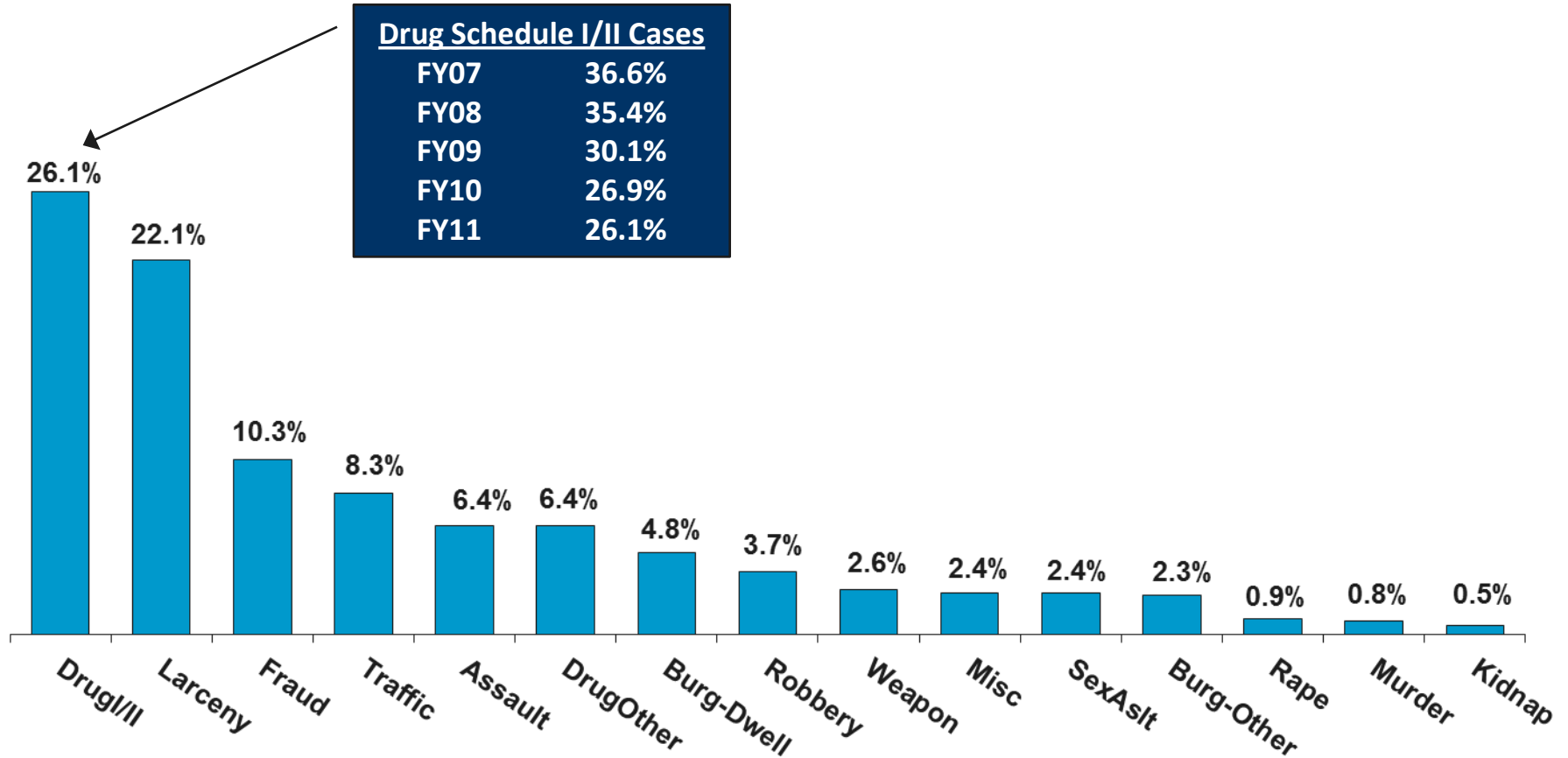




# **Virginia Sentencing Guidelines Preliminary FY2011 Report**

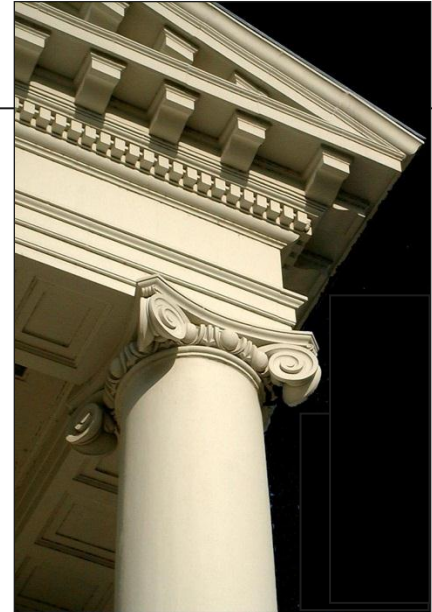
**September 12, 2011**

**Preliminary FY2011 Report**  
**Guideline Worksheets Keyed as of 8/26/11**  
**(n=20,998)**



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**Preliminary FY2011 Report:  
General Compliance**

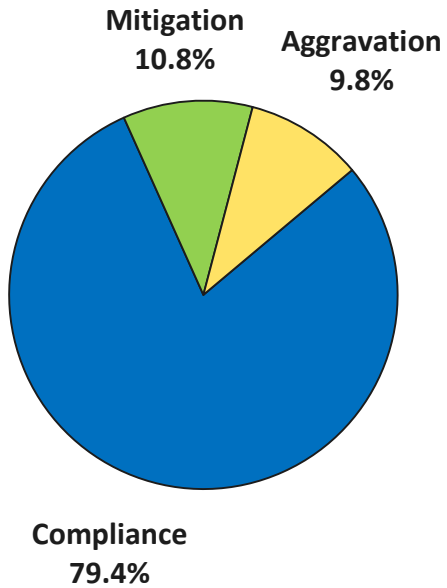


**Preliminary FY2011 Report  
Judicial Agreement  
with Guideline Recommendations**

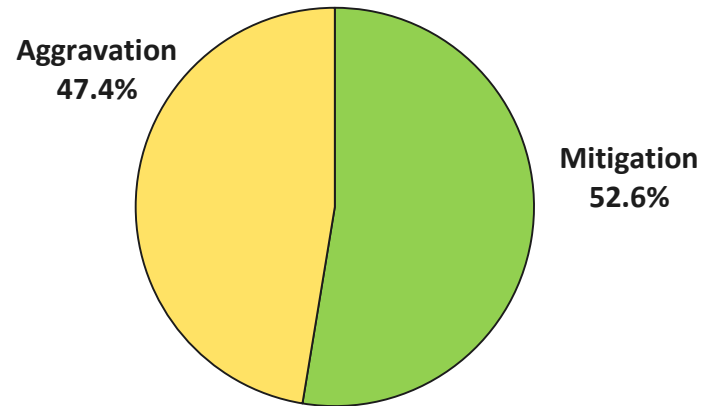
**General Compliance:**

The degree to which judges agree with the overall guidelines recommendation.

