr.	2 mo.
489	40 yr.	9 mo.	30 yr.	7 mo. - 47 yr.	3 mo.
490	40 yr.	10 mo.	30 yr.	8 mo. - 47 yr.	4 mo.
491	40 yr.	11 mo.	30 yr.	8 mo. - 47 yr.	6 mo.
492	41 yr.	0 mo.	30 yr.	9 mo. - 47 yr.	7 mo.
493	41 yr.	1 mo.	30 yr.	10 mo. - 47 yr.	8 mo.
494	41 yr.	2 mo.	30 yr.	11 mo. - 47 yr.	9 mo.
495	41 yr.	3 mo.	30 yr.	11 mo. - 47 yr.	10 mo.
496	41 yr.	4 mo.	31 yr.	0 mo. - 47 yr.	11 mo.
497	41 yr.	5 mo.	31 yr.	1 mo. - 48 yr.	1 mo.
498	41 yr.	6 mo.	31 yr.	2 mo. - 48 yr.	2 mo.
499	41 yr.	7 mo.	31 yr.	2 mo. - 48 yr.	3 mo.
500	41 yr.	8 mo.	31 yr.	3 mo. - 48 yr.	4 mo.
501	41 yr.	9 mo.	31 yr.	4 mo. - 48 yr.	5 mo.
502	41 yr.	10 mo.	31 yr.	5 mo. - 48 yr.	6 mo.
503	41 yr.	11 mo.	31 yr.	5 mo. - 48 yr.	7 mo.
504	42 yr.	0 mo.	31 yr.	6 mo. - 48 yr.	9 mo.
505	42 yr.	1 mo.	31 yr.	7 mo. - 48 yr.	10 mo.
506	42 yr.	2 mo.	31 yr.	8 mo. - 48 yr.	11 mo.
507	42 yr.	3 mo.	31 yr.	8 mo. - 49 yr.	0 mo.
508	42 yr.	4 mo.	31 yr.	9 mo. - 49 yr.	1 mo.
509	42 yr.	5 mo.	31 yr.	10 mo. - 49 yr.	2 mo.
510	42 yr.	6 mo.	31 yr.	11 mo. - 49 yr.	4 mo.
511	42 yr.	7 mo.	31 yr.	11 mo. - 49 yr.	5 mo.
512	42 yr.	8 mo.	32 yr.	0 mo. - 49 yr.	6 mo.
513	42 yr.	9 mo.	32 yr.	1 mo. - 49 yr.	7 mo.
514	42 yr.	10 mo.	32 yr.	2 mo. - 49 yr.	8 mo.
515	42 yr.	11 mo.	32 yr.	2 mo. - 49 yr.	9 mo.
516	43 yr.	0 mo.	32 yr.	3 mo. - 49 yr.	11 mo.
517	43 yr.	1 mo.	32 yr.	4 mo. - 50 yr.	0 mo.
518	43 yr.	2 mo.	32 yr.	5 mo. - 50 yr.	1 mo.
519	43 yr.	3 mo.	32 yr.	5 mo. - 50 yr.	2 mo.
520	43 yr.	4 mo.	32 yr.	6 mo. - 50 yr.	3 mo.
521	43 yr.	5 mo.	32 yr.	7 mo. - 50 yr.	4 mo.
522	43 yr.	6 mo.	32 yr.	8 mo. - 50 yr.	6 mo.
523	43 yr.	7 mo.	32 yr.	8 mo. - 50 yr.	7 mo.
524	43 yr.	8 mo.	32 yr.	9 mo. - 50 yr.	8 mo.
525	43 yr.	9 mo.	32 yr.	10 mo. - 50 yr.	9 mo.
526	43 yr.	10 mo.	32 yr.	11 mo. - 50 yr.	10 mo.
527	43 yr.	11 mo.	32 yr.	11 mo. - 50 yr.	11 mo.
528	44 yr.	0 mo.	33 yr.	0 mo. - 51 yr.	0 mo.

Score	Sentence Range Midpoint		Sentence Range		
529	44 yr.	1 mo.	33 yr.	1 mo. - 51 yr.	2 mo.
530	44 yr.	2 mo.	33 yr.	2 mo. - 51 yr.	3 mo.
531	44 yr.	3 mo.	33 yr.	2 mo. - 51 yr.	4 mo.
532	44 yr.	4 mo.	33 yr.	3 mo. - 51 yr.	5 mo.
533	44 yr.	5 mo.	33 yr.	4 mo. - 51 yr.	6 mo.
534	44 yr.	6 mo.	33 yr.	5 mo. - 51 yr.	7 mo.
535	44 yr.	7 mo.	33 yr.	5 mo. - 51 yr.	9 mo.
536	44 yr.	8 mo.	33 yr.	6 mo. - 51 yr.	10 mo.
537	44 yr.	9 mo.	33 yr.	7 mo. - 51 yr.	11 mo.
538	44 yr.	10 mo.	33 yr.	8 mo. - 52 yr.	0 mo.
539	44 yr.	11 mo.	33 yr.	8 mo. - 52 yr.	1 mo.
540	45 yr.	0 mo.	33 yr.	9 mo. - 52 yr.	2 mo.
541	45 yr.	1 mo.	33 yr.	10 mo. - 52 yr.	4 mo.
542	45 yr.	2 mo.	33 yr.	11 mo. - 52 yr.	5 mo.
543	45 yr.	3 mo.	33 yr.	11 mo. - 52 yr.	6 mo.
544	45 yr.	4 mo.	34 yr.	0 mo. - 52 yr.	7 mo.
545	45 yr.	5 mo.	34 yr.	1 mo. - 52 yr.	8 mo.
546	45 yr.	6 mo.	34 yr.	2 mo. - 52 yr.	9 mo.
547	45 yr.	7 mo.	34 yr.	2 mo. - 52 yr.	11 mo.
548	45 yr.	8 mo.	34 yr.	3 mo. - 53 yr.	0 mo.
549	45 yr.	9 mo.	34 yr.	4 mo. - 53 yr.	1 mo.
550	45 yr.	10 mo.	34 yr.	5 mo. - 53 yr.	2 mo.
551	45 yr.	11 mo.	34 yr.	5 mo. - 53 yr.	3 mo.
552	46 yr.	0 mo.	34 yr.	6 mo. - 53 yr.	4 mo.
553	46 yr.	1 mo.	34 yr.	7 mo. - 53 yr.	5 mo.
554	46 yr.	2 mo.	34 yr.	8 mo. - 53 yr.	7 mo.
555	46 yr.	3 mo.	34 yr.	8 mo. - 53 yr.	8 mo.
556	46 yr.	4 mo.	34 yr.	9 mo. - 53 yr.	9 mo.
557	46 yr.	5 mo.	34 yr.	10 mo. - 53 yr.	10 mo.
558	46 yr.	6 mo.	34 yr.	11 mo. - 53 yr.	11 mo.
559	46 yr.	7 mo.	34 yr.	11 mo. - 54 yr.	0 mo.
560	46 yr.	8 mo.	35 yr.	0 mo. - 54 yr.	2 mo.
561	46 yr.	9 mo.	35 yr.	1 mo. - 54 yr.	3 mo.
562	46 yr.	10 mo.	35 yr.	2 mo. - 54 yr.	4 mo.
563	46 yr.	11 mo.	35 yr.	2 mo. - 54 yr.	5 mo.
564	47 yr.	0 mo.	35 yr.	3 mo. - 54 yr.	6 mo.
565	47 yr.	1 mo.	35 yr.	4 mo. - 54 yr.	7 mo.
566	47 yr.	2 mo.	35 yr.	5 mo. - 54 yr.	9 mo.
567	47 yr.	3 mo.	35 yr.	5 mo. - 54 yr.	10 mo.
568	47 yr.	4 mo.	35 yr.	6 mo. - 54 yr.	11 mo.
569	47 yr.	5 mo.	35 yr.	7 mo. - 55 yr.	0 mo.
570	47 yr.	6 mo.	35 yr.	8 mo. - 55 yr.	1 mo.
571	47 yr.	7 mo.	35 yr.	8 mo. - 55 yr.	2 mo.
572	47 yr.	8 mo.	35 yr.	9 mo. - 55 yr.	4 mo.
573	47 yr.	9 mo.	35 yr.	10 mo. - 55 yr.	5 mo.
574	47 yr.	10 mo.	35 yr.	11 mo. - 55 yr.	6 mo.
575	47 yr.	11 mo.	35 yr.	11 mo. - 55 yr.	7 mo.
576	48 yr.	0 mo.	36 yr.	0 mo. - 55 yr.	8 mo.

❖ Robbery • Section C Recommendation Table

Score	Sentence Range Midpoint		Sentence Range		
577	48 yr.	1 mo.	36 yr.	1 mo. - 55 yr.	9 mo.
578	48 yr.	2 mo.	36 yr.	2 mo. - 55 yr.	10 mo.
579	48 yr.	3 mo.	36 yr.	2 mo. - 56 yr.	0 mo.
580	48 yr.	4 mo.	36 yr.	3 mo. - 56 yr.	1 mo.
581	48 yr.	5 mo.	36 yr.	4 mo. - 56 yr.	2 mo.
582	48 yr.	6 mo.	36 yr.	5 mo. - 56 yr.	3 mo.
583	48 yr.	7 mo.	36 yr.	5 mo. - 56 yr.	4 mo.
584	48 yr.	8 mo.	36 yr.	6 mo. - 56 yr.	5 mo.
585	48 yr.	9 mo.	36 yr.	7 mo. - 56 yr.	7 mo.
586	48 yr.	10 mo.	36 yr.	8 mo. - 56 yr.	8 mo.
587	48 yr.	11 mo.	36 yr.	8 mo. - 56 yr.	9 mo.
588	49 yr.	0 mo.	36 yr.	9 mo. - 56 yr.	10 mo.
589	49 yr.	1 mo.	36 yr.	10 mo. - 56 yr.	11 mo.
590	49 yr.	2 mo.	36 yr.	11 mo. - 57 yr.	0 mo.
591	49 yr.	3 mo.	36 yr.	11 mo. - 57 yr.	2 mo.
592	49 yr.	4 mo.	37 yr.	0 mo. - 57 yr.	3 mo.
593	49 yr.	5 mo.	37 yr.	1 mo. - 57 yr.	4 mo.
594	49 yr.	6 mo.	37 yr.	2 mo. - 57 yr.	5 mo.
595	49 yr.	7 mo.	37 yr.	2 mo. - 57 yr.	6 mo.
596	49 yr.	8 mo.	37 yr.	3 mo. - 57 yr.	7 mo.
597	49 yr.	9 mo.	37 yr.	4 mo. - 57 yr.	9 mo.
598	49 yr.	10 mo.	37 yr.	5 mo. - 57 yr.	10 mo.
599	49 yr.	11 mo.	37 yr.	5 mo. - 57 yr.	11 mo.
600	50 yr.	0 mo.	37 yr.	6 mo. - 58 yr.	0 mo.

Traffic/Felony The sentencing guidelines for this section apply to the following offenses:

Relevant Code of Virginia Statutes

Relevant Virginia Crime Codes (VCC)

18.2-22	Use VCC for actual offense and change "F" to "C" in the code.	
18.2-26	Use VCC for actual offense and change "F" to "A" in the code.	
18.2-266	DWI-5450-F6	(1-5 yrs.)
	DWI-5449-F6	(1-5 yrs.)
	DWI-5406-F6	(1-5 yrs.)
	DWI-5680-F6	(1-5 yrs.)
	DWI-5681-F6	(1-5 yrs.)
	DWI-5682-F6	(1-5 yrs.)
	DWI-5683-F6	(1-5 yrs.)
	DWI-5688-F6	(1-5 yrs.)
	DWI-5689-F6	(1-5 yrs.)
	DWI-5493-F6	(1-5 yrs.)
18.2-270	(See §18.2-266 above)	
18.2-272(A)	DWI-5478-F6	(1-5 yrs.)
46.2-391(D,2a,i)	LIC-6859-F9	(1-5 yrs.)
46.2-391(D,2a,ii)	LIC-6860-F9	(1-5 yrs.)
46.2-391(D,3)	LIC-6861-F9	(1-5 yrs.)
46.2-817(B)	REC-6624-F6	(1-5 yrs.)
46.2-894	HIT-6608-F5	(1-10 yrs.)
	HIT-6604-F5	(1-10 yrs.)

Conspiracies or attempts to commit the offenses appearing in the above table are guidelines offenses.
A worksheet should be completed.

If the statute number and VCC for the primary offense do not appear on this table, sentencing guidelines do not apply. No worksheets should be completed.

Traffic/Felony Section A

1 Primary Offense

Enter the score corresponding to the number of counts if the primary offense at conviction was:

A.	DWI-5450-F6*	DWI – 3 rd conviction w/in 5 yrs.....	18.2-266
	DWI-5680-F6*	DWI – 3 rd conviction w/in 5 yrs BAC .15 to .20	18.2-266
	DWI-5681-F6*	DWI – 3 rd conviction w/in 5 yrs BAC >.20	18.2-266
B.	DWI-5449-F6*	DWI – 3 rd conviction w/in 10 yrs.....	18.2-266
	DWI-5682-F6*	DWI – 3 rd conviction w/in 10 yrs BAC .15 to .20	18.2-266
	DWI-5683-F6*	DWI – 3 rd conviction w/in 10 yrs BAC >.20	18.2-266
C.	DWI-5406-F6*	DWI – 4 th or subsequent w/in 10 years	18.2-266
	DWI-5688-F6*	DWI – 4 th or subsequent w/in 10 yrs BAC .15 to .20	18.2-266
	DWI-5689-F6*	DWI – 4 th or subsequent w/in 10 yrs BAC >.20	18.2-266
	DWI-5493-F6*	DWI – after prior felony DWI	18.2-266
D.	LIC-6859-F9*	Drive after license revoked, DWI/etc. – endangerment	46.2-391(D,2a,i)
E.	LIC-6860-F9*	Drive after license revoked, DWI/etc. & DWI/etc. violation	46.2-391(D,2a,ii)
F.	LIC-6861-F9*	Drive after license revoked, DWI/etc. – subsequent	46.2-391(D,3)
G.	HIT-6608-F5*	Hit and run, driver fails to stop/report etc. victim injured.....	46.2-894
	HIT-6604-F5*	Hit and run with property damage \$1,000 or more	46.2-894
H.	REC-6624-F6*	Disregard police command to stop, endangerment	46.2-817(B)
I.	DWI-5478-F6*	Driving after forfeiture of license, etc., 3rd offense within 10 yrs.	18.2-272(A)

*Attempted and conspired offenses are scored the same as a completed act
Violations of deferred findings (§§ 18.2-251, 18.2-258.1, 19.2-298.02, or 19.2-303.6)
are scored as a conviction for the underlying offense

2 Primary Offense Remaining Counts

Total the maximum penalties for counts of the primary offense not scored under the Primary Offense factor above. Locate the total in the maximum penalty range and record the corresponding points.

3 Additional Offenses

Additional offenses are offenses in the same sentencing event that have a VCC that differs from the primary offense.

Add the maximum penalties for all additional offenses (including counts). Locate the total in the maximum penalty range and record the corresponding points.

4 Victim Injury

Score this factor based on the victim who received the most serious injury. Score this factor for any offense at sentencing, not only the primary offense.

Catchwords are used to show general groupings for injuries but in no way define how injuries must be scored on the Sentencing Guidelines. Scores for injuries must be assigned based on the specific definitions defined in the General Instructions and not on the catch phrases: Threatened, Emotional, Physical, Serious Physical or Life Threatening injury.

5 Prior Convictions /Adjudications

Select the five most recent felony sentencing events (adult convictions and juvenile adjudications). If there are fewer than five prior felony events, use all of them plus the most recent prior misdemeanor events, for a total of up to five prior events. For juvenile adjudications, score only delinquent offenses, not status offenses.

For each prior event, identify the offense with the highest statutory maximum penalty. Select only one offense per event.

Add together the years of the statutory maximum penalties for these prior offenses. Locate the total in the maximum penalty range and record the corresponding points.

6 Prior Incarcerations / Commitments

Select the appropriate block based on the primary offense.

Enter the appropriate score if one or more periods of incarceration resulted from a sentence. Score boot camp, diversion center, detention center, CCAP or any incarceration sentence that the offender has served or is currently serving. Commitments to juvenile institutions or post-dispositional confinements in secure detention following an adjudication of delinquency are also scored. Pre-trial and pre-sentence time are not scored unless the offender was sentenced to "time-served."

7 Legally Restrained at Time of Offense

Select the appropriate block based on the primary offense.

Score this factor based on the type of legal restraint that is assigned the most points.

Do not rely on the catchwords to score this factor. See the General Instructions for the definitions.

Parole: An obligation to a parole board on the date of the offense.

Post-release: Under probation or post-release supervision defined in §§ 19.2-295.2 or 18.2-10 on the date of the offense.

Supervised Probation after Incarceration: On state, federal, or local supervised probation on the date of the offense after serving time in jail or prison.

Supervised Probation: On state, federal, or local supervised probation on the date of the offense after being sentenced to probation with no active time to serve.

Other: Some obligation to the court or violation of a court or administrative body restriction on the date of the offense. Not defined above.

8 Prior Criminal Traffic Convictions/Adjudications

Score this factor only if the primary offense (attempted, conspired or completed) is:

- Disregard police command to stop under § 46.2-817(B) (REC-6624-F6) OR
- Hit and run with property damage \$1,000 or more § 46.2-894 (HIT-6604-F5)

Determine the total number of misdemeanor and felony traffic convictions or adjudications and score whichever combination has the highest points. Score all counts in the offender's history. A criminal traffic offense is any traffic offense listed in the supplemental VCC Book. Traffic infractions are not scored. Applicable offenses include those with a prefix of "DMV," "DWI," "EQU," "HIT," "LIC," "REC," "REG," and "CDT." Two other offenses that are not usually classified as traffic offenses should also be scored: involuntary vehicular manslaughter (§ 18.2-36.1) and assault charges involving DWI, victim permanently impaired (§ 18.2-51.4).

9 Go to the Next Appropriate Section.

If the total score is "8" or less go to Traffic Section B.
If the total score is "9" or more go to Traffic Section C.

Traffic/Felony Section A

Offender Name: _____

1 Primary Offense

- A. DWI - Third conviction within 5 years (1 count) 1
- B. DWI - Third conviction within 10 years (1 count) 1
- C. DWI - Fourth or subsequent conviction within 10 years, or DWI after prior felony DWI (1 count) 9
- D. Drive on revoked license after DWI, involuntary manslaughter, or DWI victim permanently impaired (maiming) - endangerment (1 count) 9
- E. Drive on revoked license after DWI, involuntary manslaughter, or DWI victim permanently impaired (maiming) and DWI, etc., violation (1 count) 9
- F. Drive on revoked license after DWI, involuntary manslaughter, or DWI victim permanently impaired (maiming) - second or subsequent (1 count) 9
- G. Hit and run, driver fails to stop and aid victim or hit and run, property damage \$1,000 or more
1 count 1
2 counts 4
- H. Disregard police command to stop, endangerment (1 count) 5
- I. Driving after forfeiture of license, etc., 3rd offense within 10 Years (1 count) 1

Score

0	

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

- Years: 5 - 7 1
8 - 18 2
19 - 28 3
29 - 38 4
39 or more 5

0	

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

- Years: Less than 1 0
(12 months = 1 year) 1 - 7 1
8 - 18 2
19 - 28 3
29 - 38 4
39 or more 5

0	

4 Victim Injury

- Threatened, emotional, physical, or serious physical 1
Life threatening 2

0	

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

- Years: Less than 2 0
2 - 38 1
39 or more 2

0	

6 Prior Incarcerations/Commitments

Primary Offense:

I: Driving, after forfeiture of license

Number	Score
1.....	1
2 or more	4

Primary Offense:

All other offenses

If YES, add 4

0	

7 Legally Restrained at Time of Offense

Primary Offense

I: Driving, after forfeiture of license

	Points
Any legal restraint.....	4

Primary Offense:

All other offenses

	Points
None.....	0
Other, supervised probation	2
Parole, post-release, supv. prob. after incarceration	5

0	

SCORE THE FOLLOWING FACTOR **ONLY** IF PRIMARY OFFENSE IS **H: DISREGARD POLICE COMMAND TO STOP, OR G: HIT AND RUN WITH PROPERTY DAMAGE \$1,000 OR MORE (§ 46.2-894, § 46.2-817 (B))**

8 Prior Criminal Traffic Convictions/Adjudications

Primary Offense:

H: Disregard police command to stop, endangerment

Any prior felony traffic convictions/adjudications
If YES, add 8

Primary Offense:

G: Hit and run with property damage \$1,000 or more

Number	Score
0-3 prior criminal misdemeanor traffic conv./adj.	0
4+ prior criminal misdemeanor traffic conv./adj.	1
1+ prior felony traffic convictions/adjudications	2

0	

Total Score

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

Traffic/Felony ❖ Section B

1 Primary Offense

Enter the score corresponding to the number of counts if the primary offense at conviction was:

A.	DWI-5450-F6*	DWI – 3 rd conviction w/in 5 yrs.....	18.2-266
	DWI-5680-F6*	DWI – 3 rd conviction w/in 5 yrs BAC .15 to .20	18.2-266
	DWI-5681-F6*	DWI – 3 rd conviction w/in 5 yrs BAC >.20	18.2-266
B.	DWI-5449-F6*	DWI – 3 rd conviction w/in 10 yrs.....	18.2-266
	DWI-5682-F6*	DWI – 3 rd conviction w/in 10 yrs BAC .15 to .20	18.2-266
	DWI-5683-F6*	DWI – 3 rd conviction w/in 10 yrs BAC >.20	18.2-266
C.	HIT-6608-F5*	Hit and run, driver fails to stop/report etc. victim injured.....	46.2-894
D.	HIT-6604-F5*	Hit and run, property damage \$1,000 or more.....	46.2-894
E.	REC-6624-F6*	Disregard police command to stop, endangerment.....	46.2-817(B)
F.	DWI-5478-F6*	Driving after forfeiture of license, etc., 3rd offense within 10 yrs.....	18.2-272(A)

**Attempted and conspired offenses are scored the same as a completed act
Violations of deferred findings (§§ 18.2-251, 18.2-258.1, 19.2-298.02, or 19.2-303.6)
are scored as a conviction for the underlying offense*

2 Primary Offense Remaining Counts

Total the maximum penalties for counts of the primary offense not scored under the Primary Offense factor above. Locate the total in the maximum penalty range and record the corresponding points.

3 Additional Offenses

Additional offenses are offenses in the same sentencing event that have a VCC that differs from the primary offense.

Add the maximum penalties for all additional offenses (including counts). Locate the total in the maximum penalty range and record the corresponding points.

4 Victim Injury

Score this factor based on the victim who received the most serious injury. Score this factor for any offense at sentencing, not only the primary offense.

Catchwords are used to show general groupings for injuries but in no way define how injuries must be scored on the Sentencing Guidelines. Scores for injuries must be assigned based on the specific definitions defined in the General Instructions and not on the catch phrases: Threatened, Emotional, Physical, Serious Physical or Life Threatening injury.

5 Legally Restrained at Time of Offense

Do not rely on the catchwords to score this factor. See the General Instructions for the definitions.

Parole: An obligation to a parole board on the date of the offense.

Post-release: Under probation or post-release supervision defined in §§ 19.2-295.2 or 18.2-10 on the date of the offense.

Supervised Probation after Incarceration: On state, federal, or local supervised probation on the date of the offense after serving time in jail or prison.

Supervised Probation: On state, federal, or local supervised probation on the date of the offense after being sentenced to probation with no active time to serve.

Other: Some obligation to the court or violation of a court or administrative body restriction on the date of the offense. Not defined above.

6 Prior Criminal Traffic Convictions/Adjudications

Score this factor only if the primary offense (attempted, conspired or completed) is either hit and run, driver fails to stop and aid injured victim, or hit and run with property damage \$1,000 or more (§ 46.2-894).

Determine the total number of misdemeanor and felony traffic convictions or adjudications and score whichever combination has the highest points. Score all counts in the offender's history. A criminal traffic offense is any traffic offense listed in the supplemental VCC Book. Traffic infractions are not scored. Applicable offenses include those with a prefix of "DMV," "DWI," "EQU," "HIT," "LIC," "REC," "REG," and "CDT." Two other offenses that are not usually classified as traffic offenses should also be scored: involuntary vehicular manslaughter (§ 18.2-36.1) and assault charges involving DWI, victim permanently impaired (§ 18.2-51.4).

7 Prior Incarcerations/Commitments

Score this factor only if the primary offense is Driving after forfeiture of license, etc., 3rd offense within 10 Years

Enter "2" if one or more periods of incarcerations resulted from a sentence. Score boot camp, diversion center, detention center, CCAP or any incarceration sentence that the offender currently is serving. Commitment to juvenile institutions or post-dispositional confinement in secure detention, following an adjudication of delinquency, also is scored. Pre-trial and pre-sentence time are not scored unless the offender was sentenced to "time served."

8 Record the Guidelines Sentence.

Refer to the Traffic Section B Recommendation Table that follows these instructions to convert the total score to the guidelines recommendation. On the cover sheet, record the guidelines sentence recommendation.

Traffic/Felony Section B

Offender Name: _____

1 Primary Offense _____

- A. DWI – Third conviction within 5 years (1 count).....10
- B. DWI – Third conviction within 10 years (1 count).....10
- C. Hit and run, driver fails to stop and aid victim (1 count).....10
- D. Hit and run, property damage \$1,000 or more (1 count) 8
- E. Disregard police command to stop, endangerment (1 count).....9
- F. Driving after forfeiture of license, etc., 3rd offense within 10 Years (1 count).....9

Score

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

- Years: 5 - 9.....2
- 10 - 19.....3
- 20 - 29.....4
- 30 - 39.....5
- 40 or more.....6

0	

3 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 - 29.....4
- 30 - 39.....5
- 40 or more.....6

0	

4 Victim Injury _____

- Threatened, emotional, physical, or serious physical.....2
- Life threatening.....3

0	

5 Legally Restrained at Time of Offense _____

If YES, add 1 →

0	

SCORE THE FOLLOWING FACTOR **ONLY** IF PRIMARY OFFENSE IS **C OR D: HIT AND RUN (§ 46.2-894)**

6 Prior Criminal Traffic Convictions/Adjudications _____

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

0	

SCORE THE FOLLOWING FACTOR **ONLY** IF PRIMARY OFFENSE IS
F: DRIVING AFTER FORFEITURE OF LICENSE, ETC. - 3RD OFFENSE WITHIN 10 YEARS (§ 18.2-272(A))

7 Prior Incarcerations/Commitments _____

If YES, add 2 →

0	

Total Score _____

See **Traffic Section B Recommendation Table** to convert score to guidelines sentence.

Traffic/Section B



Recommendation Table

Score	Guideline Sentence
0 - 9	Probation/No Incarceration
10+	Incarceration 1 Day to 6 Months

Traffic/Felony Section C

1 Primary Offense

Determine whether the offender's prior record includes a Category I or Category II felony (See Appendix A), and mark the corresponding box. Enter the score corresponding to the number of counts under the appropriate prior record classification category, if the primary offense at conviction was:

A.	DWI-5450-F6*	DWI – 3 rd conviction w/in 5 years.....	18.2-266
	DWI-5680-F6*	DWI – 3 rd conviction w/in 5 years BAC .15 to .20	18.2-266
	DWI-5681-F6*	DWI – 3 rd conviction w/in 5 years BAC >.20	18.2-266
B.	DWI-5449-F6*	DWI – 3 rd conviction w/in 10 years.....	18.2-266
	DWI-5682-F6*	DWI – 3 rd conviction w/in 10 years BAC .15 to .20	18.2-266
	DWI-5683-F6*	DWI – 3 rd conviction w/in 10 years BAC >.20	18.2-266
C.	DWI-5406-F6*	Driving while intoxicated – 4 th or subsequent w/in 10 years.....	18.2-266
	DWI-5688-F6*	DWI – 4 th or subsequent w/in 10 years BAC .15 to .20.....	18.2-266
	DWI-5689-F6*	DWI – 4 th or subsequent w/in 10 years BAC >.20.....	18.2-266
	DWI-5493-F6*	DWI – after prior felony DWI.....	18.2-266
D.	LIC-6859-F9*	Drive after license revoked, DWI/etc. – endangerment	46.2-391(D,2a,i)
E.	LIC-6860-F9*	Drive after license revoked, DWI/etc. & DWI/etc. violation	46.2-391(D,2a,ii)
F.	LIC-6861-F9*	Drive after license revoked, DWI/etc. – subsequent	46.2-391(D,3)
G.	HIT-6608-F5*	Hit and run, driver fails to stop/report, etc., victim injured	46.2-894
	HIT-6604-F5*	Hit and run with property damage \$1,000 or more	46.2-894
H.	REC-6624-F6*	Disregard police command to stop, endangerment.....	46.2-817(B)
I.	DWI-5478-F6*	Driving after forfeiture of license, etc., 3 rd offense within 10 yrs.....	18.2-272(A)

*Attempted and conspired offenses are scored the same as a completed act
Violations of deferred findings (§§ 18.2-251, 18.2-258.1, 19.2-298.02, or 19.2-303.6)
are scored as a conviction for the underlying offense

2 Primary Offense Remaining Counts

Based on the statutory maximum penalty, assign points to each count of the primary offense not scored under the Primary Offense factor above. Total the points assigned to each and record the total.

3 Additional Offenses

Additional offenses are offenses in the same sentencing event that have a VCC that differs from the primary offense.

Identify each additional offense and its maximum penalty. Assign points to each additional offense (including counts) based on the statutory maximum penalty.

Once points have been assigned to each additional offense, including counts, total the points and record the total.

4 Type of Additional Offense is DWI

Score this factor only if a DWI is an additional offense in the current sentencing event.

Enter "11" if an additional offense is a DWI offense and the primary offense is one of the following:

Primary Offense	Statute	VCC
Revoked License	§ 46.2-391	LIC-6859-F9 LIC-6860-F9 LIC-6861-F9

Enter "3" if the primary offense is:

Primary Offense	Statute	VCC
DWI after prior fel. DWI	§ 18.2-266	DWI-5493-F6

Enter "2" if the primary offense is:

Primary Offense	Statute	VCC
DWI 4 th offense	§ 18.2-266	DWI-5406-F6
Forfeiture	§ 18.2-272(A)	DWI-5478-F6

Enter "0" if the primary offense is one of the following:

Primary Offense	Statute	VCC
DWI 3 rd Offense	§ 18.2-266	DWI-5449-F6 DWI-5450-F6
Hit and Run	§ 46.2-894	HIT-6608-F5 HIT-6604-F5
Disregard Command	§ 46.2-817(B)	REC-6624-F6

5 Victim Injury

Score this factor based on the victim who received the most serious injury. Score this factor for any offense at sentencing, not only the primary offense.

Catchwords are used to show general groupings for injuries but in no way define how injuries must be scored on the Sentencing Guidelines. Scores for injuries must be assigned based on the specific definitions defined in the General Instructions and not on the catch phrases: Threatened, Emotional, Physical, Serious Physical or Life Threatening injury.

6 Prior Convictions /Adjudications

Select the five most recent felony sentencing events (adult convictions and juvenile adjudications). If there are fewer than five prior felony events, use all of them plus the most recent prior misdemeanor events, for a total of up to five prior events. For juvenile adjudications, score only delinquent offenses, not status offenses.

For each prior event, identify the offense with the highest statutory maximum penalty. Select only one offense per event. For each offense identified, locate the maximum penalty in the table and assign the corresponding points. Total the points and record the total.

7 Prior Felony Convictions / Adjudications Against Person

Enter the score corresponding to the number of prior *felony* person adult convictions and delinquent adjudications (including counts). Applicable offenses include those with a prefix of "ASL," "FAM," "MUR," "KID," "ROB," "RAP," or "SEX." Some offenses with other VCC prefixes are also person felonies, such as certain acts of arson or burglary (e.g., ARS-2001-F3, BUR-2215-F2). See Appendix E for a list of person crimes.

8 Prior Felony Convictions / Adjudications With Same VCC Prefix as Primary Offense

Enter the score corresponding to the number of prior *felony* adult convictions and delinquent adjudications (including counts) that have the same VCC prefix as the primary offense for this event. For example, if the primary offense is possession of firearm by a convicted felon (WPN-5220-F6), score all prior record convictions or delinquency adjudications that have a "WPN" prefix.

9 Legally Restrained at Time of Offense

Select the appropriate block based on the primary offense.

Score this factor based on the type of legal restraint that is assigned the most points.

Do not rely on the catchwords to score this factor. See the General Instructions for the definitions.

Parole: An obligation to a parole board on the date of the offense.

Post-release: Under probation or post-release supervision defined in §§ 19.2-295.2 or 18.2-10 on the date of the offense.

Supervised Probation after Incarceration: On state, federal, or local supervised probation on the date of the offense after serving time in jail or prison.

Supervised Probation: On state, federal, or local supervised probation on the date of the offense after being sentenced to probation with no active time to serve.

Other: Some obligation to the court or violation of a court or administrative body restriction on the date of the offense. Not defined above.

10 Prior Criminal Traffic Convictions/ Adjudications

Score this factor only if the primary offense (attempted, conspired or completed) is either hit and run, driver fails to stop and aid victim or hit and run with property damage \$1000 or more (§ 46.2-894).

Determine the total number of misdemeanor and felony traffic convictions or adjudications and score whichever combination has the highest points. Score all counts in the offender's history. A criminal traffic offense is any traffic offense listed in the supplemental VCC Book. Traffic infractions are not scored. Applicable offenses include those with a prefix of "DMV," "DWI," "EQU," "HIT," "LIC," "REC," "REG," and "CDT." Two other offenses that are not usually classified as traffic offenses should also be scored: involuntary vehicular manslaughter (§ 18.2-36.1) and assault charges involving DWI, victim permanently impaired (§ 18.2-51.4).

11 Record the Guidelines Sentence.

Refer to the Traffic/Felony Section C Recommendation Table that follows these instructions to convert the total score to the guidelines sentence. Record the guidelines midpoint and range on the cover sheet in the Sentencing Guidelines Recommendation Section.

Traffic/Felony Section C

Offender Name: _____

1 Primary Offense Prior Record Classification ☐ Category I ☐ Category II ☐ Other

A.	DWI - Third conviction within 5 years (1 count)	20	10	5
B.	DWI - Third conviction within 10 years (1 count)	20	10	5
C.	DWI - Fourth or subsequent conviction within 10 years, DWI after prior felony DWI			
	1 count	40	20	10
	2 counts	48	24	12
	3 counts	68	34	17
D.	Drive on revoked license after DWI, involuntary manslaughter, or DWI victim permanently impaired (maiming) - endangerment			
	1 count	40	20	10
	2 counts	48	24	12
	3 counts	68	34	17
E.	Drive on revoked license after DWI, involuntary manslaughter, or DWI victim permanently impaired (maiming) and DWI, etc., violation			
	1 count	40	20	10
	2 counts	48	24	12
	3 counts	68	34	17
F.	Drive on revoked license after DWI, involuntary manslaughter, or DWI victim permanently impaired (maiming) - second or subsequent			
	1 count	40	20	10
	2 counts	48	24	12
	3 counts	68	34	17
G.	Hit and run, driver fails to stop and aid victim or hit and run, property damage \$1,000 or more (1 count)	20	10	5
H.	Disregard police command to stop, endangerment (1 count)	40	20	10
I.	Driving after forfeiture of license, etc., 3rd offense within 10 yrs (1 count)	32	16	8

Score

0		

2 Primary Offense Remaining Counts Assign points to each count of the primary not scored above and total the points

Maximum Penalty: 5, 10 1

3 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 3
 40, 50, Life 5

4 Type of Additional Offense is DWI (Score based on the primary offense)

Primary with additional DWI offense: Habitual offender or Drive on a revoked license with DWI as additional offense 11
 DWI after prior felony DWI, manslaughter, maiming 3
 DWI fourth offense, Driving after forfeiture of license, etc., 3rd offense within 10 yrs 2
 DWI third offense, Hit and run or Disregard command to stop (with DWI as additional offense) 0

0		

5 Victim Injury

Threatened or emotional 2
 Physical or serious physical 4
 Life threatening 5

0	0	

6 Prior Convictions/Adjudications Assign points to the 5 most recent and serious prior record events and total the points

Maximum Penalty: Less than 20 0
 (years) 20, 30, 40, 50, Life 1

0	0	

7 Prior Felony Convictions/Adjudications Against Person

Number of Counts: 1 1 4 4
 2 2 5 or more 5
 3 3

0	0	

8 Prior Felony Convictions/Adjudications with the Same VCC Prefix as Primary Offense

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

0		

9 Legally Restrained at Time of Offense

Primary Offense: G: Hit and run (§ 46.2-894)
 If YES, add 4

Primary Offense: All other offenses
 If YES, add 2

0	0	

SCORE THE FOLLOWING FACTOR **ONLY** IF PRIMARY OFFENSE IS **G: HIT AND RUN (§ 46.2-894)**

10 Prior Criminal Traffic Convictions/Adjudications

Number: 0 Felonies: 1 - 4 Misdemeanors 4
 5+ Misdemeanors 8
 1+ Felonies: 0 Misdemeanors 4
 1 - 4 Misdemeanors 8
 5+ Misdemeanors 12

Total Score

See Traffic Section C Recommendation Table for guidelines sentence range.

❖ Traffic/Felony • Section C Recommendation Table

Score	Sentence Range Midpoint		Sentence Range	
Up to 7	0 yr.	7 mo.	0 yr.	7 mo. - 0 yr. 10 mo.
8	0 yr.	8 mo.	0 yr.	7 mo. - 0 yr. 11 mo.
9	0 yr.	9 mo.	0 yr.	7 mo. - 0 yr. 11 mo.
10	0 yr.	10 mo.	0 yr.	7 mo. - 1 yr. 0 mo.
11	0 yr.	11 mo.	0 yr.	7 mo. - 1 yr. 1 mo.
12	1 yr.	0 mo.	1 yr.	0 mo. - 1 yr. 2 mo.
13	1 yr.	1 mo.	1 yr.	0 mo. - 1 yr. 3 mo.
14	1 yr.	2 mo.	1 yr.	0 mo. - 1 yr. 4 mo.
15	1 yr.	3 mo.	1 yr.	0 mo. - 1 yr. 5 mo.
16	1 yr.	4 mo.	1 yr.	0 mo. - 1 yr. 6 mo.
17	1 yr.	5 mo.	1 yr.	0 mo. - 1 yr. 7 mo.
18	1 yr.	6 mo.	1 yr.	0 mo. - 1 yr. 8 mo.
19	1 yr.	7 mo.	1 yr.	0 mo. - 1 yr. 9 mo.
20	1 yr.	8 mo.	1 yr.	0 mo. - 1 yr. 10 mo.
21	1 yr.	9 mo.	1 yr.	0 mo. - 1 yr. 11 mo.
22	1 yr.	10 mo.	1 yr.	0 mo. - 2 yr. 0 mo.
23	1 yr.	11 mo.	1 yr.	0 mo. - 2 yr. 1 mo.
24	2 yr.	0 mo.	1 yr.	0 mo. - 2 yr. 2 mo.
25	2 yr.	1 mo.	1 yr.	0 mo. - 2 yr. 3 mo.
26	2 yr.	2 mo.	1 yr.	0 mo. - 2 yr. 4 mo.
27	2 yr.	3 mo.	1 yr.	0 mo. - 2 yr. 5 mo.
28	2 yr.	4 mo.	1 yr.	0 mo. - 2 yr. 6 mo.
29	2 yr.	5 mo.	1 yr.	0 mo. - 2 yr. 7 mo.
30	2 yr.	6 mo.	1 yr.	0 mo. - 2 yr. 8 mo.
31	2 yr.	7 mo.	1 yr.	1 mo. - 2 yr. 9 mo.
32	2 yr.	8 mo.	1 yr.	2 mo. - 2 yr. 10 mo.
33	2 yr.	9 mo.	1 yr.	2 mo. - 2 yr. 11 mo.
34	2 yr.	10 mo.	1 yr.	3 mo. - 3 yr. 0 mo.
35	2 yr.	11 mo.	1 yr.	3 mo. - 3 yr. 1 mo.
36	3 yr.	0 mo.	1 yr.	4 mo. - 3 yr. 2 mo.
37	3 yr.	1 mo.	1 yr.	5 mo. - 3 yr. 4 mo.
38	3 yr.	2 mo.	1 yr.	6 mo. - 3 yr. 5 mo.
39	3 yr.	3 mo.	1 yr.	7 mo. - 3 yr. 7 mo.
40	3 yr.	4 mo.	1 yr.	8 mo. - 3 yr. 9 mo.
41	3 yr.	5 mo.	1 yr.	9 mo. - 3 yr. 11 mo.
42	3 yr.	6 mo.	1 yr.	10 mo. - 4 yr. 1 mo.
43	3 yr.	7 mo.	1 yr.	10 mo. - 4 yr. 4 mo.
44	3 yr.	8 mo.	1 yr.	11 mo. - 4 yr. 5 mo.
45	3 yr.	9 mo.	2 yr.	0 mo. - 4 yr. 6 mo.
46	3 yr.	10 mo.	2 yr.	0 mo. - 4 yr. 8 mo.
47	3 yr.	11 mo.	2 yr.	1 mo. - 4 yr. 9 mo.
48	4 yr.	0 mo.	2 yr.	1 mo. - 4 yr. 10 mo.
49	4 yr.	1 mo.	2 yr.	2 mo. - 4 yr. 11 mo.
50	4 yr.	2 mo.	2 yr.	2 mo. - 5 yr. 1 mo.
51	4 yr.	3 mo.	2 yr.	2 mo. - 5 yr. 2 mo.
52	4 yr.	4 mo.	2 yr.	3 mo. - 5 yr. 3 mo.
53	4 yr.	5 mo.	2 yr.	3 mo. - 5 yr. 4 mo.
54	4 yr.	6 mo.	2 yr.	4 mo. - 5 yr. 5 mo.

Score	Sentence Range Midpoint		Sentence Range	
55	4 yr.	7 mo.	2 yr.	4 mo. - 5 yr. 7 mo.
56	4 yr.	8 mo.	2 yr.	5 mo. - 5 yr. 8 mo.
57	4 yr.	9 mo.	2 yr.	5 mo. - 5 yr. 9 mo.
58	4 yr.	10 mo.	2 yr.	6 mo. - 5 yr. 10 mo.
59	4 yr.	11 mo.	2 yr.	6 mo. - 5 yr. 11 mo.
60	5 yr.	0 mo.	2 yr.	7 mo. - 6 yr. 1 mo.
61	5 yr.	1 mo.	2 yr.	7 mo. - 6 yr. 2 mo.
62	5 yr.	2 mo.	2 yr.	8 mo. - 6 yr. 3 mo.
63	5 yr.	3 mo.	2 yr.	8 mo. - 6 yr. 4 mo.
64	5 yr.	4 mo.	2 yr.	9 mo. - 6 yr. 6 mo.
65	5 yr.	5 mo.	2 yr.	9 mo. - 6 yr. 7 mo.
66	5 yr.	6 mo.	2 yr.	10 mo. - 6 yr. 8 mo.
67	5 yr.	7 mo.	2 yr.	10 mo. - 6 yr. 9 mo.
68	5 yr.	8 mo.	2 yr.	11 mo. - 6 yr. 10 mo.
69	5 yr.	9 mo.	2 yr.	11 mo. - 7 yr. 0 mo.
70	5 yr.	10 mo.	3 yr.	0 mo. - 7 yr. 1 mo.
71	5 yr.	11 mo.	3 yr.	0 mo. - 7 yr. 2 mo.
72	6 yr.	0 mo.	3 yr.	0 mo. - 7 yr. 3 mo.
73	6 yr.	1 mo.	3 yr.	1 mo. - 7 yr. 5 mo.
74	6 yr.	2 mo.	3 yr.	1 mo. - 7 yr. 6 mo.
75	6 yr.	3 mo.	3 yr.	2 mo. - 7 yr. 7 mo.
76	6 yr.	4 mo.	3 yr.	2 mo. - 7 yr. 8 mo.
77	6 yr.	5 mo.	3 yr.	3 mo. - 7 yr. 9 mo.
78	6 yr.	6 mo.	3 yr.	3 mo. - 7 yr. 11 mo.
79	6 yr.	7 mo.	3 yr.	3 mo. - 8 yr. 0 mo.
80	6 yr.	8 mo.	3 yr.	4 mo. - 8 yr. 1 mo.
81	6 yr.	9 mo.	3 yr.	4 mo. - 8 yr. 2 mo.
82	6 yr.	10 mo.	3 yr.	5 mo. - 8 yr. 4 mo.
83	6 yr.	11 mo.	3 yr.	5 mo. - 8 yr. 5 mo.
84	7 yr.	0 mo.	3 yr.	6 mo. - 8 yr. 6 mo.
85	7 yr.	1 mo.	3 yr.	6 mo. - 8 yr. 7 mo.
86	7 yr.	2 mo.	3 yr.	7 mo. - 8 yr. 8 mo.
87	7 yr.	3 mo.	3 yr.	7 mo. - 8 yr. 10 mo.
88	7 yr.	4 mo.	3 yr.	8 mo. - 8 yr. 11 mo.
89	7 yr.	5 mo.	3 yr.	8 mo. - 9 yr. 0 mo.
90	7 yr.	6 mo.	3 yr.	9 mo. - 9 yr. 1 mo.
91	7 yr.	7 mo.	3 yr.	9 mo. - 9 yr. 3 mo.
92	7 yr.	8 mo.	3 yr.	10 mo. - 9 yr. 4 mo.
93	7 yr.	9 mo.	3 yr.	10 mo. - 9 yr. 5 mo.
94	7 yr.	10 mo.	3 yr.	11 mo. - 9 yr. 6 mo.
95	7 yr.	11 mo.	3 yr.	11 mo. - 9 yr. 7 mo.
96	8 yr.	0 mo.	4 yr.	0 mo. - 9 yr. 9 mo.
97	8 yr.	1 mo.	4 yr.	0 mo. - 9 yr. 10 mo.
98	8 yr.	2 mo.	4 yr.	1 mo. - 9 yr. 11 mo.
99	8 yr.	3 mo.	4 yr.	1 mo. - 10 yr. 0 mo.
100	8 yr.	4 mo.	4 yr.	2 mo. - 10 yr. 2 mo.
101	8 yr.	5 mo.	4 yr.	2 mo. - 10 yr. 3 mo.
102	8 yr.	6 mo.	4 yr.	3 mo. - 10 yr. 4 mo.

Score	Sentence Range Midpoint		Sentence Range		
103	8 yr.	7 mo.	4 yr.	3 mo. - 10 yr.	5 mo.
104	8 yr.	8 mo.	4 yr.	4 mo. - 10 yr.	6 mo.
105	8 yr.	9 mo.	4 yr.	4 mo. - 10 yr.	8 mo.
106	8 yr.	10 mo.	4 yr.	5 mo. - 10 yr.	9 mo.
107	8 yr.	11 mo.	4 yr.	5 mo. - 10 yr.	10 mo.
108	9 yr.	0 mo.	4 yr.	6 mo. - 10 yr.	11 mo.
109	9 yr.	1 mo.	4 yr.	6 mo. - 11 yr.	0 mo.
110	9 yr.	2 mo.	4 yr.	7 mo. - 11 yr.	2 mo.
111	9 yr.	3 mo.	4 yr.	7 mo. - 11 yr.	3 mo.
112	9 yr.	4 mo.	4 yr.	8 mo. - 11 yr.	4 mo.
113	9 yr.	5 mo.	4 yr.	8 mo. - 11 yr.	5 mo.
114	9 yr.	6 mo.	4 yr.	9 mo. - 11 yr.	7 mo.
115	9 yr.	7 mo.	4 yr.	9 mo. - 11 yr.	8 mo.
116	9 yr.	8 mo.	4 yr.	10 mo. - 11 yr.	9 mo.
117	9 yr.	9 mo.	4 yr.	10 mo. - 11 yr.	10 mo.
118	9 yr.	10 mo.	4 yr.	11 mo. - 11 yr.	11 mo.
119	9 yr.	11 mo.	4 yr.	11 mo. - 12 yr.	1 mo.
120	10 yr.	0 mo.	5 yr.	0 mo. - 12 yr.	2 mo.
121	10 yr.	1 mo.	5 yr.	0 mo. - 12 yr.	3 mo.
122	10 yr.	2 mo.	5 yr.	1 mo. - 12 yr.	4 mo.
123	10 yr.	3 mo.	5 yr.	1 mo. - 12 yr.	6 mo.
124	10 yr.	4 mo.	5 yr.	2 mo. - 12 yr.	7 mo.
125	10 yr.	5 mo.	5 yr.	2 mo. - 12 yr.	8 mo.
126	10 yr.	6 mo.	5 yr.	3 mo. - 12 yr.	9 mo.
127	10 yr.	7 mo.	5 yr.	3 mo. - 12 yr.	10 mo.
128	10 yr.	8 mo.	5 yr.	4 mo. - 13 yr.	0 mo.
129	10 yr.	9 mo.	5 yr.	4 mo. - 13 yr.	1 mo.
130	10 yr.	10 mo.	5 yr.	5 mo. - 13 yr.	2 mo.
131	10 yr.	11 mo.	5 yr.	5 mo. - 13 yr.	3 mo.
132	11 yr.	0 mo.	5 yr.	6 mo. - 13 yr.	5 mo.
133	11 yr.	1 mo.	5 yr.	6 mo. - 13 yr.	6 mo.
134	11 yr.	2 mo.	5 yr.	7 mo. - 13 yr.	7 mo.
135	11 yr.	3 mo.	5 yr.	7 mo. - 13 yr.	8 mo.
136	11 yr.	4 mo.	5 yr.	8 mo. - 13 yr.	9 mo.
137	11 yr.	5 mo.	5 yr.	8 mo. - 13 yr.	11 mo.
138	11 yr.	6 mo.	5 yr.	9 mo. - 14 yr.	0 mo.
139	11 yr.	7 mo.	5 yr.	9 mo. - 14 yr.	1 mo.
140	11 yr.	8 mo.	5 yr.	10 mo. - 14 yr.	2 mo.
141	11 yr.	9 mo.	5 yr.	10 mo. - 14 yr.	4 mo.
142	11 yr.	10 mo.	5 yr.	11 mo. - 14 yr.	5 mo.
143	11 yr.	11 mo.	5 yr.	11 mo. - 14 yr.	6 mo.
144	12 yr.	0 mo.	6 yr.	0 mo. - 14 yr.	7 mo.
145	12 yr.	1 mo.	6 yr.	0 mo. - 14 yr.	8 mo.
146	12 yr.	2 mo.	6 yr.	1 mo. - 14 yr.	10 mo.
147	12 yr.	3 mo.	6 yr.	1 mo. - 14 yr.	11 mo.
148	12 yr.	4 mo.	6 yr.	2 mo. - 15 yr.	0 mo.
149	12 yr.	5 mo.	6 yr.	2 mo. - 15 yr.	1 mo.
150	12 yr.	6 mo.	6 yr.	3 mo. - 15 yr.	3 mo.

Score	Sentence Range Midpoint		Sentence Range		
151	12 yr.	7 mo.	6 yr.	3 mo. - 15 yr.	4 mo.
152	12 yr.	8 mo.	6 yr.	4 mo. - 15 yr.	5 mo.
153	12 yr.	9 mo.	6 yr.	4 mo. - 15 yr.	6 mo.
154	12 yr.	10 mo.	6 yr.	5 mo. - 15 yr.	7 mo.
155	12 yr.	11 mo.	6 yr.	5 mo. - 15 yr.	9 mo.
156	13 yr.	0 mo.	6 yr.	6 mo. - 15 yr.	10 mo.
157	13 yr.	1 mo.	6 yr.	6 mo. - 15 yr.	11 mo.
158	13 yr.	2 mo.	6 yr.	7 mo. - 16 yr.	0 mo.
159	13 yr.	3 mo.	6 yr.	7 mo. - 16 yr.	1 mo.
160	13 yr.	4 mo.	6 yr.	8 mo. - 16 yr.	3 mo.
161	13 yr.	5 mo.	6 yr.	8 mo. - 16 yr.	4 mo.
162	13 yr.	6 mo.	6 yr.	9 mo. - 16 yr.	5 mo.
163	13 yr.	7 mo.	6 yr.	9 mo. - 16 yr.	6 mo.
164	13 yr.	8 mo.	6 yr.	10 mo. - 16 yr.	8 mo.
165	13 yr.	9 mo.	6 yr.	10 mo. - 16 yr.	9 mo.
166	13 yr.	10 mo.	6 yr.	11 mo. - 16 yr.	10 mo.
167	13 yr.	11 mo.	6 yr.	11 mo. - 16 yr.	11 mo.
168	14 yr.	0 mo.	7 yr.	0 mo. - 17 yr.	0 mo.
169	14 yr.	1 mo.	7 yr.	0 mo. - 17 yr.	2 mo.
170	14 yr.	2 mo.	7 yr.	1 mo. - 17 yr.	3 mo.
171	14 yr.	3 mo.	7 yr.	1 mo. - 17 yr.	4 mo.
172	14 yr.	4 mo.	7 yr.	2 mo. - 17 yr.	5 mo.
173	14 yr.	5 mo.	7 yr.	2 mo. - 17 yr.	7 mo.
174	14 yr.	6 mo.	7 yr.	3 mo. - 17 yr.	8 mo.
175	14 yr.	7 mo.	7 yr.	3 mo. - 17 yr.	9 mo.
176	14 yr.	8 mo.	7 yr.	4 mo. - 17 yr.	10 mo.
177	14 yr.	9 mo.	7 yr.	4 mo. - 17 yr.	11 mo.
178	14 yr.	10 mo.	7 yr.	5 mo. - 18 yr.	1 mo.
179	14 yr.	11 mo.	7 yr.	5 mo. - 18 yr.	2 mo.
180	15 yr.	0 mo.	7 yr.	6 mo. - 18 yr.	3 mo.
181	15 yr.	1 mo.	7 yr.	6 mo. - 18 yr.	4 mo.
182	15 yr.	2 mo.	7 yr.	7 mo. - 18 yr.	6 mo.
183	15 yr.	3 mo.	7 yr.	7 mo. - 18 yr.	7 mo.
184	15 yr.	4 mo.	7 yr.	8 mo. - 18 yr.	8 mo.
185	15 yr.	5 mo.	7 yr.	8 mo. - 18 yr.	9 mo.
186	15 yr.	6 mo.	7 yr.	9 mo. - 18 yr.	10 mo.
187	15 yr.	7 mo.	7 yr.	9 mo. - 19 yr.	0 mo.
188	15 yr.	8 mo.	7 yr.	10 mo. - 19 yr.	1 mo.
189	15 yr.	9 mo.	7 yr.	10 mo. - 19 yr.	2 mo.
190	15 yr.	10 mo.	7 yr.	11 mo. - 19 yr.	3 mo.
191	15 yr.	11 mo.	7 yr.	11 mo. - 19 yr.	5 mo.
192	16 yr.	0 mo.	8 yr.	0 mo. - 19 yr.	6 mo.
193	16 yr.	1 mo.	8 yr.	0 mo. - 19 yr.	7 mo.
194	16 yr.	2 mo.	8 yr.	1 mo. - 19 yr.	8 mo.
195	16 yr.	3 mo.	8 yr.	1 mo. - 19 yr.	9 mo.
196	16 yr.	4 mo.	8 yr.	2 mo. - 19 yr.	11 mo.
197	16 yr.	5 mo.	8 yr.	2 mo. - 20 yr.	0 mo.
198	16 yr.	6 mo.	8 yr.	3 mo. - 20 yr.	1 mo.