**Overall Compliance Rate**



**Direction of Departures**



***Preliminary FY2011 Report***  
**Judicial Agreement**  
**with Type of Recommended Disposition**

**Dispositional Compliance:**

The degree to which judges agree with the type of sanction recommended.

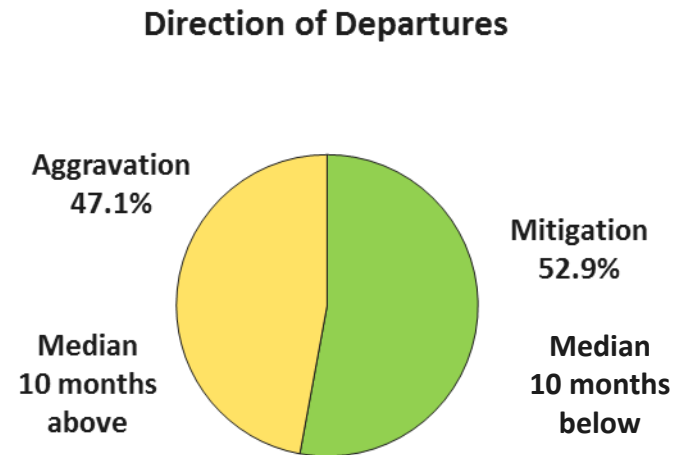
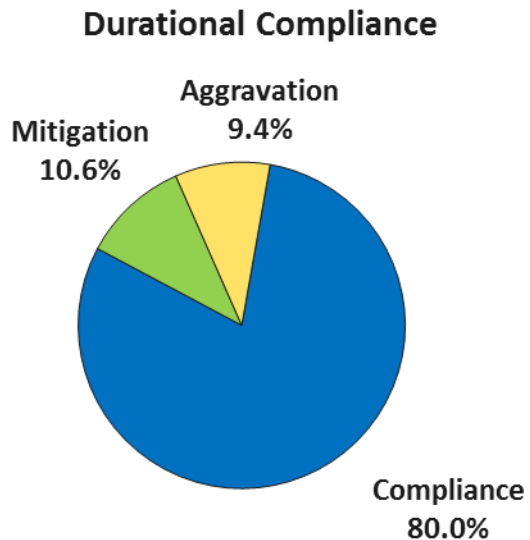
RECOMMENDED DISPOSITION	ACTUAL DISPOSITION		
	Probation/No Incarceration	Incarceration 6 months or less	Incarceration over 6 months
Probation/No Incarceration	72.4%	22.1%	5.5%
Incarceration 6 months or less	12.1%	76.6%	11.3%
Incarceration over 6 months	5.7%	8.1%	86.2%

# Preliminary FY2011 Report

## Judicial Agreement with Sentence Length

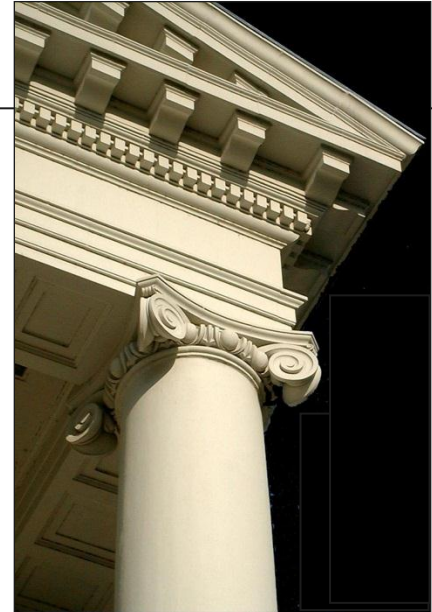
### Durational Compliance:

The degree to which judges agree with the sentence length in cases in which defendants are recommended for jail/prison and receive at least one day incarceration.



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## **Preliminary FY2011 Report: Departure Reasons**



# Preliminary FY2011 Report

## Most Frequently Cited Departure Reasons

### Mitigation (n=2,278)

---

- Plea agreement 760 (34%\*)
- Cooperated with authorities 184 (8%\*)
- Minimal prior record 148 (7%\*)
- Facts of case 146 (6%\*)
- Sentenced to alternative 128 (6%\*)
- Offender to serve sentence in other jurisdiction 107 (5%\*)
- Recommendation of CA 102 (5%\*)
- Offender health 79 (4%\*)

*n=433 missing a departure reason*

### Aggravation (n=2,054)

---

- Plea agreement 443 (22%\*\*)
- Severity/type of prior record 314 (15%\*\*)
- Flagrancy of offense/facts of case 230 (11%\*\*)
- Poor rehabilitation potential 150 (7%\*\*)
- Recommendation of jury 123 (6%\*\*)
- Multiple counts involved in event 119 (6%\*\*)
- Degree of victim injury 99 (5%\*\*)

*n=397 missing a departure reason*

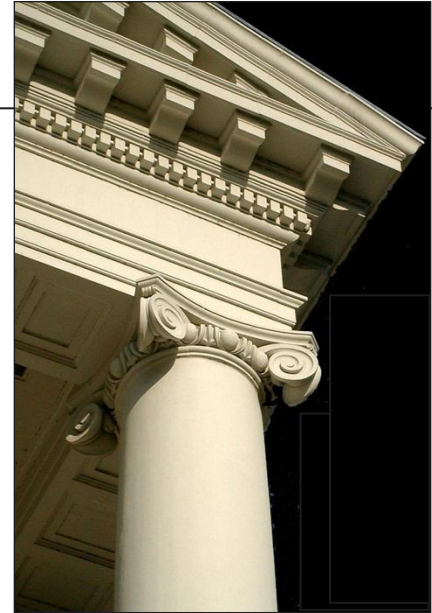
\* Of mitigating cases requiring departure reason

\*\* Of aggravating cases requiring departure reasons



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**Preliminary FY2011 Report:  
Compliance by Circuit**