❖ Traffic/Felony • Section C Recommendation Table

Score	Sentence Range Midpoint		Sentence Range		
199	16 yr.	7 mo.	8 yr.	3 mo.	- 20 yr. 2 mo.
200	16 yr.	8 mo.	8 yr.	4 mo.	- 20 yr. 4 mo.
201	16 yr.	9 mo.	8 yr.	4 mo.	- 20 yr. 5 mo.
202	16 yr.	10 mo.	8 yr.	5 mo.	- 20 yr. 6 mo.
203	16 yr.	11 mo.	8 yr.	5 mo.	- 20 yr. 7 mo.
204	17 yr.	0 mo.	8 yr.	6 mo.	- 20 yr. 8 mo.
205	17 yr.	1 mo.	8 yr.	6 mo.	- 20 yr. 10 mo.
206	17 yr.	2 mo.	8 yr.	7 mo.	- 20 yr. 11 mo.
207	17 yr.	3 mo.	8 yr.	7 mo.	- 21 yr. 0 mo.
208	17 yr.	4 mo.	8 yr.	8 mo.	- 21 yr. 1 mo.
209	17 yr.	5 mo.	8 yr.	8 mo.	- 21 yr. 2 mo.
210	17 yr.	6 mo.	8 yr.	9 mo.	- 21 yr. 4 mo.
211	17 yr.	7 mo.	8 yr.	9 mo.	- 21 yr. 5 mo.
212	17 yr.	8 mo.	8 yr.	10 mo.	- 21 yr. 6 mo.
213	17 yr.	9 mo.	8 yr.	10 mo.	- 21 yr. 7 mo.
214	17 yr.	10 mo.	8 yr.	11 mo.	- 21 yr. 9 mo.
215	17 yr.	11 mo.	8 yr.	11 mo.	- 21 yr. 10 mo.
216	18 yr.	0 mo.	9 yr.	0 mo.	- 21 yr. 11 mo.
217	18 yr.	1 mo.	9 yr.	0 mo.	- 22 yr. 0 mo.
218	18 yr.	2 mo.	9 yr.	1 mo.	- 22 yr. 1 mo.
219	18 yr.	3 mo.	9 yr.	1 mo.	- 22 yr. 3 mo.
220	18 yr.	4 mo.	9 yr.	2 mo.	- 22 yr. 4 mo.
221	18 yr.	5 mo.	9 yr.	2 mo.	- 22 yr. 5 mo.
222	18 yr.	6 mo.	9 yr.	3 mo.	- 22 yr. 6 mo.
223	18 yr.	7 mo.	9 yr.	3 mo.	- 22 yr. 8 mo.
224	18 yr.	8 mo.	9 yr.	4 mo.	- 22 yr. 9 mo.
225	18 yr.	9 mo.	9 yr.	4 mo.	- 22 yr. 10 mo.
226	18 yr.	10 mo.	9 yr.	5 mo.	- 22 yr. 11 mo.
227	18 yr.	11 mo.	9 yr.	5 mo.	- 23 yr. 0 mo.
228	19 yr.	0 mo.	9 yr.	6 mo.	- 23 yr. 2 mo.
229	19 yr.	1 mo.	9 yr.	6 mo.	- 23 yr. 3 mo.
230	19 yr.	2 mo.	9 yr.	7 mo.	- 23 yr. 4 mo.
231	19 yr.	3 mo.	9 yr.	7 mo.	- 23 yr. 5 mo.
232	19 yr.	4 mo.	9 yr.	8 mo.	- 23 yr. 7 mo.
233	19 yr.	5 mo.	9 yr.	8 mo.	- 23 yr. 8 mo.
234	19 yr.	6 mo.	9 yr.	9 mo.	- 23 yr. 9 mo.
235	19 yr.	7 mo.	9 yr.	9 mo.	- 23 yr. 10 mo.
236	19 yr.	8 mo.	9 yr.	10 mo.	- 23 yr. 11 mo.
237	19 yr.	9 mo.	9 yr.	10 mo.	- 24 yr. 1 mo.
238	19 yr.	10 mo.	9 yr.	11 mo.	- 24 yr. 2 mo.
239	19 yr.	11 mo.	9 yr.	11 mo.	- 24 yr. 3 mo.
240	20 yr.	0 mo.	10 yr.	0 mo.	- 24 yr. 4 mo.
241	20 yr.	1 mo.	10 yr.	0 mo.	- 24 yr. 6 mo.
242	20 yr.	2 mo.	10 yr.	1 mo.	- 24 yr. 7 mo.
243	20 yr.	3 mo.	10 yr.	1 mo.	- 24 yr. 8 mo.
244	20 yr.	4 mo.	10 yr.	2 mo.	- 24 yr. 9 mo.
245	20 yr.	5 mo.	10 yr.	2 mo.	- 24 yr. 10 mo.
246	20 yr.	6 mo.	10 yr.	3 mo.	- 25 yr. 0 mo.

Score	Sentence Range Midpoint		Sentence Range		
247	20 yr.	7 mo.	10 yr.	3 mo.	- 25 yr. 1 mo.
248	20 yr.	8 mo.	10 yr.	4 mo.	- 25 yr. 2 mo.
249	20 yr.	9 mo.	10 yr.	4 mo.	- 25 yr. 3 mo.
250	20 yr.	10 mo.	10 yr.	5 mo.	- 25 yr. 5 mo.
251	20 yr.	11 mo.	10 yr.	5 mo.	- 25 yr. 6 mo.
252	21 yr.	0 mo.	10 yr.	6 mo.	- 25 yr. 7 mo.
253	21 yr.	1 mo.	10 yr.	6 mo.	- 25 yr. 8 mo.
254	21 yr.	2 mo.	10 yr.	7 mo.	- 25 yr. 9 mo.
255	21 yr.	3 mo.	10 yr.	7 mo.	- 25 yr. 11 mo.
256	21 yr.	4 mo.	10 yr.	8 mo.	- 26 yr. 0 mo.
257	21 yr.	5 mo.	10 yr.	8 mo.	- 26 yr. 1 mo.
258	21 yr.	6 mo.	10 yr.	9 mo.	- 26 yr. 2 mo.
259	21 yr.	7 mo.	10 yr.	9 mo.	- 26 yr. 3 mo.
260	21 yr.	8 mo.	10 yr.	10 mo.	- 26 yr. 5 mo.
261	21 yr.	9 mo.	10 yr.	10 mo.	- 26 yr. 6 mo.
262	21 yr.	10 mo.	10 yr.	11 mo.	- 26 yr. 7 mo.
263	21 yr.	11 mo.	10 yr.	11 mo.	- 26 yr. 8 mo.
264	22 yr.	0 mo.	11 yr.	0 mo.	- 26 yr. 10 mo.
265	22 yr.	1 mo.	11 yr.	0 mo.	- 26 yr. 11 mo.
266	22 yr.	2 mo.	11 yr.	1 mo.	- 27 yr. 0 mo.
267	22 yr.	3 mo.	11 yr.	1 mo.	- 27 yr. 1 mo.
268	22 yr.	4 mo.	11 yr.	2 mo.	- 27 yr. 2 mo.
269	22 yr.	5 mo.	11 yr.	2 mo.	- 27 yr. 4 mo.
270	22 yr.	6 mo.	11 yr.	3 mo.	- 27 yr. 5 mo.
271	22 yr.	7 mo.	11 yr.	3 mo.	- 27 yr. 6 mo.
272	22 yr.	8 mo.	11 yr.	4 mo.	- 27 yr. 7 mo.
273	22 yr.	9 mo.	11 yr.	4 mo.	- 27 yr. 9 mo.
274	22 yr.	10 mo.	11 yr.	5 mo.	- 27 yr. 10 mo.
275	22 yr.	11 mo.	11 yr.	5 mo.	- 27 yr. 11 mo.
276	23 yr.	0 mo.	11 yr.	6 mo.	- 28 yr. 0 mo.
277	23 yr.	1 mo.	11 yr.	6 mo.	- 28 yr. 1 mo.
278	23 yr.	2 mo.	11 yr.	7 mo.	- 28 yr. 3 mo.
279	23 yr.	3 mo.	11 yr.	7 mo.	- 28 yr. 4 mo.
280	23 yr.	4 mo.	11 yr.	8 mo.	- 28 yr. 5 mo.
281	23 yr.	5 mo.	11 yr.	8 mo.	- 28 yr. 6 mo.
282	23 yr.	6 mo.	11 yr.	9 mo.	- 28 yr. 8 mo.
283	23 yr.	7 mo.	11 yr.	9 mo.	- 28 yr. 9 mo.
284	23 yr.	8 mo.	11 yr.	10 mo.	- 28 yr. 10 mo.
285	23 yr.	9 mo.	11 yr.	10 mo.	- 28 yr. 11 mo.
286	23 yr.	10 mo.	11 yr.	11 mo.	- 29 yr. 0 mo.
287	23 yr.	11 mo.	11 yr.	11 mo.	- 29 yr. 2 mo.
288	24 yr.	0 mo.	12 yr.	0 mo.	- 29 yr. 3 mo.
289	24 yr.	1 mo.	12 yr.	0 mo.	- 29 yr. 4 mo.
290	24 yr.	2 mo.	12 yr.	1 mo.	- 29 yr. 5 mo.
291	24 yr.	3 mo.	12 yr.	1 mo.	- 29 yr. 7 mo.
292	24 yr.	4 mo.	12 yr.	2 mo.	- 29 yr. 8 mo.
293	24 yr.	5 mo.	12 yr.	2 mo.	- 29 yr. 9 mo.
294	24 yr.	6 mo.	12 yr.	3 mo.	- 29 yr. 10 mo.

Score	Sentence Range Midpoint		Sentence Range		
295	24 yr.	7 mo.	12 yr.	3 mo. - 29 yr.	11 mo.
296	24 yr.	8 mo.	12 yr.	4 mo. - 30 yr.	1 mo.
297	24 yr.	9 mo.	12 yr.	4 mo. - 30 yr.	2 mo.
298	24 yr.	10 mo.	12 yr.	5 mo. - 30 yr.	3 mo.
299	24 yr.	11 mo.	12 yr.	5 mo. - 30 yr.	4 mo.
300	25 yr.	0 mo.	12 yr.	6 mo. - 30 yr.	6 mo.
301	25 yr.	1 mo.	12 yr.	6 mo. - 30 yr.	7 mo.
302	25 yr.	2 mo.	12 yr.	7 mo. - 30 yr.	8 mo.
303	25 yr.	3 mo.	12 yr.	7 mo. - 30 yr.	9 mo.
304	25 yr.	4 mo.	12 yr.	8 mo. - 30 yr.	10 mo.
305	25 yr.	5 mo.	12 yr.	8 mo. - 31 yr.	0 mo.
306	25 yr.	6 mo.	12 yr.	9 mo. - 31 yr.	1 mo.
307	25 yr.	7 mo.	12 yr.	9 mo. - 31 yr.	2 mo.
308	25 yr.	8 mo.	12 yr.	10 mo. - 31 yr.	3 mo.
309	25 yr.	9 mo.	12 yr.	10 mo. - 31 yr.	4 mo.
310	25 yr.	10 mo.	12 yr.	11 mo. - 31 yr.	6 mo.
311	25 yr.	11 mo.	12 yr.	11 mo. - 31 yr.	7 mo.
312	26 yr.	0 mo.	13 yr.	0 mo. - 31 yr.	8 mo.
313	26 yr.	1 mo.	13 yr.	0 mo. - 31 yr.	9 mo.
314	26 yr.	2 mo.	13 yr.	1 mo. - 31 yr.	11 mo.
315	26 yr.	3 mo.	13 yr.	1 mo. - 32 yr.	0 mo.
316	26 yr.	4 mo.	13 yr.	2 mo. - 32 yr.	1 mo.
317	26 yr.	5 mo.	13 yr.	2 mo. - 32 yr.	2 mo.
318	26 yr.	6 mo.	13 yr.	3 mo. - 32 yr.	3 mo.
319	26 yr.	7 mo.	13 yr.	3 mo. - 32 yr.	5 mo.
320	26 yr.	8 mo.	13 yr.	4 mo. - 32 yr.	6 mo.
321	26 yr.	9 mo.	13 yr.	4 mo. - 32 yr.	7 mo.
322	26 yr.	10 mo.	13 yr.	5 mo. - 32 yr.	8 mo.
323	26 yr.	11 mo.	13 yr.	5 mo. - 32 yr.	10 mo.
324	27 yr.	0 mo.	13 yr.	6 mo. - 32 yr.	11 mo.
325	27 yr.	1 mo.	13 yr.	6 mo. - 33 yr.	0 mo.
326	27 yr.	2 mo.	13 yr.	7 mo. - 33 yr.	1 mo.
327	27 yr.	3 mo.	13 yr.	7 mo. - 33 yr.	2 mo.
328	27 yr.	4 mo.	13 yr.	8 mo. - 33 yr.	4 mo.
329	27 yr.	5 mo.	13 yr.	8 mo. - 33 yr.	5 mo.
330	27 yr.	6 mo.	13 yr.	9 mo. - 33 yr.	6 mo.
331	27 yr.	7 mo.	13 yr.	9 mo. - 33 yr.	7 mo.
332	27 yr.	8 mo.	13 yr.	10 mo. - 33 yr.	9 mo.
333	27 yr.	9 mo.	13 yr.	10 mo. - 33 yr.	10 mo.
334	27 yr.	10 mo.	13 yr.	11 mo. - 33 yr.	11 mo.
335	27 yr.	11 mo.	13 yr.	11 mo. - 34 yr.	0 mo.
336	28 yr.	0 mo.	14 yr.	0 mo. - 34 yr.	1 mo.
337	28 yr.	1 mo.	14 yr.	0 mo. - 34 yr.	3 mo.
338	28 yr.	2 mo.	14 yr.	1 mo. - 34 yr.	4 mo.
339	28 yr.	3 mo.	14 yr.	1 mo. - 34 yr.	5 mo.
340	28 yr.	4 mo.	14 yr.	2 mo. - 34 yr.	6 mo.
341	28 yr.	5 mo.	14 yr.	2 mo. - 34 yr.	8 mo.
342	28 yr.	6 mo.	14 yr.	3 mo. - 34 yr.	9 mo.

Score	Sentence Range Midpoint		Sentence Range		
343	28 yr.	7 mo.	14 yr.	3 mo. - 34 yr.	10 mo.
344	28 yr.	8 mo.	14 yr.	4 mo. - 34 yr.	11 mo.
345	28 yr.	9 mo.	14 yr.	4 mo. - 35 yr.	0 mo.
346	28 yr.	10 mo.	14 yr.	5 mo. - 35 yr.	2 mo.
347	28 yr.	11 mo.	14 yr.	5 mo. - 35 yr.	3 mo.
348	29 yr.	0 mo.	14 yr.	6 mo. - 35 yr.	4 mo.
349	29 yr.	1 mo.	14 yr.	6 mo. - 35 yr.	5 mo.
350	29 yr.	2 mo.	14 yr.	7 mo. - 35 yr.	7 mo.
351	29 yr.	3 mo.	14 yr.	7 mo. - 35 yr.	8 mo.
352	29 yr.	4 mo.	14 yr.	8 mo. - 35 yr.	9 mo.
353	29 yr.	5 mo.	14 yr.	8 mo. - 35 yr.	10 mo.
354	29 yr.	6 mo.	14 yr.	9 mo. - 35 yr.	11 mo.
355	29 yr.	7 mo.	14 yr.	9 mo. - 36 yr.	1 mo.
356	29 yr.	8 mo.	14 yr.	10 mo. - 36 yr.	2 mo.
357	29 yr.	9 mo.	14 yr.	10 mo. - 36 yr.	3 mo.
358	29 yr.	10 mo.	14 yr.	11 mo. - 36 yr.	4 mo.
359	29 yr.	11 mo.	14 yr.	11 mo. - 36 yr.	5 mo.
360	30 yr.	0 mo.	15 yr.	0 mo. - 36 yr.	7 mo.
361	30 yr.	1 mo.	15 yr.	0 mo. - 36 yr.	8 mo.
362	30 yr.	2 mo.	15 yr.	1 mo. - 36 yr.	9 mo.
363	30 yr.	3 mo.	15 yr.	1 mo. - 36 yr.	10 mo.
364	30 yr.	4 mo.	15 yr.	2 mo. - 37 yr.	0 mo.
365	30 yr.	5 mo.	15 yr.	2 mo. - 37 yr.	1 mo.
366	30 yr.	6 mo.	15 yr.	3 mo. - 37 yr.	2 mo.
367	30 yr.	7 mo.	15 yr.	3 mo. - 37 yr.	3 mo.
368	30 yr.	8 mo.	15 yr.	4 mo. - 37 yr.	4 mo.
369	30 yr.	9 mo.	15 yr.	4 mo. - 37 yr.	6 mo.
370	30 yr.	10 mo.	15 yr.	5 mo. - 37 yr.	7 mo.
371	30 yr.	11 mo.	15 yr.	5 mo. - 37 yr.	8 mo.
372	31 yr.	0 mo.	15 yr.	6 mo. - 37 yr.	9 mo.
373	31 yr.	1 mo.	15 yr.	6 mo. - 37 yr.	11 mo.
374	31 yr.	2 mo.	15 yr.	7 mo. - 38 yr.	0 mo.
375	31 yr.	3 mo.	15 yr.	7 mo. - 38 yr.	1 mo.
376	31 yr.	4 mo.	15 yr.	8 mo. - 38 yr.	2 mo.
377	31 yr.	5 mo.	15 yr.	8 mo. - 38 yr.	3 mo.
378	31 yr.	6 mo.	15 yr.	9 mo. - 38 yr.	5 mo.
379	31 yr.	7 mo.	15 yr.	9 mo. - 38 yr.	6 mo.
380	31 yr.	8 mo.	15 yr.	10 mo. - 38 yr.	7 mo.
381	31 yr.	9 mo.	15 yr.	10 mo. - 38 yr.	8 mo.
382	31 yr.	10 mo.	15 yr.	11 mo. - 38 yr.	10 mo.
383	31 yr.	11 mo.	15 yr.	11 mo. - 38 yr.	11 mo.
384	32 yr.	0 mo.	16 yr.	0 mo. - 39 yr.	0 mo.
385	32 yr.	1 mo.	16 yr.	0 mo. - 39 yr.	1 mo.
386	32 yr.	2 mo.	16 yr.	1 mo. - 39 yr.	2 mo.
387	32 yr.	3 mo.	16 yr.	1 mo. - 39 yr.	4 mo.
388	32 yr.	4 mo.	16 yr.	2 mo. - 39 yr.	5 mo.
389	32 yr.	5 mo.	16 yr.	2 mo. - 39 yr.	6 mo.
390	32 yr.	6 mo.	16 yr.	3 mo. - 39 yr.	7 mo.

❖ Traffic/Felony • Section C Recommendation Table

Score	Sentence Range Midpoint		Sentence Range		
391	32 yr.	7 mo.	16 yr.	3 mo.	- 39 yr. 9 mo.
392	32 yr.	8 mo.	16 yr.	4 mo.	- 39 yr. 10 mo.
393	32 yr.	9 mo.	16 yr.	4 mo.	- 39 yr. 11 mo.
394	32 yr.	10 mo.	16 yr.	5 mo.	- 40 yr. 0 mo.
395	32 yr.	11 mo.	16 yr.	5 mo.	- 40 yr. 1 mo.
396	33 yr.	0 mo.	16 yr.	6 mo.	- 40 yr. 3 mo.
397	33 yr.	1 mo.	16 yr.	6 mo.	- 40 yr. 4 mo.
398	33 yr.	2 mo.	16 yr.	7 mo.	- 40 yr. 5 mo.
399	33 yr.	3 mo.	16 yr.	7 mo.	- 40 yr. 6 mo.
400	33 yr.	4 mo.	16 yr.	8 mo.	- 40 yr. 8 mo.
401	33 yr.	5 mo.	16 yr.	8 mo.	- 40 yr. 9 mo.
402	33 yr.	6 mo.	16 yr.	9 mo.	- 40 yr. 10 mo.
403	33 yr.	7 mo.	16 yr.	9 mo.	- 40 yr. 11 mo.
404	33 yr.	8 mo.	16 yr.	10 mo.	- 41 yr. 0 mo.
405	33 yr.	9 mo.	16 yr.	10 mo.	- 41 yr. 2 mo.
406	33 yr.	10 mo.	16 yr.	11 mo.	- 41 yr. 3 mo.
407	33 yr.	11 mo.	16 yr.	11 mo.	- 41 yr. 4 mo.
408	34 yr.	0 mo.	17 yr.	0 mo.	- 41 yr. 5 mo.
409	34 yr.	1 mo.	17 yr.	0 mo.	- 41 yr. 6 mo.
410	34 yr.	2 mo.	17 yr.	1 mo.	- 41 yr. 8 mo.
411	34 yr.	3 mo.	17 yr.	1 mo.	- 41 yr. 9 mo.
412	34 yr.	4 mo.	17 yr.	2 mo.	- 41 yr. 10 mo.
413	34 yr.	5 mo.	17 yr.	2 mo.	- 41 yr. 11 mo.
414	34 yr.	6 mo.	17 yr.	3 mo.	- 42 yr. 1 mo.
415	34 yr.	7 mo.	17 yr.	3 mo.	- 42 yr. 2 mo.
416	34 yr.	8 mo.	17 yr.	4 mo.	- 42 yr. 3 mo.
417	34 yr.	9 mo.	17 yr.	4 mo.	- 42 yr. 4 mo.
418	34 yr.	10 mo.	17 yr.	5 mo.	- 42 yr. 5 mo.
419	34 yr.	11 mo.	17 yr.	5 mo.	- 42 yr. 7 mo.
420	35 yr.	0 mo.	17 yr.	6 mo.	- 42 yr. 8 mo.
421	35 yr.	1 mo.	17 yr.	6 mo.	- 42 yr. 9 mo.
422	35 yr.	2 mo.	17 yr.	7 mo.	- 42 yr. 10 mo.
423	35 yr.	3 mo.	17 yr.	7 mo.	- 43 yr. 0 mo.
424	35 yr.	4 mo.	17 yr.	8 mo.	- 43 yr. 1 mo.
425	35 yr.	5 mo.	17 yr.	8 mo.	- 43 yr. 2 mo.
426	35 yr.	6 mo.	17 yr.	9 mo.	- 43 yr. 3 mo.
427	35 yr.	7 mo.	17 yr.	9 mo.	- 43 yr. 4 mo.
428	35 yr.	8 mo.	17 yr.	10 mo.	- 43 yr. 6 mo.
429	35 yr.	9 mo.	17 yr.	10 mo.	- 43 yr. 7 mo.
430	35 yr.	10 mo.	17 yr.	11 mo.	- 43 yr. 8 mo.
431	35 yr.	11 mo.	17 yr.	11 mo.	- 43 yr. 9 mo.
432	36 yr.	0 mo.	18 yr.	0 mo.	- 43 yr. 11 mo.
433	36 yr.	1 mo.	18 yr.	1 mo.	- 44 yr. 0 mo.
434	36 yr.	2 mo.	18 yr.	2 mo.	- 44 yr. 1 mo.
435	36 yr.	3 mo.	18 yr.	3 mo.	- 44 yr. 2 mo.
436	36 yr.	4 mo.	18 yr.	4 mo.	- 44 yr. 3 mo.
437	36 yr.	5 mo.	18 yr.	6 mo.	- 44 yr. 5 mo.
438	36 yr.	6 mo.	18 yr.	8 mo.	- 44 yr. 6 mo.

Score	Sentence Range Midpoint		Sentence Range		
439	36 yr.	7 mo.	18 yr.	10 mo.	- 44 yr. 7 mo.
440	36 yr.	8 mo.	19 yr.	0 mo.	- 44 yr. 8 mo.
441	36 yr.	9 mo.	19 yr.	3 mo.	- 44 yr. 10 mo.
442	36 yr.	10 mo.	19 yr.	6 mo.	- 44 yr. 11 mo.
443	36 yr.	11 mo.	19 yr.	9 mo.	- 45 yr. 0 mo.
444	37 yr.	0 mo.	20 yr.	0 mo.	- 45 yr. 1 mo.
445	37 yr.	1 mo.	20 yr.	4 mo.	- 45 yr. 2 mo.
446	37 yr.	2 mo.	20 yr.	8 mo.	- 45 yr. 4 mo.
447	37 yr.	3 mo.	21 yr.	0 mo.	- 45 yr. 5 mo.
448	37 yr.	4 mo.	21 yr.	4 mo.	- 45 yr. 6 mo.
449	37 yr.	5 mo.	21 yr.	8 mo.	- 45 yr. 7 mo.
450	37 yr.	6 mo.	22 yr.	1 mo.	- 45 yr. 9 mo.
451	37 yr.	7 mo.	22 yr.	6 mo.	- 45 yr. 10 mo.
452	37 yr.	8 mo.	22 yr.	11 mo.	- 45 yr. 11 mo.
453	37 yr.	9 mo.	23 yr.	4 mo.	- 46 yr. 0 mo.
454	37 yr.	10 mo.	23 yr.	9 mo.	- 46 yr. 1 mo.
455	37 yr.	11 mo.	24 yr.	2 mo.	- 46 yr. 3 mo.
456	38 yr.	0 mo.	25 yr.	0 mo.	- 46 yr. 4 mo.
457	38 yr.	1 mo.	25 yr.	5 mo.	- 46 yr. 5 mo.
458	38 yr.	2 mo.	25 yr.	9 mo.	- 46 yr. 6 mo.
459	38 yr.	3 mo.	26 yr.	1 mo.	- 46 yr. 7 mo.
460	38 yr.	4 mo.	26 yr.	5 mo.	- 46 yr. 9 mo.
461	38 yr.	5 mo.	26 yr.	9 mo.	- 46 yr. 10 mo.
462	38 yr.	6 mo.	27 yr.	1 mo.	- 46 yr. 11 mo.
463	38 yr.	7 mo.	27 yr.	5 mo.	- 47 yr. 0 mo.
464	38 yr.	8 mo.	27 yr.	9 mo.	- 47 yr. 2 mo.
465	38 yr.	9 mo.	28 yr.	0 mo.	- 47 yr. 3 mo.
466	38 yr.	10 mo.	28 yr.	2 mo.	- 47 yr. 4 mo.
467	38 yr.	11 mo.	28 yr.	6 mo.	- 47 yr. 5 mo.
468	39 yr.	0 mo.	28 yr.	8 mo.	- 47 yr. 6 mo.
469	39 yr.	1 mo.	28 yr.	10 mo.	- 47 yr. 8 mo.
470	39 yr.	2 mo.	29 yr.	0 mo.	- 47 yr. 9 mo.
471	39 yr.	3 mo.	29 yr.	2 mo.	- 47 yr. 10 mo.
472	39 yr.	4 mo.	29 yr.	3 mo.	- 47 yr. 11 mo.
473	39 yr.	5 mo.	29 yr.	4 mo.	- 48 yr. 1 mo.
474	39 yr.	6 mo.	29 yr.	5 mo.	- 48 yr. 2 mo.
475	39 yr.	7 mo.	29 yr.	6 mo.	- 48 yr. 3 mo.
476	39 yr.	8 mo.	29 yr.	7 mo.	- 48 yr. 4 mo.
477	39 yr.	9 mo.	29 yr.	8 mo.	- 48 yr. 5 mo.
478	39 yr.	10 mo.	29 yr.	9 mo.	- 48 yr. 7 mo.
479	39 yr.	11 mo.	29 yr.	10 mo.	- 48 yr. 8 mo.
480	40 yr.	0 mo.	29 yr.	11 mo.	- 48 yr. 9 mo.
481	40 yr.	1 mo.	30 yr.	0 mo.	- 48 yr. 10 mo.
482	40 yr.	2 mo.	30 yr.	1 mo.	- 49 yr. 0 mo.
483	40 yr.	3 mo.	30 yr.	2 mo.	- 49 yr. 1 mo.
484	40 yr.	4 mo.	30 yr.	3 mo.	- 49 yr. 2 mo.
485	40 yr.	5 mo.	30 yr.	4 mo.	- 49 yr. 3 mo.
486	40 yr.	6 mo.	30 yr.	5 mo.	- 49 yr. 4 mo.

Score	Sentence Range Midpoint		Sentence Range		
487	40 yr.	7 mo.	30 yr.	5 mo. - 49 yr.	6 mo.
488	40 yr.	8 mo.	30 yr.	6 mo. - 49 yr.	7 mo.
489	40 yr.	9 mo.	30 yr.	7 mo. - 49 yr.	8 mo.
490	40 yr.	10 mo.	30 yr.	8 mo. - 49 yr.	9 mo.
491	40 yr.	11 mo.	30 yr.	8 mo. - 49 yr.	11 mo.
492	41 yr.	0 mo.	30 yr.	9 mo. - 50 yr.	0 mo.
493	41 yr.	1 mo.	30 yr.	10 mo. - 50 yr.	1 mo.
494	41 yr.	2 mo.	30 yr.	11 mo. - 50 yr.	2 mo.
495	41 yr.	3 mo.	30 yr.	11 mo. - 50 yr.	3 mo.
496	41 yr.	4 mo.	31 yr.	0 mo. - 50 yr.	5 mo.
497	41 yr.	5 mo.	31 yr.	1 mo. - 50 yr.	6 mo.
498	41 yr.	6 mo.	31 yr.	2 mo. - 50 yr.	7 mo.
499	41 yr.	7 mo.	31 yr.	2 mo. - 50 yr.	8 mo.
500	41 yr.	8 mo.	31 yr.	3 mo. - 50 yr.	10 mo.
501	41 yr.	9 mo.	31 yr.	4 mo. - 50 yr.	11 mo.
502	41 yr.	10 mo.	31 yr.	5 mo. - 51 yr.	0 mo.
503	41 yr.	11 mo.	31 yr.	5 mo. - 51 yr.	1 mo.
504	42 yr.	0 mo.	31 yr.	6 mo. - 51 yr.	2 mo.
505	42 yr.	1 mo.	31 yr.	7 mo. - 51 yr.	4 mo.
506	42 yr.	2 mo.	31 yr.	8 mo. - 51 yr.	5 mo.
507	42 yr.	3 mo.	31 yr.	8 mo. - 51 yr.	6 mo.
508	42 yr.	4 mo.	31 yr.	9 mo. - 51 yr.	7 mo.
509	42 yr.	5 mo.	31 yr.	10 mo. - 51 yr.	8 mo.
510	42 yr.	6 mo.	31 yr.	11 mo. - 51 yr.	10 mo.
511	42 yr.	7 mo.	31 yr.	11 mo. - 51 yr.	11 mo.
512	42 yr.	8 mo.	32 yr.	0 mo. - 52 yr.	0 mo.
513	42 yr.	9 mo.	32 yr.	1 mo. - 52 yr.	1 mo.
514	42 yr.	10 mo.	32 yr.	2 mo. - 52 yr.	3 mo.
515	42 yr.	11 mo.	32 yr.	2 mo. - 52 yr.	4 mo.
516	43 yr.	0 mo.	32 yr.	3 mo. - 52 yr.	5 mo.
517	43 yr.	1 mo.	32 yr.	4 mo. - 52 yr.	6 mo.
518	43 yr.	2 mo.	32 yr.	5 mo. - 52 yr.	7 mo.
519	43 yr.	3 mo.	32 yr.	5 mo. - 52 yr.	9 mo.
520	43 yr.	4 mo.	32 yr.	6 mo. - 52 yr.	10 mo.
521	43 yr.	5 mo.	32 yr.	7 mo. - 52 yr.	11 mo.
522	43 yr.	6 mo.	32 yr.	8 mo. - 53 yr.	0 mo.
523	43 yr.	7 mo.	32 yr.	8 mo. - 53 yr.	2 mo.
524	43 yr.	8 mo.	32 yr.	9 mo. - 53 yr.	3 mo.
525	43 yr.	9 mo.	32 yr.	10 mo. - 53 yr.	4 mo.
526	43 yr.	10 mo.	32 yr.	11 mo. - 53 yr.	5 mo.
527	43 yr.	11 mo.	32 yr.	11 mo. - 53 yr.	6 mo.
528	44 yr.	0 mo.	33 yr.	0 mo. - 53 yr.	8 mo.
529	44 yr.	1 mo.	33 yr.	1 mo. - 53 yr.	9 mo.
530	44 yr.	2 mo.	33 yr.	2 mo. - 53 yr.	10 mo.
531	44 yr.	3 mo.	33 yr.	2 mo. - 53 yr.	11 mo.
532	44 yr.	4 mo.	33 yr.	3 mo. - 54 yr.	1 mo.
533	44 yr.	5 mo.	33 yr.	4 mo. - 54 yr.	2 mo.
534	44 yr.	6 mo.	33 yr.	5 mo. - 54 yr.	3 mo.

Score	Sentence Range Midpoint		Sentence Range		
535	44 yr.	7 mo.	33 yr.	5 mo. - 54 yr.	4 mo.
536	44 yr.	8 mo.	33 yr.	6 mo. - 54 yr.	5 mo.
537	44 yr.	9 mo.	33 yr.	7 mo. - 54 yr.	7 mo.
538	44 yr.	10 mo.	33 yr.	8 mo. - 54 yr.	8 mo.
539	44 yr.	11 mo.	33 yr.	8 mo. - 54 yr.	9 mo.
540	45 yr.	0 mo.	33 yr.	9 mo. - 54 yr.	10 mo.
541	45 yr.	1 mo.	33 yr.	10 mo. - 55 yr.	0 mo.
542	45 yr.	2 mo.	33 yr.	11 mo. - 55 yr.	1 mo.
543	45 yr.	3 mo.	33 yr.	11 mo. - 55 yr.	2 mo.
544	45 yr.	4 mo.	34 yr.	0 mo. - 55 yr.	3 mo.
545	45 yr.	5 mo.	34 yr.	1 mo. - 55 yr.	4 mo.
546	45 yr.	6 mo.	34 yr.	2 mo. - 55 yr.	6 mo.
547	45 yr.	7 mo.	34 yr.	2 mo. - 55 yr.	7 mo.
548	45 yr.	8 mo.	34 yr.	3 mo. - 55 yr.	8 mo.
549	45 yr.	9 mo.	34 yr.	4 mo. - 55 yr.	9 mo.
550	45 yr.	10 mo.	34 yr.	5 mo. - 55 yr.	11 mo.
551	45 yr.	11 mo.	34 yr.	5 mo. - 56 yr.	0 mo.
552	46 yr.	0 mo.	34 yr.	6 mo. - 56 yr.	1 mo.
553	46 yr.	1 mo.	34 yr.	7 mo. - 56 yr.	2 mo.
554	46 yr.	2 mo.	34 yr.	8 mo. - 56 yr.	3 mo.
555	46 yr.	3 mo.	34 yr.	8 mo. - 56 yr.	5 mo.
556	46 yr.	4 mo.	34 yr.	9 mo. - 56 yr.	6 mo.
557	46 yr.	5 mo.	34 yr.	10 mo. - 56 yr.	7 mo.
558	46 yr.	6 mo.	34 yr.	11 mo. - 56 yr.	8 mo.
559	46 yr.	7 mo.	34 yr.	11 mo. - 56 yr.	9 mo.
560	46 yr.	8 mo.	35 yr.	0 mo. - 56 yr.	11 mo.
561	46 yr.	9 mo.	35 yr.	1 mo. - 57 yr.	0 mo.
562	46 yr.	10 mo.	35 yr.	2 mo. - 57 yr.	1 mo.
563	46 yr.	11 mo.	35 yr.	2 mo. - 57 yr.	2 mo.
564	47 yr.	0 mo.	35 yr.	3 mo. - 57 yr.	4 mo.
565	47 yr.	1 mo.	35 yr.	4 mo. - 57 yr.	5 mo.
566	47 yr.	2 mo.	35 yr.	5 mo. - 57 yr.	6 mo.
567	47 yr.	3 mo.	35 yr.	5 mo. - 57 yr.	7 mo.
568	47 yr.	4 mo.	35 yr.	6 mo. - 57 yr.	8 mo.
569	47 yr.	5 mo.	35 yr.	7 mo. - 57 yr.	10 mo.
570	47 yr.	6 mo.	35 yr.	8 mo. - 57 yr.	11 mo.
571	47 yr.	7 mo.	35 yr.	8 mo. - 58 yr.	0 mo.
572	47 yr.	8 mo.	35 yr.	9 mo. - 58 yr.	1 mo.
573	47 yr.	9 mo.	35 yr.	10 mo. - 58 yr.	3 mo.
574	47 yr.	10 mo.	35 yr.	11 mo. - 58 yr.	4 mo.
575	47 yr.	11 mo.	35 yr.	11 mo. - 58 yr.	5 mo.
576	48 yr.	0 mo.	36 yr.	0 mo. - 58 yr.	6 mo.
577	48 yr.	1 mo.	36 yr.	1 mo. - 58 yr.	7 mo.
578	48 yr.	2 mo.	36 yr.	2 mo. - 58 yr.	9 mo.
579	48 yr.	3 mo.	36 yr.	2 mo. - 58 yr.	10 mo.
580	48 yr.	4 mo.	36 yr.	3 mo. - 58 yr.	11 mo.
581	48 yr.	5 mo.	36 yr.	4 mo. - 59 yr.	0 mo.
582	48 yr.	6 mo.	36 yr.	5 mo. - 59 yr.	2 mo.

❖ Traffic/Felony • Section C Recommendation Table

Score	Sentence Range Midpoint		Sentence Range		
583	48 yr.	7 mo.	36 yr.	5 mo. - 59 yr.	3 mo.
584	48 yr.	8 mo.	36 yr.	6 mo. - 59 yr.	4 mo.
585	48 yr.	9 mo.	36 yr.	7 mo. - 59 yr.	5 mo.
586	48 yr.	10 mo.	36 yr.	8 mo. - 59 yr.	6 mo.
587	48 yr.	11 mo.	36 yr.	8 mo. - 59 yr.	8 mo.
588	49 yr.	0 mo.	36 yr.	9 mo. - 59 yr.	9 mo.
589	49 yr.	1 mo.	36 yr.	10 mo. - 59 yr.	10 mo.
590	49 yr.	2 mo.	36 yr.	11 mo. - 59 yr.	11 mo.
591	49 yr.	3 mo.	36 yr.	11 mo. - 60 yr.	1 mo.
592	49 yr.	4 mo.	37 yr.	0 mo. - 60 yr.	2 mo.
593	49 yr.	5 mo.	37 yr.	1 mo. - 60 yr.	3 mo.
594	49 yr.	6 mo.	37 yr.	2 mo. - 60 yr.	4 mo.
595	49 yr.	7 mo.	37 yr.	2 mo. - 60 yr.	5 mo.
596	49 yr.	8 mo.	37 yr.	3 mo. - 60 yr.	7 mo.
597	49 yr.	9 mo.	37 yr.	4 mo. - 60 yr.	8 mo.
598	49 yr.	10 mo.	37 yr.	5 mo. - 60 yr.	9 mo.
599	49 yr.	11 mo.	37 yr.	5 mo. - 60 yr.	10 mo.
600	50 yr.	0 mo.	37 yr.	6 mo. - 61 yr.	0 mo.



Miscellaneous/Person & Property



Relevant Code of Virginia Statutes

Relevant Virginia Crime Codes (VCC)

16.1-253.2(A)	PRT-5002-F6	(1-5 yrs.)
18.2-22	Use VCC for actual offense and change "F" to "C" in the code.	
18.2-26	Use VCC for actual offense and change "F" to "A" in the code.	
18.2-60(A,1)	EXT-2106-F6	(1-5 yrs.)
18.2-77(A,i)	ARS-2003-F9	(5 yrs.-life)
18.2-77(B)	ARS-2005-F4	(2-10 yrs.)
18.2-81	ARS-2018-F4	(2-10 yrs.)
18.2-83	ARS-2023-F5	(1-10 yrs.)
18.2-137(B,ii)	VAN-2956-F6	(1-5 yrs.)
18.2-154	VAN-2939-F4 VAN-2940-F6	(2-10 yrs.) (1-5 yrs.)
18.2-371.1(A)	FAM-3806-F4	(2-10 yrs.)
18.2-371.1(B)	FAM-3808-F6	(1-5 yrs.)
18.2-460 (C)	JUS-4832-F5	(1-10 yrs.)
40.1-103	FAM-3810-F6	(1-5 yrs.)

Miscellaneous/Other see page 11 of this section



Relevant Code of Virginia Statutes

Relevant Virginia Crime Codes (VCC)

18.2-22	Use VCC for actual offense and change "F" to "C" in the code.	
18.2-26	Use VCC for actual offense and change "F" to "A" in the code.	
18.2-46.2	MOB-1291-F4 MOB-1292-F3	(1-10 yrs.) (5-20 yrs.)
18.2-431.1 (A)	TEL-3196-F6	(1-5 yrs.)
18.2-431.1 (B)	TEL-3197-F6	(1-5 yrs.)
18.2-434	PER-5017-F5	(1-10 yrs.)
18.2-472.1	SOR-3657-F6 SOR-3659-F6 SOR-3660-F5	(1-5 yrs.) (1-5 yrs.) (1-10 yrs.)
18.2-474.1	PRI-3241-F5	(1-10 yrs.)
19.2-128	FTA-5019-F6	(1-5 yrs.)
53.1-203(1)	ESC-4921-F6	(1-5 yrs.)
53.1-203(5)	PRI-3260-F6	(1-5 yrs.)
53.1-203(6)	PRI-3261-F5	(1-10 yrs.)

Conspiracies or attempts to commit the offenses appearing in the above table are applicable guidelines offenses. A worksheet should be completed.

If the statute number and VCC for the primary offense do not appear on this table, sentencing guidelines do not apply. No worksheets should be completed.

Miscellaneous/Person & Property

Section A

1 Primary Offense

Enter the score corresponding to the number of counts if the primary offense at conviction was:

A. ARS-2005-F4*	Arson of unoccupied dwelling/church	18.2-77(B)
B. ARS-2003-F9*	Arson of occupied dwelling/church	18.2-77(A,i)
C. ARS-2018-F4*	Arson of personal property, etc., value \$1,000 or more	18.2-81
D. ARS-2023-F5*	Bomb threat etc. by offender 15 or older	18.2-83
E. EXT-2106-F6*	Threat by letter, communication or electronic message	18.2-60(A,1)
F. FAM-3806-F4*	Child abuse and neglect	18.2-371.1(A)
G. FAM-3808-F6*	Gross, reckless care of child	18.2-371.1(B)
H. FAM-3810-F6*	Cruelty and injury to child	40.1-103
I. VAN-2939-F4*	Maliciously shoot, throw missile at train, car, etc.	18.2-154
J. VAN-2940-F6*	Unlawfully shoot, throw missile at train, car, etc.	18.2-154
K. VAN-2956-F6*	Damage/destroy any property or monument \$1,000 or more	18.2-137(B,ii)
L. PRT-5002-F6*	Violation of protective order (violence) 3rd w/in 20 yrs.	16.1-253.2(A)
M. JUS-4832-F5*	Resisting arrest by threats, bodily harm, or force.	18.2-460 (C)

*Attempted and conspired offenses are scored the same as a completed act

Violations of deferred findings (§§ 18.2-251, 18.2-258.1, 19.2-298.02, or 19.2-303.6)

2 Primary Offense Remaining Counts

Total the maximum penalties for counts of the primary offense not scored under the Primary Offense factor above. Locate the total in the maximum penalty range and record the corresponding points.

3 Additional Offenses

Additional offenses are offenses in the same sentencing event that have a VCC that differs from the primary offense.

Add the maximum penalties for all additional offenses (including counts). Locate the total in the maximum penalty range and record the corresponding points.

4 Additional Offense Requiring Mandatory Minimum Term (6 mos. or More)

Enter points if any conviction scored under the Additional Offenses factor requires a mandatory minimum term of incarceration of 6 months or more. (See Appendix B for a list of crimes with mandatory minimums).

5 Type of Additional Offense

Additional Offense is a Person Crime

Score this factor only if the primary offense is Unlawfully shoot, throw missile at train, car, etc. (§ 18.2-154). Points are assigned if an additional offense scored on the worksheet is a person crime. See Appendix E for list of person crimes.

6 Victim Injury

Select the appropriate block based on the primary offense.

Score this factor based on the victim who received the most serious injury. Score this factor for any offense at sentencing, not only the primary offense.

Catchwords are used to show general groupings for injuries but in no way define how injuries must be scored on the Sentencing Guidelines. Scores for injuries must be assigned based on the specific definitions defined in the General Instructions and not on the catch phrases: Threatened, Emotional, Physical, Serious Physical or Life Threatening injury.

7 Prior Convictions / Adjudications

Select the five most recent felony sentencing events (adult convictions and juvenile adjudications). If there are fewer than five prior felony events, use all of them plus the most recent prior misdemeanor events, for a total of up to five prior events. For juvenile adjudications, score only delinquent offenses, not status offenses.

For each prior event, identify the offense with the highest statutory maximum penalty. Select only one offense per event.

Add together the years of the statutory maximum penalties for these prior offenses. Locate the total in the maximum penalty range and record the corresponding points.

8 Prior Vandalism Convictions/Adjudications

Select the appropriate block based on the primary offense.

When scoring this factor, determine which prior vandalism offenses are felonies and which are misdemeanors. Any prior conviction or delinquent adjudication must have a Virginia Crime Code (VCC) prefix of "VAN" to be scored under this factor. Classify out-of-state offenses based on Virginia's current penalty structure.

9 Prior Incarcerations / Commitments

Enter "4" if one or more periods of incarceration resulted from a sentence. Score boot camp, diversion center, detention center, CCAP or any incarceration sentence that the offender has served or is currently serving. Commitments to juvenile institutions or post-dispositional confinements in secure detention following an adjudication of delinquency are also scored. Pre-trial and pre-sentence time are not scored unless the offender was sentenced to "time-served."

10 Legally Restrained at Time of Offense

Select the appropriate block based on the primary offense.

Score this factor based on the type of legal restraint that is assigned the most points.

Do not rely on the catchwords to score this factor. See the General Instructions for the definitions.

Parole: An obligation to a parole board on the date of the offense.

Post-release: Under probation or post-release supervision defined in §§ 19.2-295.2 or 18.2-10 on the date of the offense.

Supervised Probation after Incarceration: On state, federal, or local supervised probation on the date of the offense after serving time in jail or prison.

Supervised Probation: On state, federal, or local supervised probation on the date of the offense after being sentenced to probation with no active time to serve.

Other: Some obligation to the court or violation of a court or administrative body restriction on the date of the offense. Not defined above.

11 Go to the next appropriate section.

If the total score is "8" or less go to Miscellaneous/Person & Property Section B. If the total score is "9" or more go to Miscellaneous/Person & Property Section C.

Miscellaneous/Person & Property ❖ Section A

1 Primary Offense

Offender Name: _____

- A. Burn unoccupied dwelling/church (1 count).....6
B. Burn occupied dwelling/church (1 count).....6
C. Burning of personal property, standing grain, etc., value \$1,000 or more
 1 count.....2
 2 counts.....6
D. Threatening to bomb, burn or explode (1 count).....1
E. Threat by letter, communication or electronic message (1 count).....3
F. Child neglect/abuse, serious injury
 1 count.....3
 2 counts.....7
G. Gross, reckless care of child (1 count).....1
H. Cruelty and injury to child (1 count).....2
I. Maliciously shoot, throw missile at train, car, etc. (1 count).....3
J. Unlawfully shoot, throw missile at train, car, etc. (1 count).....2
K. Damage/destroy any property or monument \$1,000 or more (1 count).....2
L. Violation of protective order (violence) 3rd or subsequent w/in 20 years (1 count).....2
M. Resisting arrest, obstructing justice by threats, bodily harm, or force (1 count).....1

Score

0	

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

- Years: 5 - 7.....1
8 - 18.....2
19 - 28.....3
29 - 38.....4
39 or more.....5

0	

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

- Years: Less than 1.....0
(12 months = 1 year) 1 - 7.....1
8 - 18.....2
19 - 28.....3
29 - 38.....4
39 or more.....5

0	

4 Additional Offenses in Current Event Requiring Mandatory Minimum (6 mos or more) If YES, add 8 →

0	

5 Type of Additional Offense

Primary offense:

J: Unlawfully shoot, throw missile at car, etc. _____

Points

Any Additional Offense is a Person Crime
(misdemeanor or felony)..... 5

Primary offense:

All other offenses _____

Do Not Score

0	

6 Victim Injury

Primary offense:

F, G, or H: _____

Points

Threatened or emotional 2
Physical or serious physical 2
Life threatening 5

Primary offense:

I or J: _____

Points

Threatened or emotional 1
Physical or serious physical 2
Life threatening 2

Primary offense:

All other offenses _____

Points

Threatened or emotional 1
Physical or serious physical 1
Life threatening 2

0	

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

- Years: Less than 2.....0
2 - 38.....1
39 or more.....2

0	

8 Prior Vandalism Convictions/Adjudications

Primary offense:

K: Damage/Destroy property _____

Points

Misdemeanor vandalism..... 1
Felony vandalism..... 2
Both felony and misdemeanor vandalism 3

Primary offense:

All other offenses _____

Do Not Score

0	

9 Prior Incarcerations/Commitments

If YES, add 4 →

0	

10 Legally Restrained at Time of Offense

Primary offense:

K, L or M: Damage property, viol. of protect order or resist _____

Points

Any legal restraint..... 1

Primary offense:

All other offenses _____

Points

None 0
Other, supervised probation 2
Parole, post-release, supv. prob. after incarceration 5

0	

Total Score _____

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

Miscellaneous/Person & Property

Miscellaneous/Person & Property

Section B

1 Primary Offense

Enter the score corresponding to the number of counts if the primary offense at conviction was:

A. ARS-2005-F4*	Arson of unoccupied dwelling/church	18.2-77(B)
B. ARS-2003-F9*	Arson of occupied dwelling/church	18.2-77(A,i)
C. ARS-2018-F4*	Arson of personal property, etc., value \$1,000 or more	18.2-81
D. ARS-2023-F5*	Bomb threat etc. by offender 15 or older	18.2-83
E. EXT-2106-F6*	Threat by letter, communication or electronic message	18.2-60(A,1)
F. FAM-3806-F4*	Child abuse and neglect	18.2-371.1(A)
G. FAM-3808-F6*	Gross, reckless care of child.....	18.2-371.1(B)
H. FAM-3810-F6*	Cruelty and injury to child	40.1-103
I. VAN-2939-F4*	Maliciously shoot, throw missile at train, car, etc.	18.2-154
J. VAN-2940-F6*	Unlawfully shoot, throw missile at train, car, etc.	18.2-154
K. VAN-2956-F6*	Damage/destroy any property or monument \$1,000 or more	18.2-137(B,ii)
L. PRT-5002-F6*	Violation of protective order (violence) 3rd w/in 20 yrs.	16.1-253.2(A)
M. JUS-4832-F5*	Resisting arrest by threats, bodily harm, or force.	18.2-460 (C)

*Attempted and conspired offenses are scored the same as a completed act
Violations of deferred findings (§§ 18.2-251, 18.2-258.1, 19.2-298.02, or 19.2-303.6)

2 Primary Offense Remaining Counts

Select the appropriate block based on the primary offense.

Total the maximum penalties for counts of the primary offense not scored under the Primary Offense factor above. Locate the total in the maximum penalty range and record the corresponding points.

3 Additional Offenses

Additional offenses are offenses in the same sentencing event that have a VCC that differs from the primary offense.

Add the maximum penalties for all additional offenses (including counts). Locate the total in the maximum penalty range and record the corresponding points.

4 Victim Injury

Select the appropriate block based on the primary offense.

Score this factor based on the victim who received the most serious injury. Score this factor for any offense at sentencing, not only the primary offense.

Catchwords are used to show general groupings for injuries but in no way define how injuries must be scored on the Sentencing Guidelines. Scores for injuries must be assigned based on the specific definitions defined in the General Instructions and not on the catch phrases: Threatened, Emotional, Physical, Serious Physical or Life Threatening injury.

5 Weapon Used

Select the appropriate block based on the primary offense.

Enter "1" if the offender or a codefendant used, brandished or threatened to use a weapon other than a firearm. Enter "0" if a simulated weapon or feigned weapon was used (e.g., toy gun, finger in pocket to indicate a gun).

Enter "3" if the offender or a codefendant used, brandished or threatened to use a knife or firearm.

Possession of a weapon is not scored. The weapon must be used, brandished, feigned or threatened during the commission of a crime in this sentencing event.

6 Prior Incarcerations/Commitments

Select the appropriate block based on the primary offense.

Enter "1" if one or more periods of incarceration resulted from a sentence. Score boot camp, diversion center, detention center, CCAP or any incarceration sentence that the offender has served or is currently serving. Commitments to juvenile institutions or post-dispositional confinements in secure detention following an adjudication of delinquency are also scored. Pre-trial and pre-sentence time are not scored unless the offender was sentenced to "time-served".

7 Prior Convictions/Adjudications With Same VCC Prefix as Primary Offense

Select the appropriate block based on the primary offense.

Enter "2" if any prior convictions/adjudications have a "VAN" VCC prefix.

Enter "3" if any prior convictions/adjudications have a "PRT" VCC prefix.

8 Legally Restrained at Time of Offense

Score this factor based on the type of legal restraint that is assigned the most points.

Do not rely on the catchwords to score this factor. See the General Instructions for the definitions.