**Preliminary FY2011**

**Most cases received:**

**-Circuit 15 (Fredericksburg)**

**-Circuit 26 (Harrisonburg)**

**-Circuit 19 (Fairfax)**

<b>Circuit Name</b>	<b>Circuit Number</b>	<b>Compliance</b>	<b>Mitigation</b>	<b>Aggravation</b>	<b>Total</b>
Chesapeake	1	76.9%	10.2%	13.0%	857
Virginia Beach	2	80.9%	11.9%	7.3%	1020
Portsmouth	3	76.2%	11.5%	12.3%	537
Norfolk	4	79.9%	13.6%	6.5%	937
Suffolk Area	5	77.9%	9.4%	12.7%	417
Sussex Area	6	74.9%	11.9%	13.3%	354
Newport News	7	86.7%	7.1%	6.2%	616
Hampton	8	81.5%	14.5%	4.0%	324
Williamsburg Area	9	72.2%	7.2%	20.7%	489
South Boston Area	10	79.3%	12.2%	8.5%	492
Petersburg Area	11	82.5%	8.0%	9.5%	274
Chesterfield Area	12	79.0%	9.8%	11.3%	932
Richmond City	13	75.2%	15.9%	8.9%	1061
Henrico	14	80.9%	11.1%	8.0%	864
Fredericksburg Area	15	75.4%	11.5%	13.1%	1439
Charlottesville Area	16	78.1%	12.1%	9.7%	718
Arlington Area	17	78.1%	8.3%	13.7%	278
Alexandria	18	77.5%	13.7%	8.8%	262
Fairfax	19	77.8%	11.1%	11.1%	1127
Loudoun Area	20	84.6%	4.6%	10.8%	499
Martinsville Area	21	76.1%	18.8%	5.1%	234
Danville Area	22	78.5%	6.2%	15.3%	567
Roanoke Area	23	72.6%	17.7%	9.8%	707
Lynchburg Area	24	78.1%	14.9%	7.0%	818
Staunton Area	25	77.2%	14.9%	7.8%	778
Harrisonburg Area	26	82.9%	10.4%	6.7%	1195
Radford Area	27	88.5%	6.8%	4.7%	1040
Bristol Area	28	89.1%	3.8%	7.2%	559
Buchanan Area	29	74.4%	8.8%	16.8%	656
Lee Area	30	79.1%	5.9%	15.0%	374
Prince William Area	31	87.4%	6.6%	6.0%	563

**Preliminary FY2011**

**Most cases received:**

**-Circuit 15 (Fredericksburg)**

**-Circuit 26 (Harrisonburg)**

**-Circuit 19 (Fairfax)**

**Highest compliance:**

**-Circuit 28 (Bristol) 89.1%**

**-Circuit 27 (Radford) 88.5%**

**Lowest compliance:**

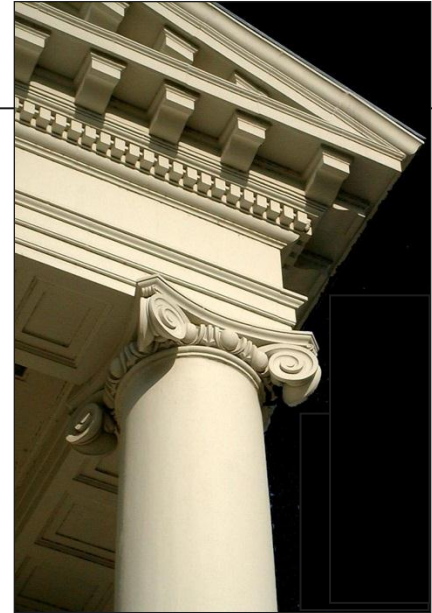
**-Circuit 9 (Williamsburg)  
72.2%**

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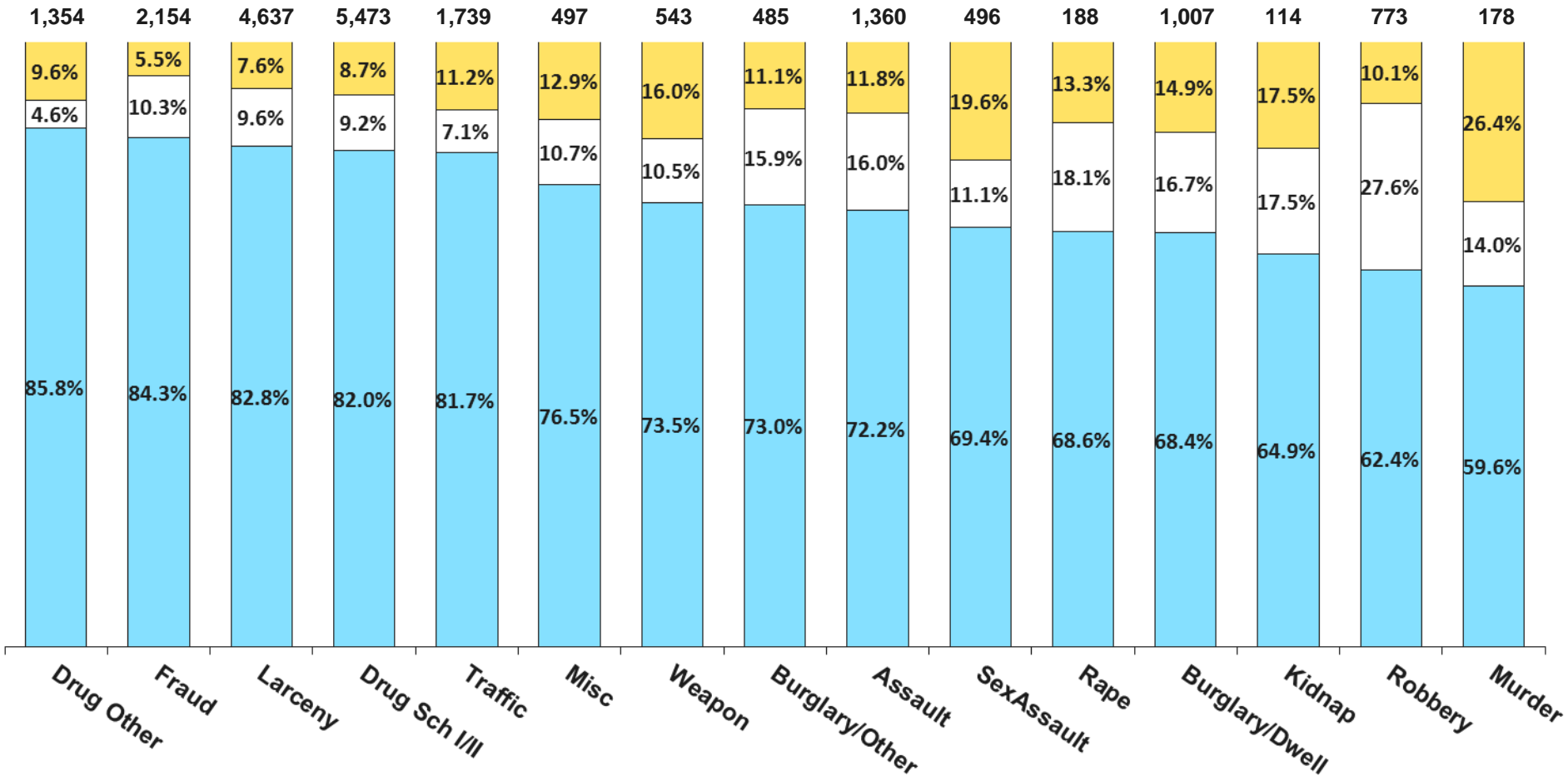
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**Preliminary FY2011 Report:  
Compliance by Offense Type**