Parole: An obligation to a parole board on the date of the offense.

Post-release: Under probation or post-release supervision defined in §§ 19.2-295.2 or 18.2-10 on the date of the offense.

Supervised Probation after Incarceration: On state, federal, or local supervised probation on the date of the offense after serving time in jail or prison.

Supervised Probation: On state, federal, or local supervised probation on the date of the offense after being sentenced to probation with no active time to serve.

Other: Some obligation to the court or violation of a court or administrative body restriction on the date of the offense. Not defined above.

9 Record the guidelines sentence.

Refer to the Miscellaneous/Person & Property Section B Recommendation Table that follows these instructions to convert the total score to the guidelines sentence. On the cover sheet, record the guidelines sentence recommendation.

Miscellaneous/Person & Property ❖ Section B

Offender Name: _____

1 Primary Offense

- A. Burn unoccupied dwelling/church (1 count).....6
- B. Burn occupied dwelling/church (1 count).....7
- C. Burning of personal property, standing grain, etc., value \$1,000 or more (1 count).....6
- D. Threatening to bomb, burn or explode (1 count).....6
- E. Threat by letter, communication or electronic message (1 count).....7
- F. Child neglect/abuse, serious injury (1 count).....3
- G. Gross, reckless care of child (1 count).....2
- H. Cruelty and injury to child (1 count).....2
- I. Maliciously shoot, throw missile at train, car, etc. (1 count).....7
- J. Unlawfully shoot, throw missile at train, car, etc. (1 count).....7
- K. Damage/destroy any property or monument \$1,000 or more (1 count).....8
- L. Violation of protective order (violence) 3rd or subsequent w/in 20 years (1 count).....6
- M. Resisting arrest, obstructing justice by threats, bodily harm, or force (1 count).....7

Score

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

Primary offense:

K: Damage/Destroy property \$1,000 or more

Years	Points
5 - 9	1
10 - 19	2
20 - 29	3
30 - 39	4
40 or more	5

Primary offense:

All other offenses

Years	Points
5 - 9	2
10 - 19	3
20 - 29	4
30 - 39	5
40 or more	6

0

0	

3 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 - 29.....4
 30 - 39.....5
 40 or more.....6

0

0	

4 Victim Injury

Primary offense:

F, G, H or M:

	Points
Threatened or emotional	9
Physical or serious physical	9
Life threatening	10

Primary offense:

I or J:

	Points
Threatened or emotional	2
Physical or serious physical	3
Life threatening	4

Primary offense:

All other offenses

	Points
Threatened or emotional	2
Physical or serious physical	2
Life threatening	3

5 Weapon Used

Primary offense:

J. Unlawfully shoot, throw missile at car, etc.

Other than a firearm	1
Firearm	3

Primary offense:

All other offenses

Do Not Score

0	0	

6 Prior Incarcerations/Commitments

Primary offense:

I, J, K or M:

Prior Incarceration	1

Primary offense:

All other offenses

Do Not Score

0	0	

7 Prior Convictions/Adjudications VCC Prefix

Primary offense:

J. Unlawfully shoot, throw missile at car, etc.

Any prior conviction with the "VAN" prefix	2

Primary offense:

L: Violation of Protective Order

Any prior conviction with the "PRT" prefix	3

0	0	

8 Legally Restrained at Time of Offense

If YES, add 1 →

0

0	

Total Score

See Miscellaneous/Person & Property Section B Recommendation Table to convert score to guidelines sentence.



Recommendation Table

Score	Guideline Sentence
0 - 9	Probation/No Incarceration
10+	Incarceration 1 Day to 6 Months

Miscellaneous/Person & Property ❖ Section C

1 Primary Offense

Determine whether the offender's prior record includes a Category I or Category II felony (See Appendix A), and mark the corresponding box. Enter the score corresponding to the number of counts under the appropriate prior record classification category if the primary offense at conviction was:

A. ARS-2005-F4*	Arson of unoccupied dwelling/church	18.2-77(B)
B. ARS-2003-F9*	Arson of occupied dwelling/church	18.2-77(A,i)
C. ARS-2018-F4*	Arson of personal property, etc., value \$1,000 or more	18.2-81
D. ARS-2023-F5*	Bomb threat etc. by offender 15 or older	18.2-83
E. EXT-2106-F6*	Threat by letter, communication or electronic message	18.2-60(A,1)
F. FAM-3806-F4*	Child abuse and neglect	18.2-371.1(A)
G. FAM-3808-F6*	Gross, reckless care of child	18.2-371.1(B)
H. FAM-3810-F6*	Cruelty and injury to child	40.1-103
I. VAN-2939-F4*	Maliciously shoot, throw missile at train, car, etc.	18.2-154
J. VAN-2940-F6*	Unlawfully shoot, throw missile at train, car, etc.	18.2-154
K. VAN-2956-F6*	Damage/destroy any property or monument \$1,000 or more	18.2-137(B,ii)
L. PRT-5002-F6*	Violation of protective order (violence) 3rd w/in 20 yrs.	16.1-253.2(A)
M. JUS-4832-F5*	Resisting arrest by threats, bodily harm, or force.	18.2-460 (C)

*Attempted and conspired offenses are scored the same as a completed act
Violations of deferred findings (§§ 18.2-251, 18.2-258.1, 19.2-298.02, or 19.2-303.6)

2 Primary Offense Remaining Counts

Based on the statutory maximum penalty, assign points to each count of the primary offense not scored under the Primary Offense factor above. Then total the points assigned to each and record the total.

3 Additional Offenses

Select the appropriate block based on the primary offense.

Additional offenses are offenses in the same sentencing event that have a VCC that differs from the primary offense.

Identify each additional offense and its maximum penalty.

Assign points to each additional offense (including counts) based on the statutory maximum penalty.

Once points have been assigned to each additional offense, including counts, total the points and record the total.

4 Type of Additional Offense

Additional Offense with VCC prefix of "MUR"

Score this factor only if the primary offense is burn occupied dwelling/church (§ 18.2-77(A,i)).

Points are assigned if an additional offense scored on the worksheet is a murder conviction with a Virginia Crime Code (VCC) prefix of "MUR".

5 Firearm Used or Brandished

Enter "2" if the offender or a codefendant used or brandished any firearm during the commission of any offense at conviction. Do not score simulated or feigned firearms (e.g., toy gun, finger in pocket to indicate a gun). Do not score firearms possessed by the offender that are not used or brandished.

6 Victim Injury

Select the appropriate block based on the primary offense.

Score this factor based on the victim who received the most serious injury. Score this factor for any offense at sentencing, not only the primary offense.

Catchwords are used to show general groupings for injuries but in no way define how injuries must be scored on the Sentencing Guidelines. Scores for injuries must be assigned based on the specific definitions defined in the General Instructions and not on the catch phrases: Threatened, Emotional, Physical, Serious Physical or Life Threatening injury.

7 Prior Convictions /Adjudications

Select the five most recent felony sentencing events (adult convictions and juvenile adjudications). If there are fewer than five prior felony events, use all of them plus the most recent prior misdemeanor events, for a total of up to five prior events. For juvenile adjudications, score only delinquent offenses, not status offenses.

For each prior event, identify the offense with the highest statutory maximum penalty. Select only one offense per event. For each offense identified, locate the maximum penalty in the table and assign the corresponding points. Total the points and record the total.

8 Prior Felony Convictions/ Adjudications Against Person

Select the appropriate block based on the primary offense.

Enter the score corresponding to the number of prior felony person adult convictions and delinquent adjudications (including counts). Applicable offenses include those with a prefix of "ASL," "FAM," "MUR," "KID," "ROB," "RAP," or "SEX." Some offenses with other VCC prefixes are also person felonies, such as certain acts of arson or burglary (e.g., ARS-2001-F3, BUR-2215-F2). See Appendix E for a list of person crimes.

9 Prior Felony Convictions / Adjudications With Same VCC Prefix as Primary Offense

Enter the score corresponding to the number of prior felony adult convictions and delinquent adjudications (including counts) that have the same VCC prefix as the primary offense for this event. For example, if the primary offense is bomb threat (ARS-2023-F5), score all prior felony convictions and delinquent adjudications that have a "ARS" prefix.

10 Legally Restrained at Time of Offense

Select the appropriate block based on the primary offense.

Score this factor based on the type of legal restraint that is assigned the most points.

Do not rely on the catchwords to score this factor. See the General Instructions for the definitions.

Parole: An obligation to a parole board on the date of the offense.

Post-release: Under probation or post-release supervision defined in §§ 19.2-295.2 or 18.2-10 on the date of the offense.

Supervised Probation after Incarceration: On state, federal, or local supervised probation on the date of the offense after serving time in jail or prison.

Supervised Probation: On state, federal, or local supervised probation on the date of the offense after being sentenced to probation with no active time to serve.

Other: Some obligation to the court or violation of a court or administrative body restriction on the date of the offense. Not defined above.

11 Record the guidelines sentence.

Refer to the Miscellaneous Section C Recommendation Table located on page 22 of this section to convert the total score to the guidelines sentence. Record the guidelines midpoint and range on the cover sheet in the Sentencing Guidelines Recommendation Section.

Miscellaneous/Person & Property Section C

1 Primary Offense

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

A. Burn unoccupied dwelling/church (1 count).....	68	34	17
B. Burn occupied dwelling/church			
Completed: 1 count.....	108	54	27
2 counts.....	200	100	50
Attempted or conspired: 1 count.....	(68)	(34)	(17)
2 counts.....	(72)	(36)	(18)
C. Burning of personal property, standing grain, etc., value \$1,000 or more (1 count).....	32	16	8
D. Threatening to burn, bomb or explode (1 count).....	32	16	8
E. Threat by letter, communication or electronic message (1 count).....	40	20	10
F. Child neglect/abuse, serious injury (1 count).....	32	16	9
G. Gross, reckless care of child (1 count).....	28	14	7
H. Cruelty and injury to child (1 count).....	28	14	7
I. Maliciously shoot, throw missile at train, car, etc. (1 count).....	40	20	10
J. Unlawfully shoot, throw missile at train, car, etc. (1 count).....	40	20	10
K. Damage/destroy any property or monument \$1,000 or more (1 count).....	32	16	8
L. Violation of protective order (violence) 3rd or subsequent w/in 20 years (1 count).....	40	20	10
M. Resisting arrest, obstructing justice by threats, bodily harm, or force.....	20	10	5

Score

2 Primary Offense Remaining Counts Assign points to each count of the primary not scored above and total the points

Maximum Penalty: 5, 10, 20, 30, 40.....	1
(years) Life.....	5

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

Primary offense:

B: Burn occupied dwelling/church

Years	Points
Less than 5.....	0
5, 10, 15.....	3
20.....	6
30.....	9
40, 50, Life.....	12

Primary offense:

All other offenses

Years	Points
Less than 5.....	0
5, 10, 15.....	1
20.....	2
30.....	3
40, 50, life.....	5

4 Type of Additional Offense

Primary offense:

B: Burn Occupied Dwelling/Church

Additional offense with VCC Prefix "MUR"	Points
.....	133

Primary offense:

All other offenses

Do Not Score	Points
.....	

5 Firearm Used or Brandished

If YES, add 2

0	0	

6 Victim Injury

Primary offense:

G, H, I, J or L:

	Points
Threatened or emotional.....	6
Physical or serious physical ...	7
Life threatening.....	10

Primary offense:

F: Child Neglect/Abuse

	Points
Threatened or emotional.....	6
Physical or serious physical .	12
Life threatening.....	13

Primary offense: All other offenses

A, B, C, D, E, K or M:

	Points
Threatened or emotional.....	2
Physical or serious physical ...	4
Life threatening.....	5

0		

7 Prior Convictions/Adjudications Assign points to the 5 most recent and serious prior record events and total the points

Maximum Penalty: Less than 20.....	0
(years) 20, 30, 40, 50, Life.....	1

0	0	

8 Prior Felony Convictions/Adjudications Against Person

Primary offense:

B: Burn occupied dwelling/church

Number of Counts	Points
1.....	3
2.....	4
3.....	6
4 or more.....	8

Primary offense:

M: Resist arrest

Number of Counts	Points
1.....	0
2.....	2
3.....	3
4.....	4
5 or more.....	5

Primary offense:

All other offenses

Number of Counts	Points
1.....	1
2.....	2
3.....	3
4.....	4
5 or more.....	5

0	0	

9 Prior Felony Convictions/Adjudications with the Same VCC Prefix as Primary Offense

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

0		

10 Legally Restrained at Time of Offense

Primary offense:

F or L: Child neglect/abuse or violation of protective order

	Points
None.....	0
Other, supervised probation.....	6
Parole, post-release, supv. prob. after incarceration.....	9

Primary offense:

All other offenses

Any legal restraint.....	Points
.....	2

0	0	

Total Score

See Miscellaneous Section C Recommendation Table for guidelines sentence range.



MISCELLANEOUS/OTHER

(The recommendation table for Section C for both worksheets is located at the back of the section)

Miscellaneous/Other



The sentencing guidelines for this section apply to the following offenses:

Miscellaneous/Other



Relevant Code of Virginia Statutes

Relevant Virginia Crime Codes (VCC)

18.2-22	Use VCC for actual offense and change "F" to "C" in the code.
18.2-26	Use VCC for actual offense and change "F" to "A" in the code.
18.2-46.2	MOB-1291-F4 (2-10 yrs.) MOB-1292-F3 (5-20 yrs.)
18.2-431.1 (A)	TEL-3196-F6 (1-5 yrs.)
18.2-431.1 (B)	TEL-3197-F6 (1-5 yrs.)
18.2-434	PER-5017-F5 (1-10 yrs.)
18.2-472.1 (A)	SOR-3659-F6 (1-5 yrs.)
18.2-472.1 (B)	SOR-3657-F6 (1-5 yrs.) SOR-3660-F5 (1-10 yrs.)
18.2-474.1	PRI-3241-F5 (1-10 yrs.)
19.2-128	FTA-5019-F6 (1-5 yrs.)
53.1-203(1)	ESC-4921-F6 (1-5 yrs.)
53.1-203(5)	PRI-3260-F6 (1-5 yrs.)
53.1-203(6)	PRI-3261-F5 (1-10 yrs.)

Conspiracies or attempts to commit the offenses appearing in the above table are guidelines offenses. A worksheet should be completed.

If the statute number and VCC for the primary offense do not appear on this table, sentencing guidelines do not apply. No worksheets should be completed.

Miscellaneous/Other ❖ Section A

1 Primary Offense

Enter the score corresponding to the number of counts if the primary offense at conviction was:

A. PER-5017-F5*	Perjury, falsely swear an oath.....	18.2-434
B. SOR-3659-F6*	Other sex offender, fail to register, etc., 2nd/subsequent.....	18.2-472.1 (A)
C. SOR-3657-F6*	Tier III sex offender, fail to register or provide false info.	18.2-472.1 (B)
D. SOR-3660-F5*	Tier III sex offender, fail to register, etc., 2nd/subsequent	18.2-472.1 (B)
E. FTA-5019-F6*	Fail to appear in court for felony offense.....	19.2-128
F. ESC-4921-F6*	Escape from correctional facility	53.1-203(1)
G. PRI-3261-F5*	Prisoner, possess/sell, etc., Schedule III drug or marijuana	53.1-203(6)
H. MOB-1291-F4*	Participation in offense by/for gang.....	18.2-46.2
I. MOB-1292-F3*	Participation in offense by/for gang with juvenile member.....	18.2-46.2
J. TEL-3196-F6*	Provide wireless device to prisoner	18.2-431.1(A)
TEL-3197-F6*	Possession of wireless device by prisoner	18.2-431.1(B)
K. PRI-3241-F5*	Delivery of narcotics, marijuana to prisoner, etc.	18.2-474.1
L. PRI-3260-F6*	Prisoner possess, secrete, etc., unlawful chemical.....	53.1-203(5)

***Attempted and conspired offenses are scored the same as a completed act**
Violations of deferred findings (§§ 18.2-251, 18.2-258.1, 19.2-298.02, or 19.2-303.6)
are scored as a conviction for the underlying offense

2 Primary Offense Remaining Counts

Total the maximum penalties for counts of the primary offense not scored under the Primary Offense factor above. Locate the total in the maximum penalty range and record the corresponding points.

3 Additional Offenses

Additional offenses are offenses in the same sentencing event that have a VCC that differs from the primary offense.

Add the maximum penalties for all additional offenses (including counts). Locate the total in the maximum penalty range and record the corresponding points.

4 Type of Additional or Prior Record Convictions/Adjudications

Violent Additional or Prior Record Convictions/Adjudications

Score this factor only if the primary offense is a gang offense (§ 18.2-46.2). Points are assigned if the offender is being sentenced for a violent additional offense on this worksheet or has a prior conviction/adjudication for a violent offense. Violent offenses are defined by § 17.1-805 of the *Code of Virginia* and can be found in Appendix A of this manual or identified in the supplemental VCC Book (penalty column).

5 Victim Injury

Score this factor based on the victim who received the most serious injury. Score this factor for any offense at sentencing, not only the primary offense.

Catchwords are used to show general groupings for injuries but in no way define how injuries must be scored on the Sentencing Guidelines. Scores for injuries must be assigned based on the specific definitions defined in the General Instructions and not on the catch phrases: Threatened, Emotional, Physical, Serious Physical or Life Threatening injury.

6 Conviction Requiring Mandatory Minimum Term (6 mos. or More)

Enter "8" if there is a conviction in the current sentencing event that requires a mandatory minimum term of incarceration of 6 months or more. (See Appendix B for a list of crimes with mandatory minimums).

7 Prior Convictions/Adjudications

Select the appropriate block based on the primary offense.

Select the five most recent felony sentencing events (adult convictions and juvenile adjudications). If there are fewer than five prior felony events, use all of them plus the most recent prior misdemeanor events, for a total of up to five prior events. For juvenile adjudications, score only delinquent offenses, not status offenses.

For each prior event, identify the offense with the highest statutory maximum penalty. Select only one offense per event.

Add together the years of the statutory maximum penalties for these prior offenses. Locate the total in the maximum penalty range and record the corresponding points.

8 Prior Record Convictions/Adjudications

Select the appropriate block based on the primary offense.

Enter points if the offender's prior record includes any counts of attempted, conspired, or completed felony drug convictions. Applicable offenses must have a VCC prefix of "NAR." Felony prisoner offenses with a VCC prefix of "PRI" that involve drugs are also scored.

9 Prior Incarcerations/Commitments

Enter "4" if one or more periods of incarceration resulted from a sentence. Score boot camp, diversion center, detention center, CCAP or any incarceration sentence that the offender has served or is currently serving. Commitments to juvenile institutions or post-dispositional confinements in secure detention following an adjudication of delinquency are also scored. Pre-trial and pre-sentence time are not scored unless the offender was sentenced to "time-served."

10 Legally Restrained at Time of Offense

Select the appropriate block based on the primary offense.

Score this factor based on the type of legal restraint that is assigned the most points.

Do not rely on the catchwords to score this factor. See the General Instructions for the definitions.

Parole: An obligation to a parole board on the date of the offense.

Post-release: Under probation or post-release supervision defined in §§ 19.2-295.2 or 18.2-10 on the date of the offense.

Supervised Probation after Incarceration: On state, federal, or local supervised probation on the date of the offense after serving time in jail or prison.

Supervised Probation: On state, federal, or local supervised probation on the date of the offense after being sentenced to probation with no active time to serve.

Other: Some obligation to the court or violation of a court or administrative body restriction on the date of the offense. Not defined above. (e.g., fail to register if not on probation, etc)

11 Go to the next appropriate section.

If the total score is "8" or less, go to Miscellaneous/Other Section B. If the total score is "9" or more go to Miscellaneous/Other Section C.

Miscellaneous/Other ❖ Section A

Offender Name: _____

1 Primary Offense

- A. Perjury, falsely swear an oath (1 count) 1
B. Nonviolent sex offender, fail to register, etc., 2nd/subsequent (1 count) 2
C. Tier III sex offender, fail to register or provide false information (1 count) 2
D. Tier III sex offender, fail to register, etc., 2nd/subsequent (1 count) 2
E. Failure to appear in court for felony offense
 1 count 1
 2 counts 4
F. Escape from correctional facility (1 count) 7
G. Possession or sale of Schedule III drug or marijuana by prisoner (1 count) 3
H. Participation in offense by/for gang (1 count) 5
I. Participation in offense by/for gang with juvenile member (1 count) 6
J. Provide wireless device to or possession of wireless device by prisoner (1 count) 2
K. Delivery of narcotics, marijuana to prisoner (1 count) 2
L. Prisoner possess, secrete, etc., unlawful chemical (1 count) 1

Score

0	

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

- Years: 5 - 7 1
8 - 18 2
19 - 28 3
29 - 38 4
39 or more 5

0	

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

- Years: Less than 1 0
(12 months = 1 year) 1 - 7 1
8 - 18 2
19 - 28 3
29 - 38 4
39 or more 5

0	

4 Type of Additional or Prior Record Convictions/Adjudications

Primary offense: H or I: Gang Offense	
Violent Additional or Prior Record Convictions/Adjudications.....	Points 2

Primary offense: All other offenses
Do Not Score

0	

5 Victim Injury

- Threatened, emotional, physical or serious physical 1
Life threatening 2

0	

6 Conviction in Current Event Requiring Mandatory Minimum Term (6 mos or more) If YES, add 8

0	

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

Primary offense: B, C, D, J or L: Sex offender registry violation, provide wireless device to or possession of wireless device by prisoner or prisoner possess chemical	
Years	Points
Less than 6	0
6-64	1
65 or more	2

Primary offense: All other offenses	
Years	Points
Less than 2	0
2-38	1
39 or more	2

0	

8 Type of Prior Record Convictions/Adjudications

Primary offense: K: Deliver Drugs to Prisoner	
Prior Felony Drug Convictions/Adjudications	Points 1

Primary offense: L: Prisoner Possess, chemical	
2 or more Prior Felony Drug Convictions/Adjudications	Points 1

Primary offense: All other offenses
Do Not Score

0	

9 Prior Incarcerations/Commitments

If YES, add 4

0	

10 Legally Restrained at Time of Offense

Primary offense: B, C, D, J or L: Sex offender registry violation, provide wireless device to or possession of wireless device by prisoner or prisoner possess chemical	
Any legal restraint..... (including incarcerated at the time of offense)	Points 1

Primary offense: All other offenses	
None	Points 0
Other, supervised probation	2
Parole, post-release, supv. prob. after incarceration	5

0	

Total Score

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

Miscellaneous/Other ❖ Section B

1 Primary Offense

Enter the score corresponding to the number of counts if the primary offense at conviction was:

A. PER-5017-F5*	Perjury, falsely swear an oath.....	18.2-434
B. SOR-3659-F6*	Other sex offender, fail to register, etc., 2nd/subsequent.....	18.2-472.1 (A)
C. SOR-3657-F6*	Tier III sex offender, fail to register or provide false info.	18.2-472.1 (B)
D. SOR-3660-F5*	Tier III sex offender, fail to register, etc., 2nd/subsequent	18.2-472.1 (B)
E. FTA-5019-F6*	Fail to appear in court for felony offense.....	19.2-128
F. ESC-4921-F6*	Escape from correctional facility.....	53.1-203(1)
G. PRI-3261-F5*	Prisoner, possess/sell, etc., Schedule III drug or marijuana	53.1-203(6)
H. MOB-1291-F4*	Participation in offense by/for gang.....	18.2-46.2
I. MOB-1292-F3*	Participation in offense by/for gang with juvenile member.....	18.2-46.2
J. TEL-3196-F6*	Provide wireless device to prisoner	18.2-431.1(A)
K. TEL-3197-F6*	Possession of wireless device by prisoner	18.2-431.1(B)
L. PRI-3241-F5*	Delivery of narcotics, marijuana to prisoner, etc.	18.2-474.1
L. PRI-3260-F6*	Prisoner possess, secrete, etc., unlawful chemical.....	53.1-203(5)

***Attempted and conspired offenses are scored the same as a completed act**
Violations of deferred findings (§§ 18.2-251, 18.2-258.1, 19.2-298.02, or 19.2-303.6)

2 Primary Offense Remaining Counts

Total the maximum penalties for counts of the primary offense not scored under the Primary Offense factor above. Locate the total in the maximum penalty range and record the corresponding points.

3 Additional Offenses

Additional offenses are offenses in the same sentencing event that have a VCC that differs from the primary offense.

Add the maximum penalties for all additional offenses (including counts). Locate the total in the maximum penalty range and record the corresponding points.

4 Type of Additional Offenses

Score this factor only if the primary offense is a gang offense (§ 18.2-46.2).

Points are assigned if an additional offense in this sentencing event is an assault conviction with a Virginia Crime Code (VCC) prefix of "ASL". Felony and misdemeanor assaults are scored.

5 Victim Injury

Score this factor based on the victim who received the most serious injury. Score this factor for any offense at sentencing, not only the primary offense.

Catchwords are used to show general groupings for injuries but in no way define how injuries must be scored on the Sentencing Guidelines. Scores for injuries must be assigned based on the specific definitions defined in the General Instructions and not on the catch phrases: Threatened, Emotional, Physical, Serious Physical or Life Threatening injury.

6 Prior Incarceration/Commitments

Enter "1" if one or more periods of incarceration resulted from a sentence. Score boot camp, diversion center, detention center, CCAP or any incarceration sentence that the offender has served or is currently serving. Commitments to juvenile institutions or post-dispositional confinements in secure detention following an adjudication of delinquency are also scored. Pre-trial and pre-sentence time are not scored unless the offender was sentenced to "time-served".

7 Type of Prior Convictions/Adjudications

If the primary offense is a sex offender registry violation, score the number of prior sex offender registry violation convictions. Assign 2 points if the prior registry violation was a felony and 1 point if there are two prior misdemeanor registry violations. Assign 0 points if there is only one prior misdemeanor registry violation conviction.

If the primary offense is a gang offense, add 1 point if the prior juvenile record included a felony person adjudication.

If the primary offense is providing a wireless device to a prisoner or a prisoner possessing a wireless device enter the score corresponding to the number of prior felony person adult convictions and juvenile adjudications (including counts). Applicable offenses include those with a prefix of "ASL," "FAM," "MUR," "KID," "ROB," "RAP," or "SEX." Some offenses with other VCC prefixes are also person felonies (e.g., ARS-2001-F3, BUR-2215-F2). See Appendix E for a list of person crimes.

If the primary offense is a delivery of narcotics, marijuana to prisoner, etc., add 2 points if the prior record included one or more felony drug convictions/adjudications. Applicable offenses must have a VCC prefix of "NAR." Felony prisoner offenses with a VCC prefix of "PRI" that involve drugs are also scored.

8 Legally Restrained at Time of Offense

Do not rely on the catchwords to score this factor. See the General Instructions for the definitions.

Parole: An obligation to a parole board on the date of the offense.

Post-release: Under probation or post-release supervision defined in §§ 19.2-295.2 or 18.2-10 on the date of the offense.

Supervised Probation after Incarceration: On state, federal, or local supervised probation on the date of the offense after serving time in jail or prison.

Supervised Probation: On state, federal, or local supervised probation on the date of the offense after being sentenced to probation with no active time to serve.

Other: Some obligation to the court or violation of a court or administrative body restriction on the date of the offense. Not defined above.

Offenders being sentenced for felon in possession of a weapon are always legally restrained. Offenders being sentenced for a sex offender registry violation are always legally restrained. Scoring for other types of legal restraint may be authorized by the judge.

9 Record the guidelines sentence.

Refer to the Miscellaneous/Other Section B Recommendation Table that follows these instructions to convert the total score to the guidelines sentence. On the cover sheet, record the guidelines sentence recommendation.

Miscellaneous/Other Section B Offender Name: _____

1 Primary Offense _____

- A. Perjury, falsely swear an oath (1 count).....7
- B. Nonviolent sex offender, fail to register, etc., 2nd/subsequent (1 count) 7
- C. Tier III sex offender, fail to register or provide false information (1 count) 8
- D. Tier III sex offender, fail to register, etc., 2nd/subsequent (1 count) 9
- E. Failure to appear in court for felony offense (1 count) 10
- F. Escape from correctional facility (1 count).....10
- G. Possession or sale of Schedule III drug or marijuana by prisoner (1 count) 7
- H. Participation in offense by/for gang (1 count) 7
- I. Participation in offense by/for gang with juvenile member (1 count).....8
- J. Provide wireless device to or possession of wireless device by prisoner (1 count).....8
- K. Delivery of narcotics, marijuana to prisoner (1 count) 9
- L. Prisoner possess, sell, secrete unlawful chemical compound (1 count).....7

Score

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

- Years: 5 - 9.....2
- 10 - 19.....3
- 20 - 29.....4
- 30 - 39.....5
- 40 or more.....6

0	

3 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 - 29.....4
- 30 - 39.....5
- 40 or more.....6

0	

4 Type of Additional Offense _____

Primary offense:

H or I: Gang Offense (§ 18.2-46.2)

Points

Additional Offense of Assault (Felony or Misdemeanor) 1

Primary offense:

All other offenses

Do Not Score

0	

5 Victim Injury _____

- Threatened, emotional, physical or serious physical 2
- Life threatening 3

0	

6 Prior Incarcerations/Commitments _____

Primary offense:

B, C, D, J, or L: Sex offender registry violation, provide wireless device to, possession of device by prisoner or prisoner possess, sell, unlawful chemical

If YES, Add 1

Primary offense:

All other offenses

Do Not Score

0	

7 Type of Prior Convictions/Adjudications _____

Score if Primary Offense B,C, or D: Sex Offender Registry Violations

- 2 or more Prior Sex Offender Misdemeanor Registry Violations 1
- 1 or more Prior Sex Offender Felony Registry Violations 2

Score if Primary Offense: H or I: Gang Offense (§ 18.2-46.2)

- Prior Juvenile Felony Person Adjudication 1

Score if Primary Offense: J: Provide Wireless Device

- 0 to 1 Prior Felony Conviction/ Adjudication against a Person 0
- 2 or more Prior Felony Convictions/Adjudications against a Person 1

Score if Primary Offense: K: Delivery of Narcotics, Marijuana to Prisoner

- 1 or more Prior Felony Drug Convictions/Adjudications 2

Score if Primary Offense: L: Prisoner Possess, Secrete, Etc., Unlawful Chemical

- 1 or more Prior Felony Drug Convictions/Adjudications 1

0	

8 Legally Restrained at Time of Offense (including incarcerated at the time of offense) — If YES, add 1 →

0	

Total Score _____

See Miscellaneous/Other Section B Recommendation Table to convert score to guidelines sentence.



Recommendation Table

Score	Guideline Sentence
0 - 9	Probation/No Incarceration
10+	Incarceration 1 Day to 6 Months

Miscellaneous/Other ❖ Section C

1 Primary Offense

Determine whether the offender's prior record includes a Category I or Category II felony (See Appendix A), and mark the corresponding box. Enter the score corresponding to the number of counts under the appropriate prior record classification category if the primary offense at conviction was:

A. PER-5017-F5*	Perjury, falsely swear an oath	18.2-434
B. SOR-3659-F6*	Nonviolent sex offender, fail to register, etc., 2nd/subsequent	18.2-472.1 (A)
C. SOR-3657-F6*	Tier III sex offender, fail to register or provide false info.	18.2-472.1 (B)
D. SOR-3660-F5*	Tier III sex offender, fail to register, etc., 2nd/subsequent	18.2-472.1 (B)
E. FTA-5019-F6*	Fail to appear in court for felony offense	19.2-128
F. ESC-4921-F6*	Escape from correctional facility	53.1-203(1)
G. PRI-3261-F5*	Prisoner, possess/sell, etc., Schedule III drug or marijuana	53.1-203(6)
H. MOB-1291-F4*	Participation in offense by/for gang	18.2-46.2
I. MOB-1292-F3*	Participation in offense by/for gang with juvenile member	18.2-46.2
J. TEL-3196-F6*	Provide wireless device to prisoner	18.2-431.1(A)
TEL-3197-F6*	Possession of wireless device by prisoner	18.2-431.1(B)
K. PRI-3241-F5*	Delivery of narcotics, marijuana to prisoner, etc.	18.2-474.1
L. PRI-3260-F6*	Prisoner possess, secrete, etc., unlawful chemical	53.1-203(5)

**Attempted and conspired offenses are scored the same as a completed act
Violations of deferred findings (§§ 18.2-251, 18.2-258.1, 19.2-298.02, or 19.2-303.6)
are scored as a conviction for the underlying offense*

2 Primary Offense Remaining Counts

Based on the statutory maximum penalty, assign points to each count of the primary offense not scored under the Primary Offense factor above. Then total the points assigned to each and record the total.

3 Additional Offenses

Additional offenses are offenses in the same sentencing event that have a VCC that differs from the primary offense.

Identify each additional offense and its maximum penalty.

Assign points to each additional offense (including counts) based on the statutory maximum penalty.

Once points have been assigned to each additional offense, including counts, total the points and record the total.

4 Type of Additional Offense

Violent Additional Offense

Score this factor only if the primary offense is a gang offense (§ 18.2-46.2). Determine if the offender is being sentenced for a gang offense with a juvenile member or without a juvenile member. Points are assigned if the offender is being sentenced for a violent additional offense on this worksheet. Violent offenses are defined by § 17.1-805 of the *Code of Virginia* and can be found in Appendix A or identified in the VCC book.

5 Firearm Used or Brandished

Enter "2" if the offender or a codefendant used or brandished any firearm during the commission of any offense at conviction. Do not score simulated or feigned firearms (e.g., toy gun, finger in pocket to indicate a gun). Do not score firearms possessed by the offender that are not used or brandished.

6 Victim Injury

Score this factor based on the victim who received the most serious injury. Score this factor for any offense at sentencing, not only the primary offense.

Catchwords are used to show general groupings for injuries but in no way define how injuries must be scored on the Sentencing Guidelines. Scores for injuries must be assigned based on the specific definitions defined in the General Instructions and not on the catch phrases: Threatened, Emotional, Physical, Serious Physical or Life Threatening injury.

7 Prior Convictions /Adjudications

Select the five most recent felony sentencing events (adult convictions and juvenile adjudications). If there are fewer than five prior felony events, use all of them plus the most recent prior misdemeanor events, for a total of up to five prior events. For juvenile adjudications, score only delinquent offenses, not status offenses.

For each prior event, identify the offense with the highest statutory maximum penalty. Select only one offense per event. For each offense identified, locate the maximum penalty in the table and assign the corresponding points. Total the points and record the total.

8 Prior Felony Convictions / Adjudications Against Person

Enter the score corresponding to the number of prior felony person adult convictions and delinquent adjudications (including counts). Applicable offenses include those with a prefix of "ASL," "FAM," "MUR," "KID," "ROB," "RAP," or "SEX." Some offenses with other VCC prefixes are also person felonies, such as certain acts of arson or burglary (e.g., ARS-2001-F3, BUR-2215-F2). See Appendix E for a list of person crimes.

9 Prior Felony Convictions / Adjudications With Same VCC Prefix as Primary Offense

Enter the score corresponding to the number of prior *felony* adult convictions and delinquent adjudications (including counts) that have the same VCC prefix as the primary offense for this event. For example, if the primary offense is perjury (PER-5017-F5), score all felony record convictions and delinquent adjudications that have a "PER" prefix.

10 Legally Restrained at Time of Offense

Do not rely on the catchwords to score this factor. See the General Instructions for the definitions.

Parole: An obligation to a parole board on the date of the offense.

Post-release: Under probation or post-release supervision defined in §§ 19.2-295.2 or 18.2-10 on the date of the offense.

Supervised Probation after Incarceration: On state, federal, or local supervised probation on the date of the offense after serving time in jail or prison.

Supervised Probation: On state, federal, or local supervised probation on the date of the offense after being sentenced to probation with no active time to serve.

Other: Some obligation to the court or violation of a court or administrative body restriction on the date of the offense. Not defined above.

11 Record the guidelines sentence.

Refer to the Miscellaneous Section C Recommendation Table that follows these instructions to convert the total score to the guidelines sentence. Record the guidelines midpoint and range on the cover sheet in the Sentencing Guidelines Recommendation Section.

Miscellaneous/Other ❖ Section C

Offender Name: _____

❖ **Primary Offense** _____ ☐ Category I ☐ Category II ☐ Other

A.	Perjury, falsely swear an oath (1 count).....	12.....	6.....	3
B.	Nonviolent sex offender, fail to register, etc., 2nd/subsequent (1 count).....	8.....	4.....	2
C.	Tier III sex offender, fail to register or provide false info. (1 count).....	8.....	4.....	2
D.	Tier III sex offender, fail to register, etc., 2nd/subsequent (1 count).....	16.....	8.....	4
E.	Failure to appear in court for felony offense (1 count).....	32.....	16.....	8
F.	Escape from correctional facility (1 count).....	40.....	20.....	10
G.	Possession or sale of Schedule III drug or marijuana by prisoner (1 count).....	32.....	16.....	8
H.	Participation in offense by/for gang (1 count).....	84.....	42.....	21
I.	Participation in offense by/for gang with juvenile member (1 count).....	104.....	52.....	26
J.	Provide wireless device to or possession of wireless device by prisoner (1count).....	8.....	4.....	2
K.	Delivery of narcotics, marijuana to prisoner, etc (1count).....	36.....	18.....	9
L.	Prisoner possess, sell, secrete unlawful chemical compound (1 count).....	32.....	16.....	8

Score

❖ **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)

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

Years:	Less than 5	0
	5, 10, 15	1
	20	2
	30	3
	40, 50, Life	5

❖ **Type of Additional Offense** (Violent Additional Offense (as defined in § 17.1-805))

Primary offense:

H or I: Gang Offense (§ 18.2-46.2)

Violent Additional Offense (as defined in § 17.1-805)	Points
And Primary is without a Juvenile (MOB1291F4).....	12
And Primary is with a Juvenile (MOB1292F3).....	16

Primary offense:

All other offenses

Do Not Score

0		

❖ **Firearm Used or Brandished** _____ If YES, add 2 →

0	0	

❖ **Victim Injury** _____

Threatened or emotional	2
Physical or serious.....	4
Life threatening	5

0	0	

❖ **Prior Convictions/Adjudications** Assign points to the 5 most recent and serious prior record events and total the points ▼

Maximum Penalty: Less than 20 0
(years) 20, 30, 40, 50, Life 1

0	0	

❖ **Prior Felony Convictions/Adjudications Against Person** _____

Number of Counts:	1	1
	2	2
	3	3
	4	4
	5 or more.....	5

0	0	

❖ **Prior Felony Convictions/Adjudications with the Same VCC Prefix as Primary Offense** _____

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

0	0	

❖ **Legally Restrained at Time of Offense** (including incarcerated at the time of offense) — If YES, add 2 →

0	0	

Total Score _____

See Miscellaneous Section C Recommendation Table for guidelines sentence range.

❖ **Miscellaneous • Section C Recommendation Table**

Score	Sentence Range Midpoint		Sentence Range	
Up to 7	0 yr.	7 mo.	0 yr.	7 mo. - 0 yr. 10 mo.
8	0 yr.	8 mo.	0 yr.	7 mo. - 0 yr. 11 mo.
9	0 yr.	9 mo.	0 yr.	7 mo. - 0 yr. 11 mo.
10	0 yr.	10 mo.	0 yr.	7 mo. - 1 yr. 0 mo.
11	0 yr.	11 mo.	0 yr.	7 mo. - 1 yr. 1 mo.
12	1 yr.	0 mo.	0 yr.	7 mo. - 1 yr. 2 mo.
13	1 yr.	1 mo.	0 yr.	7 mo. - 1 yr. 3 mo.
14	1 yr.	2 mo.	0 yr.	7 mo. - 1 yr. 4 mo.
15	1 yr.	3 mo.	0 yr.	7 mo. - 1 yr. 5 mo.
16	1 yr.	4 mo.	0 yr.	7 mo. - 1 yr. 6 mo.
17	1 yr.	5 mo.	0 yr.	7 mo. - 1 yr. 7 mo.
18	1 yr.	6 mo.	0 yr.	7 mo. - 1 yr. 8 mo.
19	1 yr.	7 mo.	0 yr.	7 mo. - 1 yr. 9 mo.
20	1 yr.	8 mo.	0 yr.	7 mo. - 1 yr. 10 mo.
21	1 yr.	9 mo.	0 yr.	7 mo. - 1 yr. 11 mo.
22	1 yr.	10 mo.	0 yr.	7 mo. - 2 yr. 0 mo.
23	1 yr.	11 mo.	0 yr.	7 mo. - 2 yr. 1 mo.
24	2 yr.	0 mo.	0 yr.	8 mo. - 2 yr. 2 mo.
25	2 yr.	1 mo.	0 yr.	8 mo. - 2 yr. 3 mo.
26	2 yr.	2 mo.	0 yr.	9 mo. - 2 yr. 4 mo.
27	2 yr.	3 mo.	0 yr.	9 mo. - 2 yr. 5 mo.
28	2 yr.	4 mo.	0 yr.	10 mo. - 2 yr. 6 mo.
29	2 yr.	5 mo.	0 yr.	11 mo. - 2 yr. 7 mo.
30	2 yr.	6 mo.	1 yr.	0 mo. - 2 yr. 8 mo.
31	2 yr.	7 mo.	1 yr.	1 mo. - 2 yr. 9 mo.
32	2 yr.	8 mo.	1 yr.	2 mo. - 2 yr. 10 mo.
33	2 yr.	9 mo.	1 yr.	2 mo. - 2 yr. 11 mo.
34	2 yr.	10 mo.	1 yr.	3 mo. - 3 yr. 0 mo.
35	2 yr.	11 mo.	1 yr.	3 mo. - 3 yr. 1 mo.
36	3 yr.	0 mo.	1 yr.	4 mo. - 3 yr. 2 mo.
37	3 yr.	1 mo.	1 yr.	5 mo. - 3 yr. 4 mo.
38	3 yr.	2 mo.	1 yr.	6 mo. - 3 yr. 5 mo.
39	3 yr.	3 mo.	1 yr.	7 mo. - 3 yr. 7 mo.
40	3 yr.	4 mo.	1 yr.	8 mo. - 3 yr. 9 mo.
41	3 yr.	5 mo.	1 yr.	9 mo. - 3 yr. 11 mo.
42	3 yr.	6 mo.	1 yr.	10 mo. - 4 yr. 1 mo.
43	3 yr.	7 mo.	1 yr.	10 mo. - 4 yr. 4 mo.
44	3 yr.	8 mo.	1 yr.	11 mo. - 4 yr. 5 mo.
45	3 yr.	9 mo.	2 yr.	0 mo. - 4 yr. 6 mo.
46	3 yr.	10 mo.	2 yr.	0 mo. - 4 yr. 8 mo.
47	3 yr.	11 mo.	2 yr.	1 mo. - 4 yr. 9 mo.
48	4 yr.	0 mo.	2 yr.	1 mo. - 4 yr. 10 mo.
49	4 yr.	1 mo.	2 yr.	2 mo. - 4 yr. 11 mo.
50	4 yr.	2 mo.	2 yr.	2 mo. - 5 yr. 1 mo.
51	4 yr.	3 mo.	2 yr.	2 mo. - 5 yr. 2 mo.
52	4 yr.	4 mo.	2 yr.	3 mo. - 5 yr. 3 mo.
53	4 yr.	5 mo.	2 yr.	3 mo. - 5 yr. 4 mo.
54	4 yr.	6 mo.	2 yr.	4 mo. - 5 yr. 5 mo.

Score	Sentence Range Midpoint		Sentence Range	
55	4 yr.	7 mo.	2 yr.	4 mo. - 5 yr. 7 mo.
56	4 yr.	8 mo.	2 yr.	5 mo. - 5 yr. 8 mo.
57	4 yr.	9 mo.	2 yr.	5 mo. - 5 yr. 9 mo.
58	4 yr.	10 mo.	2 yr.	6 mo. - 5 yr. 10 mo.
59	4 yr.	11 mo.	2 yr.	6 mo. - 5 yr. 11 mo.
60	5 yr.	0 mo.	2 yr.	7 mo. - 6 yr. 1 mo.
61	5 yr.	1 mo.	2 yr.	7 mo. - 6 yr. 2 mo.
62	5 yr.	2 mo.	2 yr.	8 mo. - 6 yr. 3 mo.
63	5 yr.	3 mo.	2 yr.	8 mo. - 6 yr. 4 mo.
64	5 yr.	4 mo.	2 yr.	9 mo. - 6 yr. 6 mo.
65	5 yr.	5 mo.	2 yr.	9 mo. - 6 yr. 7 mo.
66	5 yr.	6 mo.	2 yr.	10 mo. - 6 yr. 8 mo.
67	5 yr.	7 mo.	2 yr.	10 mo. - 6 yr. 9 mo.
68	5 yr.	8 mo.	2 yr.	11 mo. - 6 yr. 10 mo.
69	5 yr.	9 mo.	2 yr.	11 mo. - 7 yr. 0 mo.
70	5 yr.	10 mo.	3 yr.	0 mo. - 7 yr. 1 mo.
71	5 yr.	11 mo.	3 yr.	0 mo. - 7 yr. 2 mo.
72	6 yr.	0 mo.	3 yr.	0 mo. - 7 yr. 3 mo.
73	6 yr.	1 mo.	3 yr.	1 mo. - 7 yr. 5 mo.
74	6 yr.	2 mo.	3 yr.	1 mo. - 7 yr. 6 mo.
75	6 yr.	3 mo.	3 yr.	2 mo. - 7 yr. 7 mo.
76	6 yr.	4 mo.	3 yr.	2 mo. - 7 yr. 8 mo.
77	6 yr.	5 mo.	3 yr.	3 mo. - 7 yr. 9 mo.
78	6 yr.	6 mo.	3 yr.	3 mo. - 7 yr. 11 mo.
79	6 yr.	7 mo.	3 yr.	3 mo. - 8 yr. 0 mo.
80	6 yr.	8 mo.	3 yr.	4 mo. - 8 yr. 1 mo.
81	6 yr.	9 mo.	3 yr.	4 mo. - 8 yr. 2 mo.
82	6 yr.	10 mo.	3 yr.	5 mo. - 8 yr. 4 mo.
83	6 yr.	11 mo.	3 yr.	5 mo. - 8 yr. 5 mo.
84	7 yr.	0 mo.	3 yr.	6 mo. - 8 yr. 6 mo.
85	7 yr.	1 mo.	3 yr.	6 mo. - 8 yr. 7 mo.
86	7 yr.	2 mo.	3 yr.	7 mo. - 8 yr. 8 mo.
87	7 yr.	3 mo.	3 yr.	7 mo. - 8 yr. 10 mo.
88	7 yr.	4 mo.	3 yr.	8 mo. - 8 yr. 11 mo.
89	7 yr.	5 mo.	3 yr.	8 mo. - 9 yr. 0 mo.
90	7 yr.	6 mo.	3 yr.	9 mo. - 9 yr. 1 mo.
91	7 yr.	7 mo.	3 yr.	9 mo. - 9 yr. 3 mo.
92	7 yr.	8 mo.	3 yr.	10 mo. - 9 yr. 4 mo.
93	7 yr.	9 mo.	3 yr.	10 mo. - 9 yr. 5 mo.
94	7 yr.	10 mo.	3 yr.	11 mo. - 9 yr. 6 mo.
95	7 yr.	11 mo.	3 yr.	11 mo. - 9 yr. 7 mo.
96	8 yr.	0 mo.	4 yr.	0 mo. - 9 yr. 9 mo.
97	8 yr.	1 mo.	4 yr.	0 mo. - 9 yr. 10 mo.
98	8 yr.	2 mo.	4 yr.	1 mo. - 9 yr. 11 mo.
99	8 yr.	3 mo.	4 yr.	1 mo. - 10 yr. 0 mo.
100	8 yr.	4 mo.	4 yr.	2 mo. - 10 yr. 2 mo.
101	8 yr.	5 mo.	4 yr.	2 mo. - 10 yr. 3 mo.
102	8 yr.	6 mo.	4 yr.	3 mo. - 10 yr. 4 mo.

Score	Sentence Range Midpoint		Sentence Range		
103	8 yr.	7 mo.	4 yr.	3 mo. - 10 yr.	5 mo.
104	8 yr.	8 mo.	4 yr.	4 mo. - 10 yr.	6 mo.
105	8 yr.	9 mo.	4 yr.	4 mo. - 10 yr.	8 mo.
106	8 yr.	10 mo.	4 yr.	5 mo. - 10 yr.	9 mo.
107	8 yr.	11 mo.	4 yr.	5 mo. - 10 yr.	10 mo.
108	9 yr.	0 mo.	4 yr.	6 mo. - 10 yr.	11 mo.
109	9 yr.	1 mo.	4 yr.	6 mo. - 11 yr.	0 mo.
110	9 yr.	2 mo.	4 yr.	7 mo. - 11 yr.	2 mo.
111	9 yr.	3 mo.	4 yr.	7 mo. - 11 yr.	3 mo.
112	9 yr.	4 mo.	4 yr.	8 mo. - 11 yr.	4 mo.
113	9 yr.	5 mo.	4 yr.	8 mo. - 11 yr.	5 mo.
114	9 yr.	6 mo.	4 yr.	9 mo. - 11 yr.	7 mo.
115	9 yr.	7 mo.	4 yr.	9 mo. - 11 yr.	8 mo.
116	9 yr.	8 mo.	4 yr.	10 mo. - 11 yr.	9 mo.
117	9 yr.	9 mo.	4 yr.	10 mo. - 11 yr.	10 mo.
118	9 yr.	10 mo.	4 yr.	11 mo. - 11 yr.	11 mo.
119	9 yr.	11 mo.	4 yr.	11 mo. - 12 yr.	1 mo.
120	10 yr.	0 mo.	5 yr.	0 mo. - 12 yr.	2 mo.
121	10 yr.	1 mo.	5 yr.	0 mo. - 12 yr.	3 mo.
122	10 yr.	2 mo.	5 yr.	1 mo. - 12 yr.	4 mo.
123	10 yr.	3 mo.	5 yr.	1 mo. - 12 yr.	6 mo.
124	10 yr.	4 mo.	5 yr.	2 mo. - 12 yr.	7 mo.
125	10 yr.	5 mo.	5 yr.	2 mo. - 12 yr.	8 mo.
126	10 yr.	6 mo.	5 yr.	3 mo. - 12 yr.	9 mo.
127	10 yr.	7 mo.	5 yr.	3 mo. - 12 yr.	10 mo.
128	10 yr.	8 mo.	5 yr.	4 mo. - 13 yr.	0 mo.
129	10 yr.	9 mo.	5 yr.	4 mo. - 13 yr.	1 mo.
130	10 yr.	10 mo.	5 yr.	5 mo. - 13 yr.	2 mo.
131	10 yr.	11 mo.	5 yr.	5 mo. - 13 yr.	3 mo.
132	11 yr.	0 mo.	5 yr.	6 mo. - 13 yr.	5 mo.
133	11 yr.	1 mo.	5 yr.	6 mo. - 13 yr.	6 mo.
134	11 yr.	2 mo.	5 yr.	7 mo. - 13 yr.	7 mo.
135	11 yr.	3 mo.	5 yr.	7 mo. - 13 yr.	8 mo.
136	11 yr.	4 mo.	5 yr.	8 mo. - 13 yr.	9 mo.
137	11 yr.	5 mo.	5 yr.	8 mo. - 13 yr.	11 mo.
138	11 yr.	6 mo.	5 yr.	9 mo. - 14 yr.	0 mo.
139	11 yr.	7 mo.	5 yr.	9 mo. - 14 yr.	1 mo.
140	11 yr.	8 mo.	5 yr.	10 mo. - 14 yr.	2 mo.
141	11 yr.	9 mo.	5 yr.	10 mo. - 14 yr.	4 mo.
142	11 yr.	10 mo.	5 yr.	11 mo. - 14 yr.	5 mo.
143	11 yr.	11 mo.	5 yr.	11 mo. - 14 yr.	6 mo.
144	12 yr.	0 mo.	6 yr.	0 mo. - 14 yr.	7 mo.
145	12 yr.	1 mo.	6 yr.	0 mo. - 14 yr.	8 mo.
146	12 yr.	2 mo.	6 yr.	1 mo. - 14 yr.	10 mo.
147	12 yr.	3 mo.	6 yr.	1 mo. - 14 yr.	11 mo.
148	12 yr.	4 mo.	6 yr.	2 mo. - 15 yr.	0 mo.
149	12 yr.	5 mo.	6 yr.	2 mo. - 15 yr.	1 mo.
150	12 yr.	6 mo.	6 yr.	3 mo. - 15 yr.	3 mo.