# Preliminary FY2011 Report

## Compliance by Type of Offense



# Preliminary FY2011 Report

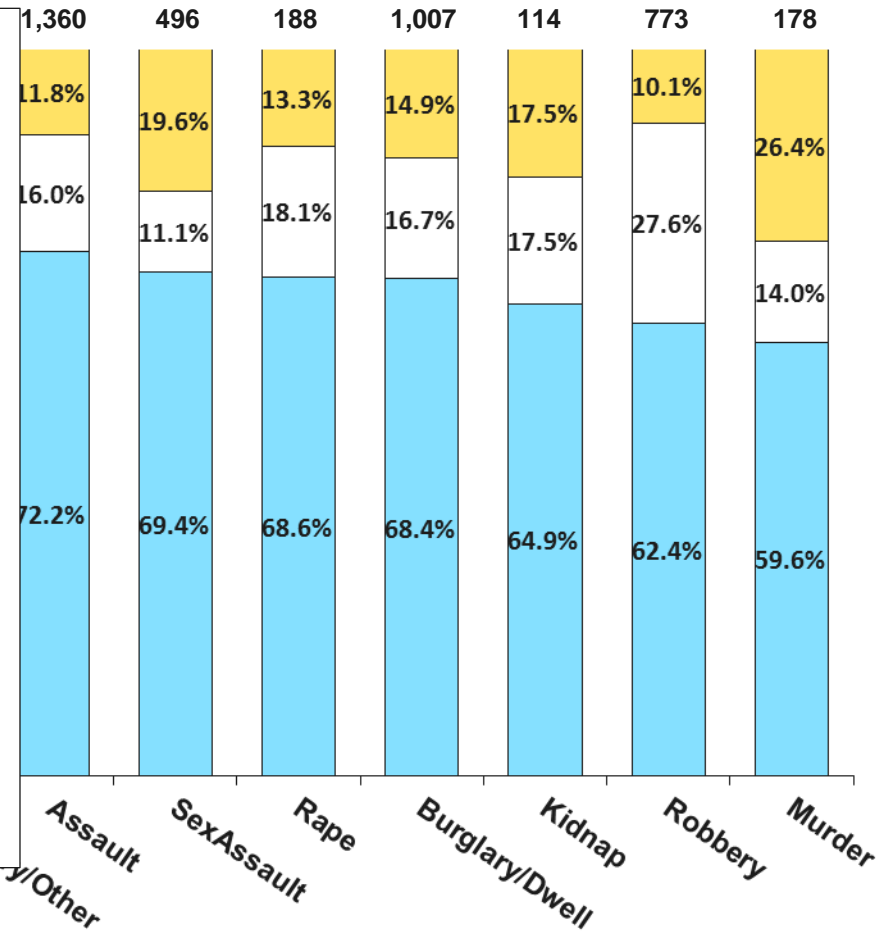
## Compliance by Type of Offense

### Highest mitigation rates

- **Robbery (27.6%)**
  - Most frequent departure reasons:
    - Plea agreement
    - Cooperation with authorities
    - Sentenced to Dept. of Juvenile Justice
      - Median age of robbery offenders = 21 yrs
      - Median age of guideline offenders = 30 yrs
  
- **Rape (18.1%)**
  - Most frequent departure reasons:
    - Plea agreement
    - Victim will not/cannot testify

### Highest aggravation rate

- **Murder/Homicide (26.4%)**
  - Most frequent departure reasons:
    - Recommendation of jury
      - Largest percentage of jury trials (15%)
    - Flagrancy of the offense



---

**Preliminary FY2011 Report:  
Nonviolent Offender  
Risk Assessment**





## ***Preliminary FY2011 Report***

### **Nonviolent Risk Assessment**

- **Risk assessment applies in drug, fraud, & larceny cases**
- **Offender must meet eligibility criteria**
  - **Recommended for incarceration**
  - **No current or violent felony conviction**
  - **Did not distribute an ounce or more of cocaine**
  - **Not convicted of crime requiring mandatory minimum term of incarceration**
- **Purpose: To recommend alternative sanctions for offenders who are statistically less likely to recidivate**
- **Type of alternative at discretion of judge**

# Nonviolent Offender Risk Assessment

◆ **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 Table A of the Guidelines Manual)? .....  Yes  No
- D. Are any of the offenses at sentencing violent (Category I/II listed in Table A of the Guidelines Manual)? .....  Yes  No
- E. Do any of the offenses at sentencing require a mandatory term of incarceration? .....  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.**

◆ **Offense Type** Select the type of primary offense \_\_\_\_\_

- Drug ..... 3
- Fraud ..... 3

◆ **Offender** Score factors A to D and enter the total score \_\_\_\_\_

- A. Offender is a male ..... 8
- B. Offender's age at time of offense
  - Younger than 30 years ..... 13
  - 30 - 40 years ..... 8
  - 41 - 46 years ..... 1
  - Older than 46 years ..... 0
- C. Offender not regularly employed (during 2 years prior to arrest date) ..... 9
- D. Offender age 26 or more and never married (at time of offense) ..... 6

+  
+  
+  
=

Enter A to D Total

Information above not available (i.e., unable to interview defendant, defendant's lack of cooperation, etc.)



- Adult felony convictions only ..... 3
- Juvenile felony convictions or adjudications only ..... 6
- Both adult and juvenile felony convictions/adjudications ..... 9

◆ **Prior Adult Incarcerations** \_\_\_\_\_

- Number: 1 - 2 ..... 3
- 3 - 4 ..... 6
- 5 or more ..... 9

**Total Score** \_\_\_\_\_

- 38 or less, check Recommended for Alternative Punishment.
- 39 or more, check NOT Recommended for Alternative Punishment.

Go to Cover Sheet and fill out Nonviolent Risk Assessment Recommendations.

## ◆ SENTENCING GUIDELINES RECOMMENDATIONS

### 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

Mandatory Minimum \_\_\_\_\_

### Section C

- Life Sentence
- Incarceration *(Enter Midpoint and Range Below)*

Range Midpoint

Years

Months

Sentence Range

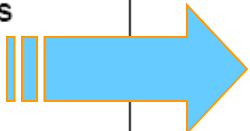
Months

TO

Years

Months

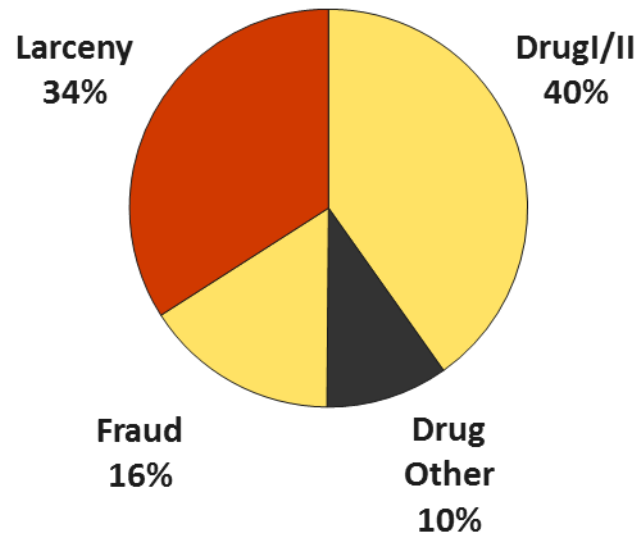
- Recommendation Adjusted for **Mandatory Minimum**



## ◆ NONVIOLENT RISK ASSESSMENT Section D of Drug, Fraud, and Larceny Worksheets

- Recommended for Alternative Punishment
- NOT Recommended for Alternative Punishment
- Not Applicable

***Preliminary FY2011 Report***  
**Nonviolent Offenders Eligible for Risk Assessment**  
**by Type of Offense**



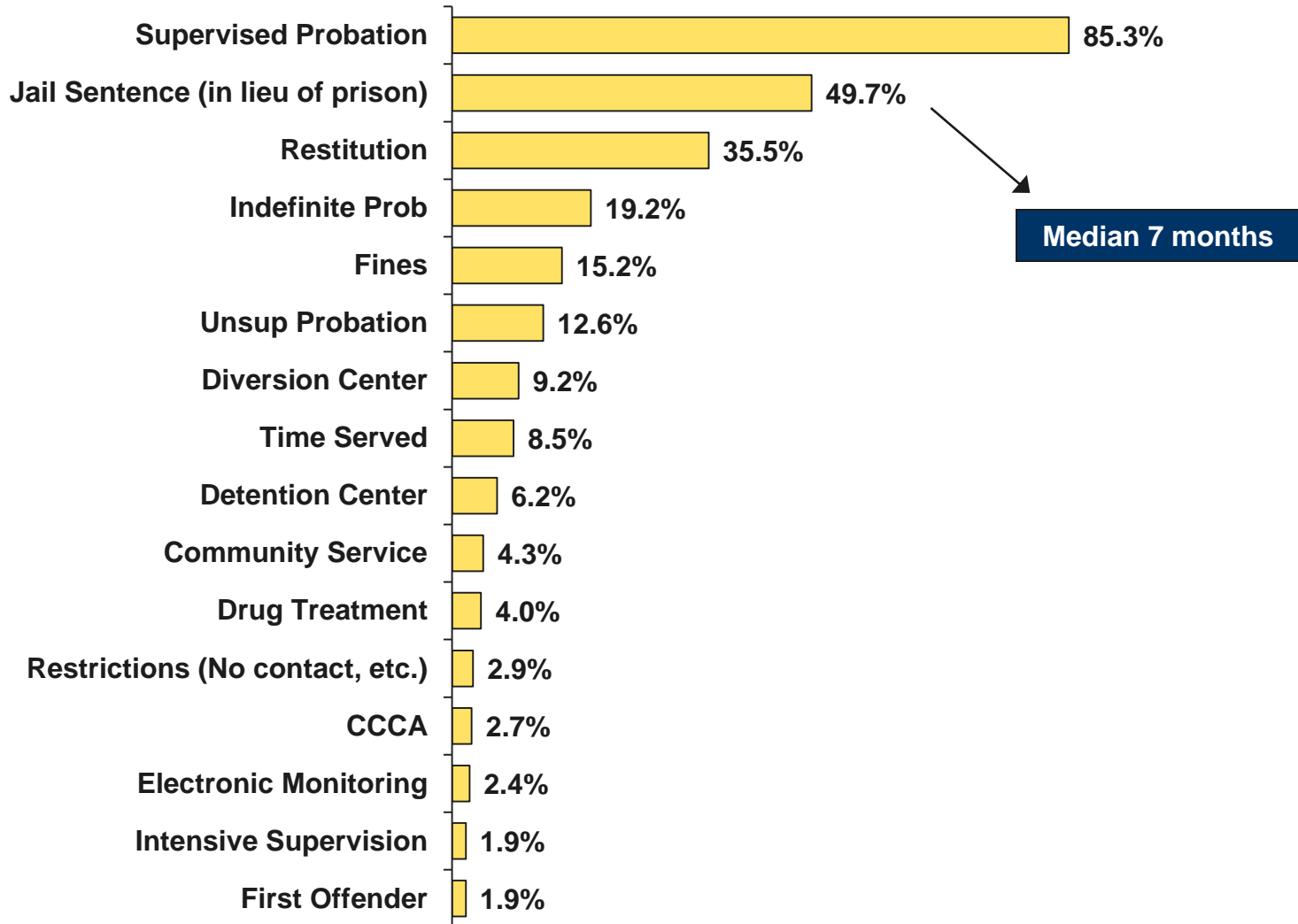
**Total = 5,668 cases**

***Preliminary FY2011***  
**Nonviolent Offenders Eligible for Risk Assessment**

<u>Offense</u>	<u>Mitigation</u>	<b>Compliance</b>		<u>Aggravation</u>	<u>Number of Cases</u>
		<u>Traditional</u>	<u>Alternative</u>		
Drug	6%	61%	25%	8%	2,823
		86%			
Fraud	8%	50%	38%	4%	951
		88%			
Larceny	9%	75%	9%	7%	1,894
		84%			
<b>All Risk Cases</b>	<b>7%</b>	<b>64%</b>	<b>22%</b>	<b>7%</b>	<b>5,668</b>
		<b>86%</b>			

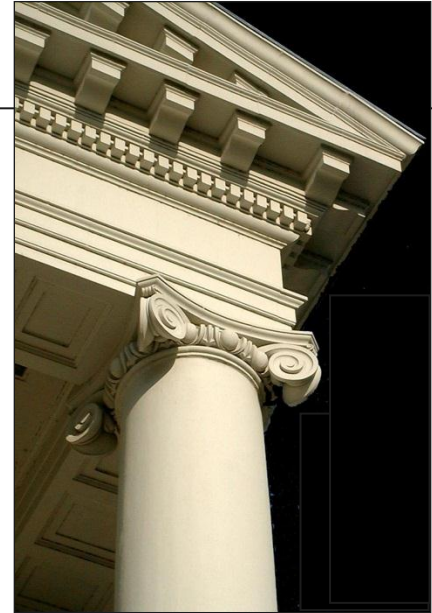
## Preliminary FY2011 Report

### More Frequent Sanctions Imposed in Risk Assessment Cases Recommended for and Receiving Alternative Sanctions



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**Preliminary FY2011 Report:  
Sex Offender Risk Assessment**