Score	Sentence Range Midpoint		Sentence Range		
151	12 yr.	7 mo.	6 yr.	3 mo. - 15 yr.	4 mo.
152	12 yr.	8 mo.	6 yr.	4 mo. - 15 yr.	5 mo.
153	12 yr.	9 mo.	6 yr.	4 mo. - 15 yr.	6 mo.
154	12 yr.	10 mo.	6 yr.	5 mo. - 15 yr.	7 mo.
155	12 yr.	11 mo.	6 yr.	5 mo. - 15 yr.	9 mo.
156	13 yr.	0 mo.	6 yr.	6 mo. - 15 yr.	10 mo.
157	13 yr.	1 mo.	6 yr.	6 mo. - 15 yr.	11 mo.
158	13 yr.	2 mo.	6 yr.	7 mo. - 16 yr.	0 mo.
159	13 yr.	3 mo.	6 yr.	7 mo. - 16 yr.	1 mo.
160	13 yr.	4 mo.	6 yr.	8 mo. - 16 yr.	3 mo.
161	13 yr.	5 mo.	6 yr.	8 mo. - 16 yr.	4 mo.
162	13 yr.	6 mo.	6 yr.	9 mo. - 16 yr.	5 mo.
163	13 yr.	7 mo.	6 yr.	9 mo. - 16 yr.	6 mo.
164	13 yr.	8 mo.	6 yr.	10 mo. - 16 yr.	8 mo.
165	13 yr.	9 mo.	6 yr.	10 mo. - 16 yr.	9 mo.
166	13 yr.	10 mo.	6 yr.	11 mo. - 16 yr.	10 mo.
167	13 yr.	11 mo.	6 yr.	11 mo. - 16 yr.	11 mo.
168	14 yr.	0 mo.	7 yr.	0 mo. - 17 yr.	0 mo.
169	14 yr.	1 mo.	7 yr.	0 mo. - 17 yr.	2 mo.
170	14 yr.	2 mo.	7 yr.	1 mo. - 17 yr.	3 mo.
171	14 yr.	3 mo.	7 yr.	1 mo. - 17 yr.	4 mo.
172	14 yr.	4 mo.	7 yr.	2 mo. - 17 yr.	5 mo.
173	14 yr.	5 mo.	7 yr.	2 mo. - 17 yr.	7 mo.
174	14 yr.	6 mo.	7 yr.	3 mo. - 17 yr.	8 mo.
175	14 yr.	7 mo.	7 yr.	3 mo. - 17 yr.	9 mo.
176	14 yr.	8 mo.	7 yr.	4 mo. - 17 yr.	10 mo.
177	14 yr.	9 mo.	7 yr.	4 mo. - 17 yr.	11 mo.
178	14 yr.	10 mo.	7 yr.	5 mo. - 18 yr.	1 mo.
179	14 yr.	11 mo.	7 yr.	5 mo. - 18 yr.	2 mo.
180	15 yr.	0 mo.	7 yr.	6 mo. - 18 yr.	3 mo.
181	15 yr.	1 mo.	7 yr.	6 mo. - 18 yr.	4 mo.
182	15 yr.	2 mo.	7 yr.	7 mo. - 18 yr.	6 mo.
183	15 yr.	3 mo.	7 yr.	7 mo. - 18 yr.	7 mo.
184	15 yr.	4 mo.	7 yr.	8 mo. - 18 yr.	8 mo.
185	15 yr.	5 mo.	7 yr.	8 mo. - 18 yr.	9 mo.
186	15 yr.	6 mo.	7 yr.	9 mo. - 18 yr.	10 mo.
187	15 yr.	7 mo.	7 yr.	9 mo. - 19 yr.	0 mo.
188	15 yr.	8 mo.	7 yr.	10 mo. - 19 yr.	1 mo.
189	15 yr.	9 mo.	7 yr.	10 mo. - 19 yr.	2 mo.
190	15 yr.	10 mo.	7 yr.	11 mo. - 19 yr.	3 mo.
191	15 yr.	11 mo.	7 yr.	11 mo. - 19 yr.	5 mo.
192	16 yr.	0 mo.	8 yr.	0 mo. - 19 yr.	6 mo.
193	16 yr.	1 mo.	8 yr.	0 mo. - 19 yr.	7 mo.
194	16 yr.	2 mo.	8 yr.	1 mo. - 19 yr.	8 mo.
195	16 yr.	3 mo.	8 yr.	1 mo. - 19 yr.	9 mo.
196	16 yr.	4 mo.	8 yr.	2 mo. - 19 yr.	11 mo.
197	16 yr.	5 mo.	8 yr.	2 mo. - 20 yr.	0 mo.
198	16 yr.	6 mo.	8 yr.	3 mo. - 20 yr.	1 mo.

❖ Miscellaneous • Section C Recommendation Table

Score	Sentence Range Midpoint		Sentence Range		
199	16 yr.	7 mo.	8 yr.	3 mo. - 20 yr.	2 mo.
200	16 yr.	8 mo.	8 yr.	4 mo. - 20 yr.	4 mo.
201	16 yr.	9 mo.	8 yr.	4 mo. - 20 yr.	5 mo.
202	16 yr.	10 mo.	8 yr.	5 mo. - 20 yr.	6 mo.
203	16 yr.	11 mo.	8 yr.	5 mo. - 20 yr.	7 mo.
204	17 yr.	0 mo.	8 yr.	6 mo. - 20 yr.	8 mo.
205	17 yr.	1 mo.	8 yr.	6 mo. - 20 yr.	10 mo.
206	17 yr.	2 mo.	8 yr.	7 mo. - 20 yr.	11 mo.
207	17 yr.	3 mo.	8 yr.	7 mo. - 21 yr.	0 mo.
208	17 yr.	4 mo.	8 yr.	8 mo. - 21 yr.	1 mo.
209	17 yr.	5 mo.	8 yr.	8 mo. - 21 yr.	2 mo.
210	17 yr.	6 mo.	8 yr.	9 mo. - 21 yr.	4 mo.
211	17 yr.	7 mo.	8 yr.	9 mo. - 21 yr.	5 mo.
212	17 yr.	8 mo.	8 yr.	10 mo. - 21 yr.	6 mo.
213	17 yr.	9 mo.	8 yr.	10 mo. - 21 yr.	7 mo.
214	17 yr.	10 mo.	8 yr.	11 mo. - 21 yr.	9 mo.
215	17 yr.	11 mo.	8 yr.	11 mo. - 21 yr.	10 mo.
216	18 yr.	0 mo.	9 yr.	0 mo. - 21 yr.	11 mo.
217	18 yr.	1 mo.	9 yr.	0 mo. - 22 yr.	0 mo.
218	18 yr.	2 mo.	9 yr.	1 mo. - 22 yr.	1 mo.
219	18 yr.	3 mo.	9 yr.	1 mo. - 22 yr.	3 mo.
220	18 yr.	4 mo.	9 yr.	2 mo. - 22 yr.	4 mo.
221	18 yr.	5 mo.	9 yr.	2 mo. - 22 yr.	5 mo.
222	18 yr.	6 mo.	9 yr.	3 mo. - 22 yr.	6 mo.
223	18 yr.	7 mo.	9 yr.	3 mo. - 22 yr.	8 mo.
224	18 yr.	8 mo.	9 yr.	4 mo. - 22 yr.	9 mo.
225	18 yr.	9 mo.	9 yr.	4 mo. - 22 yr.	10 mo.
226	18 yr.	10 mo.	9 yr.	5 mo. - 22 yr.	11 mo.
227	18 yr.	11 mo.	9 yr.	5 mo. - 23 yr.	0 mo.
228	19 yr.	0 mo.	9 yr.	6 mo. - 23 yr.	2 mo.
229	19 yr.	1 mo.	9 yr.	6 mo. - 23 yr.	3 mo.
230	19 yr.	2 mo.	9 yr.	7 mo. - 23 yr.	4 mo.
231	19 yr.	3 mo.	9 yr.	7 mo. - 23 yr.	5 mo.
232	19 yr.	4 mo.	9 yr.	8 mo. - 23 yr.	7 mo.
233	19 yr.	5 mo.	9 yr.	8 mo. - 23 yr.	8 mo.
234	19 yr.	6 mo.	9 yr.	9 mo. - 23 yr.	9 mo.
235	19 yr.	7 mo.	9 yr.	9 mo. - 23 yr.	10 mo.
236	19 yr.	8 mo.	9 yr.	10 mo. - 23 yr.	11 mo.
237	19 yr.	9 mo.	9 yr.	10 mo. - 24 yr.	1 mo.
238	19 yr.	10 mo.	9 yr.	11 mo. - 24 yr.	2 mo.
239	19 yr.	11 mo.	9 yr.	11 mo. - 24 yr.	3 mo.
240	20 yr.	0 mo.	10 yr.	0 mo. - 24 yr.	4 mo.
241	20 yr.	1 mo.	10 yr.	0 mo. - 24 yr.	6 mo.
242	20 yr.	2 mo.	10 yr.	1 mo. - 24 yr.	7 mo.
243	20 yr.	3 mo.	10 yr.	1 mo. - 24 yr.	8 mo.
244	20 yr.	4 mo.	10 yr.	2 mo. - 24 yr.	9 mo.
245	20 yr.	5 mo.	10 yr.	2 mo. - 24 yr.	10 mo.
246	20 yr.	6 mo.	10 yr.	3 mo. - 25 yr.	0 mo.

Score	Sentence Range Midpoint		Sentence Range		
247	20 yr.	7 mo.	10 yr.	3 mo. - 25 yr.	1 mo.
248	20 yr.	8 mo.	10 yr.	4 mo. - 25 yr.	2 mo.
249	20 yr.	9 mo.	10 yr.	4 mo. - 25 yr.	3 mo.
250	20 yr.	10 mo.	10 yr.	5 mo. - 25 yr.	5 mo.
251	20 yr.	11 mo.	10 yr.	5 mo. - 25 yr.	6 mo.
252	21 yr.	0 mo.	10 yr.	6 mo. - 25 yr.	7 mo.
253	21 yr.	1 mo.	10 yr.	6 mo. - 25 yr.	8 mo.
254	21 yr.	2 mo.	10 yr.	7 mo. - 25 yr.	9 mo.
255	21 yr.	3 mo.	10 yr.	7 mo. - 25 yr.	11 mo.
256	21 yr.	4 mo.	10 yr.	8 mo. - 26 yr.	0 mo.
257	21 yr.	5 mo.	10 yr.	8 mo. - 26 yr.	1 mo.
258	21 yr.	6 mo.	10 yr.	9 mo. - 26 yr.	2 mo.
259	21 yr.	7 mo.	10 yr.	9 mo. - 26 yr.	3 mo.
260	21 yr.	8 mo.	10 yr.	10 mo. - 26 yr.	5 mo.
261	21 yr.	9 mo.	10 yr.	10 mo. - 26 yr.	6 mo.
262	21 yr.	10 mo.	10 yr.	11 mo. - 26 yr.	7 mo.
263	21 yr.	11 mo.	10 yr.	11 mo. - 26 yr.	8 mo.
264	22 yr.	0 mo.	11 yr.	0 mo. - 26 yr.	10 mo.
265	22 yr.	1 mo.	11 yr.	0 mo. - 26 yr.	11 mo.
266	22 yr.	2 mo.	11 yr.	1 mo. - 27 yr.	0 mo.
267	22 yr.	3 mo.	11 yr.	1 mo. - 27 yr.	1 mo.
268	22 yr.	4 mo.	11 yr.	2 mo. - 27 yr.	2 mo.
269	22 yr.	5 mo.	11 yr.	2 mo. - 27 yr.	4 mo.
270	22 yr.	6 mo.	11 yr.	3 mo. - 27 yr.	5 mo.
271	22 yr.	7 mo.	11 yr.	3 mo. - 27 yr.	6 mo.
272	22 yr.	8 mo.	11 yr.	4 mo. - 27 yr.	7 mo.
273	22 yr.	9 mo.	11 yr.	4 mo. - 27 yr.	9 mo.
274	22 yr.	10 mo.	11 yr.	5 mo. - 27 yr.	10 mo.
275	22 yr.	11 mo.	11 yr.	5 mo. - 27 yr.	11 mo.
276	23 yr.	0 mo.	11 yr.	6 mo. - 28 yr.	0 mo.
277	23 yr.	1 mo.	11 yr.	6 mo. - 28 yr.	1 mo.
278	23 yr.	2 mo.	11 yr.	7 mo. - 28 yr.	3 mo.
279	23 yr.	3 mo.	11 yr.	7 mo. - 28 yr.	4 mo.
280	23 yr.	4 mo.	11 yr.	8 mo. - 28 yr.	5 mo.
281	23 yr.	5 mo.	11 yr.	8 mo. - 28 yr.	6 mo.
282	23 yr.	6 mo.	11 yr.	9 mo. - 28 yr.	8 mo.
283	23 yr.	7 mo.	11 yr.	9 mo. - 28 yr.	9 mo.
284	23 yr.	8 mo.	11 yr.	10 mo. - 28 yr.	10 mo.
285	23 yr.	9 mo.	11 yr.	10 mo. - 28 yr.	11 mo.
286	23 yr.	10 mo.	11 yr.	11 mo. - 29 yr.	0 mo.
287	23 yr.	11 mo.	11 yr.	11 mo. - 29 yr.	2 mo.
288	24 yr.	0 mo.	12 yr.	0 mo. - 29 yr.	3 mo.
289	24 yr.	1 mo.	12 yr.	0 mo. - 29 yr.	4 mo.
290	24 yr.	2 mo.	12 yr.	1 mo. - 29 yr.	5 mo.
291	24 yr.	3 mo.	12 yr.	1 mo. - 29 yr.	7 mo.
292	24 yr.	4 mo.	12 yr.	2 mo. - 29 yr.	8 mo.
293	24 yr.	5 mo.	12 yr.	2 mo. - 29 yr.	9 mo.
294	24 yr.	6 mo.	12 yr.	3 mo. - 29 yr.	10 mo.

Score	Sentence Range Midpoint		Sentence Range		
295	24 yr.	7 mo.	12 yr.	3 mo. - 29 yr.	11 mo.
296	24 yr.	8 mo.	12 yr.	4 mo. - 30 yr.	1 mo.
297	24 yr.	9 mo.	12 yr.	4 mo. - 30 yr.	2 mo.
298	24 yr.	10 mo.	12 yr.	5 mo. - 30 yr.	3 mo.
299	24 yr.	11 mo.	12 yr.	5 mo. - 30 yr.	4 mo.
300	25 yr.	0 mo.	12 yr.	6 mo. - 30 yr.	6 mo.
301	25 yr.	1 mo.	12 yr.	6 mo. - 30 yr.	7 mo.
302	25 yr.	2 mo.	12 yr.	7 mo. - 30 yr.	8 mo.
303	25 yr.	3 mo.	12 yr.	7 mo. - 30 yr.	9 mo.
304	25 yr.	4 mo.	12 yr.	8 mo. - 30 yr.	10 mo.
305	25 yr.	5 mo.	12 yr.	8 mo. - 31 yr.	0 mo.
306	25 yr.	6 mo.	12 yr.	9 mo. - 31 yr.	1 mo.
307	25 yr.	7 mo.	12 yr.	9 mo. - 31 yr.	2 mo.
308	25 yr.	8 mo.	12 yr.	10 mo. - 31 yr.	3 mo.
309	25 yr.	9 mo.	12 yr.	10 mo. - 31 yr.	4 mo.
310	25 yr.	10 mo.	12 yr.	11 mo. - 31 yr.	6 mo.
311	25 yr.	11 mo.	12 yr.	11 mo. - 31 yr.	7 mo.
312	26 yr.	0 mo.	13 yr.	0 mo. - 31 yr.	8 mo.
313	26 yr.	1 mo.	13 yr.	0 mo. - 31 yr.	9 mo.
314	26 yr.	2 mo.	13 yr.	1 mo. - 31 yr.	11 mo.
315	26 yr.	3 mo.	13 yr.	1 mo. - 32 yr.	0 mo.
316	26 yr.	4 mo.	13 yr.	2 mo. - 32 yr.	1 mo.
317	26 yr.	5 mo.	13 yr.	2 mo. - 32 yr.	2 mo.
318	26 yr.	6 mo.	13 yr.	3 mo. - 32 yr.	3 mo.
319	26 yr.	7 mo.	13 yr.	3 mo. - 32 yr.	5 mo.
320	26 yr.	8 mo.	13 yr.	4 mo. - 32 yr.	6 mo.
321	26 yr.	9 mo.	13 yr.	4 mo. - 32 yr.	7 mo.
322	26 yr.	10 mo.	13 yr.	5 mo. - 32 yr.	8 mo.
323	26 yr.	11 mo.	13 yr.	5 mo. - 32 yr.	10 mo.
324	27 yr.	0 mo.	13 yr.	6 mo. - 32 yr.	11 mo.
325	27 yr.	1 mo.	13 yr.	6 mo. - 33 yr.	0 mo.
326	27 yr.	2 mo.	13 yr.	7 mo. - 33 yr.	1 mo.
327	27 yr.	3 mo.	13 yr.	7 mo. - 33 yr.	2 mo.
328	27 yr.	4 mo.	13 yr.	8 mo. - 33 yr.	4 mo.
329	27 yr.	5 mo.	13 yr.	8 mo. - 33 yr.	5 mo.
330	27 yr.	6 mo.	13 yr.	9 mo. - 33 yr.	6 mo.
331	27 yr.	7 mo.	13 yr.	9 mo. - 33 yr.	7 mo.
332	27 yr.	8 mo.	13 yr.	10 mo. - 33 yr.	9 mo.
333	27 yr.	9 mo.	13 yr.	10 mo. - 33 yr.	10 mo.
334	27 yr.	10 mo.	13 yr.	11 mo. - 33 yr.	11 mo.
335	27 yr.	11 mo.	13 yr.	11 mo. - 34 yr.	0 mo.
336	28 yr.	0 mo.	14 yr.	0 mo. - 34 yr.	1 mo.
337	28 yr.	1 mo.	14 yr.	0 mo. - 34 yr.	3 mo.
338	28 yr.	2 mo.	14 yr.	1 mo. - 34 yr.	4 mo.
339	28 yr.	3 mo.	14 yr.	1 mo. - 34 yr.	5 mo.
340	28 yr.	4 mo.	14 yr.	2 mo. - 34 yr.	6 mo.
341	28 yr.	5 mo.	14 yr.	2 mo. - 34 yr.	8 mo.
342	28 yr.	6 mo.	14 yr.	3 mo. - 34 yr.	9 mo.

Score	Sentence Range Midpoint		Sentence Range		
343	28 yr.	7 mo.	14 yr.	3 mo. - 34 yr.	10 mo.
344	28 yr.	8 mo.	14 yr.	4 mo. - 34 yr.	11 mo.
345	28 yr.	9 mo.	14 yr.	4 mo. - 35 yr.	0 mo.
346	28 yr.	10 mo.	14 yr.	5 mo. - 35 yr.	2 mo.
347	28 yr.	11 mo.	14 yr.	5 mo. - 35 yr.	3 mo.
348	29 yr.	0 mo.	14 yr.	6 mo. - 35 yr.	4 mo.
349	29 yr.	1 mo.	14 yr.	6 mo. - 35 yr.	5 mo.
350	29 yr.	2 mo.	14 yr.	7 mo. - 35 yr.	7 mo.
351	29 yr.	3 mo.	14 yr.	7 mo. - 35 yr.	8 mo.
352	29 yr.	4 mo.	14 yr.	8 mo. - 35 yr.	9 mo.
353	29 yr.	5 mo.	14 yr.	8 mo. - 35 yr.	10 mo.
354	29 yr.	6 mo.	14 yr.	9 mo. - 35 yr.	11 mo.
355	29 yr.	7 mo.	14 yr.	9 mo. - 36 yr.	1 mo.
356	29 yr.	8 mo.	14 yr.	10 mo. - 36 yr.	2 mo.
357	29 yr.	9 mo.	14 yr.	10 mo. - 36 yr.	3 mo.
358	29 yr.	10 mo.	14 yr.	11 mo. - 36 yr.	4 mo.
359	29 yr.	11 mo.	14 yr.	11 mo. - 36 yr.	5 mo.
360	30 yr.	0 mo.	15 yr.	0 mo. - 36 yr.	7 mo.
361	30 yr.	1 mo.	15 yr.	0 mo. - 36 yr.	8 mo.
362	30 yr.	2 mo.	15 yr.	1 mo. - 36 yr.	9 mo.
363	30 yr.	3 mo.	15 yr.	1 mo. - 36 yr.	10 mo.
364	30 yr.	4 mo.	15 yr.	2 mo. - 37 yr.	0 mo.
365	30 yr.	5 mo.	15 yr.	2 mo. - 37 yr.	1 mo.
366	30 yr.	6 mo.	15 yr.	3 mo. - 37 yr.	2 mo.
367	30 yr.	7 mo.	15 yr.	3 mo. - 37 yr.	3 mo.
368	30 yr.	8 mo.	15 yr.	4 mo. - 37 yr.	4 mo.
369	30 yr.	9 mo.	15 yr.	4 mo. - 37 yr.	6 mo.
370	30 yr.	10 mo.	15 yr.	5 mo. - 37 yr.	7 mo.
371	30 yr.	11 mo.	15 yr.	5 mo. - 37 yr.	8 mo.
372	31 yr.	0 mo.	15 yr.	6 mo. - 37 yr.	9 mo.
373	31 yr.	1 mo.	15 yr.	6 mo. - 37 yr.	11 mo.
374	31 yr.	2 mo.	15 yr.	7 mo. - 38 yr.	0 mo.
375	31 yr.	3 mo.	15 yr.	7 mo. - 38 yr.	1 mo.
376	31 yr.	4 mo.	15 yr.	8 mo. - 38 yr.	2 mo.
377	31 yr.	5 mo.	15 yr.	8 mo. - 38 yr.	3 mo.
378	31 yr.	6 mo.	15 yr.	9 mo. - 38 yr.	5 mo.
379	31 yr.	7 mo.	15 yr.	9 mo. - 38 yr.	6 mo.
380	31 yr.	8 mo.	15 yr.	10 mo. - 38 yr.	7 mo.
381	31 yr.	9 mo.	15 yr.	10 mo. - 38 yr.	8 mo.
382	31 yr.	10 mo.	15 yr.	11 mo. - 38 yr.	10 mo.
383	31 yr.	11 mo.	15 yr.	11 mo. - 38 yr.	11 mo.
384	32 yr.	0 mo.	16 yr.	0 mo. - 39 yr.	0 mo.
385	32 yr.	1 mo.	16 yr.	0 mo. - 39 yr.	1 mo.
386	32 yr.	2 mo.	16 yr.	1 mo. - 39 yr.	2 mo.
387	32 yr.	3 mo.	16 yr.	1 mo. - 39 yr.	4 mo.
388	32 yr.	4 mo.	16 yr.	2 mo. - 39 yr.	5 mo.
389	32 yr.	5 mo.	16 yr.	2 mo. - 39 yr.	6 mo.
390	32 yr.	6 mo.	16 yr.	3 mo. - 39 yr.	7 mo.

❖ **Miscellaneous • Section C Recommendation Table**

Score	Sentence Range Midpoint	Sentence Range
391	32 yr. 7 mo.	16 yr. 3 mo. - 39 yr. 9 mo.
392	32 yr. 8 mo.	16 yr. 4 mo. - 39 yr. 10 mo.
393	32 yr. 9 mo.	16 yr. 4 mo. - 39 yr. 11 mo.
394	32 yr. 10 mo.	16 yr. 5 mo. - 40 yr. 0 mo.
395	32 yr. 11 mo.	16 yr. 5 mo. - 40 yr. 1 mo.
396	33 yr. 0 mo.	16 yr. 6 mo. - 40 yr. 3 mo.
397	33 yr. 1 mo.	16 yr. 6 mo. - 40 yr. 4 mo.
398	33 yr. 2 mo.	16 yr. 7 mo. - 40 yr. 5 mo.
399	33 yr. 3 mo.	16 yr. 7 mo. - 40 yr. 6 mo.
400	33 yr. 4 mo.	16 yr. 8 mo. - 40 yr. 8 mo.
401	33 yr. 5 mo.	16 yr. 8 mo. - 40 yr. 9 mo.
402	33 yr. 6 mo.	16 yr. 9 mo. - 40 yr. 10 mo.
403	33 yr. 7 mo.	16 yr. 9 mo. - 40 yr. 11 mo.
404	33 yr. 8 mo.	16 yr. 10 mo. - 41 yr. 0 mo.
405	33 yr. 9 mo.	16 yr. 10 mo. - 41 yr. 2 mo.
406	33 yr. 10 mo.	16 yr. 11 mo. - 41 yr. 3 mo.
407	33 yr. 11 mo.	16 yr. 11 mo. - 41 yr. 4 mo.
408	34 yr. 0 mo.	17 yr. 0 mo. - 41 yr. 5 mo.
409	34 yr. 1 mo.	17 yr. 0 mo. - 41 yr. 6 mo.
410	34 yr. 2 mo.	17 yr. 1 mo. - 41 yr. 8 mo.
411	34 yr. 3 mo.	17 yr. 1 mo. - 41 yr. 9 mo.
412	34 yr. 4 mo.	17 yr. 2 mo. - 41 yr. 10 mo.
413	34 yr. 5 mo.	17 yr. 2 mo. - 41 yr. 11 mo.
414	34 yr. 6 mo.	17 yr. 3 mo. - 42 yr. 1 mo.
415	34 yr. 7 mo.	17 yr. 3 mo. - 42 yr. 2 mo.
416	34 yr. 8 mo.	17 yr. 4 mo. - 42 yr. 3 mo.
417	34 yr. 9 mo.	17 yr. 4 mo. - 42 yr. 4 mo.
418	34 yr. 10 mo.	17 yr. 5 mo. - 42 yr. 5 mo.
419	34 yr. 11 mo.	17 yr. 5 mo. - 42 yr. 7 mo.
420	35 yr. 0 mo.	17 yr. 6 mo. - 42 yr. 8 mo.
421	35 yr. 1 mo.	17 yr. 6 mo. - 42 yr. 9 mo.
422	35 yr. 2 mo.	17 yr. 7 mo. - 42 yr. 10 mo.
423	35 yr. 3 mo.	17 yr. 7 mo. - 43 yr. 0 mo.
424	35 yr. 4 mo.	17 yr. 8 mo. - 43 yr. 1 mo.
425	35 yr. 5 mo.	17 yr. 8 mo. - 43 yr. 2 mo.
426	35 yr. 6 mo.	17 yr. 9 mo. - 43 yr. 3 mo.
427	35 yr. 7 mo.	17 yr. 9 mo. - 43 yr. 4 mo.
428	35 yr. 8 mo.	17 yr. 10 mo. - 43 yr. 6 mo.
429	35 yr. 9 mo.	17 yr. 10 mo. - 43 yr. 7 mo.
430	35 yr. 10 mo.	17 yr. 11 mo. - 43 yr. 8 mo.
431	35 yr. 11 mo.	17 yr. 11 mo. - 43 yr. 9 mo.
432	36 yr. 0 mo.	18 yr. 0 mo. - 43 yr. 11 mo.
433	36 yr. 1 mo.	18 yr. 1 mo. - 44 yr. 0 mo.
434	36 yr. 2 mo.	18 yr. 2 mo. - 44 yr. 1 mo.
435	36 yr. 3 mo.	18 yr. 3 mo. - 44 yr. 2 mo.
436	36 yr. 4 mo.	18 yr. 4 mo. - 44 yr. 3 mo.
437	36 yr. 5 mo.	18 yr. 6 mo. - 44 yr. 5 mo.
438	36 yr. 6 mo.	18 yr. 8 mo. - 44 yr. 6 mo.

Score	Sentence Range Midpoint	Sentence Range
439	36 yr. 7 mo.	18 yr. 10 mo. - 44 yr. 7 mo.
440	36 yr. 8 mo.	19 yr. 0 mo. - 44 yr. 8 mo.
441	36 yr. 9 mo.	19 yr. 3 mo. - 44 yr. 10 mo.
442	36 yr. 10 mo.	19 yr. 6 mo. - 44 yr. 11 mo.
443	36 yr. 11 mo.	19 yr. 9 mo. - 45 yr. 0 mo.
444	37 yr. 0 mo.	20 yr. 0 mo. - 45 yr. 1 mo.
445	37 yr. 1 mo.	20 yr. 4 mo. - 45 yr. 2 mo.
446	37 yr. 2 mo.	20 yr. 8 mo. - 45 yr. 4 mo.
447	37 yr. 3 mo.	21 yr. 0 mo. - 45 yr. 5 mo.
448	37 yr. 4 mo.	21 yr. 4 mo. - 45 yr. 6 mo.
449	37 yr. 5 mo.	21 yr. 8 mo. - 45 yr. 7 mo.
450	37 yr. 6 mo.	22 yr. 1 mo. - 45 yr. 9 mo.
451	37 yr. 7 mo.	22 yr. 6 mo. - 45 yr. 10 mo.
452	37 yr. 8 mo.	22 yr. 11 mo. - 45 yr. 11 mo.
453	37 yr. 9 mo.	23 yr. 4 mo. - 46 yr. 0 mo.
454	37 yr. 10 mo.	23 yr. 9 mo. - 46 yr. 1 mo.
455	37 yr. 11 mo.	24 yr. 2 mo. - 46 yr. 3 mo.
456	38 yr. 0 mo.	25 yr. 0 mo. - 46 yr. 4 mo.
457	38 yr. 1 mo.	25 yr. 5 mo. - 46 yr. 5 mo.
458	38 yr. 2 mo.	25 yr. 9 mo. - 46 yr. 6 mo.
459	38 yr. 3 mo.	26 yr. 1 mo. - 46 yr. 7 mo.
460	38 yr. 4 mo.	26 yr. 5 mo. - 46 yr. 9 mo.
461	38 yr. 5 mo.	26 yr. 9 mo. - 46 yr. 10 mo.
462	38 yr. 6 mo.	27 yr. 1 mo. - 46 yr. 11 mo.
463	38 yr. 7 mo.	27 yr. 5 mo. - 47 yr. 0 mo.
464	38 yr. 8 mo.	27 yr. 9 mo. - 47 yr. 2 mo.
465	38 yr. 9 mo.	28 yr. 0 mo. - 47 yr. 3 mo.
466	38 yr. 10 mo.	28 yr. 2 mo. - 47 yr. 4 mo.
467	38 yr. 11 mo.	28 yr. 6 mo. - 47 yr. 5 mo.
468	39 yr. 0 mo.	28 yr. 8 mo. - 47 yr. 6 mo.
469	39 yr. 1 mo.	28 yr. 10 mo. - 47 yr. 8 mo.
470	39 yr. 2 mo.	29 yr. 0 mo. - 47 yr. 9 mo.
471	39 yr. 3 mo.	29 yr. 2 mo. - 47 yr. 10 mo.
472	39 yr. 4 mo.	29 yr. 3 mo. - 47 yr. 11 mo.
473	39 yr. 5 mo.	29 yr. 4 mo. - 48 yr. 1 mo.
474	39 yr. 6 mo.	29 yr. 5 mo. - 48 yr. 2 mo.
475	39 yr. 7 mo.	29 yr. 6 mo. - 48 yr. 3 mo.
476	39 yr. 8 mo.	29 yr. 7 mo. - 48 yr. 4 mo.
477	39 yr. 9 mo.	29 yr. 8 mo. - 48 yr. 5 mo.
478	39 yr. 10 mo.	29 yr. 9 mo. - 48 yr. 7 mo.
479	39 yr. 11 mo.	29 yr. 10 mo. - 48 yr. 8 mo.
480	40 yr. 0 mo.	29 yr. 11 mo. - 48 yr. 9 mo.
481	40 yr. 1 mo.	30 yr. 0 mo. - 48 yr. 10 mo.
482	40 yr. 2 mo.	30 yr. 1 mo. - 49 yr. 0 mo.
483	40 yr. 3 mo.	30 yr. 2 mo. - 49 yr. 1 mo.
484	40 yr. 4 mo.	30 yr. 3 mo. - 49 yr. 2 mo.
485	40 yr. 5 mo.	30 yr. 4 mo. - 49 yr. 3 mo.
486	40 yr. 6 mo.	30 yr. 5 mo. - 49 yr. 4 mo.

Score	Sentence Range Midpoint		Sentence Range		
487	40 yr.	7 mo.	30 yr.	5 mo. - 49 yr.	6 mo.
488	40 yr.	8 mo.	30 yr.	6 mo. - 49 yr.	7 mo.
489	40 yr.	9 mo.	30 yr.	7 mo. - 49 yr.	8 mo.
490	40 yr.	10 mo.	30 yr.	8 mo. - 49 yr.	9 mo.
491	40 yr.	11 mo.	30 yr.	8 mo. - 49 yr.	11 mo.
492	41 yr.	0 mo.	30 yr.	9 mo. - 50 yr.	0 mo.
493	41 yr.	1 mo.	30 yr.	10 mo. - 50 yr.	1 mo.
494	41 yr.	2 mo.	30 yr.	11 mo. - 50 yr.	2 mo.
495	41 yr.	3 mo.	30 yr.	11 mo. - 50 yr.	3 mo.
496	41 yr.	4 mo.	31 yr.	0 mo. - 50 yr.	5 mo.
497	41 yr.	5 mo.	31 yr.	1 mo. - 50 yr.	6 mo.
498	41 yr.	6 mo.	31 yr.	2 mo. - 50 yr.	7 mo.
499	41 yr.	7 mo.	31 yr.	2 mo. - 50 yr.	8 mo.
500	41 yr.	8 mo.	31 yr.	3 mo. - 50 yr.	10 mo.
501	41 yr.	9 mo.	31 yr.	4 mo. - 50 yr.	11 mo.
502	41 yr.	10 mo.	31 yr.	5 mo. - 51 yr.	0 mo.
503	41 yr.	11 mo.	31 yr.	5 mo. - 51 yr.	1 mo.
504	42 yr.	0 mo.	31 yr.	6 mo. - 51 yr.	2 mo.
505	42 yr.	1 mo.	31 yr.	7 mo. - 51 yr.	4 mo.
506	42 yr.	2 mo.	31 yr.	8 mo. - 51 yr.	5 mo.
507	42 yr.	3 mo.	31 yr.	8 mo. - 51 yr.	6 mo.
508	42 yr.	4 mo.	31 yr.	9 mo. - 51 yr.	7 mo.
509	42 yr.	5 mo.	31 yr.	10 mo. - 51 yr.	8 mo.
510	42 yr.	6 mo.	31 yr.	11 mo. - 51 yr.	10 mo.
511	42 yr.	7 mo.	31 yr.	11 mo. - 51 yr.	11 mo.
512	42 yr.	8 mo.	32 yr.	0 mo. - 52 yr.	0 mo.
513	42 yr.	9 mo.	32 yr.	1 mo. - 52 yr.	1 mo.
514	42 yr.	10 mo.	32 yr.	2 mo. - 52 yr.	3 mo.
515	42 yr.	11 mo.	32 yr.	2 mo. - 52 yr.	4 mo.
516	43 yr.	0 mo.	32 yr.	3 mo. - 52 yr.	5 mo.
517	43 yr.	1 mo.	32 yr.	4 mo. - 52 yr.	6 mo.
518	43 yr.	2 mo.	32 yr.	5 mo. - 52 yr.	7 mo.
519	43 yr.	3 mo.	32 yr.	5 mo. - 52 yr.	9 mo.
520	43 yr.	4 mo.	32 yr.	6 mo. - 52 yr.	10 mo.
521	43 yr.	5 mo.	32 yr.	7 mo. - 52 yr.	11 mo.
522	43 yr.	6 mo.	32 yr.	8 mo. - 53 yr.	0 mo.
523	43 yr.	7 mo.	32 yr.	8 mo. - 53 yr.	2 mo.
524	43 yr.	8 mo.	32 yr.	9 mo. - 53 yr.	3 mo.
525	43 yr.	9 mo.	32 yr.	10 mo. - 53 yr.	4 mo.
526	43 yr.	10 mo.	32 yr.	11 mo. - 53 yr.	5 mo.
527	43 yr.	11 mo.	32 yr.	11 mo. - 53 yr.	6 mo.
528	44 yr.	0 mo.	33 yr.	0 mo. - 53 yr.	8 mo.
529	44 yr.	1 mo.	33 yr.	1 mo. - 53 yr.	9 mo.
530	44 yr.	2 mo.	33 yr.	2 mo. - 53 yr.	10 mo.
531	44 yr.	3 mo.	33 yr.	2 mo. - 53 yr.	11 mo.
532	44 yr.	4 mo.	33 yr.	3 mo. - 54 yr.	1 mo.
533	44 yr.	5 mo.	33 yr.	4 mo. - 54 yr.	2 mo.
534	44 yr.	6 mo.	33 yr.	5 mo. - 54 yr.	3 mo.

Score	Sentence Range Midpoint		Sentence Range		
535	44 yr.	7 mo.	33 yr.	5 mo. - 54 yr.	4 mo.
536	44 yr.	8 mo.	33 yr.	6 mo. - 54 yr.	5 mo.
537	44 yr.	9 mo.	33 yr.	7 mo. - 54 yr.	7 mo.
538	44 yr.	10 mo.	33 yr.	8 mo. - 54 yr.	8 mo.
539	44 yr.	11 mo.	33 yr.	8 mo. - 54 yr.	9 mo.
540	45 yr.	0 mo.	33 yr.	9 mo. - 54 yr.	10 mo.
541	45 yr.	1 mo.	33 yr.	10 mo. - 55 yr.	0 mo.
542	45 yr.	2 mo.	33 yr.	11 mo. - 55 yr.	1 mo.
543	45 yr.	3 mo.	33 yr.	11 mo. - 55 yr.	2 mo.
544	45 yr.	4 mo.	34 yr.	0 mo. - 55 yr.	3 mo.
545	45 yr.	5 mo.	34 yr.	1 mo. - 55 yr.	4 mo.
546	45 yr.	6 mo.	34 yr.	2 mo. - 55 yr.	6 mo.
547	45 yr.	7 mo.	34 yr.	2 mo. - 55 yr.	7 mo.
548	45 yr.	8 mo.	34 yr.	3 mo. - 55 yr.	8 mo.
549	45 yr.	9 mo.	34 yr.	4 mo. - 55 yr.	9 mo.
550	45 yr.	10 mo.	34 yr.	5 mo. - 55 yr.	11 mo.
551	45 yr.	11 mo.	34 yr.	5 mo. - 56 yr.	0 mo.
552	46 yr.	0 mo.	34 yr.	6 mo. - 56 yr.	1 mo.
553	46 yr.	1 mo.	34 yr.	7 mo. - 56 yr.	2 mo.
554	46 yr.	2 mo.	34 yr.	8 mo. - 56 yr.	3 mo.
555	46 yr.	3 mo.	34 yr.	8 mo. - 56 yr.	5 mo.
556	46 yr.	4 mo.	34 yr.	9 mo. - 56 yr.	6 mo.
557	46 yr.	5 mo.	34 yr.	10 mo. - 56 yr.	7 mo.
558	46 yr.	6 mo.	34 yr.	11 mo. - 56 yr.	8 mo.
559	46 yr.	7 mo.	34 yr.	11 mo. - 56 yr.	9 mo.
560	46 yr.	8 mo.	35 yr.	0 mo. - 56 yr.	11 mo.
561	46 yr.	9 mo.	35 yr.	1 mo. - 57 yr.	0 mo.
562	46 yr.	10 mo.	35 yr.	2 mo. - 57 yr.	1 mo.
563	46 yr.	11 mo.	35 yr.	2 mo. - 57 yr.	2 mo.
564	47 yr.	0 mo.	35 yr.	3 mo. - 57 yr.	4 mo.
565	47 yr.	1 mo.	35 yr.	4 mo. - 57 yr.	5 mo.
566	47 yr.	2 mo.	35 yr.	5 mo. - 57 yr.	6 mo.
567	47 yr.	3 mo.	35 yr.	5 mo. - 57 yr.	7 mo.
568	47 yr.	4 mo.	35 yr.	6 mo. - 57 yr.	8 mo.
569	47 yr.	5 mo.	35 yr.	7 mo. - 57 yr.	10 mo.
570	47 yr.	6 mo.	35 yr.	8 mo. - 57 yr.	11 mo.
571	47 yr.	7 mo.	35 yr.	8 mo. - 58 yr.	0 mo.
572	47 yr.	8 mo.	35 yr.	9 mo. - 58 yr.	1 mo.
573	47 yr.	9 mo.	35 yr.	10 mo. - 58 yr.	3 mo.
574	47 yr.	10 mo.	35 yr.	11 mo. - 58 yr.	4 mo.
575	47 yr.	11 mo.	35 yr.	11 mo. - 58 yr.	5 mo.
576	48 yr.	0 mo.	36 yr.	0 mo. - 58 yr.	6 mo.
577	48 yr.	1 mo.	36 yr.	1 mo. - 58 yr.	7 mo.
578	48 yr.	2 mo.	36 yr.	2 mo. - 58 yr.	9 mo.
579	48 yr.	3 mo.	36 yr.	2 mo. - 58 yr.	10 mo.
580	48 yr.	4 mo.	36 yr.	3 mo. - 58 yr.	11 mo.
581	48 yr.	5 mo.	36 yr.	4 mo. - 59 yr.	0 mo.
582	48 yr.	6 mo.	36 yr.	5 mo. - 59 yr.	2 mo.

Score	Sentence Range Midpoint		Sentence Range		
583	48 yr.	7 mo.	36 yr.	5 mo. - 59 yr.	3 mo.
584	48 yr.	8 mo.	36 yr.	6 mo. - 59 yr.	4 mo.
585	48 yr.	9 mo.	36 yr.	7 mo. - 59 yr.	5 mo.
586	48 yr.	10 mo.	36 yr.	8 mo. - 59 yr.	6 mo.
587	48 yr.	11 mo.	36 yr.	8 mo. - 59 yr.	8 mo.
588	49 yr.	0 mo.	36 yr.	9 mo. - 59 yr.	9 mo.
589	49 yr.	1 mo.	36 yr.	10 mo. - 59 yr.	10 mo.
590	49 yr.	2 mo.	36 yr.	11 mo. - 59 yr.	11 mo.
591	49 yr.	3 mo.	36 yr.	11 mo. - 60 yr.	1 mo.
592	49 yr.	4 mo.	37 yr.	0 mo. - 60 yr.	2 mo.
593	49 yr.	5 mo.	37 yr.	1 mo. - 60 yr.	3 mo.
594	49 yr.	6 mo.	37 yr.	2 mo. - 60 yr.	4 mo.
595	49 yr.	7 mo.	37 yr.	2 mo. - 60 yr.	5 mo.
596	49 yr.	8 mo.	37 yr.	3 mo. - 60 yr.	7 mo.
597	49 yr.	9 mo.	37 yr.	4 mo. - 60 yr.	8 mo.
598	49 yr.	10 mo.	37 yr.	5 mo. - 60 yr.	9 mo.
599	49 yr.	11 mo.	37 yr.	5 mo. - 60 yr.	10 mo.
600	50 yr.	0 mo.	37 yr.	6 mo. - 61 yr.	0 mo.

Weapon/Firearm The sentencing guidelines for this section apply to the following offenses:

<u>Relevant Code of Virginia Statutes</u>	<u>Relevant Virginia Crime Codes (VCC)</u>
18.2-22	Use VCC for actual offense and change "F" to "C" in the code.
18.2-26	Use VCC for actual offense and change "F" to "A" in the code.
18.2-279	WPN-5229-F4 (2-10 yrs.) WPN-5242-F6 (1-5 yrs.)
18.2-286.1	WPN-5248-F5 (1-10 yrs.)
18.2-300 (B)	WPN-5260-F4 (2-10 yrs.)
18.2-308 (A)	WPN-5245-F6 (1-5 yrs.) WPN-5246-F5 (1-10 yrs.)
18.2-308.1(B)	WPN-5252-F6 (1-5 yrs.)
18.2-308.2	WPN-5296-F6 (5-5 yrs.) WPN-5297-F6 (2-5 yrs.) WPN-5291-F6 (1-5 yrs.) WPN-5298-F6 (1-5 yrs.)
18.2-308.2:2(K)	WPN-5281-F5 (1-10 yrs.)

Conspiracies or attempts to commit the offenses appearing in the above table are guidelines offenses. A worksheet should be completed.

If the statute number and VCC for the primary offense do not appear on this table, sentencing guidelines do not apply. No worksheets should be completed.

Weapon/Firearm Section A

Primary Offense

Enter the score corresponding to the number of counts if the primary offense at conviction was:

A.	WPN-5242-F6*	Unlawfully discharge firearm etc. in/at occupied building	18.2-279
	WPN-5229-F4*	Maliciously discharge firearm etc. in/at occupied building	18.2-279
B.	WPN-5248-F5*	Discharge firearm from vehicle	18.2-286.1
C.	WPN-5252-F6*	Possess firearm on school property	18.2-308.1(B)
D.	WPN-5260-F4*	Possess sawed-off shotgun	18.2-300(B)
E.	WPN-5245-F6*	Carry concealed weapon, second offense	18.2-308 (A)
	WPN-5246-F5*	Carry concealed weapon, third/subsequent offense	18.2-308 (A)
F.	WPN-5281-F5*	False statement on consent form	18.2-308.2:2(K)
G.	WPN-5296-F6*	Convicted violent felon possess/transport firearm	18.2-308.2(A)
	WPN-5297-F6*	Convicted non-violent felon possess/transport firearm w/in 10 yrs.....	18.2-308.2(A)
	WPN-5291-F6*	Convicted non-violent felon possess/transport firearm, 10+ yrs	18.2-308.2(A)
	WPN-5298-F6*	Convicted felon possess other weapon (not firearm), explosives or ammunition	18.2-308.2(A)

***Attempted and conspired offenses are scored the same as a completed act**
Violations of deferred findings (§§ 18.2-251, 18.2-258.1, 19.2-298.02, or 19.2-303.6)
are scored as a conviction for the underlying offense

Primary Offense Remaining Counts

Select the appropriate block based on the primary offense.

Total the maximum penalties for counts of the primary offense not scored under the Primary Offense factor above. Locate the total in the maximum penalty range and record the corresponding points.

Additional Offenses

Select the appropriate block based on the primary offense.

Additional offenses are offenses in the same sentencing event that have a VCC that differs from the primary offense.

Add the maximum penalties for all additional offenses (including counts). Locate the total in the maximum penalty range and record the corresponding points.

Victim Injury

Score this factor based on the victim who received the most serious injury. Score this factor for any offense at sentencing, not only the primary offense.

Catchwords are used to show general groupings for injuries but in no way define how injuries must be scored on the Sentencing Guidelines. Scores for injuries must be assigned based on the specific definitions defined in the General Instructions and not on the catch phrases: Threatened, Emotional, Physical, Serious Physical or Life Threatening injury.

Conviction Requiring Mandatory Minimum Term (6 mos. or More)

Enter "8" if there is a conviction in the current sentencing event that requires a mandatory minimum term of incarceration of 6 months or more. (See Appendix B for a list of crimes with mandatory minimums).

Prior Convictions/Adjudications

Select the five most recent felony sentencing events (adult convictions and juvenile adjudications). If there are fewer than five prior felony events, use all of them plus the most recent prior misdemeanor events, for a total of up to five prior events. For juvenile adjudications, score only delinquent offenses, not status offenses.

For each prior event, identify the offense with the highest statutory maximum penalty. Select only one offense per event.

Add together the years of the statutory maximum penalties for these prior offenses. Locate the total in the maximum penalty range and record the corresponding points.

Prior Criminal Misdemeanor Convictions

Select the appropriate block based on the primary offense.

Enter the score corresponding to the total number of prior adult convictions and delinquent adjudications (including counts) for non-traffic misdemeanors. Do not score criminal traffic misdemeanors. (see Traffic section of supplemental VCC book for criminal traffic misdemeanors)

Prior Incarcerations/Commitments

Enter "4" if one or more periods of incarceration resulted from a sentence. Score boot camp, diversion center, detention center, CCAP or any incarceration sentence that the offender has served or is currently serving. Commitments to juvenile institutions or post-dispositional confinements in secure detention following an adjudication of delinquency are also scored. Pre-trial and pre-sentence time are not scored unless the offender was sentenced to "time-served."

Legally Restrained at Time of Offense

Select the appropriate block based on the primary offense.

Do not rely on the catchwords to score this factor. See the General Instructions for the definitions.

Parole: An obligation to a parole board on the date of the offense.

Post-release: Under probation or post-release supervision defined in §§ 19.2-295.2 or 18.2-10 on the date of the offense.

Supervised Probation after Incarceration: On state, federal, or local supervised probation on the date of the offense after serving time in jail or prison.

Supervised Probation: On state, federal, or local supervised probation on the date of the offense after being sentenced to probation with no active time to serve.

Other: Some obligation to the court or violation of a court or administrative body restriction on the date of the offense. Not defined above.

Offenders being sentenced for felon in possession of a weapon are always legally restrained.

Type of Additional Offense(s)

Select the appropriate block based on the primary offense.

Score this factor if the primary offense is maliciously discharge firearm, etc., at occupied building (§ 18.2-279). Enter "2" if any conviction scored under step 3 (Additional Offenses) is a felony or misdemeanor assault or weapon conviction with a VCC prefix of "WPN" or "ASL".

Basis of False Statement

Score this factor only if the primary offense is False Statement on a Firearm Consent Form (§18.2-308.2:2(K)) and at least one reason the firearm transaction was denied was:

- A prior adult conviction or juvenile adjudication for a felony crime against person
- Any type of adult conviction or juvenile adjudication for a felony within 4 years from the date of offense for false statement on a consent form
- A prior domestic assault misdemeanor conviction
- Subject to a protective order/restraining order at the time the consent form was signed

Go to the Next Appropriate Section.

If the total score is "8" or less go to Weapon/Firearm Section B. If the total score is "9" or more go to Weapon/Firearm Section C.

Weapon/Firearm — Section A

Offender Name: _____

1 Primary Offense

- A. Maliciously or unlawfully discharge firearm, etc., in/at occupied building (1 count).....2
B. Discharge firearm from vehicle (1 count).....1
C. Possess firearm on school property (1 count).....1
D. Possession of sawed-off shotgun (1 count).....2
E. Carry concealed weapon, 2nd or 3rd offense (1 count).....2
F. False statement on firearm consent form (1 count).....1
G. Possession of firearm, other weapon, explosives or ammunition by convicted felon
 1 count 3
 2 counts 4

Score

0	

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

Primary offense:

A. Discharge firearm, etc., in/at occupied building

Maximum Penalty (years)	Points
5 - 7	2
8 - 18	3
19 - 28	4
29 - 38	5
39 or more	6

Primary offense: All other offenses

Maximum Penalty (years)	Points
5 - 7	1
8 - 18	2
19 - 28	3
29 - 38	4
39 or more	5

0	

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

Primary offense:

A. Discharge firearm, etc., in/at occupied building

Maximum Penalty (years) (12 months = 1 year)	Points
Less than 1	0
1 - 7	3
8 - 18	4
19 - 28	5
29 - 38	6
39 or more	7

Primary offense: All other offenses

Maximum Penalty (years) (12 months = 1 year)	Points
Less than 1	0
1 - 7	1
8 - 18	2
19 - 28	3
29 - 38	4
39 or more	5

0	

4 Victim Injury

- Threatened, emotional, physical or serious physical 1
Life threatening 2

0	

5 Conviction in Current Event Requiring Mandatory Minimum Term (6 mos or more) – If YES, add 8 →

0	

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

- Years: Less than 2.....0
2 - 38 1
39 or more 2

0	

7 Prior Criminal Misdemeanor Convictions (Excludes Traffic)

Primary offense:

E. Carry concealed weapon, 2nd or 3rd offense

	Points
1 - 6	1
7 or more	2

Primary offense: All other offenses

Do Not Score

0	

8 Prior Incarcerations/Commitments

If YES, add 4 →

0	

9 Legally Restrained at Time of Offense

Primary offense:

A. Discharge firearm, etc., in/at occupied building

Points
None.....0
Other, supervised probation 3
Parole, post-release, supv. prob. after incarceration 6

Primary offense: All other offenses

Points
None.....0
Other, supervised probation 2
Parole, post-release, supv. prob. after incarceration 5

0	

10 Type of Additional Offense(s)

Primary offense:

A. Discharge firearm, etc., in/at occupied building

Additional offense with VCC prefix of WPN or ASL 2

Primary offense: All other offenses

Do Not Score

0	

**SCORE THE FOLLOWING ONLY IF PRIMARY OFFENSE AT CONVICTION IS
F: FALSE STATEMENT ON A FIREARM CONSENT FORM (§ 18.2-308.2:2(K))**

11 Basis of False Statement on Consent Form (listed below)

If YES, add 3 →

0	

Prior felony conviction/juvenile adjudication for crime against person, Other prior felony conviction/juvenile adjudication within 4 years of current offense, Prior domestic assault misdemeanor conviction or Subject to protective order at time of offense

Total Score

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

Weapon/Firearm ❖ Section B

1 Primary Offense

Enter the score corresponding to the number of counts if the primary offense at conviction was:

A.	WPN-5242-F6*	Unlawfully discharge firearm etc. in/at occupied building	18.2-279
	WPN-5229-F4*	Maliciously discharge firearm etc. in/at occupied building	18.2-279
B.	WPN-5248-F5*	Discharge firearm from vehicle	18.2-286.1
C.	WPN-5252-F6*	Possess firearm on school property	18.2-308.1(B)
D.	WPN-5260-F4*	Possess sawed-off shotgun	18.2-300 (B)
E.	WPN-5245-F6*	Carry concealed weapon, second offense	18.2-308 (A)
	WPN-5246-F5*	Carry concealed weapon, third/subsequent offense	18.2-308 (A)
F.	WPN-5281-F5*	False statement on consent form	18.2-308.2.2(K)
G.	WPN-5296-F6*	Convicted violent felon possess/transport firearm	18.2-308.2(A)
	WPN-5297-F6*	Convicted non-violent felon possess/transport firearm w/in 10 yrs.....	18.2-308.2(A)
	WPN-5291-F6*	Convicted non-violent felon possess/transport firearm, 10+ yrs	18.2-308.2(A)
	WPN-5298-F6*	Convicted felon possess other weapon (not firearm), explosives or ammunition	18.2-308.2(A)

***Attempted and conspired offenses are scored the same as a completed act**
Violations of deferred findings (§§ 18.2-251, 18.2-258.1, 19.2-298.02, or 19.2-303.6)
are scored as a conviction for the underlying offense

2 Primary Offense Remaining Counts

Total the maximum penalties for counts of the primary offense not scored under the Primary Offense factor above. Locate the total in the maximum penalty range and record the corresponding points.

3 Additional Offenses

Additional offenses are offenses in the same sentencing event that have a VCC that differs from the primary offense.

Add the maximum penalties for all additional offenses (including counts). Locate the total in the maximum penalty range and record the corresponding points.

4 Prior Criminal Misdemeanor Convictions

Enter the score corresponding to the total number of prior adult convictions and delinquent adjudications (including counts) for non-traffic misdemeanors. Do not score criminal traffic misdemeanors. (see Traffic section of supplemental VCC book for criminal traffic misdemeanors)

5 Victim Injury

Select the appropriate block based on the primary offense.

Score this factor based on the victim who received the most serious injury. Score this factor for any offense at sentencing, not only the primary offense.

Catchwords are used to show general groupings for injuries but in no way define how injuries must be scored on the Sentencing Guidelines. Scores for injuries must be assigned based on the specific definitions defined in the General Instructions and not on the catch phrases: Threatened, Emotional, Physical, Serious Physical or Life Threatening injury.

6 Legally Restrained at Time of Offense

Do not rely on the catchwords to score this factor. See the General Instructions for the definitions.

Parole: An obligation to a parole board on the date of the offense.

Post-release: Under probation or post-release supervision defined in §§ 19.2-295.2 or 18.2-10 on the date of the offense.

Supervised Probation after Incarceration: On state, federal, or local supervised probation on the date of the offense after serving time in jail or prison.

Supervised Probation: On state, federal, or local supervised probation on the date of the offense after being sentenced to probation with no active time to serve.

Other: Some obligation to the court or violation of a court or administrative body restriction on the date of the offense. Not defined above.

Offenders being sentenced for felon in possession of a weapon are always legally restrained.

7 Record the guidelines sentence.

Refer to the Weapon/Firearm Section B Recommendation Table which follows these instructions to convert the total score to the guidelines sentence. On the cover sheet, record the guidelines sentence recommendation.

Weapon/Firearm ❖ Section B

Offender Name: _____

1 Primary Offense _____

- A. Maliciously or unlawfully discharge firearm, etc., in/at occupied building (1 count).....8
- B. Discharge firearm from vehicle (1 count).....8
- C. Possess firearm on school property (1 count).....7
- D. Possession of sawed-off shotgun (1 count).....6
- E. Carry concealed weapon, 2nd or 3rd offense (1 count).....7
- F. False statement on firearm consent form (1 count).....1
- G. Possession of firearm, other weapon, explosives or ammunition by convicted felon (1 count).....7

Score

0	

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

- Years: 5 - 9.....2
- 10 - 19.....3
- 20 - 29.....4
- 30 - 39.....5
- 40 or more.....6

0	

3 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 - 29.....4
- 30 - 39.....5
- 40 or more.....6

0	

4 Prior Criminal Misdemeanor Convictions (Excludes Traffic) _____

Primary offense E: Carry concealed weapon, 2nd/3rd offense

Number of Counts	Score
1 - 2	1
3.....	2
4 or more	3

Primary offense: All other offenses _____

Do Not Score

0	

5 Victim Injury _____

Primary offense:

A. Discharge firearm, etc., in/at occupied building	Points
Threatened, emotional, physical, or serious physical.....	3
Life threatening.....	4

Primary offense: All other offenses _____

	Points
Threatened, emotional, physical, or serious physical.....	2
Life threatening.....	3

0	

6 Legally Restrained at Time of Offense _____

If YES, add 1 →

0	

Total Score _____

See **Weapon/Firearm Section B Recommendation Table** to convert score to guidelines sentence.

Weapon/Firearm/Section B



Recommendation Table

Score	Guideline Sentence
0 - 9	Probation/No Incarceration
10+	Incarceration 1 Day to 6 Months

Weapon/Firearm Section C

1 Primary Offense

Determine whether the offender's prior record includes a Category I or Category II felony (See Appendix A), and mark the corresponding box. Enter the score corresponding to the number of counts under the appropriate prior record classification category if the primary offense at conviction was:

A.	WPN-5242-F6	Unlawfully discharge firearm etc. in/at occupied building	18.2-279
	WPN-5242-A/C4	Attempted or conspired	
B.	WPN-5229-F4	Maliciously discharge firearm etc. in/at occupied building	18.2-279
	WPN-5229-A/C4	Attempted or conspired	
C.	WPN-5248-F5*	Discharge firearm from vehicle	18.2-286.1
D.	WPN-5252-F6*	Possess firearm on school property	18.2-308.1(B)
E.	WPN-5260-F4*	Possess sawed-off shotgun	18.2-300(B)
F.	WPN-5245-F6*	Carry concealed weapon, second offense	18.2-308 (A)
	WPN-5246-F5*	Carry concealed weapon, third/subsequent offense	18.2-308 (A)
G.	WPN-5281-F5*	False statement on consent form	18.2-308.2:2(K)
H.	WPN-5296-F6*	Convicted violent felon possess/transport firearm	18.2-308.2(A)
	WPN-5297-F6*	Convicted non-violent felon possess/transport firearm w/in 10 yrs.....	18.2-308.2(A)
	WPN-5291-F6*	Convicted non-violent felon possess/transport firearm 10+ yrs	18.2-308.2(A)
	WPN-5298-F6*	Convicted felon possess other weapon (not firearm), explosives or ammunition	18.2-308.2(A)

***Attempted and conspired offenses are scored the same as a completed act**
Violations of deferred findings (§§ 18.2-251, 18.2-258.1, 19.2-298.02, or 19.2-303.6)
are scored as a conviction for the underlying offense

2 Primary Offense Remaining Counts

Based on the statutory maximum penalty, assign points to each count of the primary offense not scored under the Primary Offense factor above. Then total the points assigned to each and record the total.

3 Additional Offenses

Additional offenses are those offenses in the same sentencing event that have a VCC that differs from the primary offense.

Identify each additional offense and its maximum penalty.

Assign points to each additional offense (including counts) based on the statutory maximum penalty.

Once points have been assigned to each additional offense, including counts, total the points and record the total.

Firearm Used or Brandished

Enter "2" if the offender or a codefendant used or brandished any firearm during the commission of any offense at conviction. Do not score simulated or feigned firearms (e.g., toy gun, finger in pocket to indicate a gun). Do not score firearms possessed by the offender that are not used or brandished.

5 Victim Injury

Score this factor based on the victim who received the most serious injury. Score this factor for any offense at sentencing, not only the primary offense.

Catchwords are used to show general groupings for injuries but in no way define how injuries must be scored on the Sentencing Guidelines. Scores for injuries must be assigned based on the specific definitions defined in the General Instructions and not on the catch phrases: Threatened, Emotional, Physical, Serious Physical or Life Threatening injury.

6 Prior Convictions/Adjudications

Select the appropriate block based on the primary offense.

Select the five most recent felony sentencing events (adult convictions and juvenile adjudications). If there are fewer than five prior felony events, use all of them plus the most recent prior misdemeanor events, for a total of up to five prior events. For juvenile adjudications, score only delinquent offenses, not status offenses.

For each prior event, identify the offense with the highest statutory maximum penalty. Select only one offense per event. For each offense identified, locate the maximum penalty in the table and assign the corresponding points. Total the points and record the total.

7 Prior Felony Convictions / Adjudications Against Person

Select the appropriate block based on the primary offense.

Enter the score corresponding to the number of prior or *felony* person adult convictions and delinquent adjudications (including counts). Applicable offenses include those with a prefix of "ASL," "FAM," "MUR," "KID," "ROB," "RAP," or "SEX." Some offenses with other VCC prefixes are also person felonies, such as certain acts of arson or burglary (e.g., ARS-2001-F3, BUR-2215-F2). See Appendix E for list of person crimes.

8 Prior Felony Convictions / Adjudications With Same VCC Prefix as Primary Offense

Enter the score corresponding to the number of prior *felony* adult convictions and delinquent adjudications (including counts) that have the same VCC prefix as the primary offense for this event. For example, if the primary offense is possession of firearm by a convicted felon (WPN-5296-F6), score all prior record convictions or delinquency adjudications that have a "WPN" prefix.

9 Legally Restrained at Time of Offense

Do not rely on the catchwords to score this factor. See the General Instructions for the definitions.

Parole: An obligation to a parole board on the date of the offense.

Post-release: Under probation or post-release supervision defined in §§ 19.2-295.2 or 18.2-10 on the date of the offense.

Supervised Probation after Incarceration: On state, federal, or local supervised probation on the date of the offense after serving time in jail or prison.

Supervised Probation: On state, federal, or local supervised probation on the date of the offense after being sentenced to probation with no active time to serve.

Other: Some obligation to the court or violation of a court or administrative body restriction on the date of the offense. Not defined above.

10 Record the Guidelines Sentence.

Refer to the Weapon/Firearm Section C Recommendation Table which follows these instructions to convert the total score to the guidelines sentence. Record the guidelines midpoint and range on the cover sheet in the Sentencing Guidelines Recommendation Section.

Weapon/Firearm Section C

Offender Name: _____

1 Primary Offense

____ Prior Record Classification ____

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

- A. Unlawfully discharge firearm, etc. in/at occupied building
Attempted or conspired: 1 count..... (32)..... (16)..... (8)
Completed: 1 count..... 48..... 24..... 12
- B. Maliciously discharge firearm, etc. in/at occupied building
Attempted or conspired: 1 count..... (32)..... (16)..... (8)
Completed: 1 count..... 60..... 30..... 15
- C. Discharge firearm from vehicle (1 count)..... 48..... 24..... 12
- D. Possess firearm on school property (1 count)..... 32..... 16..... 8
- E. Possession of sawed-off shotgun (1 count)..... 36..... 18..... 9
- F. Carry concealed weapon, 2nd or 3rd offense (1 count)..... 32..... 16..... 8
- G. False statement on consent form (1 count)..... 32..... 16..... 8
- H. Possession of firearm, other weapon, explosives or ammunition by convicted felon (1 count) 32..... 16..... 8

Score

0		

2 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)

3 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 3
40, 50, Life 5

4 Firearm Used or Brandished

If YES, add 2 →

0	0	

5 Victim Injury

Threatened or emotional..... 2
Physical or serious physical..... 4
Life threatening..... 5

0	0	

6 Prior Convictions/Adjudications Assign points to the 5 most recent and serious prior record events and total the points

Primary offense:

B. Maliciously discharge firearm, etc., in/at occupied building
Maximum Penalty (years) Points
Less than 20 0
20, 30, 40, 50, Life..... 5

Primary offense: All other offenses

Maximum Penalty (years) Points
Less than 20 0
20, 30, 40, 50, Life..... 1

0		

7 Prior Felony Convictions/Adjudications Against Person

Primary offense:

B. Maliciously discharge firearm, etc., in/at occupied building
Number of Counts Points
1..... 5
2..... 6
3..... 7
4..... 8
5 or more 9

Primary offense: All other offenses

Number of Counts Points
1..... 1
2..... 2
3..... 3
4..... 4
5 or more 5

0	0	

8 Prior Felony Convictions/Adjudications with the Same VCC Prefix as Primary Offense

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

0		

9 Legally Restrained at Time of Offense

If YES, add 2 →

0	0	

Total Score

See **Weapon/Firearm Section C Recommendation Table** for guidelines sentence range.

Weapon/Firearm/Section C

❖ **Weapon/Firearm • Section C Recommendation Table**

Score	Sentence Range Midpoint		Sentence Range	
Up to 7	0 yr.	7 mo.	0 yr.	7 mo. - 0 yr. 10 mo.
8	0 yr.	8 mo.	0 yr.	7 mo. - 0 yr. 11 mo.
9	0 yr.	9 mo.	0 yr.	7 mo. - 0 yr. 11 mo.
10	0 yr.	10 mo.	0 yr.	7 mo. - 1 yr. 0 mo.
11	0 yr.	11 mo.	0 yr.	7 mo. - 1 yr. 1 mo.
12	1 yr.	0 mo.	0 yr.	7 mo. - 1 yr. 2 mo.
13	1 yr.	1 mo.	0 yr.	7 mo. - 1 yr. 3 mo.
14	1 yr.	2 mo.	0 yr.	7 mo. - 1 yr. 4 mo.
15	1 yr.	3 mo.	0 yr.	7 mo. - 1 yr. 5 mo.
16	1 yr.	4 mo.	0 yr.	7 mo. - 1 yr. 6 mo.
17	1 yr.	5 mo.	0 yr.	7 mo. - 1 yr. 7 mo.
18	1 yr.	6 mo.	0 yr.	7 mo. - 1 yr. 8 mo.
19	1 yr.	7 mo.	0 yr.	7 mo. - 1 yr. 9 mo.
20	1 yr.	8 mo.	0 yr.	7 mo. - 1 yr. 10 mo.
21	1 yr.	9 mo.	0 yr.	7 mo. - 1 yr. 11 mo.
22	1 yr.	10 mo.	0 yr.	7 mo. - 2 yr. 0 mo.
23	1 yr.	11 mo.	0 yr.	7 mo. - 2 yr. 1 mo.
24	2 yr.	0 mo.	0 yr.	8 mo. - 2 yr. 2 mo.
25	2 yr.	1 mo.	0 yr.	8 mo. - 2 yr. 3 mo.
26	2 yr.	2 mo.	0 yr.	9 mo. - 2 yr. 4 mo.
27	2 yr.	3 mo.	0 yr.	9 mo. - 2 yr. 5 mo.
28	2 yr.	4 mo.	0 yr.	10 mo. - 2 yr. 6 mo.
29	2 yr.	5 mo.	0 yr.	11 mo. - 2 yr. 7 mo.
30	2 yr.	6 mo.	1 yr.	0 mo. - 2 yr. 8 mo.
31	2 yr.	7 mo.	1 yr.	1 mo. - 2 yr. 9 mo.
32	2 yr.	8 mo.	1 yr.	2 mo. - 2 yr. 10 mo.
33	2 yr.	9 mo.	1 yr.	2 mo. - 2 yr. 11 mo.
34	2 yr.	10 mo.	1 yr.	3 mo. - 3 yr. 0 mo.
35	2 yr.	11 mo.	1 yr.	3 mo. - 3 yr. 1 mo.
36	3 yr.	0 mo.	1 yr.	4 mo. - 3 yr. 2 mo.
37	3 yr.	1 mo.	1 yr.	5 mo. - 3 yr. 4 mo.
38	3 yr.	2 mo.	1 yr.	6 mo. - 3 yr. 5 mo.
39	3 yr.	3 mo.	1 yr.	7 mo. - 3 yr. 7 mo.
40	3 yr.	4 mo.	1 yr.	8 mo. - 3 yr. 9 mo.
41	3 yr.	5 mo.	1 yr.	9 mo. - 3 yr. 11 mo.
42	3 yr.	6 mo.	1 yr.	10 mo. - 4 yr. 1 mo.
43	3 yr.	7 mo.	1 yr.	10 mo. - 4 yr. 4 mo.
44	3 yr.	8 mo.	1 yr.	11 mo. - 4 yr. 5 mo.
45	3 yr.	9 mo.	2 yr.	0 mo. - 4 yr. 6 mo.
46	3 yr.	10 mo.	2 yr.	0 mo. - 4 yr. 8 mo.
47	3 yr.	11 mo.	2 yr.	1 mo. - 4 yr. 9 mo.
48	4 yr.	0 mo.	2 yr.	1 mo. - 4 yr. 10 mo.
49	4 yr.	1 mo.	2 yr.	2 mo. - 4 yr. 11 mo.
50	4 yr.	2 mo.	2 yr.	2 mo. - 5 yr. 1 mo.
51	4 yr.	3 mo.	2 yr.	2 mo. - 5 yr. 2 mo.
52	4 yr.	4 mo.	2 yr.	3 mo. - 5 yr. 3 mo.
53	4 yr.	5 mo.	2 yr.	3 mo. - 5 yr. 4 mo.
54	4 yr.	6 mo.	2 yr.	4 mo. - 5 yr. 5 mo.

Score	Sentence Range Midpoint		Sentence Range	
55	4 yr.	7 mo.	2 yr.	4 mo. - 5 yr. 7 mo.
56	4 yr.	8 mo.	2 yr.	5 mo. - 5 yr. 8 mo.
57	4 yr.	9 mo.	2 yr.	5 mo. - 5 yr. 9 mo.
58	4 yr.	10 mo.	2 yr.	6 mo. - 5 yr. 10 mo.
59	4 yr.	11 mo.	2 yr.	6 mo. - 5 yr. 11 mo.
60	5 yr.	0 mo.	2 yr.	7 mo. - 6 yr. 1 mo.
61	5 yr.	1 mo.	2 yr.	7 mo. - 6 yr. 2 mo.
62	5 yr.	2 mo.	2 yr.	8 mo. - 6 yr. 3 mo.
63	5 yr.	3 mo.	2 yr.	8 mo. - 6 yr. 4 mo.
64	5 yr.	4 mo.	2 yr.	9 mo. - 6 yr. 6 mo.
65	5 yr.	5 mo.	2 yr.	9 mo. - 6 yr. 7 mo.
66	5 yr.	6 mo.	2 yr.	10 mo. - 6 yr. 8 mo.
67	5 yr.	7 mo.	2 yr.	10 mo. - 6 yr. 9 mo.
68	5 yr.	8 mo.	2 yr.	11 mo. - 6 yr. 10 mo.
69	5 yr.	9 mo.	2 yr.	11 mo. - 7 yr. 0 mo.
70	5 yr.	10 mo.	3 yr.	0 mo. - 7 yr. 1 mo.
71	5 yr.	11 mo.	3 yr.	0 mo. - 7 yr. 2 mo.
72	6 yr.	0 mo.	3 yr.	0 mo. - 7 yr. 3 mo.
73	6 yr.	1 mo.	3 yr.	1 mo. - 7 yr. 5 mo.
74	6 yr.	2 mo.	3 yr.	1 mo. - 7 yr. 6 mo.
75	6 yr.	3 mo.	3 yr.	2 mo. - 7 yr. 7 mo.
76	6 yr.	4 mo.	3 yr.	2 mo. - 7 yr. 8 mo.
77	6 yr.	5 mo.	3 yr.	3 mo. - 7 yr. 9 mo.
78	6 yr.	6 mo.	3 yr.	3 mo. - 7 yr. 11 mo.
79	6 yr.	7 mo.	3 yr.	3 mo. - 8 yr. 0 mo.
80	6 yr.	8 mo.	3 yr.	4 mo. - 8 yr. 1 mo.
81	6 yr.	9 mo.	3 yr.	4 mo. - 8 yr. 2 mo.
82	6 yr.	10 mo.	3 yr.	5 mo. - 8 yr. 4 mo.
83	6 yr.	11 mo.	3 yr.	5 mo. - 8 yr. 5 mo.
84	7 yr.	0 mo.	3 yr.	6 mo. - 8 yr. 6 mo.
85	7 yr.	1 mo.	3 yr.	6 mo. - 8 yr. 7 mo.
86	7 yr.	2 mo.	3 yr.	7 mo. - 8 yr. 8 mo.
87	7 yr.	3 mo.	3 yr.	7 mo. - 8 yr. 10 mo.
88	7 yr.	4 mo.	3 yr.	8 mo. - 8 yr. 11 mo.
89	7 yr.	5 mo.	3 yr.	8 mo. - 9 yr. 0 mo.
90	7 yr.	6 mo.	3 yr.	9 mo. - 9 yr. 1 mo.
91	7 yr.	7 mo.	3 yr.	9 mo. - 9 yr. 3 mo.
92	7 yr.	8 mo.	3 yr.	10 mo. - 9 yr. 4 mo.
93	7 yr.	9 mo.	3 yr.	10 mo. - 9 yr. 5 mo.
94	7 yr.	10 mo.	3 yr.	11 mo. - 9 yr. 6 mo.
95	7 yr.	11 mo.	3 yr.	11 mo. - 9 yr. 7 mo.
96	8 yr.	0 mo.	4 yr.	0 mo. - 9 yr. 9 mo.
97	8 yr.	1 mo.	4 yr.	0 mo. - 9 yr. 10 mo.
98	8 yr.	2 mo.	4 yr.	1 mo. - 9 yr. 11 mo.
99	8 yr.	3 mo.	4 yr.	1 mo. - 10 yr. 0 mo.
100	8 yr.	4 mo.	4 yr.	2 mo. - 10 yr. 2 mo.
101	8 yr.	5 mo.	4 yr.	2 mo. - 10 yr. 3 mo.
102	8 yr.	6 mo.	4 yr.	3 mo. - 10 yr. 4 mo.

Score	Sentence Range Midpoint	Sentence Range
103	8 yr. 7 mo.	4 yr. 3 mo. - 10 yr. 5 mo.
104	8 yr. 8 mo.	4 yr. 4 mo. - 10 yr. 6 mo.
105	8 yr. 9 mo.	4 yr. 4 mo. - 10 yr. 8 mo.
106	8 yr. 10 mo.	4 yr. 5 mo. - 10 yr. 9 mo.
107	8 yr. 11 mo.	4 yr. 5 mo. - 10 yr. 10 mo.
108	9 yr. 0 mo.	4 yr. 6 mo. - 10 yr. 11 mo.
109	9 yr. 1 mo.	4 yr. 6 mo. - 11 yr. 0 mo.
110	9 yr. 2 mo.	4 yr. 7 mo. - 11 yr. 2 mo.
111	9 yr. 3 mo.	4 yr. 7 mo. - 11 yr. 3 mo.
112	9 yr. 4 mo.	4 yr. 8 mo. - 11 yr. 4 mo.
113	9 yr. 5 mo.	4 yr. 8 mo. - 11 yr. 5 mo.
114	9 yr. 6 mo.	4 yr. 9 mo. - 11 yr. 7 mo.
115	9 yr. 7 mo.	4 yr. 9 mo. - 11 yr. 8 mo.
116	9 yr. 8 mo.	4 yr. 10 mo. - 11 yr. 9 mo.
117	9 yr. 9 mo.	4 yr. 10 mo. - 11 yr. 10 mo.
118	9 yr. 10 mo.	4 yr. 11 mo. - 11 yr. 11 mo.
119	9 yr. 11 mo.	4 yr. 11 mo. - 12 yr. 1 mo.
120	10 yr. 0 mo.	5 yr. 0 mo. - 12 yr. 2 mo.
121	10 yr. 1 mo.	5 yr. 0 mo. - 12 yr. 3 mo.
122	10 yr. 2 mo.	5 yr. 1 mo. - 12 yr. 4 mo.
123	10 yr. 3 mo.	5 yr. 1 mo. - 12 yr. 6 mo.
124	10 yr. 4 mo.	5 yr. 2 mo. - 12 yr. 7 mo.
125	10 yr. 5 mo.	5 yr. 2 mo. - 12 yr. 8 mo.
126	10 yr. 6 mo.	5 yr. 3 mo. - 12 yr. 9 mo.
127	10 yr. 7 mo.	5 yr. 3 mo. - 12 yr. 10 mo.
128	10 yr. 8 mo.	5 yr. 4 mo. - 13 yr. 0 mo.
129	10 yr. 9 mo.	5 yr. 4 mo. - 13 yr. 1 mo.
130	10 yr. 10 mo.	5 yr. 5 mo. - 13 yr. 2 mo.
131	10 yr. 11 mo.	5 yr. 5 mo. - 13 yr. 3 mo.
132	11 yr. 0 mo.	5 yr. 6 mo. - 13 yr. 5 mo.
133	11 yr. 1 mo.	5 yr. 6 mo. - 13 yr. 6 mo.
134	11 yr. 2 mo.	5 yr. 7 mo. - 13 yr. 7 mo.
135	11 yr. 3 mo.	5 yr. 7 mo. - 13 yr. 8 mo.
136	11 yr. 4 mo.	5 yr. 8 mo. - 13 yr. 9 mo.
137	11 yr. 5 mo.	5 yr. 8 mo. - 13 yr. 11 mo.
138	11 yr. 6 mo.	5 yr. 9 mo. - 14 yr. 0 mo.
139	11 yr. 7 mo.	5 yr. 9 mo. - 14 yr. 1 mo.
140	11 yr. 8 mo.	5 yr. 10 mo. - 14 yr. 2 mo.
141	11 yr. 9 mo.	5 yr. 10 mo. - 14 yr. 4 mo.
142	11 yr. 10 mo.	5 yr. 11 mo. - 14 yr. 5 mo.
143	11 yr. 11 mo.	5 yr. 11 mo. - 14 yr. 6 mo.
144	12 yr. 0 mo.	6 yr. 0 mo. - 14 yr. 7 mo.
145	12 yr. 1 mo.	6 yr. 0 mo. - 14 yr. 8 mo.
146	12 yr. 2 mo.	6 yr. 1 mo. - 14 yr. 10 mo.
147	12 yr. 3 mo.	6 yr. 1 mo. - 14 yr. 11 mo.
148	12 yr. 4 mo.	6 yr. 2 mo. - 15 yr. 0 mo.
149	12 yr. 5 mo.	6 yr. 2 mo. - 15 yr. 1 mo.
150	12 yr. 6 mo.	6 yr. 3 mo. - 15 yr. 3 mo.

Score	Sentence Range Midpoint	Sentence Range
151	12 yr. 7 mo.	6 yr. 3 mo. - 15 yr. 4 mo.
152	12 yr. 8 mo.	6 yr. 4 mo. - 15 yr. 5 mo.
153	12 yr. 9 mo.	6 yr. 4 mo. - 15 yr. 6 mo.
154	12 yr. 10 mo.	6 yr. 5 mo. - 15 yr. 7 mo.
155	12 yr. 11 mo.	6 yr. 5 mo. - 15 yr. 9 mo.
156	13 yr. 0 mo.	6 yr. 6 mo. - 15 yr. 10 mo.
157	13 yr. 1 mo.	6 yr. 6 mo. - 15 yr. 11 mo.
158	13 yr. 2 mo.	6 yr. 7 mo. - 16 yr. 0 mo.
159	13 yr. 3 mo.	6 yr. 7 mo. - 16 yr. 1 mo.
160	13 yr. 4 mo.	6 yr. 8 mo. - 16 yr. 3 mo.
161	13 yr. 5 mo.	6 yr. 8 mo. - 16 yr. 4 mo.
162	13 yr. 6 mo.	6 yr. 9 mo. - 16 yr. 5 mo.
163	13 yr. 7 mo.	6 yr. 9 mo. - 16 yr. 6 mo.
164	13 yr. 8 mo.	6 yr. 10 mo. - 16 yr. 8 mo.
165	13 yr. 9 mo.	6 yr. 10 mo. - 16 yr. 9 mo.
166	13 yr. 10 mo.	6 yr. 11 mo. - 16 yr. 10 mo.
167	13 yr. 11 mo.	6 yr. 11 mo. - 16 yr. 11 mo.
168	14 yr. 0 mo.	7 yr. 0 mo. - 17 yr. 0 mo.
169	14 yr. 1 mo.	7 yr. 0 mo. - 17 yr. 2 mo.
170	14 yr. 2 mo.	7 yr. 1 mo. - 17 yr. 3 mo.
171	14 yr. 3 mo.	7 yr. 1 mo. - 17 yr. 4 mo.
172	14 yr. 4 mo.	7 yr. 2 mo. - 17 yr. 5 mo.
173	14 yr. 5 mo.	7 yr. 2 mo. - 17 yr. 7 mo.
174	14 yr. 6 mo.	7 yr. 3 mo. - 17 yr. 8 mo.
175	14 yr. 7 mo.	7 yr. 3 mo. - 17 yr. 9 mo.
176	14 yr. 8 mo.	7 yr. 4 mo. - 17 yr. 10 mo.
177	14 yr. 9 mo.	7 yr. 4 mo. - 17 yr. 11 mo.
178	14 yr. 10 mo.	7 yr. 5 mo. - 18 yr. 1 mo.
179	14 yr. 11 mo.	7 yr. 5 mo. - 18 yr. 2 mo.
180	15 yr. 0 mo.	7 yr. 6 mo. - 18 yr. 3 mo.
181	15 yr. 1 mo.	7 yr. 6 mo. - 18 yr. 4 mo.
182	15 yr. 2 mo.	7 yr. 7 mo. - 18 yr. 6 mo.
183	15 yr. 3 mo.	7 yr. 7 mo. - 18 yr. 7 mo.
184	15 yr. 4 mo.	7 yr. 8 mo. - 18 yr. 8 mo.
185	15 yr. 5 mo.	7 yr. 8 mo. - 18 yr. 9 mo.
186	15 yr. 6 mo.	7 yr. 9 mo. - 18 yr. 10 mo.
187	15 yr. 7 mo.	7 yr. 9 mo. - 19 yr. 0 mo.
188	15 yr. 8 mo.	7 yr. 10 mo. - 19 yr. 1 mo.
189	15 yr. 9 mo.	7 yr. 10 mo. - 19 yr. 2 mo.
190	15 yr. 10 mo.	7 yr. 11 mo. - 19 yr. 3 mo.
191	15 yr. 11 mo.	7 yr. 11 mo. - 19 yr. 5 mo.
192	16 yr. 0 mo.	8 yr. 0 mo. - 19 yr. 6 mo.
193	16 yr. 1 mo.	8 yr. 0 mo. - 19 yr. 7 mo.
194	16 yr. 2 mo.	8 yr. 1 mo. - 19 yr. 8 mo.
195	16 yr. 3 mo.	8 yr. 1 mo. - 19 yr. 9 mo.
196	16 yr. 4 mo.	8 yr. 2 mo. - 19 yr. 11 mo.
197	16 yr. 5 mo.	8 yr. 2 mo. - 20 yr. 0 mo.
198	16 yr. 6 mo.	8 yr. 3 mo. - 20 yr. 1 mo.

❖ **Weapon/Firearm • Section C Recommendation Table**

Score	Sentence Range Midpoint		Sentence Range		
199	16 yr.	7 mo.	8 yr.	3 mo. - 20 yr.	2 mo.
200	16 yr.	8 mo.	8 yr.	4 mo. - 20 yr.	4 mo.
201	16 yr.	9 mo.	8 yr.	4 mo. - 20 yr.	5 mo.
202	16 yr.	10 mo.	8 yr.	5 mo. - 20 yr.	6 mo.
203	16 yr.	11 mo.	8 yr.	5 mo. - 20 yr.	7 mo.
204	17 yr.	0 mo.	8 yr.	6 mo. - 20 yr.	8 mo.
205	17 yr.	1 mo.	8 yr.	6 mo. - 20 yr.	10 mo.
206	17 yr.	2 mo.	8 yr.	7 mo. - 20 yr.	11 mo.
207	17 yr.	3 mo.	8 yr.	7 mo. - 21 yr.	0 mo.
208	17 yr.	4 mo.	8 yr.	8 mo. - 21 yr.	1 mo.
209	17 yr.	5 mo.	8 yr.	8 mo. - 21 yr.	2 mo.
210	17 yr.	6 mo.	8 yr.	9 mo. - 21 yr.	4 mo.
211	17 yr.	7 mo.	8 yr.	9 mo. - 21 yr.	5 mo.
212	17 yr.	8 mo.	8 yr.	10 mo. - 21 yr.	6 mo.
213	17 yr.	9 mo.	8 yr.	10 mo. - 21 yr.	7 mo.
214	17 yr.	10 mo.	8 yr.	11 mo. - 21 yr.	9 mo.
215	17 yr.	11 mo.	8 yr.	11 mo. - 21 yr.	10 mo.
216	18 yr.	0 mo.	9 yr.	0 mo. - 21 yr.	11 mo.
217	18 yr.	1 mo.	9 yr.	0 mo. - 22 yr.	0 mo.
218	18 yr.	2 mo.	9 yr.	1 mo. - 22 yr.	1 mo.
219	18 yr.	3 mo.	9 yr.	1 mo. - 22 yr.	3 mo.
220	18 yr.	4 mo.	9 yr.	2 mo. - 22 yr.	4 mo.
221	18 yr.	5 mo.	9 yr.	2 mo. - 22 yr.	5 mo.
222	18 yr.	6 mo.	9 yr.	3 mo. - 22 yr.	6 mo.
223	18 yr.	7 mo.	9 yr.	3 mo. - 22 yr.	8 mo.
224	18 yr.	8 mo.	9 yr.	4 mo. - 22 yr.	9 mo.
225	18 yr.	9 mo.	9 yr.	4 mo. - 22 yr.	10 mo.
226	18 yr.	10 mo.	9 yr.	5 mo. - 22 yr.	11 mo.
227	18 yr.	11 mo.	9 yr.	5 mo. - 23 yr.	0 mo.
228	19 yr.	0 mo.	9 yr.	6 mo. - 23 yr.	2 mo.
229	19 yr.	1 mo.	9 yr.	6 mo. - 23 yr.	3 mo.
230	19 yr.	2 mo.	9 yr.	7 mo. - 23 yr.	4 mo.
231	19 yr.	3 mo.	9 yr.	7 mo. - 23 yr.	5 mo.
232	19 yr.	4 mo.	9 yr.	8 mo. - 23 yr.	7 mo.
233	19 yr.	5 mo.	9 yr.	8 mo. - 23 yr.	8 mo.
234	19 yr.	6 mo.	9 yr.	9 mo. - 23 yr.	9 mo.
235	19 yr.	7 mo.	9 yr.	9 mo. - 23 yr.	10 mo.
236	19 yr.	8 mo.	9 yr.	10 mo. - 23 yr.	11 mo.
237	19 yr.	9 mo.	9 yr.	10 mo. - 24 yr.	1 mo.
238	19 yr.	10 mo.	9 yr.	11 mo. - 24 yr.	2 mo.
239	19 yr.	11 mo.	9 yr.	11 mo. - 24 yr.	3 mo.
240	20 yr.	0 mo.	10 yr.	0 mo. - 24 yr.	4 mo.
241	20 yr.	1 mo.	10 yr.	0 mo. - 24 yr.	6 mo.
242	20 yr.	2 mo.	10 yr.	1 mo. - 24 yr.	7 mo.
243	20 yr.	3 mo.	10 yr.	1 mo. - 24 yr.	8 mo.
244	20 yr.	4 mo.	10 yr.	2 mo. - 24 yr.	9 mo.
245	20 yr.	5 mo.	10 yr.	2 mo. - 24 yr.	10 mo.
246	20 yr.	6 mo.	10 yr.	3 mo. - 25 yr.	0 mo.

Score	Sentence Range Midpoint		Sentence Range		
247	20 yr.	7 mo.	10 yr.	3 mo. - 25 yr.	1 mo.
248	20 yr.	8 mo.	10 yr.	4 mo. - 25 yr.	2 mo.
249	20 yr.	9 mo.	10 yr.	4 mo. - 25 yr.	3 mo.
250	20 yr.	10 mo.	10 yr.	5 mo. - 25 yr.	5 mo.
251	20 yr.	11 mo.	10 yr.	5 mo. - 25 yr.	6 mo.
252	21 yr.	0 mo.	10 yr.	6 mo. - 25 yr.	7 mo.
253	21 yr.	1 mo.	10 yr.	6 mo. - 25 yr.	8 mo.
254	21 yr.	2 mo.	10 yr.	7 mo. - 25 yr.	9 mo.
255	21 yr.	3 mo.	10 yr.	7 mo. - 25 yr.	11 mo.
256	21 yr.	4 mo.	10 yr.	8 mo. - 26 yr.	0 mo.
257	21 yr.	5 mo.	10 yr.	8 mo. - 26 yr.	1 mo.
258	21 yr.	6 mo.	10 yr.	9 mo. - 26 yr.	2 mo.
259	21 yr.	7 mo.	10 yr.	9 mo. - 26 yr.	3 mo.
260	21 yr.	8 mo.	10 yr.	10 mo. - 26 yr.	5 mo.
261	21 yr.	9 mo.	10 yr.	10 mo. - 26 yr.	6 mo.
262	21 yr.	10 mo.	10 yr.	11 mo. - 26 yr.	7 mo.
263	21 yr.	11 mo.	10 yr.	11 mo. - 26 yr.	8 mo.
264	22 yr.	0 mo.	11 yr.	0 mo. - 26 yr.	10 mo.
265	22 yr.	1 mo.	11 yr.	0 mo. - 26 yr.	11 mo.
266	22 yr.	2 mo.	11 yr.	1 mo. - 27 yr.	0 mo.
267	22 yr.	3 mo.	11 yr.	1 mo. - 27 yr.	1 mo.
268	22 yr.	4 mo.	11 yr.	2 mo. - 27 yr.	2 mo.
269	22 yr.	5 mo.	11 yr.	2 mo. - 27 yr.	4 mo.
270	22 yr.	6 mo.	11 yr.	3 mo. - 27 yr.	5 mo.
271	22 yr.	7 mo.	11 yr.	3 mo. - 27 yr.	6 mo.
272	22 yr.	8 mo.	11 yr.	4 mo. - 27 yr.	7 mo.
273	22 yr.	9 mo.	11 yr.	4 mo. - 27 yr.	9 mo.
274	22 yr.	10 mo.	11 yr.	5 mo. - 27 yr.	10 mo.
275	22 yr.	11 mo.	11 yr.	5 mo. - 27 yr.	11 mo.
276	23 yr.	0 mo.	11 yr.	6 mo. - 28 yr.	0 mo.
277	23 yr.	1 mo.	11 yr.	6 mo. - 28 yr.	1 mo.
278	23 yr.	2 mo.	11 yr.	7 mo. - 28 yr.	3 mo.
279	23 yr.	3 mo.	11 yr.	7 mo. - 28 yr.	4 mo.
280	23 yr.	4 mo.	11 yr.	8 mo. - 28 yr.	5 mo.
281	23 yr.	5 mo.	11 yr.	8 mo. - 28 yr.	6 mo.
282	23 yr.	6 mo.	11 yr.	9 mo. - 28 yr.	8 mo.
283	23 yr.	7 mo.	11 yr.	9 mo. - 28 yr.	9 mo.
284	23 yr.	8 mo.	11 yr.	10 mo. - 28 yr.	10 mo.
285	23 yr.	9 mo.	11 yr.	10 mo. - 28 yr.	11 mo.
286	23 yr.	10 mo.	11 yr.	11 mo. - 29 yr.	0 mo.
287	23 yr.	11 mo.	11 yr.	11 mo. - 29 yr.	2 mo.
288	24 yr.	0 mo.	12 yr.	0 mo. - 29 yr.	3 mo.
289	24 yr.	1 mo.	12 yr.	0 mo. - 29 yr.	4 mo.
290	24 yr.	2 mo.	12 yr.	1 mo. - 29 yr.	5 mo.
291	24 yr.	3 mo.	12 yr.	1 mo. - 29 yr.	7 mo.
292	24 yr.	4 mo.	12 yr.	2 mo. - 29 yr.	8 mo.
293	24 yr.	5 mo.	12 yr.	2 mo. - 29 yr.	9 mo.
294	24 yr.	6 mo.	12 yr.	3 mo. - 29 yr.	10 mo.

Score	Sentence Range Midpoint		Sentence Range		
295	24 yr.	7 mo.	12 yr.	3 mo. - 29 yr.	11 mo.
296	24 yr.	8 mo.	12 yr.	4 mo. - 30 yr.	1 mo.
297	24 yr.	9 mo.	12 yr.	4 mo. - 30 yr.	2 mo.
298	24 yr.	10 mo.	12 yr.	5 mo. - 30 yr.	3 mo.
299	24 yr.	11 mo.	12 yr.	5 mo. - 30 yr.	4 mo.
300	25 yr.	0 mo.	12 yr.	6 mo. - 30 yr.	6 mo.
301	25 yr.	1 mo.	12 yr.	6 mo. - 30 yr.	7 mo.
302	25 yr.	2 mo.	12 yr.	7 mo. - 30 yr.	8 mo.
303	25 yr.	3 mo.	12 yr.	7 mo. - 30 yr.	9 mo.
304	25 yr.	4 mo.	12 yr.	8 mo. - 30 yr.	10 mo.
305	25 yr.	5 mo.	12 yr.	8 mo. - 31 yr.	0 mo.
306	25 yr.	6 mo.	12 yr.	9 mo. - 31 yr.	1 mo.
307	25 yr.	7 mo.	12 yr.	9 mo. - 31 yr.	2 mo.
308	25 yr.	8 mo.	12 yr.	10 mo. - 31 yr.	3 mo.
309	25 yr.	9 mo.	12 yr.	10 mo. - 31 yr.	4 mo.
310	25 yr.	10 mo.	12 yr.	11 mo. - 31 yr.	6 mo.
311	25 yr.	11 mo.	12 yr.	11 mo. - 31 yr.	7 mo.
312	26 yr.	0 mo.	13 yr.	0 mo. - 31 yr.	8 mo.
313	26 yr.	1 mo.	13 yr.	0 mo. - 31 yr.	9 mo.
314	26 yr.	2 mo.	13 yr.	1 mo. - 31 yr.	11 mo.
315	26 yr.	3 mo.	13 yr.	1 mo. - 32 yr.	0 mo.
316	26 yr.	4 mo.	13 yr.	2 mo. - 32 yr.	1 mo.
317	26 yr.	5 mo.	13 yr.	2 mo. - 32 yr.	2 mo.
318	26 yr.	6 mo.	13 yr.	3 mo. - 32 yr.	3 mo.
319	26 yr.	7 mo.	13 yr.	3 mo. - 32 yr.	5 mo.
320	26 yr.	8 mo.	13 yr.	4 mo. - 32 yr.	6 mo.
321	26 yr.	9 mo.	13 yr.	4 mo. - 32 yr.	7 mo.
322	26 yr.	10 mo.	13 yr.	5 mo. - 32 yr.	8 mo.
323	26 yr.	11 mo.	13 yr.	5 mo. - 32 yr.	10 mo.
324	27 yr.	0 mo.	13 yr.	6 mo. - 32 yr.	11 mo.
325	27 yr.	1 mo.	13 yr.	6 mo. - 33 yr.	0 mo.
326	27 yr.	2 mo.	13 yr.	7 mo. - 33 yr.	1 mo.
327	27 yr.	3 mo.	13 yr.	7 mo. - 33 yr.	2 mo.
328	27 yr.	4 mo.	13 yr.	8 mo. - 33 yr.	4 mo.
329	27 yr.	5 mo.	13 yr.	8 mo. - 33 yr.	5 mo.
330	27 yr.	6 mo.	13 yr.	9 mo. - 33 yr.	6 mo.
331	27 yr.	7 mo.	13 yr.	9 mo. - 33 yr.	7 mo.
332	27 yr.	8 mo.	13 yr.	10 mo. - 33 yr.	9 mo.
333	27 yr.	9 mo.	13 yr.	10 mo. - 33 yr.	10 mo.
334	27 yr.	10 mo.	13 yr.	11 mo. - 33 yr.	11 mo.
335	27 yr.	11 mo.	13 yr.	11 mo. - 34 yr.	0 mo.
336	28 yr.	0 mo.	14 yr.	0 mo. - 34 yr.	1 mo.
337	28 yr.	1 mo.	14 yr.	0 mo. - 34 yr.	3 mo.
338	28 yr.	2 mo.	14 yr.	1 mo. - 34 yr.	4 mo.
339	28 yr.	3 mo.	14 yr.	1 mo. - 34 yr.	5 mo.
340	28 yr.	4 mo.	14 yr.	2 mo. - 34 yr.	6 mo.
341	28 yr.	5 mo.	14 yr.	2 mo. - 34 yr.	8 mo.
342	28 yr.	6 mo.	14 yr.	3 mo. - 34 yr.	9 mo.

Score	Sentence Range Midpoint		Sentence Range		
343	28 yr.	7 mo.	14 yr.	3 mo. - 34 yr.	10 mo.
344	28 yr.	8 mo.	14 yr.	4 mo. - 34 yr.	11 mo.
345	28 yr.	9 mo.	14 yr.	4 mo. - 35 yr.	0 mo.
346	28 yr.	10 mo.	14 yr.	5 mo. - 35 yr.	2 mo.
347	28 yr.	11 mo.	14 yr.	5 mo. - 35 yr.	3 mo.
348	29 yr.	0 mo.	14 yr.	6 mo. - 35 yr.	4 mo.
349	29 yr.	1 mo.	14 yr.	6 mo. - 35 yr.	5 mo.
350	29 yr.	2 mo.	14 yr.	7 mo. - 35 yr.	7 mo.
351	29 yr.	3 mo.	14 yr.	7 mo. - 35 yr.	8 mo.
352	29 yr.	4 mo.	14 yr.	8 mo. - 35 yr.	9 mo.
353	29 yr.	5 mo.	14 yr.	8 mo. - 35 yr.	10 mo.
354	29 yr.	6 mo.	14 yr.	9 mo. - 35 yr.	11 mo.
355	29 yr.	7 mo.	14 yr.	9 mo. - 36 yr.	1 mo.
356	29 yr.	8 mo.	14 yr.	10 mo. - 36 yr.	2 mo.
357	29 yr.	9 mo.	14 yr.	10 mo. - 36 yr.	3 mo.
358	29 yr.	10 mo.	14 yr.	11 mo. - 36 yr.	4 mo.
359	29 yr.	11 mo.	14 yr.	11 mo. - 36 yr.	5 mo.
360	30 yr.	0 mo.	15 yr.	0 mo. - 36 yr.	7 mo.
361	30 yr.	1 mo.	15 yr.	0 mo. - 36 yr.	8 mo.
362	30 yr.	2 mo.	15 yr.	1 mo. - 36 yr.	9 mo.
363	30 yr.	3 mo.	15 yr.	1 mo. - 36 yr.	10 mo.
364	30 yr.	4 mo.	15 yr.	2 mo. - 37 yr.	0 mo.
365	30 yr.	5 mo.	15 yr.	2 mo. - 37 yr.	1 mo.
366	30 yr.	6 mo.	15 yr.	3 mo. - 37 yr.	2 mo.
367	30 yr.	7 mo.	15 yr.	3 mo. - 37 yr.	3 mo.
368	30 yr.	8 mo.	15 yr.	4 mo. - 37 yr.	4 mo.
369	30 yr.	9 mo.	15 yr.	4 mo. - 37 yr.	6 mo.
370	30 yr.	10 mo.	15 yr.	5 mo. - 37 yr.	7 mo.
371	30 yr.	11 mo.	15 yr.	5 mo. - 37 yr.	8 mo.
372	31 yr.	0 mo.	15 yr.	6 mo. - 37 yr.	9 mo.
373	31 yr.	1 mo.	15 yr.	6 mo. - 37 yr.	11 mo.
374	31 yr.	2 mo.	15 yr.	7 mo. - 38 yr.	0 mo.
375	31 yr.	3 mo.	15 yr.	7 mo. - 38 yr.	1 mo.
376	31 yr.	4 mo.	15 yr.	8 mo. - 38 yr.	2 mo.
377	31 yr.	5 mo.	15 yr.	8 mo. - 38 yr.	3 mo.
378	31 yr.	6 mo.	15 yr.	9 mo. - 38 yr.	5 mo.
379	31 yr.	7 mo.	15 yr.	9 mo. - 38 yr.	6 mo.
380	31 yr.	8 mo.	15 yr.	10 mo. - 38 yr.	7 mo.
381	31 yr.	9 mo.	15 yr.	10 mo. - 38 yr.	8 mo.
382	31 yr.	10 mo.	15 yr.	11 mo. - 38 yr.	10 mo.
383	31 yr.	11 mo.	15 yr.	11 mo. - 38 yr.	11 mo.
384	32 yr.	0 mo.	16 yr.	0 mo. - 39 yr.	0 mo.
385	32 yr.	1 mo.	16 yr.	0 mo. - 39 yr.	1 mo.
386	32 yr.	2 mo.	16 yr.	1 mo. - 39 yr.	2 mo.
387	32 yr.	3 mo.	16 yr.	1 mo. - 39 yr.	4 mo.
388	32 yr.	4 mo.	16 yr.	2 mo. - 39 yr.	5 mo.
389	32 yr.	5 mo.	16 yr.	2 mo. - 39 yr.	6 mo.
390	32 yr.	6 mo.	16 yr.	3 mo. - 39 yr.	7 mo.

❖ Weapon/Firearm • Section C Recommendation Table

Score	Sentence Range Midpoint		Sentence Range		
391	32 yr.	7 mo.	16 yr.	3 mo.	- 39 yr. 9 mo.
392	32 yr.	8 mo.	16 yr.	4 mo.	- 39 yr. 10 mo.
393	32 yr.	9 mo.	16 yr.	4 mo.	- 39 yr. 11 mo.
394	32 yr.	10 mo.	16 yr.	5 mo.	- 40 yr. 0 mo.
395	32 yr.	11 mo.	16 yr.	5 mo.	- 40 yr. 1 mo.
396	33 yr.	0 mo.	16 yr.	6 mo.	- 40 yr. 3 mo.
397	33 yr.	1 mo.	16 yr.	6 mo.	- 40 yr. 4 mo.
398	33 yr.	2 mo.	16 yr.	7 mo.	- 40 yr. 5 mo.
399	33 yr.	3 mo.	16 yr.	7 mo.	- 40 yr. 6 mo.
400	33 yr.	4 mo.	16 yr.	8 mo.	- 40 yr. 8 mo.
401	33 yr.	5 mo.	16 yr.	8 mo.	- 40 yr. 9 mo.
402	33 yr.	6 mo.	16 yr.	9 mo.	- 40 yr. 10 mo.
403	33 yr.	7 mo.	16 yr.	9 mo.	- 40 yr. 11 mo.
404	33 yr.	8 mo.	16 yr.	10 mo.	- 41 yr. 0 mo.
405	33 yr.	9 mo.	16 yr.	10 mo.	- 41 yr. 2 mo.
406	33 yr.	10 mo.	16 yr.	11 mo.	- 41 yr. 3 mo.
407	33 yr.	11 mo.	16 yr.	11 mo.	- 41 yr. 4 mo.
408	34 yr.	0 mo.	17 yr.	0 mo.	- 41 yr. 5 mo.
409	34 yr.	1 mo.	17 yr.	0 mo.	- 41 yr. 6 mo.
410	34 yr.	2 mo.	17 yr.	1 mo.	- 41 yr. 8 mo.
411	34 yr.	3 mo.	17 yr.	1 mo.	- 41 yr. 9 mo.
412	34 yr.	4 mo.	17 yr.	2 mo.	- 41 yr. 10 mo.
413	34 yr.	5 mo.	17 yr.	2 mo.	- 41 yr. 11 mo.
414	34 yr.	6 mo.	17 yr.	3 mo.	- 42 yr. 1 mo.
415	34 yr.	7 mo.	17 yr.	3 mo.	- 42 yr. 2 mo.
416	34 yr.	8 mo.	17 yr.	4 mo.	- 42 yr. 3 mo.
417	34 yr.	9 mo.	17 yr.	4 mo.	- 42 yr. 4 mo.
418	34 yr.	10 mo.	17 yr.	5 mo.	- 42 yr. 5 mo.
419	34 yr.	11 mo.	17 yr.	5 mo.	- 42 yr. 7 mo.
420	35 yr.	0 mo.	17 yr.	6 mo.	- 42 yr. 8 mo.
421	35 yr.	1 mo.	17 yr.	6 mo.	- 42 yr. 9 mo.
422	35 yr.	2 mo.	17 yr.	7 mo.	- 42 yr. 10 mo.
423	35 yr.	3 mo.	17 yr.	7 mo.	- 43 yr. 0 mo.
424	35 yr.	4 mo.	17 yr.	8 mo.	- 43 yr. 1 mo.
425	35 yr.	5 mo.	17 yr.	8 mo.	- 43 yr. 2 mo.
426	35 yr.	6 mo.	17 yr.	9 mo.	- 43 yr. 3 mo.
427	35 yr.	7 mo.	17 yr.	9 mo.	- 43 yr. 4 mo.
428	35 yr.	8 mo.	17 yr.	10 mo.	- 43 yr. 6 mo.
429	35 yr.	9 mo.	17 yr.	10 mo.	- 43 yr. 7 mo.
430	35 yr.	10 mo.	17 yr.	11 mo.	- 43 yr. 8 mo.
431	35 yr.	11 mo.	17 yr.	11 mo.	- 43 yr. 9 mo.
432	36 yr.	0 mo.	18 yr.	0 mo.	- 43 yr. 11 mo.
433	36 yr.	1 mo.	18 yr.	1 mo.	- 44 yr. 0 mo.
434	36 yr.	2 mo.	18 yr.	2 mo.	- 44 yr. 1 mo.
435	36 yr.	3 mo.	18 yr.	3 mo.	- 44 yr. 2 mo.
436	36 yr.	4 mo.	18 yr.	4 mo.	- 44 yr. 3 mo.
437	36 yr.	5 mo.	18 yr.	6 mo.	- 44 yr. 5 mo.
438	36 yr.	6 mo.	18 yr.	8 mo.	- 44 yr. 6 mo.

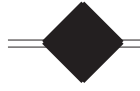
Score	Sentence Range Midpoint		Sentence Range		
439	36 yr.	7 mo.	18 yr.	10 mo.	- 44 yr. 7 mo.
440	36 yr.	8 mo.	19 yr.	0 mo.	- 44 yr. 8 mo.
441	36 yr.	9 mo.	19 yr.	3 mo.	- 44 yr. 10 mo.
442	36 yr.	10 mo.	19 yr.	6 mo.	- 44 yr. 11 mo.
443	36 yr.	11 mo.	19 yr.	9 mo.	- 45 yr. 0 mo.
444	37 yr.	0 mo.	20 yr.	0 mo.	- 45 yr. 1 mo.
445	37 yr.	1 mo.	20 yr.	4 mo.	- 45 yr. 2 mo.
446	37 yr.	2 mo.	20 yr.	8 mo.	- 45 yr. 4 mo.
447	37 yr.	3 mo.	21 yr.	0 mo.	- 45 yr. 5 mo.
448	37 yr.	4 mo.	21 yr.	4 mo.	- 45 yr. 6 mo.
449	37 yr.	5 mo.	21 yr.	8 mo.	- 45 yr. 7 mo.
450	37 yr.	6 mo.	22 yr.	1 mo.	- 45 yr. 9 mo.
451	37 yr.	7 mo.	22 yr.	6 mo.	- 45 yr. 10 mo.
452	37 yr.	8 mo.	22 yr.	11 mo.	- 45 yr. 11 mo.
453	37 yr.	9 mo.	23 yr.	4 mo.	- 46 yr. 0 mo.
454	37 yr.	10 mo.	23 yr.	9 mo.	- 46 yr. 1 mo.
455	37 yr.	11 mo.	24 yr.	2 mo.	- 46 yr. 3 mo.
456	38 yr.	0 mo.	25 yr.	0 mo.	- 46 yr. 4 mo.
457	38 yr.	1 mo.	25 yr.	5 mo.	- 46 yr. 5 mo.
458	38 yr.	2 mo.	25 yr.	9 mo.	- 46 yr. 6 mo.
459	38 yr.	3 mo.	26 yr.	1 mo.	- 46 yr. 7 mo.
460	38 yr.	4 mo.	26 yr.	5 mo.	- 46 yr. 9 mo.
461	38 yr.	5 mo.	26 yr.	9 mo.	- 46 yr. 10 mo.
462	38 yr.	6 mo.	27 yr.	1 mo.	- 46 yr. 11 mo.
463	38 yr.	7 mo.	27 yr.	5 mo.	- 47 yr. 0 mo.
464	38 yr.	8 mo.	27 yr.	9 mo.	- 47 yr. 2 mo.
465	38 yr.	9 mo.	28 yr.	0 mo.	- 47 yr. 3 mo.
466	38 yr.	10 mo.	28 yr.	2 mo.	- 47 yr. 4 mo.
467	38 yr.	11 mo.	28 yr.	6 mo.	- 47 yr. 5 mo.
468	39 yr.	0 mo.	28 yr.	8 mo.	- 47 yr. 6 mo.
469	39 yr.	1 mo.	28 yr.	10 mo.	- 47 yr. 8 mo.
470	39 yr.	2 mo.	29 yr.	0 mo.	- 47 yr. 9 mo.
471	39 yr.	3 mo.	29 yr.	2 mo.	- 47 yr. 10 mo.
472	39 yr.	4 mo.	29 yr.	3 mo.	- 47 yr. 11 mo.
473	39 yr.	5 mo.	29 yr.	4 mo.	- 48 yr. 1 mo.
474	39 yr.	6 mo.	29 yr.	5 mo.	- 48 yr. 2 mo.
475	39 yr.	7 mo.	29 yr.	6 mo.	- 48 yr. 3 mo.
476	39 yr.	8 mo.	29 yr.	7 mo.	- 48 yr. 4 mo.
477	39 yr.	9 mo.	29 yr.	8 mo.	- 48 yr. 5 mo.
478	39 yr.	10 mo.	29 yr.	9 mo.	- 48 yr. 7 mo.
479	39 yr.	11 mo.	29 yr.	10 mo.	- 48 yr. 8 mo.
480	40 yr.	0 mo.	29 yr.	11 mo.	- 48 yr. 9 mo.
481	40 yr.	1 mo.	30 yr.	0 mo.	- 48 yr. 10 mo.
482	40 yr.	2 mo.	30 yr.	1 mo.	- 49 yr. 0 mo.
483	40 yr.	3 mo.	30 yr.	2 mo.	- 49 yr. 1 mo.
484	40 yr.	4 mo.	30 yr.	3 mo.	- 49 yr. 2 mo.
485	40 yr.	5 mo.	30 yr.	4 mo.	- 49 yr. 3 mo.
486	40 yr.	6 mo.	30 yr.	5 mo.	- 49 yr. 4 mo.