# SEX OFFENDER RISK ASSESSMENT

## Other Sexual Assault ~~→~~ Section A (Part I) Offender Name: \_\_\_\_\_

### Offenses Not Applicable for Risk Assessment:

Risk Assessment is **NOT APPLICABLE** if the primary offense is adultery, bestiality, bigamy, non-forcible sodomy, or prostitution.  
(Go to Section A (Part II))

◆ **Offender's Age at Time of Offense** \_\_\_\_\_

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

◆ **Less than 9th Grade Education** \_\_\_\_\_ If YES, add 4 → 0

◆ **Not Regularly Employed** \_\_\_\_\_ If YES, add 5 → 0

◆ **Offender's Relationship with Victim** \_\_\_\_\_

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

◆ **Aggravated Sexual Battery (Primary Offense §18.2-67.3)** \_\_\_\_\_

No penetration or attempted penetration of victim .....	0	0
Penetration or attempted penetration of victim .....	4	

◆ **Location of Offense** \_\_\_\_\_

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

◆ **Prior Adult Felony/Misdemeanor Arrests for Crimes Against Person** \_\_\_\_\_

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

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

◆ **Prior Treatment** \_\_\_\_\_

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

**Risk Score** \_\_\_\_\_ →  

- Risk Level** (Risk Score)
- 44 or more ..... Level 1
  - 34 - 43 ..... Level 2
  - 28 - 33 ..... Level 3
  - up to 27 ..... No Adjustment

Go to Section A (Part II)



## ***Preliminary FY2011 Report***

### **Sex Offender Risk Assessment**

- **Risk assessment incorporated into the guidelines for Rape & Other Sexual Assault**
- **Purpose: To extend the upper end of the guidelines recommendation for sex offenders who are statistically more likely to recidivate**
- **Enhancements**
  - **Level 1 = 300% Increase in upper end of guidelines range**
  - **Level 2 = 100% Increase in upper end of guidelines range**
  - **Level 3 = 50% Increase in upper end of guidelines range**

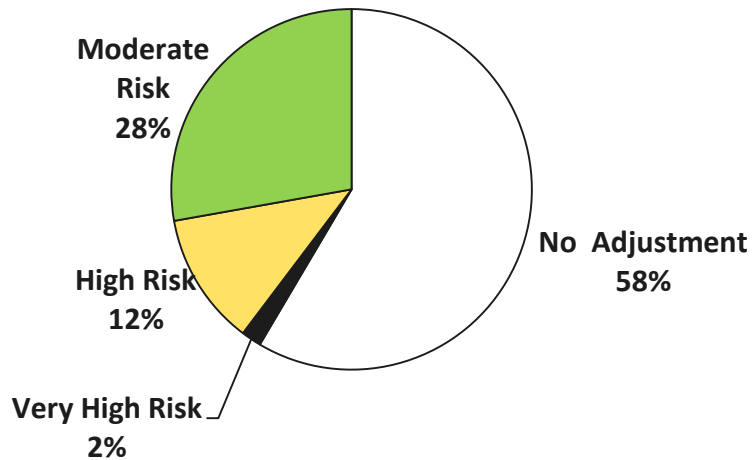
❖ Other Sexual Assault • Section C Recommendation Table

Score	Sentence Range 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.	<b>Level 3</b> <b>50%</b>	<b>Level 2</b> <b>100%</b>	<b>Level 1</b> <b>300%</b>
17	1 yr. 5 mo.	0 yr. 7 mo.	2 yr. 4 mo.			
18	1 yr. 6 mo.	0 yr. 8 mo.	2 yr. 6 mo.			
19	1 yr. 7 mo.	0 yr. 9 mo.	2 yr. 8 mo.	4 yr. 0 mo.	5 yr. 4 mo.	10 yr. 0 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.

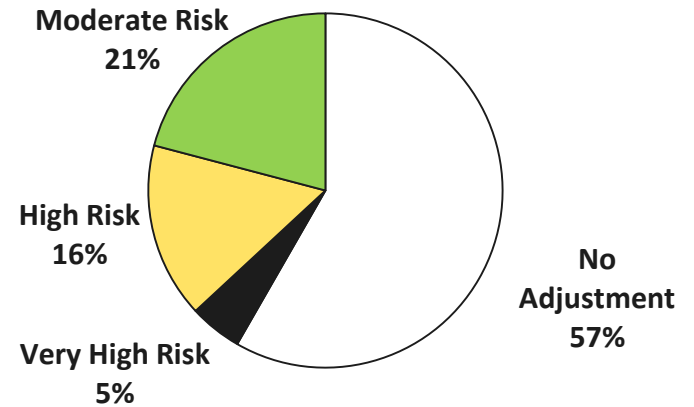
# Preliminary FY2011 Report

## Sex Offender Risk Assessment Outcomes

### Other Sexual Assault Risk Levels (n=335\*)



### Rape Risk Levels (n=187\*\*)



\* Excludes Other Sexual Assault cases missing risk assessment and cases in which risk assessment is not applicable (e.g., child pornography and child solicitation offenses)

\*\* Excludes Rape cases missing risk assessment

**Preliminary FY2011 Report**  
**Compliance Rates by Risk Level for Rape Offenders**  
**(n=187\*)**

Risk Level	Mitigation	Compliance		Aggravation	Number of Cases
		Traditional	Adjusted		
Very High Risk	22%	56%	78% 22%	0%	9
High Risk	7%	57%	87% 30%	7%	30
Moderate Risk	18%	69%	77% 8%	5%	39
No Level	21%	60%	---	19%	109

\* 1 Rape case did not have the Risk Assessment instrument completed

**Preliminary FY2011 Report**  
**Compliance Rates by Risk Level for Other Sexual Assault Offenders**  
**(n=335\*)**

Risk Level	Mitigation	Compliance		Aggravation	Number of Cases
		Traditional	Adjusted		
Very High Risk	0%	86%	100%	14%	7
High Risk	12%	60%	86%	26%	42
Moderate Risk	17%	66%	82%	16%	90
No Level	9%	60%	---	31%	196

\* Excludes Other Sexual Assault cases missing risk assessment and cases in which risk assessment is not applicable (e.g., child pornography and child solicitation offenses)

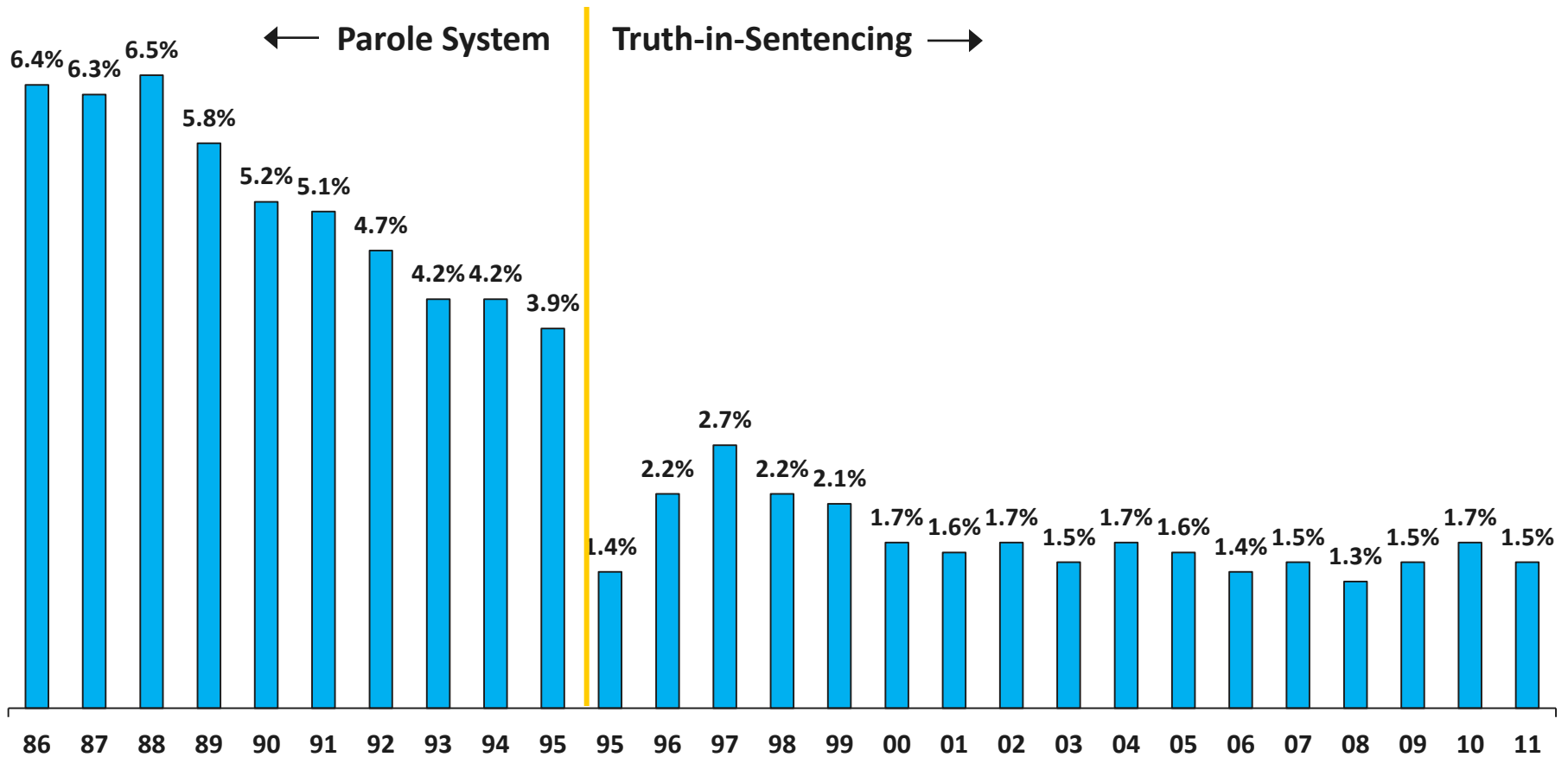
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**Preliminary FY2011 Report:  
Jury Sentencing**



# FY1986 – Preliminary FY2011

## Percentage of Guidelines Cases Adjudicated by Jury Trials Parole System versus Truth-in-Sentencing System

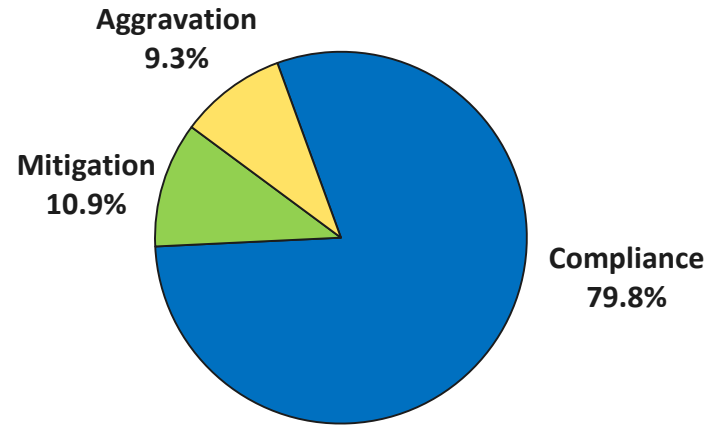
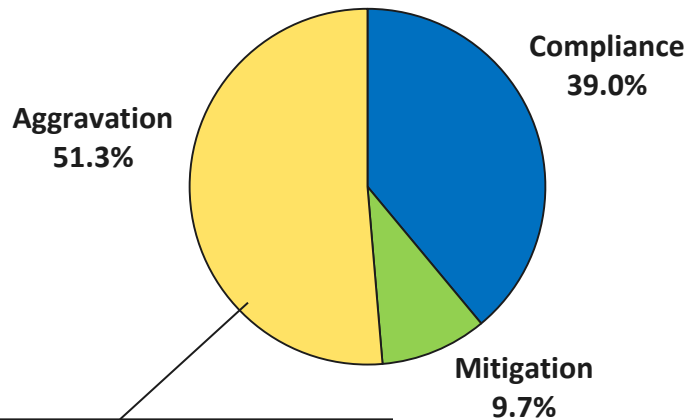


# Preliminary FY2011 Report

## Jury vs. Non-Jury Sentencing

**Jury Cases  
(N=290\*)**

**Non-Jury Cases  
(N=20,707)**



**Median departure  
1.4 years above high end  
of guidelines range**

\* Excludes 13 jury trials involving juveniles & 1 split bench/jury trial



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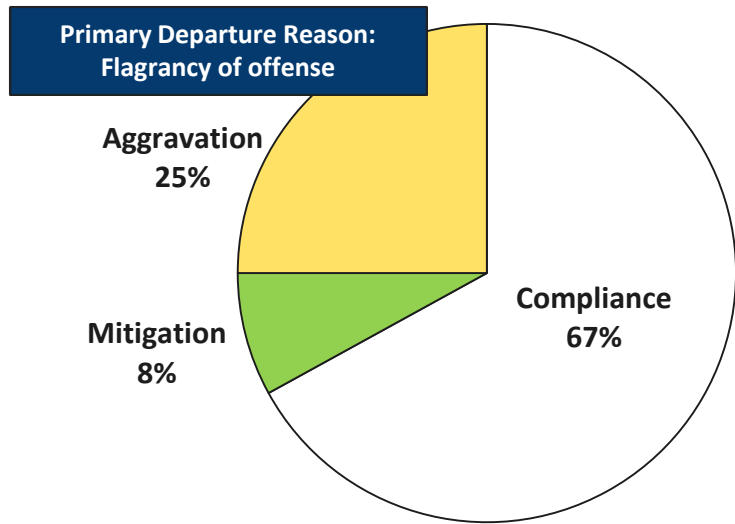
**Preliminary FY2011 Report:  
Additions/Changes to the  
Guidelines Effective July 1, 2010**