Score	Sentence Range Midpoint		Sentence Range		
487	40 yr.	7 mo.	30 yr.	5 mo. - 49 yr.	6 mo.
488	40 yr.	8 mo.	30 yr.	6 mo. - 49 yr.	7 mo.
489	40 yr.	9 mo.	30 yr.	7 mo. - 49 yr.	8 mo.
490	40 yr.	10 mo.	30 yr.	8 mo. - 49 yr.	9 mo.
491	40 yr.	11 mo.	30 yr.	8 mo. - 49 yr.	11 mo.
492	41 yr.	0 mo.	30 yr.	9 mo. - 50 yr.	0 mo.
493	41 yr.	1 mo.	30 yr.	10 mo. - 50 yr.	1 mo.
494	41 yr.	2 mo.	30 yr.	11 mo. - 50 yr.	2 mo.
495	41 yr.	3 mo.	30 yr.	11 mo. - 50 yr.	3 mo.
496	41 yr.	4 mo.	31 yr.	0 mo. - 50 yr.	5 mo.
497	41 yr.	5 mo.	31 yr.	1 mo. - 50 yr.	6 mo.
498	41 yr.	6 mo.	31 yr.	2 mo. - 50 yr.	7 mo.
499	41 yr.	7 mo.	31 yr.	2 mo. - 50 yr.	8 mo.
500	41 yr.	8 mo.	31 yr.	3 mo. - 50 yr.	10 mo.
501	41 yr.	9 mo.	31 yr.	4 mo. - 50 yr.	11 mo.
502	41 yr.	10 mo.	31 yr.	5 mo. - 51 yr.	0 mo.
503	41 yr.	11 mo.	31 yr.	5 mo. - 51 yr.	1 mo.
504	42 yr.	0 mo.	31 yr.	6 mo. - 51 yr.	2 mo.
505	42 yr.	1 mo.	31 yr.	7 mo. - 51 yr.	4 mo.
506	42 yr.	2 mo.	31 yr.	8 mo. - 51 yr.	5 mo.
507	42 yr.	3 mo.	31 yr.	8 mo. - 51 yr.	6 mo.
508	42 yr.	4 mo.	31 yr.	9 mo. - 51 yr.	7 mo.
509	42 yr.	5 mo.	31 yr.	10 mo. - 51 yr.	8 mo.
510	42 yr.	6 mo.	31 yr.	11 mo. - 51 yr.	10 mo.
511	42 yr.	7 mo.	31 yr.	11 mo. - 51 yr.	11 mo.
512	42 yr.	8 mo.	32 yr.	0 mo. - 52 yr.	0 mo.
513	42 yr.	9 mo.	32 yr.	1 mo. - 52 yr.	1 mo.
514	42 yr.	10 mo.	32 yr.	2 mo. - 52 yr.	3 mo.
515	42 yr.	11 mo.	32 yr.	2 mo. - 52 yr.	4 mo.
516	43 yr.	0 mo.	32 yr.	3 mo. - 52 yr.	5 mo.
517	43 yr.	1 mo.	32 yr.	4 mo. - 52 yr.	6 mo.
518	43 yr.	2 mo.	32 yr.	5 mo. - 52 yr.	7 mo.
519	43 yr.	3 mo.	32 yr.	5 mo. - 52 yr.	9 mo.
520	43 yr.	4 mo.	32 yr.	6 mo. - 52 yr.	10 mo.
521	43 yr.	5 mo.	32 yr.	7 mo. - 52 yr.	11 mo.
522	43 yr.	6 mo.	32 yr.	8 mo. - 53 yr.	0 mo.
523	43 yr.	7 mo.	32 yr.	8 mo. - 53 yr.	2 mo.
524	43 yr.	8 mo.	32 yr.	9 mo. - 53 yr.	3 mo.
525	43 yr.	9 mo.	32 yr.	10 mo. - 53 yr.	4 mo.
526	43 yr.	10 mo.	32 yr.	11 mo. - 53 yr.	5 mo.
527	43 yr.	11 mo.	32 yr.	11 mo. - 53 yr.	6 mo.
528	44 yr.	0 mo.	33 yr.	0 mo. - 53 yr.	8 mo.
529	44 yr.	1 mo.	33 yr.	1 mo. - 53 yr.	9 mo.
530	44 yr.	2 mo.	33 yr.	2 mo. - 53 yr.	10 mo.
531	44 yr.	3 mo.	33 yr.	2 mo. - 53 yr.	11 mo.
532	44 yr.	4 mo.	33 yr.	3 mo. - 54 yr.	1 mo.
533	44 yr.	5 mo.	33 yr.	4 mo. - 54 yr.	2 mo.
534	44 yr.	6 mo.	33 yr.	5 mo. - 54 yr.	3 mo.

Score	Sentence Range Midpoint		Sentence Range		
535	44 yr.	7 mo.	33 yr.	5 mo. - 54 yr.	4 mo.
536	44 yr.	8 mo.	33 yr.	6 mo. - 54 yr.	5 mo.
537	44 yr.	9 mo.	33 yr.	7 mo. - 54 yr.	7 mo.
538	44 yr.	10 mo.	33 yr.	8 mo. - 54 yr.	8 mo.
539	44 yr.	11 mo.	33 yr.	8 mo. - 54 yr.	9 mo.
540	45 yr.	0 mo.	33 yr.	9 mo. - 54 yr.	10 mo.
541	45 yr.	1 mo.	33 yr.	10 mo. - 55 yr.	0 mo.
542	45 yr.	2 mo.	33 yr.	11 mo. - 55 yr.	1 mo.
543	45 yr.	3 mo.	33 yr.	11 mo. - 55 yr.	2 mo.
544	45 yr.	4 mo.	34 yr.	0 mo. - 55 yr.	3 mo.
545	45 yr.	5 mo.	34 yr.	1 mo. - 55 yr.	4 mo.
546	45 yr.	6 mo.	34 yr.	2 mo. - 55 yr.	6 mo.
547	45 yr.	7 mo.	34 yr.	2 mo. - 55 yr.	7 mo.
548	45 yr.	8 mo.	34 yr.	3 mo. - 55 yr.	8 mo.
549	45 yr.	9 mo.	34 yr.	4 mo. - 55 yr.	9 mo.
550	45 yr.	10 mo.	34 yr.	5 mo. - 55 yr.	11 mo.
551	45 yr.	11 mo.	34 yr.	5 mo. - 56 yr.	0 mo.
552	46 yr.	0 mo.	34 yr.	6 mo. - 56 yr.	1 mo.
553	46 yr.	1 mo.	34 yr.	7 mo. - 56 yr.	2 mo.
554	46 yr.	2 mo.	34 yr.	8 mo. - 56 yr.	3 mo.
555	46 yr.	3 mo.	34 yr.	8 mo. - 56 yr.	5 mo.
556	46 yr.	4 mo.	34 yr.	9 mo. - 56 yr.	6 mo.
557	46 yr.	5 mo.	34 yr.	10 mo. - 56 yr.	7 mo.
558	46 yr.	6 mo.	34 yr.	11 mo. - 56 yr.	8 mo.
559	46 yr.	7 mo.	34 yr.	11 mo. - 56 yr.	9 mo.
560	46 yr.	8 mo.	35 yr.	0 mo. - 56 yr.	11 mo.
561	46 yr.	9 mo.	35 yr.	1 mo. - 57 yr.	0 mo.
562	46 yr.	10 mo.	35 yr.	2 mo. - 57 yr.	1 mo.
563	46 yr.	11 mo.	35 yr.	2 mo. - 57 yr.	2 mo.
564	47 yr.	0 mo.	35 yr.	3 mo. - 57 yr.	4 mo.
565	47 yr.	1 mo.	35 yr.	4 mo. - 57 yr.	5 mo.
566	47 yr.	2 mo.	35 yr.	5 mo. - 57 yr.	6 mo.
567	47 yr.	3 mo.	35 yr.	5 mo. - 57 yr.	7 mo.
568	47 yr.	4 mo.	35 yr.	6 mo. - 57 yr.	8 mo.
569	47 yr.	5 mo.	35 yr.	7 mo. - 57 yr.	10 mo.
570	47 yr.	6 mo.	35 yr.	8 mo. - 57 yr.	11 mo.
571	47 yr.	7 mo.	35 yr.	8 mo. - 58 yr.	0 mo.
572	47 yr.	8 mo.	35 yr.	9 mo. - 58 yr.	1 mo.
573	47 yr.	9 mo.	35 yr.	10 mo. - 58 yr.	3 mo.
574	47 yr.	10 mo.	35 yr.	11 mo. - 58 yr.	4 mo.
575	47 yr.	11 mo.	35 yr.	11 mo. - 58 yr.	5 mo.
576	48 yr.	0 mo.	36 yr.	0 mo. - 58 yr.	6 mo.
577	48 yr.	1 mo.	36 yr.	1 mo. - 58 yr.	7 mo.
578	48 yr.	2 mo.	36 yr.	2 mo. - 58 yr.	9 mo.
579	48 yr.	3 mo.	36 yr.	2 mo. - 58 yr.	10 mo.
580	48 yr.	4 mo.	36 yr.	3 mo. - 58 yr.	11 mo.
581	48 yr.	5 mo.	36 yr.	4 mo. - 59 yr.	0 mo.
582	48 yr.	6 mo.	36 yr.	5 mo. - 59 yr.	2 mo.

❖ **Weapon/Firearm • Section C Recommendation Table**

Score	Sentence Range Midpoint		Sentence Range		
583	48 yr.	7 mo.	36 yr.	5 mo. - 59 yr.	3 mo.
584	48 yr.	8 mo.	36 yr.	6 mo. - 59 yr.	4 mo.
585	48 yr.	9 mo.	36 yr.	7 mo. - 59 yr.	5 mo.
586	48 yr.	10 mo.	36 yr.	8 mo. - 59 yr.	6 mo.
587	48 yr.	11 mo.	36 yr.	8 mo. - 59 yr.	8 mo.
588	49 yr.	0 mo.	36 yr.	9 mo. - 59 yr.	9 mo.
589	49 yr.	1 mo.	36 yr.	10 mo. - 59 yr.	10 mo.
590	49 yr.	2 mo.	36 yr.	11 mo. - 59 yr.	11 mo.
591	49 yr.	3 mo.	36 yr.	11 mo. - 60 yr.	1 mo.
592	49 yr.	4 mo.	37 yr.	0 mo. - 60 yr.	2 mo.
593	49 yr.	5 mo.	37 yr.	1 mo. - 60 yr.	3 mo.
594	49 yr.	6 mo.	37 yr.	2 mo. - 60 yr.	4 mo.
595	49 yr.	7 mo.	37 yr.	2 mo. - 60 yr.	5 mo.
596	49 yr.	8 mo.	37 yr.	3 mo. - 60 yr.	7 mo.
597	49 yr.	9 mo.	37 yr.	4 mo. - 60 yr.	8 mo.
598	49 yr.	10 mo.	37 yr.	5 mo. - 60 yr.	9 mo.
599	49 yr.	11 mo.	37 yr.	5 mo. - 60 yr.	10 mo.
600	50 yr.	0 mo.	37 yr.	6 mo. - 61 yr.	0 mo.



APPENDIX A

Category I or II Offenses



Appendix A: Category I or II - Violent Offenses - § 17.1-805

- Category I offenses must have a maximum penalty of 40 years or more.
- Category II offenses must have a maximum penalty of less than 40 years.
- All attempted or conspired Category I or Category II convictions (except for attempted aggravated murder) have maximum penalties of less than 40 years and are classified as Category II crimes.
- *Category I/II offenses are also identified in the penalty column of the VCC Book.*

<u>Description</u>	<u>VCC</u>	<u>Statute</u>	<u>Penalty (Category)</u>
ARSON, EXPLOSIVES, BOMBS			
Bomb			
Hoax firebomb, explosive, construct, use or send	ARS-2025-F6	§18.2-85	1Y-5Y (II)
Manufacture or possession of firebomb, explosive, etc.	ARS-2016-F5	§18.2-85	1Y-10Y (II)
Building, Dwelling Place/Church			
Occupied dwelling/church, aid or procure burning	ARS-2004-F9	§18.2-77(A,ii)	5Y-Life (I)
Occupied dwelling/church, burn	ARS-2003-F9	§18.2-77(A,i)	5Y-Life (I)
Building, Other			
Occupied	ARS-2001-F3	§18.2-80	5Y-20Y (II)
Building, Public			
Occupied	ARS-2008-F3	§18.2-79	5Y-20Y (II)
ASSAULT			
Biological Substances and Radiological Agents			
Damage facility involved w/infectious biological/radiological agents	ASL-1337-F4	§18.2-52.1(B)	2Y-10Y (II)
Injure w/infectious biological/radiological agent, possession w/intent	ASL-1338-F5	§18.2-52.1(A)	1Y-10Y (II)
Malicious injury by means of infectious biological/radiological agents	ASL-1344-F9	§18.2-52.1(C)	5Y-30Y (II)
Caustic Substance			
Malicious injury by caustic substance or fire	ASL-1327-F9	§18.2-52	5Y-30Y (II)
Non-malicious injury by caustic substance or fire	ASL-1331-F6	§18.2-52	1Y-5Y (II)
Drive Vehicle / Operate Watercraft While Intoxicated			
Victim permanently impaired, DWI vehicle with reckless disregard	ASL-1339-F4	§18.2-51.4(B)	2Y-10Y (II)
Firearm			
Firearm use in commission of felony - first offense	ASL-1319-F9	§18.2-53.1	3Y-3Y (II)
Firearm use in commission of felony - subsequent offense	ASL-1323-F9	§18.2-53.1	5Y-5Y (II)
Law Enforcement, Court, Fire, Medical Services, Etc.			
Malicious bodily injury to law enforcement, fire or EMS	ASL-1326-F9	§18.2-51.1	5Y-30Y (II)
Non-malicious injury to law enforcement, fire/EMS personnel, etc.	ASL-1330-F6	§18.2-51.1	1Y-5Y (II)
Malicious Wounding			
Pregnant victim perm. impaired or pregnancy terminated	ASL-1340-F2	§18.2-51.2(B)	20Y-Life (I)
Stab, cut, wound w/malicious intent, victim perm. Impaired	ASL-1336-F2	§18.2-51.2(A)	20Y-Life (I)
Stab, cut, wound with malicious intent	ASL-1334-F3	§18.2-51	5Y-20Y (II)
Mob			
Shoot, cut, stab, maliciously or unlawfully	ASL-1328-F3	§18.2-41	5Y-20Y (II)
Poisoning			
Adulteration of food, drug, etc., w/intent to injure or kill	ASL-1317-F3	§18.2-54.2	5Y-20Y (II)
Poison food, drugs, water, drinks w/intent to injure or kill	ASL-1332-F3	§18.2-54.1	5Y-20Y (II)
Prisoner, Probationer, Etc.			
Assault by accused prisoner, probationer, or parolee	ASL-1333-F5	§18.2-55	1Y-10Y (II)
Simple Assault - Family			
Simple assault, against family member, 3rd/subsequent	ASL-1316-F6	§18.2-57.2(B)	1Y-5Y (II)
Simple Assault - Hate Crime			

<u>Description</u>	<u>VCC</u>	<u>Statute</u>	<u>Penalty (Category)</u>
ASSAULT			
Simple Assault - Hate Crime			
Hate crime; assault and battery (felony)	ASL-1341-F6	§18.2-57(B)	1Y-5Y (II)
Strangulation			
Strangulation resulting in wounding or bodily injury	ASL-1347-F6	§18.2-51.6(A)	1Y-5Y (II)
Suffocation			
Suffocation resulting in wounding or bodily injury	ASL-1351-F6	§18.2-51.6(B)	1Y-5Y (II)
Unlawful Injury			
Stab, cut, wound without malicious intent	ASL-1335-F6	§18.2-51	1Y-5Y (II)
Throw object from roof top, etc., with intent to injure	ASL-1355-F6	§18.2-51.3	1Y-5Y (II)
Other			
During commission of a felony, shoot, stab, cut or wound	ASL-1318-F6	§18.2-53	1Y-5Y (II)
BURGLARY			
Bank			
Entering bank armed with intent to commit larceny	BUR-2207-F2	§18.2-93	20Y-Life (I)
Breaking & Entering - Other Misdemeanors			
Occupied dwelling, enter, intent to commit misd.	BUR-2219-F6	§18.2-92	1Y-5Y (II)
Occupied dwelling, enter, intent to commit misd. - deadly weapon	BUR-2220-F2	§18.2-92	20Y-Life (I)
Common Law - Larceny, Other Felony/Night			
Dwelling at night w/intent to commit felony or larceny	BUR-2221-F3	§18.2-89	5Y-20Y (II)
Dwelling at night w/intent to commit felony/larceny - deadly weapon	BUR-2222-F2	§18.2-89	20Y-Life (I)
Statutory - Murder, Rape, Rob, Arson			
Dwelling house with intent to commit murder, rape, rob, arson	BUR-2211-F3	§18.2-90	5Y-20Y (II)
Dwelling house with intent to murder, etc. - deadly weapon	BUR-2212-F2	§18.2-90	20Y-Life (I)
Other structure with intent to commit murder, rape, rob, arson	BUR-2218-F3	§18.2-90	5Y-20Y (II)
Other structure with intent to murder, etc. - deadly weapon	BUR-2215-F2	§18.2-90	20Y-Life (I)
Statutory - Other Felony, Assault & Battery			
Dwelling house with intent to commit larceny, A&B, etc.	BUR-2213-F9	§18.2-91	1Y-20Y (II)
Dwelling with intent to commit larceny, A&B, etc. - deadly weapon	BUR-2214-F2	§18.2-91	20Y-Life (I)
Other structure with intent to commit larceny, A&B, etc.	BUR-2216-F9	§18.2-91	1Y-20Y (II)
Other structure with intent to commit larceny, A&B, etc. - weapon	BUR-2217-F2	§18.2-91	20Y-Life (I)
COMPUTER CRIME			
Computer Trespass - Injury to Person			
Malicious computer use - intent physical injury to individual	COM-2965-F3	§18.2-152.7	5Y-20Y (II)
Unlawful computer use - intent physical injury to individual	COM-2966-F6	§18.2-152.7	1Y-5Y (II)
ESCAPES			
Correctional Facility			
Escape from a correctional facility	ESC-4921-F6	§53.1-203(1)	1Y-5Y (II)
Fire			
Escape or attempted escape by setting fire to jail	ESC-4910-F4	§18.2-480	2Y-10Y (II)
With Force			
Escape by force or violence from jail	ESC-4908-F6	§18.2-477	1Y-5Y (II)
Juvenile facility by force or violence, escape from secure	ESC-4927-F6	§18.2-477.1(B)	1Y-5Y (II)
Not convicted, escape from jail/custody by force or violence	ESC-4911-F6	§18.2-478	1Y-5Y (II)
Other			
Possess an instrument to aid escape	ESC-4922-F6	§53.1-203(3)	1Y-5Y (II)
EXTORTION			
Governor			

<u>Description</u>	<u>VCC</u>	<u>Statute</u>	<u>Penalty (Category)</u>
EXTORTION			
Governor			
Threaten governor or family	EXT-2108-F6	§18.2-60.1	1Y-5Y (II)
FAMILY OFFENSE			
Adult Abuse and Neglect			
Vulnerable adult, abuse or neglect, serious injury/disease	FAM-3802-F4	§18.2-369(B)	2Y-10Y (II)
Child Abuse and Neglect			
Child abuse and neglect, serious injury	FAM-3806-F4	§18.2-371.1(A)	2Y-10Y (II)
GANGS			
Recruitment			
Felony, use force/threats to encourage person to commit a	MOB-1296-F6	§18.2-46.3(B,c)	1Y-5Y (II)
Recruitment - School Zone, Community Center, Etc.			
Felony, use force/threats to encourage person to commit - school, etc.	MOB-1286-F4	§18.2-46.3(B,c)	2Y-10Y (II)
INTELLIGENCE, CRIMINAL/TERRORISM			
Virginia Fusion Intelligence Center			
Disseminate criminal or terrorism intelligence - death/injury results	INT-8051-F4	§52-48	2Y-10Y (II)
KIDNAPPING			
Assist			
Assist or threaten	KID-1011-F5	§18.2-49	1Y-10Y (II)
Defile			
Abduction of person with intent to defile	KID-1004-F2	§18.2-48(ii)	20Y-Life (I)
Force, Deception or Intimidation			
Abduct by force without justification	KID-1010-F5	§18.2-47(A)	1Y-10Y (II)
Forced labor or service	KID-1021-F5	§18.2-47(B)	1Y-10Y (II)
Pecuniary Benefit			
Extortion, abduct with intent to gain pecuniary benefit	KID-1012-F2	§18.2-48(i)	20Y-Life (I)
Pornography			
Abduct minor for the purpose of manufacturing child pornography	KID-1022-F2	§18.2-48(v)	20Y-Life (I)
Prisoner			
Abduction by prisoner or confined person	KID-1016-F3	§18.2-48.1	5Y-20Y (II)
Prostitution			
Abduct child under 16 yrs. of age for concubinage or prostitution	KID-1003-F2	§18.2-48(iii)	20Y-Life (I)
Abduct for the purpose of prostitution	KID-1023-F2	§18.2-48(iv)	20Y-Life (I)
LABOR			
Procurement			
Receive money, etc., for procuring < age 18 for forced labor/services	LAB-7485-F3	§18.2-356(iii)	5Y-20Y(II)
Receive money, etc., for procuring person for forced labor/services	LAB-7482-F4	§18.2-356(iii)	2Y-10Y(II)
LYNCHING			
Refer To			
Murder		§18.2-40	Varies (I / II)
MENTAL HEALTH			
Civil Commitment			
Sexually violent predator - Escape from facility	HEA-5530-F6	§37.2-917	1Y-5Y (II)
MOB			
Acts of Violence by Mob			
See specific act		§18.2-42.1	Varies (I/II)
Death While Attempting to Lynch Another			
See Murder		§18.2-45	Varies (I/II)

<u>Description</u>	<u>VCC</u>	<u>Statute</u>	<u>Penalty (Category)</u>
MURDER			
Aggravated			
Abduction, in commission of	MUR-0913-F1	§18.2-31(1)	Life-Life (I)
Continuing criminal drug enterprise, by person engaged in a	MUR-0926-F1	§18.2-31(10)	Life-Life (I)
Drug distribution involv. Sch. I or II, in furtherance of	MUR-0921-F1	§18.2-31(9)	Life-Life (I)
Judge	MUR-0990-F1	§18.2-31(14)	Life-Life (I)
Killing for hire	MUR-0922-F1	§18.2-31(2)	Life-Life (I)
Killing in the commission of terroristic act	MUR-0911-F1	§18.2-31(13)	Life-Life (I)
Killing person under age 14 by person 21 or older	MUR-0927-F1	§18.2-31(12)	Life-Life (I)
Law enforcement officer	MUR-0923-F1	§18.2-31(6)	Life-Life (I)
More than one person	MUR-0924-F1	§18.2-31(7)	Life-Life (I)
More than one person in a 3 year period	MUR-0961-F1	§18.2-31(8)	Life-Life (I)
Pregnant victim	MUR-0920-F1	§18.2-31(11)	Life-Life (I)
Prisoner	MUR-0932-F1	§18.2-31(3)	Life-Life (I)
Rape, sodomy, object penetration or attempt, during	MUR-0914-F1	§18.2-31(5)	Life-Life (I)
Robbery or attempted robbery, during	MUR-0933-F1	§18.2-31(4)	Life-Life (I)
Witness	MUR-0992-F1	§18.2-31(15)	Life-Life (I)
Aggravated - Accessory Before the Fact / Principal 2nd Deg.			
Abduction, in commission of	MUR-0980-F2	§18.2-31(1)	20Y-Life (I)
Continuing criminal drug enterprise, by person engaged in a	MUR-0908-F1	§18.2-31(10)	Life-Life (I)
Drug distribution involv. Sch. I or II, in furtherance of	MUR-0981-F2	§18.2-31(9)	20Y-Life (I)
Judge	MUR-0991-F2	§18.2-31(14)	20Y-Life (I)
Killing for hire	MUR-0909-F1	§18.2-31(2)	Life-Life (I)
Killing in the commission of terroristic act	MUR-0910-F1	§18.2-31(13)	Life-Life (I)
Killing person under age 14 by person 21 or older	MUR-0983-F2	§18.2-31(12)	20Y-Life (I)
Law enforcement officer	MUR-0984-F2	§18.2-31(6)	20Y-Life (I)
More than one person	MUR-0985-F2	§18.2-31(7)	20Y-Life (I)
More than one person in a 3 year period	MUR-0986-F2	§18.2-31(8)	20Y-Life (I)
Pregnant victim	MUR-0987-F2	§18.2-31(11)	20Y-Life (I)
Prisoner	MUR-0988-F2	§18.2-31(3)	20Y-Life (I)
Rape, sodomy, object penetration or attempt, during	MUR-0982-F2	§18.2-31(5)	20Y-Life (I)
Robbery or attempted robbery, during	MUR-0989-F2	§18.2-31(4)	20Y-Life (I)
Witness	MUR-0993-F2	§18.2-31(15)	20Y-Life (I)
Manslaughter			
Involuntary manslaughter, under the influence - vehicular, aggravated	MUR-0948-F9	§18.2-36.1(B)	1Y-20Y (II)
Voluntary manslaughter	MUR-0944-F5	§18.2-35	1Y-10Y (II)
Non Aggravated Murder			
First degree	MUR-0925-F2	§18.2-32	20Y-Life (I)
Second degree	MUR-0935-F9	§18.2-32	5Y-40Y (I)
Felony	MUR-0934-F9	§18.2-33	5Y-40Y (I)
Fetus of another, kill with premeditation	MUR-0937-F2	§18.2-32.2(A)	20Y-Life (I)
Fetus of another, unlawfully and maliciously kill	MUR-0938-F9	§18.2-32.2(B)	5Y-40Y (I)
Pregnant victim, without premeditation	MUR-0936-F9	§18.2-32.1	10Y-40Y (I)
Type Not Clear			
Aggravated Murder - Type not clear from record	MUR-0916-F1		Life-Life(I)
Capital Murder (Prior to July 1, 2021) - Type not clear from record	MUR-0915-F1		Life-Death(I)

<u>Description</u>	<u>VCC</u>	<u>Statute</u>	<u>Penalty (Category)</u>
OBSCENITY			
Minors			
Permit minors in obscene performances (subsequent)	OBS-3720-F6	§18.2-379	1Y-5Y (II)
Procurement			
Receive money, etc., procuring < age 18 - manufacture obscene material	OBS-3694-F3	§18.2-356(ii)	5Y-20Y (II)
Receive money, etc., procuring person - manufacture obscene material	OBS-3696-F4	§18.2-356(ii)	2Y-10Y (II)
Subsequent Offense			
Subsequent pornography conviction under §§18.2-374 thru 18.2-379	OBS-3734-F6	§18.2-381	1Y-5Y (II)
OBSCENITY - CHILD GROOMING			
Video			
Display child porn or grooming video to child under age 13	OBS-3679-F6	§18.2-374.4	1Y-5Y (II)
OBSCENITY - CHILD PORN			
Possession, Distribution, Reproduction			
Possess child porn (first offense)	OBS-3731-F6	§18.2-374.1:1(A)	1Y-5Y (II)
Possess child porn (subsequent offense)	OBS-3732-F5	§18.2-374.1:1(B)	1Y-10Y (II)
Reproduce, transmit, sell, etc., child porn	OBS-3680-F9	§18.2-374.1:1(C,i)	5Y-20Y (II)
Reproduce, transmit, sell, etc., child porn, subsequent	OBS-3681-F9	§18.2-374.1:1(C,i)	5Y-20Y (II)
Solicitation of child porn to gain entry to group	OBS-3677-F9	§18.2-374.1:1(C,ii)	5Y-20Y (II)
Solicitation of child porn to gain entry to group, subsequent	OBS-3678-F9	§18.2-374.1:1(C,ii)	5Y-20Y (II)
Procurement			
Receive money, etc., procuring < age 18 - manufacture child porn	OBS-3697-F3	§18.2-356(ii)	5Y-20Y (II)
Receive money, etc., procuring person - manufacture child porn	OBS-3695-F4	§18.2-356(ii)	2Y-10Y (II)
Production, Publication, Sale, Financing			
Entice minor to perform in porn, age <15	OBS-3741-F9	§18.2-374.1(B,1)	5Y-30Y (II)
Entice minor to perform in porn, age <15, offender 7+ yrs.	OBS-3742-F9	§18.2-374.1(B,1)	5Y-30Y (II)
Entice minor to perform in porn, age <15, offender 7+ yrs., 2nd/Subsq.	OBS-3743-F9	§18.2-374.1(B,1)	15Y-40Y (I)
Entice minor to perform in porn, age 15+	OBS-3744-F9	§18.2-374.1(B,1)	1Y-20Y (II)
Entice minor to perform in porn, age 15+, offender 7+ yrs.	OBS-3745-F9	§18.2-374.1(B,1)	3Y-30Y (II)
Entice minor to perform in porn, age 15+, offender 7+ yrs., 2nd/Subsq.	OBS-3746-F9	§18.2-374.1(B,1)	10Y-30Y (II)
Finance child porn, age < 15	OBS-3682-F9	§18.2-374.1(B,4)	5Y-30Y (II)
Finance child porn, age < 15, offender 7+ yrs.	OBS-3683-F9	§18.2-374.1(B,4)	5Y-30Y (II)
Finance child porn, age < 15, offender 7+ yrs., 2nd/Subsq.	OBS-3684-F9	§18.2-374.1(B,4)	15Y-40Y (I)
Finance child porn, age 15+	OBS-3685-F9	§18.2-374.1(B,4)	1Y-20Y (II)
Finance child porn, age 15+, offender 7+ yrs.	OBS-3686-F9	§18.2-374.1(B,4)	3Y-30Y (II)
Finance child porn, age 15+, offender 7+ yrs., 2nd/Subsq.	OBS-3687-F9	§18.2-374.1(B,4)	10Y-30Y (II)
Produce, make child porn, age <15	OBS-3747-F9	§18.2-374.1(B,2)	5Y-30Y (II)
Produce, make child porn, age <15, offender 7+ yrs.	OBS-3748-F9	§18.2-374.1(B,2)	5Y-30Y (II)
Produce, make child porn, age <15, offender 7+ yrs., 2nd/Subsq.	OBS-3749-F9	§18.2-374.1(B,2)	15Y-40Y (I)
Produce, make child porn, age 15+	OBS-3750-F9	§18.2-374.1(B,2)	1Y-20Y (II)
Produce, make child porn, age 15+, offender 7+ yrs.	OBS-3751-F9	§18.2-374.1(B,2)	3Y-30Y (II)
Produce, make child porn, age 15+, offender 7+ yrs., 2nd/Subsq.	OBS-3752-F9	§18.2-374.1(B,2)	10Y-30Y (II)
Take part, film child porn, age < 15	OBS-3753-F9	§18.2-374.1(B,3)	5Y-30Y (II)
Take part, film child porn, age < 15, offender 7+ yrs.	OBS-3754-F9	§18.2-374.1(B,3)	5Y-30Y (II)
Take part, film child porn, age < 15, offender 7+ yrs., 2nd/Subsq.	OBS-3755-F9	§18.2-374.1(B,3)	15Y-40Y (I)
Take part, film child porn, age 15+	OBS-3756-F9	§18.2-374.1(B,3)	1Y-20Y (II)
Take part, film child porn, age 15+, offender 7+ yrs.	OBS-3757-F9	§18.2-374.1(B,3)	3Y-30Y (II)

<u>Description</u>	<u>VCC</u>	<u>Statute</u>	<u>Penalty (Category)</u>
OBSCENITY - CHILD PORN			
Production, Publication, Sale, Financing			
Take part, film child porn, age 15+, offender 7+ yrs., 2nd/Subsq.	OBS-3760-F9	§18.2-374.1(B,3)	10Y-30Y (II)
Website			
Operate website; access to sexually explicit material for payment	OBS-3740-F4	§18.2-374.1:1(D)	2Y-10Y (II)
OBSCENITY - CHILD SOLICITATION			
Communications System			
Procure minor for obscene material by communications system	OBS-3730-F6	§18.2-374.3(B)	1Y-5Y (II)
Procure minor for prostitution, sodomy, porn by communications system	OBS-3689-F5	§18.2-374.3(E)	1Y-10Y (II)
Propose sex act by communications sys. age <15	OBS-3701-F5	§18.2-374.3(C)	1Y-10Y (II)
Propose sex act by communications sys. age <15, offender 7+ yr	OBS-3702-F9	§18.2-374.3(C)	5Y-30Y (II)
Propose sex act by communications sys. age <15, offender 7+ yr, 2nd+	OBS-3703-F9	§18.2-374.3(C)	10Y-40Y (I)
Propose sex act by communications sys. age 15+, offender 7+ yr	OBS-3690-F5	§18.2-374.3(D)	1Y-10Y (II)
Propose sex act by communications sys. age 15+, offender 7+ yr, 2nd+	OBS-3691-F9	§18.2-374.3(D)	1Y-20Y (II)
OBSTRUCTION OF JUSTICE			
Obstruct or Impede in Court			
Obstruct/impede justice in court - drug, gang, §17.1-805 offenses	JUS-4820-F5	§18.2-460(C)	1Y-10Y (II)
Resisting Arrest/Intimidation of LEO, Judge, Juror, CA, Etc.			
Resisting arrest, obstructing justice by threats bodily harm or force	JUS-4832-F5	§18.2-460(C)	1Y-10Y (II)
PRISONERS, JAILS AND PRISONS			
Destroy Property			
Break, cut, damage any part of facility to aid escape	PRI-3258-F6	§53.1-203(2)	1Y-5Y (II)
Burn or destroy with explosive any personal property	PRI-3263-F6	§53.1-203(8)	1Y-5Y (II)
Fire protection/suppression system, tamper, damage, etc.	PRI-4942-F6	§53.1-203(9)	1Y-5Y (II)
Drugs, etc.			
Delivery of narcotics to prisoner, etc.	PRI-3241-F5	§18.2-474.1	1Y-10Y (II)
Delivery of narcotics, marijuana to prisoner, etc. (May exp. 1/1/27)	PRI-3241-F5	§18.2-474.1	1Y-10Y (II)
Possess, sell, secrete Sch. III drug, marijuana	PRI-3261-F5	§53.1-203(6)	1Y-10Y (II)
Possess, sell, secrete unlawful chemical compound	PRI-3260-F6	§53.1-203(5)	1Y-5Y (II)
Security Camera			
Security camera covered, made inoperable, etc., prevent view of felony	PRI-4902-F6	§18.2-473.2(C)	1Y-5Y (II)
Weapons			
Delivery of weapons or ammunition to prisoner or confined person	PRI-3242-F3	§18.2-474.1	5Y-20Y (II)
Introduce or possess firearms or ammunition in facility	PRI-3262-F6	§53.1-203(7)	1Y-5Y (II)
Make, possess unauthor. weapon capable of death, injury	PRI-3259-F6	§53.1-203(4)	1Y-5Y (II)
Other			
Conspiracy to commit any act specified in §53.1 - 203	PRI-3264-F6	§53.1-203(10)	1Y-5Y (II)
PROTECTIVE ORDERS			
Juvenile & Domestic Court			
Armed with deadly weapon, violation of protective order while	PRT-5073-F6	§16.1-253.2(B)	1Y-5Y (II)
Assault with injury to person with protective order	PRT-5004-F6	§16.1-253.2(C)	1Y-5Y (II)
Enter home of person with protective order	PRT-5003-F6	§16.1-253.2(C)	1Y-5Y (II)
Stalk person with protective order	PRT-5065-F6	§16.1-253.2(C)	1Y-5Y (II)
Violation of protective order (violence) 3rd w/in 20 yrs.	PRT-5002-F6	§16.1-253.2(A)	1Y-5Y (II)
Other			
Armed with deadly weapon, violation of protective order while	PRT-5074-F6	§18.2-60.4(B)	1Y-5Y (II)
Assault with injury to person with protective order	PRT-5063-F6	§18.2-60.4(C)	1Y-5Y (II)

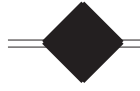
<u>Description</u>	<u>VCC</u>	<u>Statute</u>	<u>Penalty (Category)</u>
PROTECTIVE ORDERS			
Other			
Enter home of person with protective order	PRT-5064-F6	§18.2-60.4(C)	1Y-5Y (II)
Stalk person with protective order	PRT-5075-F6	§18.2-60.4(C)	1Y-5Y (II)
Violation of protective order (violence) 3rd w/in 20 yrs.	PRT-5067-F6	§18.2-60.4(A)	1Y-5Y (II)
RIOT AND UNLAWFUL ASSEMBLY			
Governor's Order			
Governor's order, fail to disperse	RUA-5316-F5	§18.2-413	1Y-10Y (II)
Weapons			
Participate in riot with firearm or weapon	RUA-5321-F5	§18.2-405	1Y-10Y (II)
Participate in unlawful assembly w/firearm or weapon	RUA-5324-F5	§18.2-406	1Y-10Y (II)
Other			
Conspire with, incite others to riot	RUA-5315-F5	§18.2-408	1Y-10Y (II)
Injury to another, damage to property	RUA-5318-F6	§18.2-414	1Y-5Y (II)
ROBBERY			
Carjacking			
Carjacking	ROB-1217-F9	§18.2-58.1(A)	15Y-Life (I)
Carjacking with use of gun or simulated gun	ROB-1224-F9	§18.2-58.1(A)	15Y-Life (I)
Death			
Robbery causes death	ROB-1230-F2	§18.2-58(B,1)	20Y-Life(I)
Firearm			
Robbery by using firearm or displaying a firearm	ROB-1232-F3	§18.2-58(B,2)	5Y-20Y(II)
Injury, No Serious			
Robbery by using physical force, no serious bodily injury	ROB-1233-F5	§18.2-58(B,3)	1Y-10Y(II)
Injury, Serious			
Robbery causes serious bodily injury	ROB-1231-F2	§18.2-58(B,1)	20Y-Life(I)
Threat			
Robbery by threat etc., no deadly weapon	ROB-1239-F6	§18.2-58(B,4)	1Y-5Y(II)
Weapon, Other Deadly			
Robbery by using or displaying other deadly weapon (not firearm)	ROB-1234-F5	§18.2-58(B,3)	1Y-10Y(II)
Type Not Clear			
Robbery - Type not clear from record	ROB-1216-F9		
SEX OFFENSES			
Commercial Sex Trafficking			
Sex trafficking	SEX-3662-F5	§18.2-357.1(A)	1Y-10Y (II)
Sex trafficking by force, etc.	SEX-3663-F4	§18.2-357.1(B)	2Y-10Y (II)
Sex trafficking of person less than age 18	SEX-3664-F3	§18.2-357.1(C)	5Y-20Y (II)
Concubinage			
Receive money, etc., for procuring < age 18 to engage in concubinage	SEX-3698-F3	§18.2-356(ii)	5Y-20Y(II)
Receive money, etc., for procuring person to engage in concubinage	SEX-3647-F4	§18.2-356(ii)	2Y-10Y(II)
Incest, Forbidden to Marry			
W/own or step child/grandchild age 13 to 17 (incest)	SEX-3642-F3	§18.2-366(B)	5Y-20Y (II)
With own or step child or grandchild, father, mother, etc. (incest)	SEX-3616-F5	§18.2-366(B)	1Y-10Y (II)
Indecent Liberties			
Child under age 15	SEX-3643-F5	§18.2-370(A)	1Y-10Y (II)
Parent/grandparent, etc., child age less than 15	SEX-3645-F4	§18.2-370(D,ii)	2Y-10Y (II)
Parent/grandparent, etc., child age of 15 to 17	SEX-3644-F5	§18.2-370(D,i)	1Y-10Y (II)
Receive money, allowing minor subject of sexual material	SEX-3669-F5	§18.2-370(B)	1Y-10Y (II)

<u>Description</u>	<u>VCC</u>	<u>Statute</u>	<u>Penalty (Category)</u>
SEX OFFENSES			
Indecent Liberties			
Receive money, allowing minor subject of sexual material, subsq.	SEX-3670-F4	§18.2-370(C)	2Y-10Y (II)
Take indecent liberties with child - 2nd or Subsequent	SEX-3666-F4	§18.2-370(C)	2Y-10Y (II)
Take indecent liberties with child - custodian	SEX-3635-F6	§18.2-370.1(A)	1Y-5Y (II)
Take indecent liberties with child - custodian, 2nd/subsq.	SEX-3668-F5	§18.2-370.1(B)	1Y-10Y (II)
Prostitution			
Aiding/assisting in procurement of person <18	SEX-3611-F6	§18.2-348	1Y-5Y(II)
Compel to marry by force or threats	SEX-3624-F4	§18.2-355(2)	2Y-10Y (II)
Enticement, procurement	SEX-3626-F4	§18.2-355(1)	2Y-10Y(II)
Minor, take etc., for prostitution, pandering	SEX-3607-F3	§18.2-355(4)	5Y-20Y(II)
Pander, pimp, or receive money from person < age 18	SEX-3648-F3	§18.2-357	5Y-20Y(II)
Pander, pimp, or receive money from prostitute	SEX-3628-F4	§18.2-357	2Y-10Y(II)
Parent permitting child	SEX-3629-F4	§18.2-355(3)	2Y-10Y (II)
Place or leave wife for prostitution (pandering)	SEX-3630-F4	§18.2-368	2Y-10Y (II)
Receive money, etc., for procuring < age 18 to engage in prostitution	SEX-3699-F3	§18.2-356(ii)	5Y-20Y(II)
Receive money, etc., for procuring person to engage in prostitution	SEX-3646-F4	§18.2-356(ii)	2Y-10Y(II)
Receive money, etc., for procuring/placing < age 18 to engage in sex	SEX-3692-F3	§18.2-356(i)	5Y-20Y(II)
Receive money, etc., for procuring/placing person to engage in sex act	SEX-3631-F4	§18.2-356(i)	2Y-10Y(II)
Solicitation of prostitution from minor age 16 or older	SEX-3650-F6	§18.2-346.01(i)	1Y-5Y(II)
Solicitation of prostitution from minor less than age 16	SEX-3651-F5	§18.2-346.01(ii)	1Y-10Y(II)
Using vehicle to promote prostitution of person <18	SEX-3612-F6	§18.2-349	1Y-5Y(II)
Sodomy			
Family member to family member	SEX-3641-F5	§18.2-361(B)	1Y-10Y (II)
Parent/grandparent to child/grandchild age 13 to 17	SEX-3640-F3	§18.2-361(B)	5Y-20Y (II)
SEXUAL ASSAULT			
Aggravated Sexual Battery			
Battery as treatment, not recognized in the profession	RAP-1116-F9	§18.2-67.3(A,5)	1Y-20Y (II)
Force, threat, intimidation of victim age 13 or 14	RAP-1145-F9	§18.2-67.3(A,4,a)	1Y-20Y (II)
Force, threat, intimidation with serious injury	RAP-1146-F9	§18.2-67.3(A,4,b)	1Y-20Y (II)
Force, threat, intimidation with threat of weapon	RAP-1147-F9	§18.2-67.3(A,4,c)	1Y-20Y (II)
Mental incapacity or helplessness, through the use of	RAP-1144-F9	§18.2-67.3(A,2)	1Y-20Y (II)
Parent/grandparent, etc., with child age 13 to 17	RAP-1148-F9	§18.2-67.3(A,3)	1Y-20Y (II)
Victim under age 13	RAP-1121-F9	§18.2-67.3(A,1)	1Y-20Y (II)
Aggravated Sexual Battery - Type not clear from record	RAP-1159-F9	§18.2-67.3	1Y-20Y (II)
Attempts, Felony			
Use VCC for actual crime & change "F" to "A" in code		§18.2-67.5	Varies (II)
Battery, Infected Sexual			
Sexual behavior with intent to transmit and transmits infection	RAP-1174-F6	§18.2-67.4:1(A)	1Y-5Y (II)
Carnal Knowledge/Statutory Rape No Force			
Age of victim 13, 14	RAP-1124-F4	§18.2-63(A)	2Y-10Y (II)
Person providing service under purview of court, corrections	RAP-1125-F6	§18.2-64.1	1Y-5Y (II)
Object Sexual Penetration			
By force, threat, intim. or via mental incap/helpless of victim	RAP-1135-F9	§18.2-67.2(A,2)	5Y-Life (I)
Spouse by force, threat, etc.	RAP-1143-F9	§18.2-67.2(A)	5Y-Life (I)
Victim under age 13	RAP-1136-F9	§18.2-67.2(A,1)	5Y-Life (I)

<u>Description</u>	<u>VCC</u>	<u>Statute</u>	<u>Penalty (Category)</u>
SEXUAL ASSAULT			
Object Sexual Penetration			
Victim under age 13 (indicted as an adult)	RAP-1154-F9	§18.2-67.2(A,1)	Life-Life (I)
Victim under age 13, w/kidnapping, burglary, wounding	RAP-1152-F9	§18.2-67.2(A,1)	25Y-Life (I)
Object Sexual Penetration - Type not clear from record	RAP-1166-F9	§18.2-67.2	
Rape, Forcible			
Intercourse with victim by force, threat or intimidation	RAP-1129-F9	§18.2-61(A,i)	5Y-Life (I)
Intercourse with victim thru mental incapacity/helplessness	RAP-1128-F9	§18.2-61(A,ii)	5Y-Life (I)
Intercourse with victim under age 13	RAP-1130-F9	§18.2-61(A,iii)	5Y-Life (I)
Intercourse with victim under age 13 (indicted as an adult)	RAP-1131-F9	§18.2-61(A,iii)	Life-Life (I)
Intercourse with victim under age 13, w/kidnapping, burglary, wounding	RAP-1150-F9	§18.2-61(A,iii)	25Y-Life (I)
Spouse by force, threat, etc.	RAP-1141-F9	§18.2-61(A)	5Y-Life (I)
Rape, Forcible - Type not clear from record	RAP-1162-F9	§18.2-61	
Sodomy, Forcible			
By force, threat, mental incap/helplessness of victim age 13+	RAP-1132-F9	§18.2-67.1(A,2)	5Y-Life (I)
Spouse by force, threat, etc.	RAP-1142-F9	§18.2-67.1(A)	5Y-Life (I)
Victim under age 13	RAP-1133-F9	§18.2-67.1(A,1)	5Y-Life (I)
Victim under age 13 (indicted as an adult)	RAP-1153-F9	§18.2-67.1(A,1)	Life-Life (I)
Victim under age 13, w/kidnapping, burglary, wounding	RAP-1151-F9	§18.2-67.1(A,1)	25Y-Life (I)
Sodomy, Forcible - Type not clear from record	RAP-1165-F9	§18.2-67.1	
Subsequent Violent Felony			
Use VCC for offense & change position 8 of VCC to "X"		§18.2-67.5:2	Max. (II)
Use VCC for offense & change position 8 of VCC to "X"		§18.2-67.5:3	Max. (I/II)
Third Conviction, Sexual Abuse			
3rd conviction, sexual battery	RAP-1137-F6	§18.2-67.5:1	1Y-5Y (II)
3rd conviction, sexual battery, attempted	RAP-1138-F6	§18.2-67.5:1	1Y-5Y (II)
SOLICITATION			
Solicitation to commit a murder			
Solicitation to commit murder	SOL-7202-F9	§18.2-29	5Y-40Y (I)
STALKING			
Type			
Stalking with intent to cause fear, etc., 2nd offense w/in 5 years	STK-2116-F6	§18.2-60.3(C)	1Y-5Y (II)
TERRORISM			
Act			
Act of terrorism - base offense 20 years or more	TER-8000-F2	§18.2-46.5(A)	20Y-Life (I)
Act of terrorism - base offense less than 20 years	TER-8001-F3	§18.2-46.5(B)	5Y-20Y (II)
Biological			
Malicious biological destruction of crops/animals value \$2500 or more	TER-8005-F3	§18.2-46.7	5Y-20Y (II)
Fentanyl			
Fentanyl, weapon of terrorism	TER-8011-F4	§18.2-46.6(D)	2Y-10Y(II)
Material Support			
Provide material support to terrorist	TER-8008-F3	§18.2-46.5(D)	5Y-20Y (II)
Provide material support to terrorist, results in death	TER-8009-F2	§18.2-46.5(D)	20Y-Life (I)
Solicit			
Solicit, recruit, etc., another for act of terrorism	TER-8006-F4	§18.2-46.5(C)	2Y-10Y (II)
Weapon			
Possess, etc., imitation weapon of terror w/intent to terrorize	TER-8003-F3	§18.2-46.6(B)	5Y-20Y (II)

<u>Description</u>	<u>VCC</u>	<u>Statute</u>	<u>Penalty (Category)</u>
TERRORISM			
Weapon			
Possess, etc., imitation weapon of terror with intent to intimidate	TER-8004-F6	§18.2-46.6(C)	1Y-5Y (II)
Possess, etc., weapon of terrorism w/intent to terrorize	TER-8002-F2	§18.2-46.6(A)	20Y-Life (I)
TREASON			
Type			
Inciting one race to insurrection against another	TRE-0110-F4	§18.2-485	2Y-10Y (II)
Levying war against national or state government	TRE-0111-F2	§18.2-481	20Y-Life (I)
VANDALISM, DAMAGE PROPERTY			
Railroad			
Injure railroad signal maliciously	VAN-2917-F4	§18.2-155	2Y-10Y (II)
Railroad, Canal, Electric Line, Etc.			
Obstruct or injure canal, railroad - malicious	VAN-2929-F4	§18.2-153	2Y-10Y (II)
Utilities: Electric, Oil, Phone, Gas, Water Facility, Etc.			
Damage to public utilities, IT, or services ≥ \$1000	VAN-2911-F4	§18.2-162	2Y-10Y (II)
Damage threat release of radioactive materials - no Injury	VAN-2912-F4	§18.2-162	2Y-10Y (II)
Radioactive damage resulting in damage or injury	VAN-2914-F3	§18.2-162	5Y-20Y (II)
Radioactive damage resulting in death	VAN-2915-F2	§18.2-162	20Y-Life (I)
Vehicle			
Shoot or throw missile at train, car, vessel w/malice	VAN-2939-F4	§18.2-154	2Y-10Y (II)
Vehicle - Law Enforcement/Emergency			
Shoot or throw missile at law enforc./emerg. veh. w/malice	VAN-2905-F4	§18.2-154	2Y-10Y (II)
VIOLENT ACTIVITIES			
Type			
Burn object on highway/public place w/intent to intimidate	VIO-5333-F6	§18.2-423.01(B)	1Y-5Y (II)
Burn object on private property w/intent to intimidate	VIO-5332-F6	§18.2-423.01(A)	1Y-5Y (II)
Cross, burn to intimidate	VIO-5328-F6	§18.2-423	1Y-5Y (II)
Noose, display in public place to intimidate	VIO-5339-F6	§18.2-423.2	1Y-5Y (II)
Noose, display on private property to intimidate	VIO-5338-F6	§18.2-423.2	1Y-5Y (II)
Paramilitary activity to cause disorder, teach, assemble for	VIO-5331-F5	§18.2-433.2	1Y-10Y (II)
Swastika, placement on building or private property to intimidate	VIO-5329-F6	§18.2-423.1(A)	1Y-5Y (II)
Swastika, placement on highway, public place, to intimidate	VIO-5334-F6	§18.2-423.1(B)	1Y-5Y (II)
WEAPONS			
Ammunition			
Restricted firearm ammunition use in crimes	WPN-5233-F5	§18.2-308.3	1Y-10Y (II)
Body Armor			
Body armor, wear during commission of violent or drug crime	WPN-5247-F4	§18.2-287.2	2Y-10Y (II)
Brandish			
Brandish or point firearm; 3rd/subsequent	WPN-5274-F6	§18.2-282(A)	1Y-5Y (II)
Building			
Discharge firearm, missile in/at occupied bldg, unlawfully	WPN-5242-F6	§18.2-279	1Y-5Y (II)
Discharge firearm, missile in/at occupied bldg., maliciously	WPN-5229-F4	§18.2-279	2Y-10Y (II)
Felon			
Adjudicated felon (juvenile) possess firearm	WPN-5101-F6	§18.2-308.2(A)	1Y-5Y (II)
Convicted felon (non-violent >10 yr) possess firearm, etc.	WPN-5291-F6	§18.2-308.2(A)	1Y-5Y (II)
Convicted felon (non-violent w/in 10 yr.) possess firearm, etc.	WPN-5297-F6	§18.2-308.2(A)	1Y-5Y (II)
Convicted felon (violent) possess/transport firearm	WPN-5296-F6	§18.2-308.2(A)	1Y-5Y (II)

<u>Description</u>	<u>VCC</u>	<u>Statute</u>	<u>Penalty (Category)</u>
WEAPONS			
Felon			
Convicted felon possess taser, explosives, ammunition, other weapon	WPN-5298-F6	§18.2-308.2(A)	1Y-5Y (II)
Ineligible Person, Purchase/Provide to			
Purchase firearm - provide to ineligible person	WPN-5283-F4	§18.2-308.2:2(M,i)	2Y-10Y (II)
Sell, give firearm to designated felon or ineligible person	WPN-5218-F4	§18.2-308.2:1	2Y-10Y (II)
Solicit by ineligible person, violation of §18.2-308.2:2(M)	WPN-5286-F4	§18.2-308.2:2(N)	2Y-10Y (II)
Transport firearm out of state - provide to ineligible person	WPN-5284-F4	§18.2-308.2:2(M,ii)	2Y-10Y (II)
Machine Guns			
Possession for offensive or aggressive purposes	WPN-5226-F4	§18.2-290	2Y-10Y (II)
Possession in perpetration of crime	WPN-5227-F2	§18.2-289	20Y-Life (I)
Public Place			
Discharge firearm in public place, results in injury	WPN-5301-F6	§18.2-280(A)	1Y-5Y (II)
Discharge firearm in public place; 3rd/subsequent	WPN-5273-F6	§18.2-280(A)	1Y-5Y (II)
Purchase			
Provide > 1 firearm to ineligible person through purchase/trans.	WPN-5285-F4	§18.2-308.2:2(M)	2Y-10Y (II)
Remotely Controlled			
Spring gun or deadly weapon, remotely controlled	WPN-5238-F6	§18.2-281	1Y-5Y (II)
Sawed-off Shotguns			
Possession in perpetration of violent crime	WPN-5261-F2	§18.2-300(A)	20Y-Life (I)
Schools			
Brandish machete or bladed weapon on school property	WPN-5287-F6	§18.2-282.1	1Y-5Y (II)
Brandish/point firearm on school property or w/in 1000 feet	WPN-5258-F6	§18.2-282(A)	1Y-5Y (II)
Discharge firearm upon buildings or grounds	WPN-5200-F4	§18.2-280(B)	2Y-10Y (II)
Discharge firearm within or at occupied school	WPN-5255-F4	§18.2-279	2Y-10Y (II)
Firearm, use or attempt to use on school property, etc.	WPN-5300-F9	§18.2-308.1(C)	5Y-5Y (II)
Tear Gas			
Malicious release of dangerous gas resulting in injury	WPN-5239-F3	§18.2-312	5Y-20Y (II)
Unlawful release of dangerous gas resulting in injury	WPN-5240-F6	§18.2-312	1Y-5Y (II)
Vehicle			
Discharge firearm from motor vehicle	WPN-5248-F5	§18.2-286.1	1Y-10Y (II)



APPENDIX B

Mandatory Minimum Laws in Virginia



Appendix B: Mandatory Minimum Laws in Virginia

- Offenses with mandatory minimums are also identified in the "MM" column of the VCC Book
- § 16.2-272 - In cases of juveniles convicted of felonies, the court has discretion to depart from mandatory minimums

<u>Description</u>	<u>VCC</u>	<u>Statute</u>	<u>Penalty (Cat.)</u>	<u>Mandatory</u>
AGRICULTURE, HORTICULTURE & FOOD				
Tobacco Product Manufacturers				
Possess, import, etc., cigarettes not in directory, ≥ 3000 pkgs.	AGR-4634-M1	§3.2-4212(D,ii)	0-12M	90 D
Sell or distribute cigarettes not in directory, ≥ 3000 pkgs.	AGR-4632-M1	§3.2-4212(D,i)	0-12M	90 D
ALCOHOL				
Sell				
Sale, illegal alcohol - subsequent	ALC-4163-M1	§4.1-302	0-12M	30 D
ASSAULT				
Firearm				
Firearm use in commission of felony - first offense	ASL-1319-F9	§18.2-53.1	3Y-3Y (II)	3 Y
Firearm use in commission of felony - subsequent offense	ASL-1323-F9	§18.2-53.1	5Y-5Y (II)	5 Y
Law Enforcement, Court, Fire, Medical Services, Etc.				
Malicious bodily injury to law enforcement, fire or EMS	ASL-1326-F9	§18.2-51.1	5Y-30Y (II)	2 Y
Non-malicious injury to law enforcement, fire/EMS personnel, etc.	ASL-1330-F6	§18.2-51.1	1Y-5Y (II)	1 Y
Simple assault on law enforcement, court, DOC, fire/medical, etc.	ASL-1342-F6	§18.2-57(C)	1Y-5Y	6 M
Simple Assault - Health Care Provider				
Battery against health care provider in an emergency facility	ASL-1352-M1	§18.2-57(E)	0-12M	2 D
Simple Assault - Teacher, School Employee				
Simple assault, on teacher, principal, school employee, etc.	ASL-1312-M1	§18.2-57(D)	0-12M	2 D
Simple assault, on teacher, principal, school employee, etc. w/weapon	ASL-1311-M1	§18.2-57(D)	0-12M	6 M
ESCAPES				
Correctional Facility				
Escape from a correctional facility	ESC-4921-F6	§53.1-203(1)	1Y-5Y (II)	1 Y
FRAUD				
Identity Fraud				
Publish name of LEO, judge, magistrate with intent to harass, etc.	FRD-2540-F6	§18.2-186.4	1Y-5Y	6 M
GANGS				
Participation - School Zone, Community Center, Etc.				
Participation in crime for benefit/direction of gang - school, etc.	MOB-1280-F4	§18.2-46.2	2Y-10Y	2 Y
Participation in crime for gang that includes juvenile - school, etc.	MOB-1281-F3	§18.2-46.2	5Y-20Y	2 Y
MURDER				
Aggravated				
Law enforcement officer	MUR-0923-F1	§18.2-31(6)	Life-Life (I)	Life
Manslaughter				
Involuntary manslaughter, under the influence - vehicular, aggravated	MUR-0948-F9	§18.2-36.1(B)	1Y-20Y (II)	1 Y
Involuntary manslaughter, under the influence - watercraft, aggravated	MUR-0949-F9	§18.2-36.2(B)	1Y-20Y	1 Y
NARCOTICS				
Marijuana - Continuing Criminal Enterprise				
Distribute etc., 100 kilograms, less than 250.0 kilograms marijuana mix	NAR-3119-F9	§18.2-248(H1,ii,3)	20Y-Life	20 Y
Distribute etc., 250.0 kilograms or more marijuana mixture	NAR-3124-F9	§18.2-248(H2,ii,3)	40, Life	40, Life
Marijuana - Distribution				
Sell, distribute, etc., marijuana 3rd or subsequent felony	NAR-3085-F9	§18.2-248.1(d)	5Y-Life	5 Y
Marijuana - Distribution Based on Quantity				

<u>Description</u>	<u>VCC</u>	<u>Statute</u>	<u>Penalty (Cat.)</u>	<u>Mandatory</u>
NARCOTICS				
Marijuana - Distribution Based on Quantity				
Marijuana mixture, etc., distribute, etc., 100 kilograms or more	NAR-3114-F9	§18.2-248(H,3)	20Y-Life	20 Y*
* If court finds exception, mandatory minimum does not apply		§18.2-248(H,3)		*
Marijuana - Transport				
Transport into Commonwealth - 5 lbs. or more marij.	NAR-3067-F9	§18.2-248.01	5Y-40Y	3 Y
Transport into Commonwealth - 5 lbs. or more marij. - 2nd or subsq.	NAR-3086-F9	§18.2-248.01	5Y-40Y	10 Y
Minors - Assist In Distribution				
Sell <1 oz. of marijuana, minor assists in distribution	NAR-3126-F9	§18.2-255(A,ii)	10Y-50Y	2 Y
Sell 1 oz. or more of marijuana, minor assists in distribution	NAR-3127-F9	§18.2-255(A,ii)	10Y-50Y	5 Y
Sell Sch. I/II drug, minor assists in distribution	NAR-3128-F9	§18.2-255(A,ii)	10Y-50Y	5 Y
Minors - Marijuana				
Sell <1 oz. of marijuana to minor	NAR-3063-F9	§18.2-255(A,i)	10Y-50Y	2 Y
Sell 1 oz. or more of marijuana to minor	NAR-3098-F9	§18.2-255(A,i)	10Y-50Y	5 Y
Minors - Schedule I/II				
Sell Sch. I/II drug to minor	NAR-3097-F9	§18.2-255(A,i)	10Y-50Y	5 Y
Money - Continuing Criminal Enterprise				
Gross \$100,000 to < \$250,000 within 12 month period	NAR-3090-F9	§18.2-248(H1,i)	20Y-Life	20 Y
Gross \$250,000 or more within 12 month period	NAR-3092-F9	§18.2-248(H2,i)	40, Life	40, Life
Schedule I or II Drugs - Continuing Criminal Enterprise				
Cocaine mixture distribute etc. 5.0 kilograms less than 10.0 kilograms	NAR-3117-F9	§18.2-248(H1,ii,2)	20Y-Life	20 Y
Cocaine mixture, distribute etc. 10.0 kilograms or more	NAR-3122-F9	§18.2-248(H2,ii,2)	40, Life	40, Life
Heroin mixture, distribute etc. 1.0 kilograms less than 5.0 kilograms	NAR-3116-F9	§18.2-248(H1,ii,1)	20Y-Life	20 Y
Heroin mixture, distribute etc. 5.0 kilograms or more	NAR-3121-F9	§18.2-248(H2,ii,1)	40, Life	40, Life
Methamphetamine, distribute etc. 100g < 250g / 200g < 1 kg mixture	NAR-3120-F9	§18.2-248(H1,ii,4)	20Y-Life	20 Y
Methamphetamine, distribute etc. 250g or more / 1kg or more mixture	NAR-3125-F9	§18.2-248(H2,ii,4)	40, Life	40, Life
Type Not Clear - Distribute Schd. I/II or marijuana - quantity defined	NAR-3091-F9	§18.2-248(H1,ii)	20Y-Life	20 Y
Type Not Clear - Distribute Schd. I/II or marijuana - quantity defined	NAR-3093-F9	§18.2-248(H2,ii)	40, Life	40, Life
Schedule I or II Drugs - Distribution, 2nd				
Sell, poss. w/intent, distribute, etc. - second conviction	NAR-3038-F9	§18.2-248(C)	5Y-Life	3 Y
Schedule I or II Drugs - Distribution, 3rd & Subsequent				
Sell, poss. w/intent, distribute, etc. - third or subsequent	NAR-3087-F9	§18.2-248(C)	10Y-Life	10 Y*
Schedule I or II Drugs - Distribution, Quantity				
Cocaine mixture, etc., distribute, etc., 500 g or more	NAR-3145-F9	§18.2-248(C,2)	5Y-Life	5 Y*
Cocaine mixture, etc., distribute, etc., 5.0 kilograms or more	NAR-3112-F9	§18.2-248(H,2)	20Y-Life	20 Y*
Heroin, distribute, etc., 100g or more	NAR-3144-F9	§18.2-248(C,1)	5Y-Life	5 Y*
Heroin mixture, distribute, etc., 1.0 kilograms or more	NAR-3111-F9	§18.2-248(H,1)	20Y-Life	20 Y*
Methamphetamine, distribute, etc., 10g or more (20g mixture)	NAR-3147-F9	§18.2-248(C,3)	5Y-Life	5 Y*
Methamphetamine, distribute, etc., 28g or more	NAR-3149-F9	§18.2-248.03	5Y-40Y	3 Y
Methamphetamine, distribute, etc., 100g or more (200g mixture)	NAR-3115-F9	§18.2-248(H,4)	20Y-Life	20 Y*
Methamphetamine, distribute, etc., 227g or more	NAR-3151-F9	§18.2-248.03	5Y-Life	5 Y
* If court finds exception, mandatory minimum does not apply		§18.2-248(C,1 et al.)		*
Schedule I or II Drugs - Manufacture Methamphetamine				
Manufacture methamphetamine - 3rd or subsequent conviction	NAR-3133-F9	§18.2-248(C1)	10Y-Life	3 Y
Schedule I or II Drugs - Transport				
Transport into Commonwealth - 1 oz. or more of Cocaine	NAR-3065-F9	§18.2-248.01	5Y-40Y	3 Y
Transport into Commonwealth - 1 oz. or more of Cocaine, 2nd/subsq.	NAR-3088-F9	§18.2-248.01	5Y-40Y	10 Y

<u>Description</u>	<u>VCC</u>	<u>Statute</u>	<u>Penalty (Cat.)</u>	<u>Mandatory</u>
NARCOTICS				
Schedule I or II Drugs - Transport				
Transport into Commonwealth - 1 oz. or more other Sch. I/II	NAR-3066-F9	§18.2-248.01	5Y-40Y	3 Y
Transport into Commonwealth - 1 oz. or more other Sch. I/II, 2nd/subsq.	NAR-3089-F9	§18.2-248.01	5Y-40Y	10 Y
School or Public Property, Etc., Possession/Distribution On				
Distribute, etc., controlled substance school/public property - subsq.	NAR-3099-F6	§18.2-255.2	1Y-5Y	1 Y
Steroids				
Anabolic steroids - sell, distribute, etc.	NAR-3041-F9	§18.2-248.5(A)	1Y-10Y	6 M
Type Not Clear				
Type Not Clear - Distribute Schd. I/II - quantity defined	NAR-3094-F9	§18.2-248(H)	20Y-Life	20 Y
OBSCENITY - CHILD PORN				
Possession, Distribution, Reproduction				
Reproduce, transmit, sell, etc., child porn, subsequent	OBS-3681-F9	§18.2-374.1:1(C,i)	5Y-20Y (II)	5 Y
Solicitation of child porn to gain entry to group, subsequent	OBS-3678-F9	§18.2-374.1:1(C,ii)	5Y-20Y (II)	5 Y
Production, Publication, Sale, Financing				
Entice minor to perform in porn, age <15, offender 7+ yrs.	OBS-3742-F9	§18.2-374.1(B,1)	5Y-30Y (II)	5 Y
Entice minor to perform in porn, age <15, offender 7+ yrs., 2nd/Subsq.	OBS-3743-F9	§18.2-374.1(B,1)	15Y-40Y (I)	15 Y
Entice minor to perform in porn, age 15+, offender 7+ yrs.	OBS-3745-F9	§18.2-374.1(B,1)	3Y-30Y (II)	3 Y
Entice minor to perform in porn, age 15+, offender 7+ yrs., 2nd/Subsq.	OBS-3746-F9	§18.2-374.1(B,1)	10Y-30Y (II)	10 Y
Finance child porn, age < 15, offender 7+ yrs.	OBS-3683-F9	§18.2-374.1(B,4)	5Y-30Y (II)	5 Y
Finance child porn, age < 15, offender 7+ yrs., 2nd/Subsq.	OBS-3684-F9	§18.2-374.1(B,4)	15Y-40Y (I)	15 Y
Finance child porn, age 15+, offender 7+ yrs.	OBS-3686-F9	§18.2-374.1(B,4)	3Y-30Y (II)	3 Y
Finance child porn, age 15+, offender 7+ yrs., 2nd/Subsq.	OBS-3687-F9	§18.2-374.1(B,4)	10Y-30Y (II)	10 Y
Produce, make child porn, age <15, offender 7+ yrs.	OBS-3748-F9	§18.2-374.1(B,2)	5Y-30Y (II)	5 Y
Produce, make child porn, age <15, offender 7+ yrs., 2nd/Subsq.	OBS-3749-F9	§18.2-374.1(B,2)	15Y-40Y (I)	15 Y
Produce, make child porn, age 15+, offender 7+ yrs.	OBS-3751-F9	§18.2-374.1(B,2)	3Y-30Y (II)	3 Y
Produce, make child porn, age 15+, offender 7+ yrs., 2nd/Subsq.	OBS-3752-F9	§18.2-374.1(B,2)	10Y-30Y (II)	10 Y
Take part, film child porn, age < 15, offender 7+ yrs.	OBS-3754-F9	§18.2-374.1(B,3)	5Y-30Y (II)	5 Y
Take part, film child porn, age < 15, offender 7+ yrs., 2nd/Subsq.	OBS-3755-F9	§18.2-374.1(B,3)	15Y-40Y (I)	15 Y
Take part, film child porn, age 15+, offender 7+ yrs.	OBS-3757-F9	§18.2-374.1(B,3)	3Y-30Y (II)	3 Y
Take part, film child porn, age 15+, offender 7+ yrs., 2nd/Subsq.	OBS-3760-F9	§18.2-374.1(B,3)	10Y-30Y (II)	10 Y
OBSCENITY - CHILD SOLICITATION				
Communications System				
Propose sex act by communications sys. age <15, offender 7+ yr	OBS-3702-F9	§18.2-374.3(C)	5Y-30Y (II)	5 Y
Propose sex act by communications sys. age <15, offender 7+ yr, 2nd+	OBS-3703-F9	§18.2-374.3(C)	10Y-40Y (I)	10 Y
Propose sex act by communications sys. age 15+, offender 7+ yr, 2nd+	OBS-3691-F9	§18.2-374.3(D)	1Y-20Y (II)	1 Y
PROTECTIVE ORDERS				
Juvenile & Domestic Court				
Violation of protective order (violence) 2nd w/in 5 yrs.	PRT-5001-M1	§16.1-253.2(A)	0-12M	60 D
Violation of protective order (violence) 3rd w/in 20 yrs.	PRT-5002-F6	§16.1-253.2(A)	1Y-5Y (II)	6 M
Other				
Violation of protective order (violence) 2nd w/in 5 yrs.	PRT-5066-M1	§18.2-60.4(A)	0-12M	60 D
Violation of protective order (violence) 3rd w/in 20 yrs.	PRT-5067-F6	§18.2-60.4(A)	1Y-5Y (II)	6 M
SEXUAL ASSAULT				
Object Sexual Penetration				
Victim under age 13 (indicted as an adult)	RAP-1154-F9	§18.2-67.2(A,1)	Life-Life (I)	Life
Victim under age 13, w/kidnapping, burglary, wounding	RAP-1152-F9	§18.2-67.2(A,1)	25Y-Life (I)	25 Y

<u>Description</u>	<u>VCC</u>	<u>Statute</u>	<u>Penalty (Cat.)</u>	<u>Mandatory</u>
SEXUAL ASSAULT				
Rape, Forcible				
Intercourse with victim under age 13 (indicted as an adult)	RAP-1131-F9	§18.2-61(A,iii)	Life-Life (I)	Life
Intercourse with victim under age 13, w/kidnapping, burglary, wounding	RAP-1150-F9	§18.2-61(A,iii)	25Y-Life (I)	25 Y
Sodomy, Forcible				
Victim under age 13 (indicted as an adult)	RAP-1153-F9	§18.2-67.1(A,1)	Life-Life (I)	Life
Victim under age 13, w/kidnapping, burglary, wounding	RAP-1151-F9	§18.2-67.1(A,1)	25Y-Life (I)	25 Y
Subsequent Violent Felony				
Use VCC for offense & change position 8 of VCC to "X"		§18.2-67.5:2	Max. (II)	5-20 Y
Use VCC for offense & change position 8 of VCC to "X"		§18.2-67.5:3	Max. (I/II)	10Y- Life
THIRD CONVICTION FOR VIOLENT FELONY				
Type				
Three Strikes - Use VCC for offense change "F" to "L"		§19.2-297.1	Life	Life
TRAFFIC - DRIVING WHILE INTOXICATED				
Motor Vehicle, Etc. - 1st Conviction				
First conviction, BAC .15 to .20	DWI-5443-M1	§18.2-266	0-12M	5 D
First conviction, BAC > .20	DWI-5444-M1	§18.2-266	0-12M	10 D
Motor Vehicle, Etc. - 1st Conviction with Child				
First conviction w/child	DWI-5451-M1	§18.2-266	0-12M	5 D
First conviction, BAC .15 to .20 w/child	DWI-5452-M1	§18.2-266	0-12M	10 D
First conviction, BAC > .20 w/child	DWI-5453-M1	§18.2-266	0-12M	15 D
First conviction, influence of drugs w/child	DWI-5463-M1	§18.2-266	0-12M	5 D
First conviction, influence of drugs/alcohol w/child	DWI-5351-M1	§18.2-266	0-12M	5 D
Motor Vehicle, Etc. - 1st Conviction with Child (Marijuana)				
First conviction, influence of marijuana w/child	DWI-5621-M1	§18.2-266	0-12M	5 D
Motor Vehicle, Etc. - 2nd Conviction				
Second conviction within less than 5 years	DWI-5448-S9	§18.2-266	1M-1Y	20 D
Second conviction within less than 5 years .15 to .20 BAC	DWI-5474-S9	§18.2-266	1M-1Y	30 D
Second conviction within less than 5 years, BAC > .20	DWI-5475-S9	§18.2-266	1M-1Y	40 D
Second conviction within less than 5 years, drugs	DWI-5464-S9	§18.2-266	1M-1Y	20 D
Second conviction within less than 5 years, drugs/alcohol	DWI-5368-S9	§18.2-266	1M-1Y	20 D
Second conviction within 5 to 10 years	DWI-5447-S9	§18.2-266	1M-1Y	10 D
Second conviction within 5 to 10 years, BAC .15 to .20	DWI-5476-S9	§18.2-266	1M-1Y	20 D
Second conviction within 5 to 10 years, BAC > .20	DWI-5477-S9	§18.2-266	1M-1Y	30 D
Second conviction within 5 to 10 years, drugs	DWI-5465-S9	§18.2-266	1M-1Y	10 D
Second conviction within 5 to 10 years, drugs/alcohol	DWI-5354-S9	§18.2-266	1M-1Y	10 D
Second conviction within 10 years, BAC .15 to .20	DWI-5445-S9	§18.2-266	1M-1Y	20 D
Second conviction within 10 years, BAC > .20	DWI-5446-S9	§18.2-266	1M-1Y	30 D
Motor Vehicle, Etc. - 2nd Conviction (Marijuana)				
Second conviction within less than 5 years, marijuana	DWI-5622-S9	§18.2-266	1M-1Y	20 D
Second conviction within 5 to 10 years, marijuana	DWI-5623-S9	§18.2-266	1M-1Y	10 D
Motor Vehicle, Etc. - 2nd Conviction with Child				
Second conviction within less than 5 years w/child	DWI-5457-S9	§18.2-266	1M-1Y	25 D
Second conviction within less than 5 years, BAC .15 to .20 w/child	DWI-5479-S9	§18.2-266	1M-1Y	35 D
Second conviction within less than 5 years, BAC > .20 w/child	DWI-5480-S9	§18.2-266	1M-1Y	45 D
Second conviction within less than 5 years, drugs, w/child	DWI-5466-S9	§18.2-266	1M-1Y	25 D
Second conviction within less than 5 years, drugs/alcohol, w/child	DWI-5369-S9	§18.2-266	1M-1Y	25 D

<u>Description</u>	<u>VCC</u>	<u>Statute</u>	<u>Penalty (Cat.)</u>	<u>Mandatory</u>
TRAFFIC - DRIVING WHILE INTOXICATED				
Motor Vehicle, Etc. - 2nd Conviction with Child				
Second conviction within 5 to 10 years w/child	DWI-5456-S9	§18.2-266	1M-1Y	15 D
Second conviction within 5 to 10 years, BAC .15 to .20 w/child	DWI-5481-S9	§18.2-266	1M-1Y	25 D
Second conviction within 5 to 10 years, BAC > .20 w/child	DWI-5482-S9	§18.2-266	1M-1Y	35 D
Second conviction within 5 to 10 years, drugs, w/child	DWI-5467-S9	§18.2-266	1M-1Y	15 D
Second conviction within 5 to 10 years, drugs/alcohol, w/child	DWI-5355-S9	§18.2-266	1M-1Y	15 D
Second conviction within 10 years, BAC .15 to .20 w/child	DWI-5454-S9	§18.2-266	1M-1Y	25 D
Second conviction within 10 years, BAC > .20 w/child	DWI-5455-S9	§18.2-266	1M-1Y	25 D
Motor Vehicle, Etc. - 2nd Conviction with Child (Marijuana)				
Second conviction within less than 5 years, marijuana, w/child	DWI-5624-S9	§18.2-266	1M-1Y	25 D
Second conviction within 5 to 10 years, marijuana, w/child	DWI-5625-S9	§18.2-266	1M-1Y	15 D
Motor Vehicle, Etc. - 3rd Conviction				
Third conviction within 5 Years	DWI-5450-F6	§18.2-266	1Y-5Y	6 M
Third conviction within 5 Years, BAC .15 to .20	DWI-5680-F6	§18.2-266	1Y-5Y	6 M
Third conviction within 5 Years, BAC > .20	DWI-5681-F6	§18.2-266	1Y-5Y	6 M
Third conviction within 5 years, influence of drugs	DWI-5469-F6	§18.2-266	1Y-5Y	6 M
Third conviction within 5 years, influence of drugs/alcohol	DWI-5373-F6	§18.2-266	1Y-5Y	6 M
Third conviction within 10 years	DWI-5449-F6	§18.2-266	1Y-5Y	90 D
Third conviction within 10 Years, BAC .15 to .20	DWI-5682-F6	§18.2-266	1Y-5Y	90 D
Third conviction within 10 Years, BAC > .20	DWI-5683-F6	§18.2-266	1Y-5Y	90 D
Third conviction within 10 years, influence of drugs	DWI-5468-F6	§18.2-266	1Y-5Y	90 D
Third conviction within 10 years, influence of drugs/alcohol	DWI-5371-F6	§18.2-266	1Y-5Y	90 D
Motor Vehicle, Etc. - 3rd Conviction (Marijuana)				
Third conviction within 5 years, influence of marijuana	DWI-5627-F6	§18.2-266	1Y-5Y	6 M
Third conviction within 10 years, influence of marijuana	DWI-5626-F6	§18.2-266	1Y-5Y	90 D
Motor Vehicle, Etc. - 3rd Conviction with Child				
Third conviction within 5 Years w/child	DWI-5459-F6	§18.2-266	1Y-5Y	6M 5D
Third conviction within 5 Years, BAC .15 to .20 w/child	DWI-5684-F6	§18.2-266	1Y-5Y	6M 5D
Third conviction within 5 Years, BAC > .20 w/child	DWI-5685-F6	§18.2-266	1Y-5Y	6M 5D
Third conviction within 5 Years, drugs, w/child	DWI-5471-F6	§18.2-266	1Y-5Y	6M 5D
Third conviction within 5 Years, drugs/alcohol, w/child	DWI-5372-F6	§18.2-266	1Y-5Y	6M 5D
Third conviction within 10 years w/child	DWI-5458-F6	§18.2-266	1Y-5Y	95 D
Third conviction within 10 Years, BAC .15 to .20 w/child	DWI-5686-F6	§18.2-266	1Y-5Y	95 D
Third conviction within 10 Years, BAC > .20 w/child	DWI-5687-F6	§18.2-266	1Y-5Y	95 D
Third conviction within 10 years, drugs, w/child	DWI-5470-F6	§18.2-266	1Y-5Y	95 D
Third conviction within 10 years, drugs/alcohol, w/child	DWI-5370-F6	§18.2-266	1Y-5Y	95 D
Motor Vehicle, Etc. - 3rd Conviction with Child (Marijuana)				
Third conviction within 5 Years, marijuana, w/child	DWI-5629-F6	§18.2-266	1Y-5Y	6M 5D
Third conviction within 10 years, marijuana, w/child	DWI-5628-F6	§18.2-266	1Y-5Y	95 D
Motor Vehicle, Etc. - 4th Conviction				
Fourth or subsequent conviction within 10 years	DWI-5406-F6	§18.2-266	1Y-5Y	1 Y
Fourth or subsequent conviction within 10 yr., BAC .15 to .20	DWI-5688-F6	§18.2-266	1Y-5Y	1 Y
Fourth or subsequent conviction within 10 yr., BAC > .20	DWI-5689-F6	§18.2-266	1Y-5Y	1 Y
Fourth or subsequent conviction within 10 yr., drugs	DWI-5472-F6	§18.2-266	1Y-5Y	1 Y
Fourth or subsequent conviction within 10 yr., drugs/alcohol	DWI-5352-F6	§18.2-266	1Y-5Y	1 Y

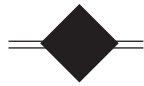
<u>Description</u>	<u>VCC</u>	<u>Statute</u>	<u>Penalty (Cat.)</u>	<u>Mandatory</u>
TRAFFIC - DRIVING WHILE INTOXICATED				
Motor Vehicle, Etc. - 4th Conviction (Marijuana)				
Fourth or subsequent conviction within 10 yr., marijuana	DWI-5630-F6	§18.2-266	1Y-5Y	1 Y
Motor Vehicle, Etc. - 4th Conviction with Child				
Fourth or subsequent conviction within 10 years w/child	DWI-5460-F6	§18.2-266	1Y-5Y	1Y 5D
Fourth or subsequent conviction within 10 yr., BAC .15 to .20 w/child	DWI-5690-F6	§18.2-266	1Y-5Y	1Y 5D
Fourth or subsequent conviction within 10 yr., BAC > .20 w/child	DWI-5691-F6	§18.2-266	1Y-5Y	1Y 5D
Fourth or subsequent conviction within 10 yr., drugs, w/child	DWI-5473-F6	§18.2-266	1Y-5Y	1Y 5D
Fourth or subsequent conviction within 10 yr., drugs/alcohol, w/child	DWI-5353-F6	§18.2-266	1Y-5Y	1Y 5D
Motor Vehicle, Etc. - 4th Conviction with Child (Marijuana)				
Fourth or subsequent conviction within 10 yr., marijuana, w/child	DWI-5631-F6	§18.2-266	1Y-5Y	1Y 5D
Motor Vehicle, Etc. - A Prior Felony § 18.2-270(C,2)				
Prior DWI manslaughter, assault, felony DWI	DWI-5493-F6	§18.2-266	1Y-5Y	1 Y
Prior DWI manslaughter, assault, felony DWI, BAC .15 to .20	DWI-5692-F6	§18.2-266	1Y-5Y	1 Y
Prior DWI manslaughter, assault, felony DWI, BAC > .20	DWI-5693-F6	§18.2-266	1Y-5Y	1 Y
Motor Vehicle, Etc. - A Prior Felony § 18.2-270(C,2) - Child				
Prior DWI manslaughter, assault, felony DWI w/child	DWI-5494-F6	§18.2-266	1Y-5Y	1Y 5D
Prior DWI manslaughter, assault, felony DWI, BAC .15 to .20 w/child	DWI-5694-F6	§18.2-266	1Y-5Y	1Y 5D
Prior DWI manslaughter, assault, felony DWI, BAC > .20 w/child	DWI-5695-F6	§18.2-266	1Y-5Y	1Y 5D
Motor Vehicle, Etc. - Commercial Vehicles - 1st				
1st DWI commercial vehicle: BAC .15 to .20	DWI-5573-M1	§46.2-341.24	0-12M	5 D
1st DWI commercial vehicle: BAC > .20	DWI-5574-M1	§46.2-341.24	0-12M	10 D
Motor Vehicle, Etc. - Commercial Vehicles - 1st (Marijuana)				
1st DWI commercial vehicle: marijuana w/child	DWI-5641-M1	§46.2-341.24	0-12M	5 D
Motor Vehicle, Etc. - Commercial Vehicles - 1st with Child				
1st DWI commercial vehicle: with child	DWI-5575-M1	§46.2-341.24	0-12M	5 D
1st DWI commercial vehicle: BAC .15 to .20 w/child	DWI-5576-M1	§46.2-341.24	0-12M	10 D
1st DWI commercial vehicle: BAC > .20 w/child	DWI-5577-M1	§46.2-341.24	0-12M	15 D
1st DWI commercial vehicle: drug w/child	DWI-5578-M1	§46.2-341.24	0-12M	5 D
1st DWI commercial vehicle: drugs/alcohol w/child	DWI-5375-M1	§46.2-341.24	0-12M	5 D
Motor Vehicle, Etc. - Commercial Vehicles - 2nd				
2nd DWI commercial vehicle w/in < 5 yrs	DWI-5418-S9	§46.2-341.24	1M-1Y	20 D
2nd DWI commercial vehicle w/in < 5 yrs: BAC .15 to .20	DWI-5580-S9	§46.2-341.24	1M-1Y	30 D
2nd DWI commercial vehicle w/in < 5 yrs: BAC > .20	DWI-5581-S9	§46.2-341.24	1M-1Y	40 D
2nd DWI commercial vehicle w/in < 5 yrs: drug	DWI-5484-S9	§46.2-341.24	1M-1Y	20 D
2nd DWI commercial vehicle w/in < 5 yrs: drugs/alcohol	DWI-5376-S9	§46.2-341.24	1M-1Y	20 D
2nd DWI commercial vehicle w/in 5 to 10 yrs	DWI-5419-S9	§46.2-341.24	1M-1Y	10 D
2nd DWI commercial vehicle w/in 5 to 10 yrs: BAC .15 to .20	DWI-5582-S9	§46.2-341.24	1M-1Y	20 D
2nd DWI commercial vehicle w/in 5 to 10 yrs: BAC > .20	DWI-5583-S9	§46.2-341.24	1M-1Y	30 D
2nd DWI commercial vehicle w/in 5 to 10 yrs: drug	DWI-5485-S9	§46.2-341.24	1M-1Y	10 D
2nd DWI commercial vehicle w/in 5 to 10 yrs: drugs/alcohol	DWI-5378-S9	§46.2-341.24	1M-1Y	10 D
2nd DWI commercial vehicle w/in 10 yrs: BAC .15 to .20	DWI-5584-S9	§46.2-341.24	1M-1Y	20 D
2nd DWI commercial vehicle w/in 10 yrs: BAC > .20	DWI-5585-S9	§46.2-341.24	1M-1Y	30 D
Motor Vehicle, Etc. - Commercial Vehicles - 2nd (Marijuana)				
2nd DWI commercial vehicle w/in < 5 yrs., marij. w/child	DWI-5643-S9	§46.2-341.24	1M-1Y	25 D
2nd DWI commercial vehicle w/in < 5 yrs., marij.	DWI-5642-S9	§46.2-341.24	1M-1Y	20 D
2nd DWI commercial vehicle w/in 5 to 10 yrs: marij.	DWI-5644-S9	§46.2-341.24	1M-1Y	10 D

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TRAFFIC - DRIVING WHILE INTOXICATED				
Motor Vehicle, Etc. - Commercial Vehicles - 2nd (Marijuana)				
2nd DWI commercial vehicle w/in 5 to 10 yrs: marij.w/child	DWI-5645-S9	§46.2-341.24	1M-1Y	15 D
Motor Vehicle, Etc. - Commercial Vehicles - 2nd with Child				
2nd DWI commercial vehicle w/in < 5 yrs. w/child	DWI-5586-S9	§46.2-341.24	1M-1Y	25 D
2nd DWI commercial vehicle w/in < 5 yrs., drug w/child	DWI-5589-S9	§46.2-341.24	1M-1Y	25 D
2nd DWI commercial vehicle w/in < 5 yrs., drugs/alcohol w/child	DWI-5377-S9	§46.2-341.24	1M-1Y	25 D
2nd DWI commercial vehicle w/in < 5 yrs: BAC .15 to .20 w/child	DWI-5587-S9	§46.2-341.24	1M-1Y	35 D
2nd DWI commercial vehicle w/in < 5 yrs: BAC > .20 w/child	DWI-5588-S9	§46.2-341.24	1M-1Y	45 D
2nd DWI commercial vehicle w/in 5 to 10 yrs w/child	DWI-5591-S9	§46.2-341.24	1M-1Y	15 D
2nd DWI commercial vehicle w/in 5 to 10 yrs: BAC .15 to .20 w/child	DWI-5592-S9	§46.2-341.24	1M-1Y	25 D
2nd DWI commercial vehicle w/in 5 to 10 yrs: BAC >.20 w/child	DWI-5593-S9	§46.2-341.24	1M-1Y	35 D
2nd DWI commercial vehicle w/in 5 to 10 yrs: drug w/child	DWI-5594-S9	§46.2-341.24	1M-1Y	15 D
2nd DWI commercial vehicle w/in 5 to 10 yrs: drugs/alcohol w/child	DWI-5379-S9	§46.2-341.24	1M-1Y	15 D
2nd DWI commercial vehicle w/in 10 yrs: BAC .15 to .20 w/child	DWI-5596-S9	§46.2-341.24	1M-1Y	25 D
2nd DWI commercial vehicle w/in 10 yrs: BAC >.20 w/child	DWI-5597-S9	§46.2-341.24	1M-1Y	35 D
Motor Vehicle, Etc. - Commercial Vehicles - 3rd				
3rd DWI commercial vehicle within 5 yrs.	DWI-5420-F6	§46.2-341.24	1Y-5Y	6 M
3rd DWI commercial vehicle within 5 yrs., BAC .15 to .20	DWI-5696-F6	§46.2-341.24	1Y-5Y	6 M
3rd DWI commercial vehicle within 5 yrs., BAC > .20	DWI-5697-F6	§46.2-341.24	1Y-5Y	6 M
3rd DWI commercial vehicle within 10 yrs.	DWI-5421-F6	§46.2-341.24	1Y-5Y	90 D
3rd DWI commercial vehicle within 10 yrs., BAC .15 to .20	DWI-5677-F6	§46.2-341.24	1Y-5Y	90 D
3rd DWI commercial vehicle within 10 yrs., BAC > .20	DWI-5678-F6	§46.2-341.24	1Y-5Y	90 D
Motor Vehicle, Etc. - Commercial Vehicles - 3rd with Child				
3rd DWI commercial vehicle within 5 yrs. w/child	DWI-5598-F6	§46.2-341.24	1Y-5Y	6M 5D
3rd DWI commercial vehicle within 5 yrs., BAC .15 to .20 w/child	DWI-5673-F6	§46.2-341.24	1Y-5Y	6M 5D
3rd DWI commercial vehicle within 5 yrs., BAC > .20 w/child	DWI-5674-F6	§46.2-341.24	1Y-5Y	6M 5D
3rd DWI commercial vehicle within 10 yrs. w/child	DWI-5599-F6	§46.2-341.24	1Y-5Y	95 D
3rd DWI commercial vehicle within 10 yrs., BAC .15 to .20 w/child	DWI-5675-F6	§46.2-341.24	1Y-5Y	95 D
3rd DWI commercial vehicle within 10 yrs., BAC > .20 w/child	DWI-5676-F6	§46.2-341.24	1Y-5Y	95 D
Motor Vehicle, Etc. - Commercial Vehicles - 4th				
4th DWI commercial vehicle within 10 yrs.	DWI-5602-F6	§46.2-341.24	1Y-5Y	1 Y
4th DWI commercial vehicle within 10 yrs., BAC .15 to .20	DWI-5671-F6	§46.2-341.24	1Y-5Y	1 Y
4th DWI commercial vehicle within 10 yrs., BAC > .20	DWI-5672-F6	§46.2-341.24	1Y-5Y	1 Y
Motor Vehicle, Etc. - Commercial Vehicles - 4th with Child				
4th DWI commercial vehicle within 10 yrs. w/child	DWI-5603-F6	§46.2-341.24	1Y-5Y	1Y 5D
4th DWI commercial vehicle within 10 yrs., BAC .15 to .20 w/child	DWI-5669-F6	§46.2-341.24	1Y-5Y	1Y 5D
4th DWI commercial vehicle within 10 yrs., BAC > .20 w/child	DWI-5670-F6	§46.2-341.24	1Y-5Y	1Y 5D
Motor Vehicle, Etc. - Commercial Vehicles - A Prior Felony				
Prior DWI manslaughter, assault, felony commercial DWI	DWI-5604-F6	§46.2-341.24	1Y-5Y	1 Y
Prior DWI manslaughter, assault, felony commercial DWI, BAC .15 to .20	DWI-5667-F6	§46.2-341.24	1Y-5Y	1 Y
Prior DWI manslaughter, assault, felony commercial DWI, BAC > .20	DWI-5668-F6	§46.2-341.24	1Y-5Y	1 Y
Prior DWI manslaughter, assault, felony DWI w/child	DWI-5606-F6	§46.2-341.24	1Y-5Y	1Y 5D
Prior DWI manslaughter, assault, felony DWI, BAC .15 to .20 w/child	DWI-5607-F6	§46.2-341.24	1Y-5Y	1Y 5D
Prior DWI manslaughter, assault, felony DWI, BAC > .20 w/child	DWI-5608-F6	§46.2-341.24	1Y-5Y	1Y 5D
TRAFFIC - OPERATOR'S LICENSE				

<u>Description</u>	<u>VCC</u>	<u>Statute</u>	<u>Penalty (Cat.)</u>	<u>Mandatory</u>
TRAFFIC - OPERATOR'S LICENSE				
License Revoked for DWI, Manslaughter, Maiming				
Operate vehicle after license revoked - no endangerment	LIC-6858-M1	§46.2-391(D,1)	0-12M	10 D
Operate vehicle after license revoked - endangerment	LIC-6859-F9	§46.2-391(D,2a,i)	1Y-5Y	12 M
Operate vehicle after license revoked - DWI, etc., violation	LIC-6860-F9	§46.2-391(D,2a,ii)	1Y-5Y	12 M
Operate vehicle after license revoked - 2nd or subsequent	LIC-6861-F9	§46.2-391(D,3)	1Y-5Y	12 M
VANDALISM, DAMAGE PROPERTY				
Vehicle - Law Enforcement/Emergency				
Shoot or throw missile at law enforc./emerg. veh. w/malice	VAN-2905-F4	§18.2-154	2Y-10Y (II)	1 Y
Shoot or throw missile at law enforc./emerg. veh. w/o malice	VAN-2906-F6	§18.2-154	1Y-5Y	1 Y
WEAPONS				
Drugs and Weapons				
Possess Schedule I/II drug with firearm on or about person	WPN-5302-F6	§18.2-308.4(B)	1Y-5Y	2 Y
Sell, etc., more than 1 lb. marijuana while possessing firearm	WPN-5278-F6	§18.2-308.4(C)	1Y-5Y	5 Y
Sell, etc., Schedule I/II drug while possessing firearm	WPN-5257-F6	§18.2-308.4(C)	1Y-5Y	5 Y
Felon				
Convicted felon (non-violent w/in 10 yr.) possess firearm, etc.	WPN-5297-F6	§18.2-308.2(A)	1Y-5Y (II)	2 Y
Convicted felon (violent) possess/transport firearm	WPN-5296-F6	§18.2-308.2(A)	1Y-5Y (II)	5 Y
Ineligible Person, Purchase/Provide to				
Purchase firearm - provide to ineligible person	WPN-5283-F4	§18.2-308.2:2(M,i)	2Y-10Y (II)	1 Y
Solicit by ineligible person, violation of §18.2-308.2:2(M)	WPN-5286-F4	§18.2-308.2:2(N)	2Y-10Y (II)	5 Y
Transport firearm out of state - provide to ineligible person	WPN-5284-F4	§18.2-308.2:2(M,ii)	2Y-10Y (II)	1 Y
Purchase				
Provide > 1 firearm to ineligible person through purchase/trans.	WPN-5285-F4	§18.2-308.2:2(M)	2Y-10Y (II)	5 Y
Schools				
Firearm, use or attempt to use on school property, etc.	WPN-5300-F9	§18.2-308.1(C)	5Y-5Y (II)	5 Y

 APPENDIX C

Penalty Structure



Penalty Structure

◆ Figure 1: Penalty Structure

VCC		Penalty Structure	
POSITION 9	CLASS	FELONY	MISDEMEANOR
1 =	One	life/life	up to 12 months
2 =	Two	20 years to life	up to 6 months
3 =	Three	5 years to 20 years	fine only
4 =	Four	2 to 10 years	fine only
5 =	Five	1 to 10 years	
6 =	Six	1 to 5 years	
9 =	Special	penalty varies	penalty varies

◆ Figure 2: Penalty Structure for Attempts and Conspiracies

◆ Maximum Penalty for Completed Felony	◆ Maximum Penalty for Felony Attempt
Life (Aggravated Murder)	life in prison
Life in prison (All Other)	10 years
20 - 40 years	10 years
less than 20 years	5 years
◆ Maximum Penalty for Completed Felony	◆ Maximum Penalty for Felony Conspiracy
Life (Aggravated Murder)	20 years
Life in prison (All Other)	10 years
10 - 40 years	10 years
5 years	5 years
less than 5 years	1 year

◆ Figure 2-A: Exceptions

STATUTE	OFFENSE	ATTEMPTED	CONSPIRED
§ 18.2-23(B)	Conspiracy to Commit or Assist in Larceny with an Aggregate Value over \$1000	Same Rules	20 years
§ 18.2-67.5(B)	Attempted Aggravated Sexual Battery	5 years	Same Rules
§ 58.1-4129	Conspiracy to Violate Gambling Regulations	Same Rules	5 years

◆ Figure 3: Penalty Structure for Felony **Drug** Attempts and Conspiracies

◆ Maximum Penalty for Completed Drug Offense	◆ Maximum Penalty for Drug Offense Attempt
10 years to life	10 years
5 years	5 years
1 year	1 year
◆ Maximum Penalty for Completed Drug Offense	◆ Maximum Penalty for Drug Offense Conspiracy
life in prison	life in prison
50 years	50 years
40 years	40 years
30 years	30 years
20 years	20 years
10 years	10 years
5 years	5 years
1 year	1 year

NOTE: When scoring attempts and conspiracies of drug offenses, adhere to the policy specified in §§ 18.2-256 and 18.2-257(a), summarized here.



APPENDIX D

Cover Sheet
and Final Disposition



Sentencing Guidelines Cover Sheet

Scheduled Sentencing Date:

1 OFFENDER

First _____ Middle _____ Last _____ Suffix _____

Date of Birth:

Month Day Year

Social Security Number:

CCRE:

V	A								

CORIS
Offender ID:

PSI:

2 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 _____

3 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

VCC

Offense Date

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 _____

4 METHOD OF ADJUDICATION

☐ Jury Trial ☐ Sentence Set by Jury

Years

Months

Days

☐ Sentence Set by Judge

☐ Life

☐ Juvenile

☐ Fine Only

☐ Bench Trial

☐ Guilty Plea

☐ Alford Plea/Nolo contendere

5 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

Years

Months

Days

Sentence Range

Years

Months

Days

TO

Years

Months

Days

6 SUM OF ALL MANDATORY MINIMUMS

☐ Life

Years

Months

Days

7 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

8 SENTENCE (For All Offenses in the Event)

- ☐ Taken under Advisement/Continued ☐ Deferred (§§ 18.2-251, 18.2-258.1, 19.2-298.02 or 19.2-303.6)

Total Time Imposed Before Suspension ☐ Life Sentence +

Years	Months	Days

☐ Sentenced to Time Served

Total Effective Time to Serve ☐ Life Sentence +

Years	Months	Days

- ☐ Incarceration Sentence to Run Concurrently With Another Event

- ☐ Restitution \$ _____ ☐ Fine \$ _____

Post Release

Post Release Incarceration Term § 18.2-10 (suspended)

Years	Months	Days

 (6 months to 3 years) (§ 19.2-295.2:1 (1st 2 years, 2nd 5 years))

Probation 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 § 19.2-306

Years	Months	Days

Good Behavior

- ☐ Good Behavior Period (sum or longest length imposed)(§ 19.2-306)

Years	Months	Days

☐ Fixed at Statutory Maximum § 19.2-303.1

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 ☐ Community-Based Program _____
☐ Electronic Monitoring ☐ CCAP _____
☐ Intensive Probation ☐ Recovery Court

Office Use Only				

☐ Substance Abuse Treatment ☐ Youthful Offender _____
☐ § 18.2-251/§ 18.2-258.1 ☐ DJJ Commitment ☐ Indeterminate ☐ Determinate
☐ Other _____

9 REASON FOR DEPARTURE AND/OR MODIFICATION OF JURY SENTENCE

Must be completed pursuant to § 19.2-298.01(B) and/or § 19.2-295 / § 19.2-303

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

Office Use Only				

10 SENTENCING DATE

Month	Day	Year

 .

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

Office Use Only				

Other Sexual Assault Sentencing Guidelines Cover Sheet

Scheduled Sentencing Date:

 / /

1 OFFENDER

First Middle Last Suffix

Date of Birth: / /
Month Day Year

Social Security Number: - -

CCRE: CORIS
Offender ID: PSI:

2 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

3 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. RAP-1123-F6 to RAP-1123-D6).

Offense	Counts	VCC	Offense Date
			Month Day Year
Primary Offense		- -	/ /

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

Primary Offense Code Section § Docket Number

4 METHOD OF ADJUDICATION

☐ Jury Trial ☐ Sentence Set by Jury ☐ Sentence Set by Judge

☐ Life ☐ Juvenile ☐ Fine Only

☐ Bench Trial ☐ Guilty Plea ☐ Alford Plea/Nolo contendere

5 SENTENCING GUIDELINES RECOMMENDATION

Section B

- ☐ Probation/No Incarceration
☐ Incarceration 1 Day to 3 Months
☐ Incarceration 3 to 6 Months

Section C

☐ Incarceration (Enter Midpoint and Range Below)

Range Midpoint
Years Months Days

Sentence Range TO
Years Months Days Years Months Days

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

6 SUM OF ALL MANDATORY MINIMUMS

☐ Life
Years Months Days

7 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



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

8 SENTENCE (For All Offenses in the Event)

☐ Taken under Advisement/Continued

☐ Deferred (§§ 18.2-251, 18.2-258.1, 19.2-298.02 or 19.2-303.6)

Total Time Imposed Before Suspension ☐ Life Sentence +

Years			Months		Days		

☐ Sentenced to
Time Served

Total Effective Time to Serve ☐ Life Sentence +

Years			Months		Days		

☐ Incarceration Sentence to Run Concurrently With Another Event

☐ Restitution \$ _____ ☐ Fine \$ _____

Post Release

Post Release Incarceration Term § 18.2-10 (suspended)
 (6 months to 3 years) (§ 19.2-295.2:1 (1st 2 years, 2nd 5 years))

Years			Months		Days		

Probation Supervision Period § 19.2-295.2(A)
 (6 months to 3 years)

Years			Months		Days		

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 § 19.2-306

Years			Months		Days		

Good Behavior

☐ Good Behavior Period (sum or longest length imposed)(§ 19.2-306)

Years			Months		Days		

☐ Fixed at
Statutory
Maximum
§ 19.2-303.1

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

☐ Recovery Court

☐ Youthful Offender

☐ DJJ Commitment ☐ Indeterminate ☐ Determinate

☐ Other _____

Office Use Only					

9 REASON FOR DEPARTURE AND/OR MODIFICATION OF JURY SENTENCE

Must be completed pursuant to § 19.2-298.01(B) and/or § 19.2-295 / § 19.2-303

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

Office Use Only					

10 SENTENCING DATE

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

Office Use Only					

Cover Sheet and Final Disposition

1 Offender

Type or print the offender's name, birthday, social security number and CCRE. If the offender does not have a social security number, enter the word "NONE". If no Virginia CCRE number has been assigned by the State Police, leave blank. The CORIS Offender ID and PSI Number are generated by the Department of Corrections and are entered by probation/parole officers.

2 Court

Circuit Court and FIPS numbers can be found in Appendix G of this manual. Enter the appropriate judicial circuit number, name of the city or county, and FIPS code for the sentencing court.

3 Convictions

Enter a description, the number of counts, Virginia Crime Code (VCC) and offense date for the primary offense. **SWIFT!** will generate an Offense Details page that will include a complete list of all the offenses, offense dates and docket numbers. If there are multiple offense dates for the same VCC, use the earliest offense date. Virginia Crime Codes are found in a supplement to the guidelines manual or online at www.vcsc.virginia.gov.

Print the statute number from the *Code of Virginia* for the primary offense and enter the corresponding court-assigned docket number.

Type of Drug in Event: The cover sheet requires the preparer to identify the type of drugs that were possessed, distributed, etc. and resulted in a conviction for a drug offense in the current sentencing event. Check all that apply to the corresponding convictions.

4 Method of Adjudication

Check all methods of adjudication that apply. If the sentence was set by a jury, enter the years, months and days of the recommended sentence. If the jury recommends one or more life sentences, check the life box and enter any additional time recommended by the jury. Because a jury cannot recommend a sentence for a juvenile, check the juvenile box when a jury case involves a defendant under the age of 18. If the jury recommends a fine and not a period of incarceration, check the fine box.

5 Sentencing Guidelines Recommendation

SWIFT will complete this section based on the VCC entered and the worksheets completed.

6 Mandatory Minimums

SWIFT will calculate the sum of all mandatory minimums in the event. Any part of the recommendation below the mandatory minimums will be

replaced with the sum. There is a manual override in SWIFT that is to be used when the statute allows the court not to impose the mandatory time.

7 Risk Assessment

Nonviolent Offender Risk Assessment: Must be completed in every Drug, Fraud and Larceny case. SWIFT will determine if an alternative recommendation is appropriate based on the scores on Section D.

Sex Offender Risk Assessment: SWIFT will determine if an adjusted high recommendation is appropriate based on the scores on the Rape or Other Sexual Assault Risk Assessment.

Modifications Based on Risk Assessment: Identify the risk level based on Section A (Part I) of the Other Sexual Assault worksheet or Section A of the Rape worksheet. Enter the adjusted high end based on the risk level.

8 Final Disposition

Completed by the judge or the judge's designee

The sentencing information reflects a summary of sentences for all offenses in the sentencing event.

Modification of Recommendation – The judge decides if departing from the historical sentence is appropriate because the defendant provided substantial assistance, accepted responsibility, or expressed remorse. If marked, the recommendation is modified.

Total Time Imposed Before Suspension: Enter the years, months and days imposed for the entire sentencing event. If the sentence imposed includes a life sentence, check the life box.

Total Effective Time to Serve: Total effective time is the total time a defendant will serve in jail or prison after subtracting suspended time for the entire sentencing event. If the total effective time to serve includes a life sentence, check the life box.

Post-release Term: The post-release term, pursuant to § 18.2-10, allows the court to impose an additional term of not less than six months nor more than three years in addition to active incarceration. Enter the post-release term imposed before being suspended by the court (i.e., the amount of time to be served if found in violation of post-release supervision).

Probation Supervision Period: The probation supervision period, as established by § 19.2-295.2(A), allows the court to impose a supervision period of not less than six months nor more than three years for each felony conviction. Enter the total amount of time the defendant is to be under post-release supervision. Do not include the period of good behavior in this section.

Probation Period (Supervised): If the offender is placed on supervised probation pursuant to § 19.2-303, enter the years, months and days of the probation period. If the probation period is indeterminate, but not to exceed the limits of § 19.2-303, check the indeterminate box.

Good Behavior Period (sum or longest period):

Enter the period of good behavior for all of the offenses in the sentencing event. Enter the sum of all periods of good behavior or the longest period. If the court does not establish a period of good behavior, leave the years, months, and days blank. Only check the Fixed at Statutory Maximum § 19.2-303.1 box if the court does not establish a specific period of good behavior.

Incarceration Sentence to Run Concurrently

With Another Sentencing Event: Check the box if the sentence is ordered to run concurrently to a sentence in another jurisdiction or a different sentencing event in the same jurisdiction.

Plea Agreement/Recommendation: Mark the appropriate box if a written plea agreement, plea recommendation, or oral sentence recommendation was accepted by the court.

Restitution or Fine: Enter the total amount.

Other Sentencing Programs: Check the appropriate boxes indicating all additional conditions placed upon the defendant. If "Other" or "Community-Based Program" is checked, please specify the type and name of program.

9 Reason for Departure

Pursuant to § 19.2-298.01(B), in any felony case, other than a Class 1 felony, in which the judge sentences above or below the sentencing guidelines recommendation, the judge must provide a written explanation when departing from the guidelines. When a court modifies a jury sentence, §§ 19.2-295(B) and 19.2-303 of the *Code of Virginia* requires that the judge provide a reason for the modification.

10 Sentencing Date

Enter the month, day and year the defendant was sentenced, not the date the form was signed.

11 Provide Access to Court Order and Submit

Pursuant to § 19.2-298.01(E), following the entry of the final disposition, the clerk of the circuit court must forward a copy of the court order or orders, the original sentencing guidelines worksheet, and any reasons for departure to the Virginia Criminal Sentencing Commission within five days. Submitting Guidelines using SWIFT and allowing VCSC electronic access to court orders satisfies the statutory requirements.

 APPENDIX E

Offense Types



Appendix E: Offense Types

This is NOT intended to be an exhaustive list of all crimes. This list is to be used as a starting reference only. Please call the Commission for classification of crimes not listed.

General Definitions:

Person Crime:

Generally defined as a crime where the victim is harassed, threatened, endangered, abducted, injured, killed, forced, sexually assaulted, or hate crime defined in § 52.8.5, or subject of a sex offense. Threats, conspiracies, attempts, and the intent to do the above are included. Offenses in which the offender takes property directly from a victim (in person) or entices a minor to participate in sexually explicit material, activities or prostitution are categorized as person offenses.

** Indicates offense may be a person crime if facts of case meet general definition standards.*

Property Crime:

Where the crime involves property attainment, destruction, etc., and the elements of a person or traffic crime (see definitions) are not involved.

Drug Crime:

Where the crime involves narcotics, marijuana, controlled drugs, or drug paraphernalia.

Traffic Crime:

Where the crime involves traffic offenses that are not person crimes. Hit and run with property damage is a traffic crime.

Weapon Crime:

Where the crime involves weapon offenses that are not person crimes. Use of a firearm in the commission of a felony is a weapon crime.

Other Crime:

Where the crime does not meet any of the definitions above.

Person Crimes: Virginia Crime Code Prefixes

This is NOT intended to be an exhaustive list of all person crimes. This list is to be used as a starting reference only. Offenses with the following VCC prefixes are defined as person crimes:

ABU - Abusive and Insulting Language

ASL - Assault (Except Use of firearm in commission of a felony)

ENT - Entice for specific felonies

EXT - Extortion

FAM - Family Offenses

KID - Kidnapping

MUR - Murder/Homicide

OBS - Obscenity (involving a minor or unconsenting adults)

PRT - Protective Orders

RAP - Rape/Sexual Assault

ROB - Robbery

SEX - Sex Offenses
(Except: Adultery, Bestiality, Bigamy, Cohabitation, Proximity to Children Restrictions, and Prostitution between adults without a force element defined in the statute)

STK - Stalking

TER - Terrorism

VIO - Violent Activities (Except: Fail to file with SCC)

Please see specific VCCs, with different prefixes, that are also classified as person crimes on pages 5-10 of Appendix E.

Property Crimes:

Offenses with the following VCC prefixes may be property crimes:

Arson - ARS (When not listed as a person crime.)
Burglary w/ intent to commit larceny - BUR (When not with the intent to commit a person crime.)
Computer Crime - COM (When not with the intent to injure or harass.)
Embezzlement - LAR
Fraud - FRD
Larceny - LAR (Larceny from a person, is a person crime.)
Lottery - LOT
Money Laundering - MON
Racketeering - RAC (Offense that involves coercion or intimidation is a person crime.)
Solicitation to commit a property offense - SOL
Tax Crimes - TAX
Trespass - TRS
Vandalism - VAN (Shoot or throw missile at car, etc., is a person crime.)

Drug Crimes:

All Offenses with "NAR," "MRJ," or "PHA" VCC prefix. Also, drug crimes involving prisoners with 'PRI' prefix. (A child or incapacitated person present during the manufacture of drugs is scored as a person crime).

Traffic Crimes:

Offenses with the following VCC prefixes may be traffic crimes:

Buses Trucks - BUS
DMV Documents - DMV
Driver Improvement Program - DVP
Drive While Intoxicated - DWI
Equipment Violations - EQU
Highways - HWY
Hit Run w/ property damage - HIT (With no personal injuries)
Motorcycles Bicycles - CYC
Moving Violations - MOV
Operator's License - LIC (No endangerment)
Parking - PRK
Passenger Carriers - PAS
Reckless Driving - REC
Registration, Plates, etc. - REG
Signs Signals - SIG
Size Weight Violations - SIZ
Traffic Schools - CDT
Traffic - Smoking near gas pumps - SMK
Trailer Dealers - TRL

Weapon Crimes:

All Offenses with 'WPN' VCC prefix when not listed as person crime. Use of a firearm in the commission of a felony (ASL-1319-F9 and ASL-1323-F9) are weapon offenses not person crimes.

Other Crimes:

Offenses with the following VCC prefixes may be other crimes:

Alcohol Violations - ALC (Includes drunk in public)

Animals - ANM

Bribery - BRI

Disorderly Conduct - DIS

Dangerous Conduct - DNG (Fail to secure medical attention for child is a person crime.)

Escape - ESC (Escape by threat, violence or that results in an injury is a person crime.)

Gambling - GAM

Perjury - PER

Pornography/Obscenity - OBS (Involving a minor is a person crime, drunk in public is other.)

Prison Offenses - PRI (Involving drugs is a drug crime, involving a weapon is a weapon offense.)

Prostitution between adults without a force element defined in statute/Adultery/Bestiality/ Bigamy/Proximity to Children

Restrictions (§§ 18.2-370.2, 18.2-370.3, 18.2-370.4 and 18.2-370.5) - SEX

Sex Offender Registry - SOR

Trade and Commerce - TRC

Unlawful Assembly/Riot - RUA (Incite or with injury to another is a person crime.)

Election and Voting Offenses - VOT

Notes:

Accessory after the fact to a felony (ACC-3202-M1), etc. is categorized based on the underlying felony offense (i.e. accessory after the fact to murder (ACC-0900-F6) is a person crime).

An ordinance violation is categorized based on the comparable offense under Virginia law. Ordinances with only civil penalties are not scored.

Person Crimes: Specific Virginia Crime Codes

<u>Description</u>	<u>VCC</u>	<u>Statute</u>	
ABORTION			
Type			
Partial birth infanticide, perform	ABO-1404-F4	§ 18.2-71.1	
ACCOMPLICE			
After the Fact			
Accessory after the fact - Class 1 or 2 felony homicide	ACC-0900-F6	§ 18.2-19(i)	
AGRICULTURE, HORTICULTURE & FOOD			
Meat and Poultry Products			
Assault, etc., employee of Board of Agriculture & Consumer Services	AGR-3490-F6	§ 3.2-5410(B)	
ANIMALS			
Dog, Dangerous			
Declared dangerous dog injures/bites human	DOG-3537-M1	§ 3.2-6540.04	
Dog, Vicious			
Fail to care, control, contain dog, results in serious human injury	DOG-4588-F6	§ 3.2-6540.1(D)	
ARSON, EXPLOSIVES, BOMBS			
Bomb			
Enticement to bomb	ARS-2015-F5	§ 18.2-84	
Hoax firebomb, explosive, construct, use or send	ARS-2025-F6	§ 18.2-85	
Smoke bomb in public building	ARS-2022-M2	§ 18.2-87.1	
Building, Dwelling Place/Church			
Occupied dwelling/church, aid or procure burning	ARS-2004-F9	§ 18.2-77(A,ii)	
Occupied dwelling/church, burn	ARS-2003-F9	§ 18.2-77(A,i)	
Building, Other			
Occupied	ARS-2001-F3	§ 18.2-80	
Building, Public			
Occupied	ARS-2008-F3	§ 18.2-79	
Threat or False Communication			
Offender under 18, threat bomb, burn, discharge firearm, etc.	ARS-2024-M1	§ 18.2-83	
Offender 18 or over, threat bomb, burn, discharge firearm, etc.	ARS-2023-F5	§ 18.2-83	
BOATING			
Hit and Run			
Fail to stop and assist, serious injury or death	BOT-6218-F6	§ 29.1-740	
BURGLARY			
Statutory - Murder, Rape, Rob, Arson			
Dwelling house with intent to commit murder, rape, rob, arson	BUR-2211-F3	§ 18.2-90	
Dwelling house with intent to murder, etc. - deadly weapon	BUR-2212-F2	§ 18.2-90	
Other structure with intent to commit murder, rape, rob, arson	BUR-2218-F3	§ 18.2-90	
Other structure with intent to murder, etc. - deadly weapon	BUR-2215-F2	§ 18.2-90	
Statutory - Other Felony, Assault & Battery			
Dwelling house with intent to commit larceny, A&B, etc.	BUR-2213-F9	§ 18.2-91	*May Meet Standards
Dwelling with intent to commit larceny, A&B, etc. - deadly weapon	BUR-2214-F2	§ 18.2-91	*May Meet Standards
Other structure with intent to commit larceny, A&B, etc.	BUR-2216-F9	§ 18.2-91	*May Meet Standards
Other structure with intent to commit larceny, A&B, etc. - weapon	BUR-2217-F2	§ 18.2-91	*May Meet Standards
COMPUTER CRIME			
Computer Harassment			
Coerce, intimidate or harass person by computer	COM-2997-M1	§ 18.2-152.7:1	
Computer Trespass - Injury to Person			
Malicious computer use - intent physical injury to individual	COM-2965-F3	§ 18.2-152.7	

Person Crimes: Specific Virginia Crime Codes

<u>Description</u>	<u>VCC</u>	<u>Statute</u>
COMPUTER CRIME		
Computer Trespass - Injury to Person		
Unlawful computer use - intent physical injury to individual	COM-2966-F6	§ 18.2-152.7
CONSERVATION		
Air Pollution		
Closure plan/lack of funds, threat/harm to humans/environment results	CNV-7019-F4	§ 10.1-1309.1
Electrical Generation Facility		
Renewable energy, violation places another in danger	CNV-7057-F9	§ 10.1-1197.9(F)
Renewable energy, violation places another in danger, subsequent	CNV-7058-F9	§ 10.1-1197.9(F)
Hazardous Waste		
Abandon hazardous waste management facility - threat to health	CNV-7036-F4	§ 10.1-1428
Transport, treat, dispose, endangerment to others	CNV-7006-F9	§ 10.1-1455(l)
CONTEMPT OF COURT		
Other		
Vile, insulting language addressed to/published about judge	CON-3281-S9	§ 18.2-456(A,3)
Violence, threats to judge, juror, witness, court officer	CON-3280-S9	§ 18.2-456(A,2)
Type Not Clear		
Contempt of Court - Type not clear from record	CON-5010-S9	*May Meet Standards
DANGEROUS CONDUCT		
Dead Body		
Conceal, etc., dead body	DNG-4800-F6	§ 18.2-323.02
Minors		
Fail to secure med. attention for injured or battered child	DNG-3216-M1	§ 18.2-314
Snakes		
Handle, etc., to endanger humans	DNG-3219-M4	§ 18.2-313
ELECTION / VOTING OFFENSES		
Bribery		
Bribery, intimidation, etc., of officers, etc., of election	VOT-5111-F5	§ 24.2-1000
Bribery, intimidation, etc., of person receiving ballot	VOT-5106-M1	§ 24.2-1005
ESCAPES		
Fire		
Escape or attempted escape by setting fire to jail	ESC-4910-F4	§ 18.2-480
With Force		
Escape by force or violence from jail	ESC-4908-F6	§ 18.2-477
Juvenile facility by force or violence, escape from secure	ESC-4927-F6	§ 18.2-477.1(B)
Not convicted, escape from jail/custody by force or violence	ESC-4911-F6	§ 18.2-478
FRAUD		
Impersonation		
Law enforcement officer, impersonating to commit murder, rape, etc	FRD-2728-F6	§ 18.2-174(B)
Law enforcement officer, impersonating to commit murder, rape, etc 2nd	FRD-2733-F5	§ 18.2-174(B)
GAME, FISH, WILDLIFE		
Law Enforcement, Impede		
Impede game warden/law enforcement	GFW-3350-M2	§ 29.1-207
GANGS		
Recruitment		
Felony, use force/threats to encourage person to commit a	MOB-1296-F6	§ 18.2-46.3(B,c)
Membership, use force or threats to encourage	MOB-1294-F6	§ 18.2-46.3(B,a)
Membership, use force or threats to encourage continued	MOB-1295-F6	§ 18.2-46.3(B,b)
Recruitment - School Zone, Community Center, Etc.		

Person Crimes: Specific Virginia Crime Codes

<u>Description</u>	<u>VCC</u>	<u>Statute</u>
GANGS		
Recruitment - School Zone, Community Center, Etc.		
Felony, use force/threats to encourage person to commit - school, etc.	MOB-1286-F4	§ 18.2-46.3(B,c)
Membership, use force or threats to encourage - school, etc.	MOB-1284-F4	§ 18.2-46.3(B,a)
Membership, use force or threats to encourage continued - school, etc.	MOB-1285-F4	§ 18.2-46.3(B,b)
HEALTH		
Anatomical Gift		
Sale or purchase body parts	HEA-5564-F4	§ 32.1-291.16
Body Parts / Fluids		
Trafficking in dead human bodies	HEA-5514-M1	§ 32.1-303
Decisions Act		
Action caused life-prolonging procedures to be used	HEA-5568-F6	§ 54.1-2989
Conceal, etc., do not resuscitate order/directive	HEA-5560-M1	§ 54.1-2989
Conceal, etc., do not resuscitate order/directive - death hastened	HEA-5567-F2	§ 54.1-2989
Conceal, etc., revocation of do not resuscitate order - death hastened	HEA-5563-F2	§ 54.1-2989
Falsify, etc., do not resuscitate order/directive	HEA-5566-M1	§ 54.1-2989
Falsify, etc., do not resuscitate order/directive - death hastened	HEA-5562-F2	§ 54.1-2989
Falsify, etc., revocation of do not resuscitate order - death hastened	HEA-5569-F2	§ 54.1-2989
Falsify, etc., revocation of do not resuscitate order/directive	HEA-5561-M1	§ 54.1-2989
INTELLIGENCE, CRIMINAL/TERRORISM		
Virginia Fusion Intelligence Center		
Disseminate criminal or terrorism intelligence - death/injury results	INT-8051-F4	§ 52-48
LABOR		
Minor		
Permit person under 18 to perform, etc., in sexually explicit material	LAB-7489-F6	§ 40.1-100.2
Procurement		
Receive money, etc., for procuring < age 18 for forced labor/services	LAB-7485-F3	§ 18.2-356(iii)
Receive money, etc., for procuring person for forced labor/services	LAB-7482-F4	§ 18.2-356(iii)
Safety		
Employer's violation of safety rules results in death	LAB-7471-M9	§ 40.1-49.4(K)
Employer's violation of safety rules results in death - 2nd/subsq.	LAB-7470-S9	§ 40.1-49.4(K)
LARCENY		
Grand		
\$5 or more from person	LAR-2361-F9	§ 18.2-95(A,i)
Petit		
Less than \$5 from person	LAR-2367-M1	§ 18.2-96(1)
MENTAL HEALTH		
Miscellaneous		
Mistreatment of patient(s) in hospital	HEA-5516-M1	§ 37.2-427
NARCOTICS		
Minors - Methamphetamine		
Child under age 15, present during manufacture, etc., of meth	NAR-3160-F9	§ 18.2-248.02(i)
Custodial child, age ≥ 15, present during manufacture, etc., of meth	NAR-3161-F9	§ 18.2-248.02(ii)
Schedule I or II Drugs - Manufacture Methamphetamine		
Incapacitated/helpless person present during manufacture, etc. of meth	NAR-3162-F9	§ 18.2-248.02(iii)
OBSTRUCTION OF JUSTICE		
False Emergency Communication		
False emergency communication, results in serious injury	JUS-4835-F6	§ 18.2-461.1(C)

Person Crimes: Specific Virginia Crime Codes

<u>Description</u>	<u>VCC</u>	<u>Statute</u>	
OBSTRUCTION OF JUSTICE			
False Emergency Communication			
False emergency communication, results in a death	JUS-4836-F5	§ 18.2-461.1(D)	
Obstruct or Impede in Court			
Obstruct/impede justice in court - drug, gang, §17.1-805 offenses	JUS-4820-F5	§ 18.2-460(C)	
Officer			
Extortion by officer	JUS-4816-M4	§ 18.2-470	
Resisting Arrest/Intimidation of LEO, Judge, Juror, CA, Etc.			
Resisting arrest, obstructing justice by threats bodily harm or force	JUS-4832-F5	§ 18.2-460(C)	
Resisting arrest, obstructing justice by threats or force, etc.	JUS-4828-M1	§ 18.2-460(B)	
PICKETING			
Type			
Picketing of dwelling house	PIC-3239-M3	§ 18.2-419	
PORNOGRAPHY REGISTRY, CHILD			
Type			
Unauthorized use or dissemination of information	POR-3700-F6	§ 19.2-390.3	
PROFESSIONS AND OCCUPATIONS			
Health Professions			
Invasive procedure performed without license	PRO-5865-F6	§ 54.1-2409.1(i)	
RIOT AND UNLAWFUL ASSEMBLY			
Police, Firefighter, EMS, Etc.			
EMS, rescue squads, etc., obstruct duties of	RUA-5326-M2	§ 18.2-414.1	
Other			
Conspire with, incite others to riot	RUA-5315-F5	§ 18.2-408	
Injury to another, damage to property	RUA-5318-F6	§ 18.2-414	*May Meet Standards
SEX OFFENDER & CRIMES AGAINST MINORS REGISTRY			
Type			
Use of unmanned aircraft to contact, capture images, etc.	SOR-3649-M1	§ 18.2-324.2(A)	
SOLICITATION			
Common Law			
Solicitation to commit misdemeanor (common law)	SOL-7203-M1	§ 1-200	*May Meet Standards
Solicitation to commit a murder			
Solicitation to commit murder	SOL-7202-F9	§ 18.2-29	
Type Not Clear			
Solicitation to commit a felony	SOL-7200-F6	§ 18.2-29	*May Meet Standards
Solicitation to commit felony - adult solicits juvenile	SOL-7201-F5	§ 18.2-29	*May Meet Standards
TELEPHONE			
Abusive Calls			
Abusive, profane, threatening calls or text on phone, C.B. radio	TEL-3245-M1	§ 18.2-427	
False Reports			
False reports concerning deaths, injury, etc.	TEL-3247-M1	§ 18.2-428	
Ringling			
Annoying ringing, etc., to emergency personnel, false report	TEL-3199-M1	§ 18.2-429(B)	
Annoying ringing, etc., with or without intent to converse	TEL-3246-M3	§ 18.2-429(A)	
Annoying ringing, etc., with or without intent to converse, subsequent	TEL-3191-M2	§ 18.2-429(A)	
TRACKING DEVICE			
Unauthorized Use			
Unauthorized use of electronic tracking device	TRK-2129-M1	§ 18.2-60.5	
TRAFFIC - HIT AND RUN, ACCIDENT REPORTS			

Person Crimes: Specific Virginia Crime Codes

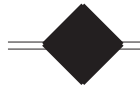
<u>Description</u>	<u>VCC</u>	<u>Statute</u>
TRAFFIC - HIT AND RUN, ACCIDENT REPORTS		
Accident Report		
Injury or death, fail to notify police immediately	HIT-6612-M4	§ 46.2-371
Hit and Run		
Victim injured - driver fails to stop, report or assist	HIT-6608-F5	§ 46.2-894
Victim injured - passenger fail to report	HIT-6614-F6	§ 46.2-895
TRAFFIC - MISCELLANEOUS		
Type		
Damage any veh. engaged in business or threaten operator	MOV-6574-M1	§ 46.2-818(3)
TRAFFIC - OPERATOR'S LICENSE		
License Revoked for DWI, Manslaughter, Maiming		
Operate vehicle after license revoked - endangerment	LIC-6859-F9	§ 46.2-391(D,2a,i)
TRAFFIC - PEDESTRIANS		
Injury		
Fail to stop at intersection, results in serious injury or death	REC-6384-M1	§ 46.2-924(A,3)
TRAFFIC - RECKLESS DRIVING		
Aggressive Driving		
Aggressive driving with intent to injure	REC-6655-M1	§ 46.2-868.1
Death		
Driving license suspended/reckless driving causes death of another	REC-6626-F6	§ 46.2-868(B)
Elude Police, Disregard Command to Stop		
Disregard police command to stop, endangerment	REC-6624-F6	§ 46.2-817(B)
Law-enforcement officer killed as result of pursuit	REC-6640-F4	§ 46.2-817(C)
Racing or Exhibition Driving		
Cause death of another by racing or exhibition driving	REC-6633-F9	§ 46.2-865.1(A,2)
Racing or exhibition driving, causes serious bodily injury	REC-6635-F6	§ 46.2-865.1(A,1)
Vulnerable Road User		
Cause serious injury or death to vulnerable road user	REC-6669-M1	§ 46.2-816.1
Other		
Endanger life or limb	REC-6625-M1	§ 46.2-852
Parking lots - drive in endangering life or limb	REC-6630-M1	§ 46.2-864
TRESPASS		
Dead Human Body, Displace or Defile		
Disinter, displace body from vault, grave, other burial place	TRS-5726-F4	§ 18.2-126(A)
Physically defile dead human body	TRS-5729-F6	§ 18.2-126(B)
Hate Crime		
Hate crime; intent to damage property	TRS-5728-F6	§ 18.2-121
Peeping		
Peep or spy into dwelling by electronic device	TRS-5747-M1	§ 18.2-130.1(A)
Peep or spy into dwelling place	TRS-5718-M1	§ 18.2-130(A)
Unmanned aircraft (UAS) used to peep or spy	TRS-5742-M1	§ 18.2-130.1(B)
Use peephole or other aperture to view nonconsenting person	TRS-5700-M1	§ 18.2-130(B)
School Property		
Intent to abduct from school property/bus, (not parent)	TRS-5707-F6	§ 18.2-128(B)
VANDALISM, DAMAGE PROPERTY		
Communications		
Interfere with emergency two-way radio communications	VAN-2953-M1	§ 18.2-165.2
Utilities: Telephone, Radio		
Damage telephone line, etc., to prevent summoning law enforcement	VAN-3192-M1	§ 18.2-164(B)

Person Crimes: Specific Virginia Crime Codes

<u>Description</u>	<u>VCC</u>	<u>Statute</u>
VANDALISM, DAMAGE PROPERTY		
Vehicle		
Shoot or throw missile at train, car, vessel w/o malice	VAN-2940-F6	§ 18.2-154
Shoot or throw missile at train, car, vessel w/malice	VAN-2939-F4	§ 18.2-154
Vehicle - Law Enforcement/Emergency		
Shoot or throw missile at law enforc./emerg. veh. w/malice	VAN-2905-F4	§ 18.2-154
Shoot or throw missile at law enforc./emerg. veh. w/o malice	VAN-2906-F6	§ 18.2-154
VIOLENT ACTIVITIES		
Type		
Burn object on highway/public place w/intent to intimidate	VIO-5333-F6	§ 18.2-423.01(B)
Burn object on private property w/intent to intimidate	VIO-5332-F6	§ 18.2-423.01(A)
Cross, burn to intimidate	VIO-5328-F6	§ 18.2-423
Noose, display in public place to intimidate	VIO-5339-F6	§ 18.2-423.2
Noose, display on private property to intimidate	VIO-5338-F6	§ 18.2-423.2
Paramilitary activity to cause disorder, teach, assemble for	VIO-5331-F5	§ 18.2-433.2
Swastika, placement on building or private property to intimidate	VIO-5329-F6	§ 18.2-423.1(A)
Swastika, placement on highway, public place, to intimidate	VIO-5334-F6	§ 18.2-423.1(B)
Wearing of masks or hoods to conceal identity	VIO-5320-F6	§ 18.2-422
WATERS, PORTS AND HARBORS		
General Penalties		
Violation places person in danger of death or serious injury	WTR-7005-F9	§ 62.1-44.32(c)
Violation places person in danger of death or serious injury, subseq.	WTR-7079-F9	§ 62.1-44.32(c)
Ground Water		
Imminent danger as a result of ground water violation	WTR-7615-F9	§ 62.1-270(C)
Sewage Treatment		
Ceases operations after waiver, harms humans or the environment	WTR-7611-F4	§ 62.1-44.18:3(B)
Fail to implement closure plan, results in harm to humans/environment	WTR-7020-F4	§ 62.1-44.18:3(A)
WEAPONS		
Brandish		
Brandish machete or bladed weapon	WPN-5210-M1	§ 18.2-282.1
Brandish or point firearm	WPN-5251-M1	§ 18.2-282(A)
Brandish or point firearm; 3rd/subsequent	WPN-5274-F6	§ 18.2-282(A)
Building		
Discharge firearm, missile in/at occupied bldg, unlawfully	WPN-5242-F6	§ 18.2-279
Discharge firearm, missile in/at occupied bldg., maliciously	WPN-5229-F4	§ 18.2-279
Public Place		
Discharge firearm in public place, does not result in injury	WPN-5221-M1	§ 18.2-280(A)
Discharge firearm in public place, results in injury	WPN-5301-F6	§ 18.2-280(A)
Discharge firearm in public place; 3rd/subsequent	WPN-5273-F6	§ 18.2-280(A)
Reckless Handling		
Reckless handling of firearm causes serious injury	WPN-5308-F6	§ 18.2-56.1(A1)
Reckless/leave loaded firearm, endangering child age <14	WPN-5249-M1	§ 18.2-56.2(A)
Schools		
Brandish machete or bladed weapon on school property	WPN-5287-F6	§ 18.2-282.1
Brandish/point firearm on school property or w/in 1000 feet	WPN-5258-F6	§ 18.2-282(A)
Discharge firearm on public property within 1000 feet of school	WPN-5201-F4	§ 18.2-280(C) *May Meet Standards
Discharge firearm upon buildings or grounds	WPN-5200-F4	§ 18.2-280(B) *May Meet Standards

Person Crimes: Specific Virginia Crime Codes

<u>Description</u>	<u>VCC</u>	<u>Statute</u>	
WEAPONS			
Schools			
Discharge firearm within or at occupied school	WPN-5255-F4	§ 18.2-279	
Firearm, use or attempt to use on school property, etc.	WPN-5300-F9	§ 18.2-308.1(C)	
Tear Gas			
Malicious release of dangerous gas resulting in injury	WPN-5239-F3	§ 18.2-312	
Unlawful release of dangerous gas resulting in injury	WPN-5240-F6	§ 18.2-312	
Vehicle			
Discharge firearm from motor vehicle	WPN-5248-F5	§ 18.2-286.1	*May Meet Standards



APPENDIX F

FIPS Codes

Locality	Circuit	FIPS Code	Prob. Dist.
ACCOMACK	2A	001	4
ALBEMARLE	16	003	9
ALEXANDRIA	18	510	36
ALLEGHANY	25	005	40
AMELIA	11	007	7
AMHERST	24	009	13
APPOMATTOX	10	011	24
ARLINGTON	17	013	10
AUGUSTA	25	015	12
BATH	25	017	12
BEDFORD COUNTY	24	019	20
BLAND	27	021	16
BOTETOURT	25	023	40
BRISTOL	28	520	17
BRUNSWICK	6	025	38
BUCHANAN	29	027	18
BUCKINGHAM	10	029	24
BUENAVISTA	25	530	12
CAMPBELL	24	031	13
CAROLINE	15	033	41
CARROLL	27	035	16
CHARLES CITY	9	036	34
CHARLOTTE	10	037	24
CHARLOTTESVILLE	16	540	9
CHESAPEAKE	1	550	31
CHESTERFIELD	12	041	27
CLARKE	26	043	11
COLONIAL HEIGHTS	12	570	27
COVINGTON	25	580	40
CRAIG	25	045	40
CULPEPER	16	047	26
CUMBERLAND	10	049	24

Locality	Circuit	FIPS Code	Prob. Dist.
DANVILLE	22	590	14
DICKENSON	29	051	18
DINWIDDIE	11	053	7
EMPORIA	6	595	38
ESSEX	15	057	33
FAIRFAX CITY	19	600	29
FAIRFAX COUNTY	19	059	29
FALLS CHURCH	17	610	29
FAUQUIER	20	061	25
FLOYD	27	063	28
FLUVANNA	16	065	9
FRANKLIN CITY	5	620	42
FRANKLIN COUNTY	22	067	37
FREDERICK	26	069	11
FREDERICKSBURG	15	630	21
GALAX	27	640	16
GILES	27	071	16
GLOUCESTER	9	073	5
GOOCHLAND	16	075	9
GRAYSON	27	077	16
GREENE	16	079	26
GREENSVILLE	6	081	38
HALIFAX	10	083	8
HAMPTON	8	650	30
HANOVER	15	085	41
HARRISONBURG	26	660	39
HENRICO	14	087	32
HENRY	21	089	22
HIGHLAND	25	091	12
HOPEWELL	6	670	38
ISLE OF WIGHT	5	093	6
JAMES CITY	9	095	34
KING AND QUEEN	9	097	5
KING GEORGE	15	099	21
KING WILLIAM	9	101	5

Locality	Circuit	FIPS Code	Prob. Dist.
LANCASTER	15	103	33
LEE	30	105	18
LEXINGTON	25	678	12
LOUDOUN	20	107	25
LOUISA	16	109	9
LUNENBURG	10	111	8
LYNCHBURG	24	680	13
MADISON	16	113	26
MANASSAS	31	683	35
MANASSASPARK	31	685	35
MARTINSVILLE	21	690	22
MATHEWS	9	115	5
MECKLENBURG	10	117	8
MIDDLESEX	9	119	5
MONTGOMERY	27	121	28
NELSON	24	125	13
NEW KENT	9	127	34
NEWPORT NEWS	7	700	19
NORFOLK	4	710	2
NORTHAMPTON	2A	131	4
NORTHUMBERLAND	15	133	33
NORTON	30	720	18
NOTTOWAY	11	135	7
ORANGE	16	137	26
PAGE	26	139	39
PATRICK	21	141	22
PETERSBURG	11	730	7
PITTSYLVANIA	22	143	14
POQUOSON	9	735	34
PORTSMOUTH	3	740	3
POWHATAN	11	145	7
PRINCE EDWARD	10	147	24
PRINCE GEORGE	6	149	38
PRINCE WILLIAM	31	153	35
PULASKI	27	155	28

Locality	Circuit	FIPS Code	Prob. Dist.
RADFORD	27	750	28
RAPPAHANNOCK	20	157	25
RICHMOND CITY	13	760	1
RICHMOND COUNTY	15	159	33
ROANOKE CITY	23	770	15
ROANOKE COUNTY	23	161	15
ROCKBRIDGE	25	163	12
ROCKINGHAM	26	165	39
RUSSELL	29	167	17
SALEM	23	775	15
SCOTT	30	169	18
SHENANDOAH	26	171	11
SMYTH	28	173	17
SOUTHAMPTON	5	175	42
SPOTSYLVANIA	15	177	21
STAFFORD	15	179	21
STAUNTON	25	790	12
SUFFOLK	5	800	6
SURRY	6	181	38
SUSSEX	6	183	38
TAZEWELL	29	185	43
VIRGINIA BEACH	2	810	23
WARREN	26	187	11
WASHINGTON	28	191	17
WAYNESBORO	25	820	12
WESTMORELAND	15	193	33
WILLIAMSBURG	9	830	34
WINCHESTER	26	840	11
WISE	30	195	18
WYTHE	27	197	16
YORK	9	199	34



APPENDIX G

Case Details Worksheet



Sentencing Guidelines

Case Details Worksheet

SWIFT/DCN: _____

1. Defendant's Name: _____

2. Defendant Information: Gender: _____ Race: _____ Ethnicity: _____ Age: _____
☐ Physical Disability ☐ Intellectual Disability ☐ Autism Spectrum Disorder ☐ Unknown

3. Type of Counsel: ☐ Retained ☐ Court Appointed ☐ Public Defender ☐ Other ☐ Unknown

4. Pretrial Status: ☐ Secured Bond ☐ Unsecured Bond ☐ Own Recognizance ☐ Confinement ☐ Third Party Release ☐ Unknown

5. Pretrial Supervision by Pretrial Services Agency: ☐ No ☐ Yes ☐ Yes, ordered but did not complete/attend ☐ Unknown

6. Post-trial Status: ☐ Secured Bond ☐ Unsecured Bond ☐ Own Recognizance ☐ Confinement ☐ Third Party Release ☐ Unknown

7. Source of Bond: ☐ Personal ☐ Family ☐ Other ☐ Bonding Company ☐ N/A ☐ Unknown

8. Total Time Served Prior to Sentencing: Years _____ Months _____ Days _____ ☐ N/A

9. Number of Codefendants: _____

10. Legal Status at Offense (check all that apply):

☐ Escaped	☐ Inmate	☐ Mandatory Parole	☐ Discretionary Parole
☐ Geriatric Release - § 53.1-40.01	☐ Post Release - §19.2-295.2	☐ Probation	☐ Bond
☐ Recognizance	☐ Community Program	☐ Pre-Trial Supervision	☐ Good Behavior ☐ Unknown
☐ Juvenile Probation	☐ Juvenile Parole	☐ Summons	☐ Other _____ ☐ None

11. Weapon Use: ☐ None ☐ Possessed ☐ Used to Injure ☐ Used to Threaten (by voice, note, text, etc.) ☐ Unknown

12. Weapon Type: ☐ Firearm ☐ Knife ☐ Explosive ☐ Simulated/Feigned Weapon ☐ Blunt Object
☐ Note/Verbal ☐ Vehicle ☐ Animal ☐ Other _____ ☐ N/A

13. Offender's Role ☐ Alone ☐ Leader ☐ Accomplice ☐ Police Officer/LEO ☐ Not Determined ☐ Unknown

14. Value of Property Taken/Damaged: Highest value for one item \$ _____ Total value of all items \$ _____ ☐ N/A

15. Location: ☐ Bank ☐ Business ☐ Residence ☐ Street/Outside ☐ Automobile ☐ Other _____ ☐ N/A

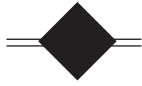
16. Injury to Victim: ☐ Death ☐ Life Threatening ☐ Serious Physical ☐ Physical
☐ Emotional ☐ Threatened ☐ None ☐ N/A

17. Victim Relationship to Offender: ☐ None/Stranger ☐ Known ☐ Friend
☐ Family ☐ Police Officer/LEO ☐ Other _____ ☐ N/A

18. Victim Information: Gender: _____ Race: _____ Ethnicity: _____ Age: _____
☐ Physical Disability ☐ Intellectual Disability ☐ Autism Spectrum Disorder ☐ Unknown

19. Type of Primary Drug: _____ Quantity: _____ Unit: _____ ☐ N/A

20. Number of Felony Juvenile Adjudications: Person _____ Property _____ Drug _____ Other _____ ☐ None ☐ Unknown



Case Details Worksheet

Enter information for all the offenses in the current sentencing event. SWIFT will populate the SWIFT/DCN Number field. Otherwise, please leave blank.

① **Defendant's Name:** Enter Last, First, Middle and Suffix

② **Defendant Information** (Based on Defendant's Identification)

Gender – M=Male, F=Female, T=Transgender, U=Undetermined, D=Declined

Race – AN=American Indian/Alaska Native, AS=Asian, BL=Black, AA=African American, PI=Native Hawaiian or Other Pacific Islander, W=White, O=Other, M=Multiracial, U=Undetermined, D=Declined

Ethnicity – H=Hispanic or Latino, NH=Not Hispanic or Latino, U=Undetermined, D=Declined

Age – Enter the defendant's age at time of the earliest offense in the sentencing event

Disabilities (mark all that apply):

Physical Disability- defendant was physically disable at the time of the offense. Physically disable means defendant had loss of limb, loss of eyesight, loss of hearing, full or partial paralysis of any portion of the body or severe mental disability.

Intellectual Disability - defendant was intellectually disable at the time of the offense this includes conditions that impact cognitive and adaptive functioning.

Autism Spectrum Disorder - defendant diagnosed with autism during the time of the offense.

Unknown - none of the above information is known.

③ **Type of Counsel:**

Retained – any private attorney retained by the defendant

Court Appointed – any private attorney appointed by the judge

Public Defender – any public defender appointed by the judge

Other – defendant serves as own counsel or any other type of counsel

Unknown - type of counsel is unknown.

④ **Pretrial Status** (mark all that apply):

Secured Bond - defendant has guaranteed presence in court for trial by posting a monetary or property pledge. Non-appearance in court will mean forfeiture of said bond. Must be a secured bond.

Unsecured bond – defendant signs a contract or agrees to go to court with the promise to pay the agreed amount for non-appearance.

Own Recognizance - defendant signs a promise to appear in court for trial without having to pledge anything of value to be forfeited upon non-appearance

Confinement – detention in jail or any secured facility

Third-Party Release – non-bond release where another person or organization maintains responsibility for offender's appearance in court.

Unknown – mark if pretrial status cannot be decided for this court.

⑤ **Pretrial Supervision by Pretrial Services Agency**

No - defendant was not ordered by the court to participate in pretrial supervision or pretrial programs provided by a pretrial services agency.

Yes - defendant was ordered by the court to participate in pretrial supervision or a pretrial program provided by a pretrial services agency and complied with the order.

Yes, Ordered but Did Not Complete/Attend - defendant was ordered by the court to participate in pretrial supervision or a pretrial program provided by a pretrial services agency and failed to fully comply with the order.

Unknown - pretrial supervision status is unknown.

⑥ **Post-trial Status** (mark all that apply):

Secured Bond - defendant has guaranteed presence in court for trial by posting a monetary or property pledge. Non-appearance in court will mean forfeiture of said bond. Must be a secured bond.

Unsecured bond – defendant signs a contract or agrees to go to court with the promise to pay the agreed amount for non-appearance.

Own Recognizance - defendant signs a promise to appear in court for trial without having to pledge anything of value to be forfeited upon non-appearance

Confinement – detention in jail or any secured facility

Third-Party Release – non-bond release where another person or organization maintains responsibility for offender's appearance in court.

Unknown – mark if posttrial status cannot be decided for this court.

Case Details Worksheet ❖

7 **Source of Bond** (mark all that apply):

Personal – defendant has paid specific bail amount

Family – a member of the defendant's family posts the monetary amount set by the court

Other – friends, associates, etc., post the monetary amount set by the court

Bonding Company – a person, licensed, who pledges to pay a certain amount of money should the offender fail to appear in court

N/A – mark if pretrial status is marked confinement, own recognizance, unsecured bond or third-party release.

Unknown – mark if source of bond cannot be decided for this court.

8 **Total Time Served Prior to Sentencing:**

Enter the sum of pretrial time and posttrial time served in a jail or secured facility prior to sentencing for the current offense. Check N/A if no time was served prior to sentencing.

9 **Number of Codefendants:**

Enter the number of codefendants.

10 **Legal Status at Time of Offense (for any offense in the sentencing event)** Check all that apply:

Escaped – defendant had absconded from incarceration, work release or furlough

Inmate – offender was serving a sentence of incarceration

Mandatory Parole – defendant was released from incarceration on mandatory parole

Discretionary Parole – defendant was released from incarceration at the discretion of a parole board or parole authority

Geriatric Release – defendant was released from incarceration based on advanced age. In Virginia, mark this box if the defendant was released as authorized under § 53.1-40-01.

Post-Release Supervision – defendant was released on a period of post-release supervision established by the court at the time of sentencing (§ 19.2-295.2).

Probation – defendant was under active state or local supervision for a previous conviction. Included is a defendant on probation supervision for first offender or a deferred finding of guilt.

Bond – defendant was released on a secured bond while awaiting trial for pending charges.

Recognizance/Unsecured Bond – defendant was at liberty based on a promise to appear in court for trial without a pledge to forfeit anything of value for non-appearance. This also includes a defendant released on an unsecured bond.

Community Program – defendant was participating in a community, religious, and/or nonprofit program at the direction of the court.

Pre-Trial Supervision – defendant was released to pretrial supervision while awaiting trial for pending charges (§ 19.2-123).

Good Behavior – defendant was released with the direction to be of good behavior and not to violate any federal, state or local laws or ordinance. This includes defendants released on unsupervised probation.

Juvenile Probation – defendant was under active state or local juvenile supervised probation for a previous delinquent or status adjudication.

Juvenile Parole – defendant was under active state or local juvenile supervised parole after serving a sentence in a secured juvenile facility

Summons – defendant was at liberty at the time of the offense but was under written order to appear in court at a specified time to answer charges.

Other – refers to any legal restraint imposed on a defendant, implied or specific, that directs the defendant to obey all federal, state and local laws. This includes, but is not limited to, outstanding detainers or warrants (known or unknown by the offender), charges under advisement and any form of community control not mentioned in any of the other categories. (Please specify)

None – defendant was under no legal restraint at the time of the offense.

Unknown – legal status information is unavailable.

11 **Weapon Use:** (Select the most serious use of a weapon for any offense in the sentencing event)

None – no weapon possessed, or no weapon used to injure or threaten. Includes body parts in unmodified clothing and accessories.

Possessed – the weapon was in the possession of the defendant, but was not used, displayed, brandished or used to threaten the victim.

Used to Injure – a weapon was used to injure (hit, stab, shoot, cut, etc.).

Used to Threaten – victim reasonably believed that a weapon was present, victim reasonably believed that a weapon in the defendant's possession or in the structure or vehicle would be used, the defendant threatened the use of a weapon or a weapon was displayed or brandished.

Unknown - none of the above information is known.

12 Weapon Type: (Identify the type of weapon used, brandished, threatened or possessed from the victim's perspective for any offense in the event) *Check all that apply:*

Firearm – gun, rifle, etc.

Knife – a cutting or stabbing instrument with a sharp blade or any object used to cut or stab.

Explosive – anything capable of causing an explosion or fire.

Simulated/Feigned Weapon – a false impression given that there is a weapon present (e.g., fingers, or object used to project an image a weapon was present).

Blunt Object – a heavy object without a sharp edge or point that is used as a weapon and is not specifically found elsewhere on this list. This category includes stationary objects that are used as weapons.

Note/Verbal – a note or verbal comments that give the impression there is a weapon present.

Vehicle - an automobile, truck, motorcycle or other motorized vehicle.

Animal – any animal that is used to inflict injury or to threaten a victim.

Other – anything not covered in the above categories (Please specify).

N/A – mark if no weapon was used, threatened or possessed.

13 Offender's Role

Alone – no other individual involved.

Leader – according to court documents, the defendant was clearly identified as the instigator of a crime in the sentencing event or the one who imposed the most damage or inflicted the most serious injuries to a victim.

Accomplice – one or more persons involved in the crime with coequal responsibility (i.e., no clearly defined leader or instigator) or was not identified as the leader.

Police Officer/ LEO: any full-time or part-time employee of a police department or sheriff's office which is a part of or administered by the Commonwealth or any political subdivision, or any full-time or part-time employee of a private police department, who is responsible for the prevention and detection of crime and the enforcement of the penal, traffic or highway laws of the Commonwealth (§ 9.1-101).

Not Determined – court records do not specify if one or more persons were actively involved.

Unknown - offender's role is unknown..

14 Value of Property Taken/Damaged:

From the current convictions, identify the most expensive item that was taken, or the highest amount of damage inflicted. Then enter the sum of all the property taken and damaged from the current convictions. Do not include the value for any offense that did not result in a conviction or is not included in the current sentencing event.

N/A – no property taken or damaged

15 Location: Identify the place where the offense(s) took place. If there are multiple locations, check all that apply.

Bank - Any financial institution licensed to receive deposits and make loans.

Business –An organization or enterprising entity engaged in commercial, industrial, or professional activities (includes any valid company, retail outlet, industry or store).

Residence – A dwelling where someone lives. Residence includes any apartment, house, hotel, mobile home, motor homes, etc., that serves as someone's residence. It may be a temporary or permanent residence. Buildings on the property or attached to the residence, such as storage buildings and garages. If the home or structure is abandoned, identify the location as other. Identify the location as automobile for individuals living in a vehicle.

Street/Outside –Any public area, such as a park, forest, city street, stadium, swimming pool, covered picnic area, porch, deck, gazebo, front yard, back yard or walkway to the residence. Outdoors is identified as the location any time an offense occurs in the open air where the sky is visible.

Automobile – Identify the automobile as the location if any part of the offense took place inside a motor vehicle. Examples include a car, truck, bus or trailer attached to a motor vehicle.

Case Details Worksheet ❖

Other – Other structures not listed in other categories. Other locations include but are not limited to: airplane, train, tent, warehouse, storage facility that is not part of a residence or business, parking deck, public restroom that is not part of a business, highway rest area structure, vacant house or building, jail, prison, hospital or treatment facility. Also, include internet offense under the other location.

N/A – If the location is not available or not applicable, mark the N/A box. There are offenses such as fraud, health, trade conspiracies and solicitations that may not have a specific location. In such case, mark the N/A box.

- 16 Injury to Victim:** Complete this factor for injury to the victim whether it was the defendant, codefendant or uncharged assailant who did the injuring during the course of any offense in the sentencing event. If there is injury to more than one victim, complete the information for the most seriously injured person. For possession of child pornography, victim injury is scored only if the defendant or codefendant inflicted the documented injury. There are four different catchwords used to define victim injury levels. Injury levels are identified based on the definitions below and not the catchwords.

Death – victim died because of the injury

Life Threatening - victim sustained an injury that resulted in permanent and total paralysis of a limb; the loss or removal of a limb, organ, or bodily member; or death. Being hospitalized, by itself, is not an indicator that points should be assigned for Life Threatening Injury. Life Threatening Injury includes injuries where the victim required surgery that results in the removal of an organ, limb, or bodily member; required a tracheotomy or a chest tube for a collapsed lung; received surgery for a head trauma; received cardiopulmonary resuscitation (CPR); or was comatose. Ongoing health care that utilizes mechanical or other artificial means to sustain, restore, or supplant a spontaneous vital function is scored as a Life Threatening Injury. Additional examples include, but are not limited to, becoming HIV positive, becoming pregnant, permanent impairment of mental faculty, or blindness as a result of the crime.

Serious Physical – victim sustained an injury that was described in an official report (e.g., police report). Victim was treated for non-life-threatening injuries that resulted in slight impairments to any limb or organ. (e.g., broken bones, injuries requiring stitches, hospitalization or surgery for non-life-threatening injuries).

Physical – victim sustained an injury that was described in an official report (e.g., police report). Victim treated with first aid, “treated in the emergency room,” “held for observation,” “treated and released” for injuries that had no long-term impact on the victim’s health or mobility and/or did not cause impairment of any limb or organ (e.g., bruising, scratches, minor cuts, abrasions, etc.)

Emotional - victim sustained any emotional injury requiring any form of mental health care, psychiatric, psychological, or any other type of counseling. Rape crisis hotlines, conferences with clergy, or school guidance counselors are considered forms of counseling, but the contact with a counselor or hotline must be verified by someone other than the victim or victim’s family.

Threatened - defendant or a codefendant threatened to injure the victim with a weapon, strong-arm tactics were used without inflicting physical injury, or the victim felt intimidated at the time of the offense but suffered no long term emotional or physical effects. Mark this box if the victim reasonably felt the fear of impending danger. Threatened injury is scored from the victim’s perspective. How the threat is delivered (e.g., by letter, text, through an intermediary, etc.) has no impact on assigning points for threatened injury.

None – No human victim

- 17 Victim Relationship to Offender (please provide for all offenses)**

None/Stranger – victim was a total stranger to the offender

Known – victim had some basic knowledge of the defendant, met just before the offense or met on the internet, coworker, etc.

Friend – victim was a friend or an acquaintance of the defendant. There was a more extensive relationship than just knowing the defendant.)

Family – victim was a member of the offender’s extended family (relationship by blood, marriage or adoption, aunts, uncles, cousins, etc.)

Police Officer/LEO – victim was any full-time or part-time employee of a police department or sheriff’s office which is a part of or administered by the Commonwealth or any political subdivision, or any full-time or part-time employee of a private police department, who is responsible for the prevention and detection of crime and the enforcement of the penal, traffic or highway laws of the Commonwealth (§ 9.1-101).

Other – Other than listed in the other categories (e.g., teacher, parent’s mate, probation officer, undercover police officer, correctional officer, a person injured during an interaction with law enforcement, etc.) Please specify. Enter the word “undercover” if a law enforcement officer was an undercover role or was impersonating a person during an offense. Please specify.

N/A – If there is no human victim, check N/A.

18 Victim Information (please provide for all offenses)

Gender – M=Male, F=Female, T=Transgender, U=Undetermined, D=Declined

Race – AN=American Indian/Alaska Native, AS=Asian, BL=Black, AA=African American, PI=Native Hawaiian or Other Pacific Islander, W=White, O=Other, M=Multiracial, U=Undetermined, D=Declined

Ethnicity – H=Hispanic or Latino, NH=Not Hispanic or Latino, U=Undetermined, D=Declined

Age – Enter the victim's age at time of the first offense in the sentencing event. If there are multiple victims use the age of the youngest victim. If undercover operations, enter the aged portrayed by the investigator

Victim Disability

No – victim was not physically or intellectually disabled at the time of the offense.

Yes- victim was physically disabled at the time of the offense. Physical disabled means victim had loss of limb, loss of eyesight, loss of hearing, full or partial paralysis of any portion of the body.

Yes- victim was intellectually disabled at the time of the offense. Intellectually disabled means any condition that affect cognitive or adaptive functioning.

Yes- victim was diagnosed with autism.

Unknown – check this box if the victim information is unavailable.

*Note: In cases where a law enforcement officer is undercover and/or posing as a minor online, enter the gender, age, race, etc. of the victim portrayed by the officer

19 Type of Primary Drug & Quantity

Enter the type of drug (use drop down list in SWIFT or enter name of drug) and enter the quantity of the primary drug. For multiple counts involving the same type of drug, sum the weight of all the drugs from each count. The primary drug is the drug that carries the highest statutory maximum for possession or distribution. If there is a tie based on the statutory maximums, select the type of drug based on the largest quantity.

None or N/A – Check this box if no drugs were involved.

20 Number of Felony Juvenile Adjudications

If the defendant has only misdemeanors or status offenses and no felony delinquent offenses, enter zero. Refer to Appendix E in the Guidelines Manual for definitions of person, property, drug and other crimes. Score based on Virginia's current penalty structure. do not count a conviction if a previous offense is no longer a felony.

None – no juvenile felony convictions.

Unknown – unable to determine juvenile record.

◆ A

Accessories

treatment of, *General Instructions 30*

Additional Offenses

attempts/conspiracies as, *General Instructions 15*
defined, examples, *General Instructions 15*
misdemeanors as, *General Instructions 15*
revocations as, *General Instructions 16*
scoring Sections A & B vs. Section C, *General Instructions 15*
with life maximum, *General Instructions 15*

Age

offender's age at time of offense, *General Instructions 50, 57*

Aggravated Murder

Exception Rule, *General Instructions 7, 10, 13*

Aggravated Sexual Battery

penetration, sex offender risk, *General Instructions 51*

Aid and Abet

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Appeals

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Arrests

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Assault

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instructions - Section B, *Assault 4*
instructions - Section C, *Assault 8*
recom. table - Section B, *Assault 7*
recom. table - Section C, *Assault 10-16*
worksheet - Section A, *Assault 3*
worksheet - Section B, *Assault 5*
worksheet - Section C, *Assault 9*

Attempts

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as prior record, *General Instructions 30*
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treatment of, *General Instructions 27*
Virginia Crime Codes (VCC), *General Instructions 5-6*

◆ B

Burglary

scoring prior convictions/adjudications involving, *Gen Instr 40*

Burglary/Dwelling

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instructions - Section B, *Burglary/Dwelling 4*
instructions - Section C, *Burglary/Dwelling 8*
recom. table - Section B, *Burglary/Dwelling 7*
recom. table - Section C, *Burglary/Dwelling 10-16*
worksheet - Section A, *Burglary/Dwelling 3*
worksheet - Section B, *Burglary/Dwelling 5*
worksheet - Section C, *Burglary/Dwelling 9*

Burglary/Other

guidelines offenses, *Burglary/Other 1*
instructions - Section A, *Burglary/Other 2*
instructions - Section B, *Burglary/Other 4*
instructions - Section C, *Burglary/Other 8*
recom. table - Section B, *Burglary/Other 7*
recom. table - Section C, *Burglary/Other 10-16*
worksheet - Section A, *Burglary/Other 3*
worksheet - Section B, *Burglary/Other 5*
worksheet - Section C, *Burglary/Other 9*

◆ C

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CCCA (Comprehensive Community Corrections Act)

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Child Pornography

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Classifying Prior Record

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with federal convictions, *General Instructions 32*
with out-of-state convictions, *General Instructions 32*
Virginia's current penalty structure, *General Instructions 33*

Cocaine

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Co-defendant

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Commission, Virginia Criminal Sentencing

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Conspiracies

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◆ D

Date of Offense

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Deferred Dispositions

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Departure Reasons

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Drug/Other

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instructions - Section A, *Drug/Other 2*

instructions - Section B, *Drug/Other 4*

instructions - Section C, *Drug/Other 8*

recom. table - Section B, *Drug/Other 7*

recom. table - Section C, *Drug/Other 12-16*

worksheet - Section A, *Drug/Other 3*

worksheet - Section B, *Drug/Other 5*

worksheet - Section C, *Drug/Other 9*

worksheet - Section D, *Drug/Other 11*

Drug Schedule I/II

guidelines offenses, *Drug Schedule I/II 1*

instructions - Section A, *Drug Schedule I/II 2*

instructions - Section B, *Drug Schedule I/II 4*

instructions - Section C, *Drug Schedule I/II 8*

recom. table - Section B, *Drug Schedule I/II 7*

recom. table - Section C, *Drug Schedule I/II 12-16*

worksheet - Section A, *Drug Schedule I/II 3*

worksheet - Section B, *Drug Schedule I/II 5*

worksheet - Section C, *Drug Schedule I/II 9*

worksheet - Section D, *Drug Schedule I/II 11*

Drugs

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◆ E

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