# Preliminary 2011 Report

## Arson of an Occupied Dwelling/Church (§ 18.2-77 (A,i))

**FY2011 Preliminary  
(n=24\*)**



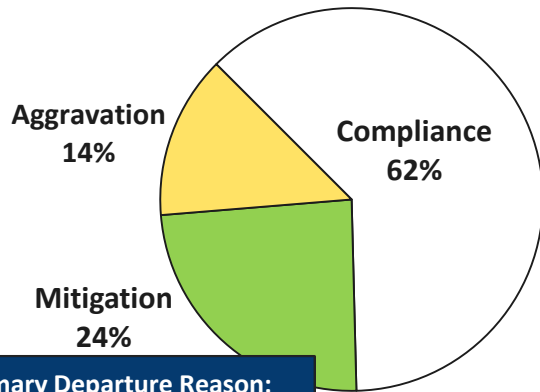
Actual Disposition	Percentage	Median Sentence
Probation/No Incarceration	4.2%	--
Jail (up to 12 months)	20.8%	6 months
Prison (1 year or more)	75.0%	3.5 years

\* Includes 5 cases involving attempted arson of an occupied dwelling/church

## Preliminary 2011 Report

### Participation in Offense for Benefit of Gang—No Juvenile Member (§ 18.2-46.2)

Participation in criminal act to benefit gang--  
no juvenile member  
(n=29\*)



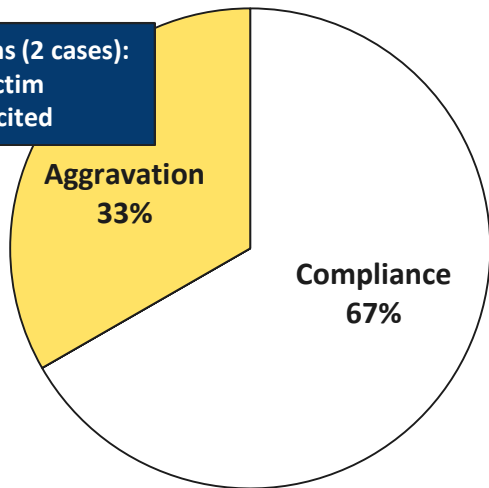
Primary Departure Reason:  
Plea Agreement

Actual Disposition	Percentage	Median Sentence
Probation/No Incarceration	31.0%	--
Jail (up to 12 months)	31.0%	6 months
Prison (1 year or more)	37.9%	2.25 years

\* Includes 2 cases involving conspiracy to participate in an offense for benefit of gang (with no juvenile member)

**Preliminary 2011 Report**  
**Participation in Offense for Benefit of Gang—Juvenile Member**  
**(§ 18.2-46.2)**

**FY2011 Preliminary**  
**(n=6)**

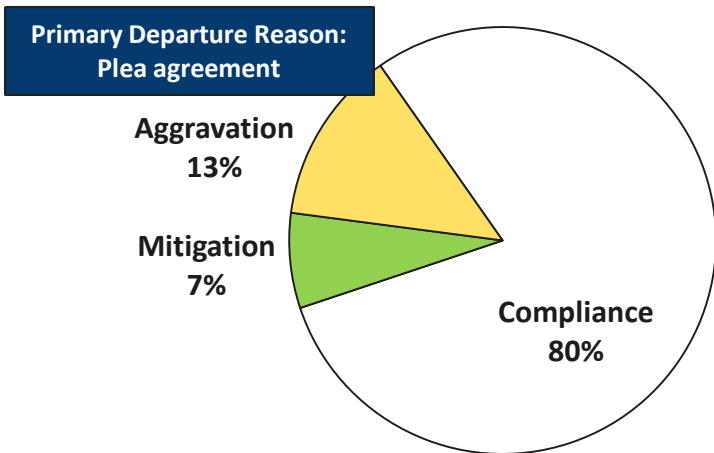


Actual Disposition	Percentage	Median Sentence
Probation/No Incarceration	0%	--
Jail (up to 12 months)	33.3%	12 months
Prison (1 year or more)	66.7%	2.6 years

# Preliminary 2011 Report

## Sale, Distribution, etc., of Schedule III Drug (§ 18.2-248(E1))

FY2011 Preliminary  
(n=152\*)

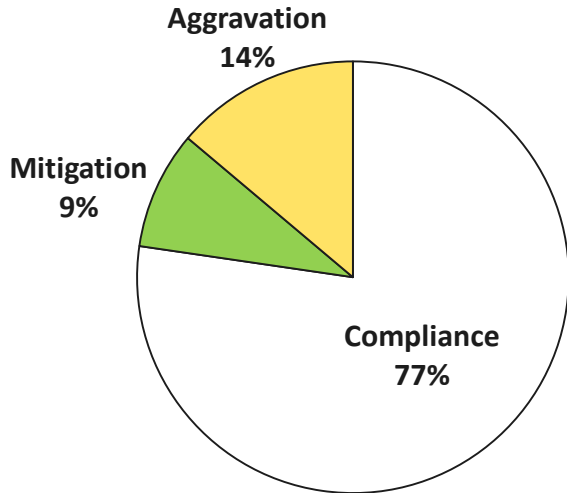


Actual Disposition	Percentage	Median Sentence
Probation/No Incarceration	28.9%	--
Jail (up to 12 months)	48.0%	6 months
Prison (1 year or more)	23.0%	1.5 years

\* Includes 1 attempt & 3 conspiracies involving sale, distribution, etc., of Schedule III drug

**Preliminary 2011 Report**  
**Hit & Run—Property Damage, \$1,000 or more**  
**(§ 46.2-894)**

**FY2011 Preliminary**  
**(n=160)**



Actual Disposition	Percentage	Median Sentence
Probation/No Incarceration	21.3%	--
Jail (up to 12 months)	47.5%	6 months
Prison (1 year or more)	31.3%	1.5 years

# FY2011 Hit & Run, Victim Injury (§ 46.2-894)

## Added points for Prior Criminal Traffic Misdemeanors on Sections B & C and Legal Restraint on Section C

### Section B

**SCORE THE FOLLOWING FACTOR ONLY IF PRIMARY OFFENSE IS HIT AND RUN (§ 46.2-894)**

◆ **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	
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### Section C

◆ **Legally Restrained at Time of Offense**

Primary offense hit and run (§ 46.2-894)

If YES, add 4

Primary offense OTHER THAN hit and run

If YES, add 2

0	0	
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**SCORE THE FOLLOWING FACTOR ONLY IF PRIMARY OFFENSE IS HIT AND RUN (§ 46.2-894)**

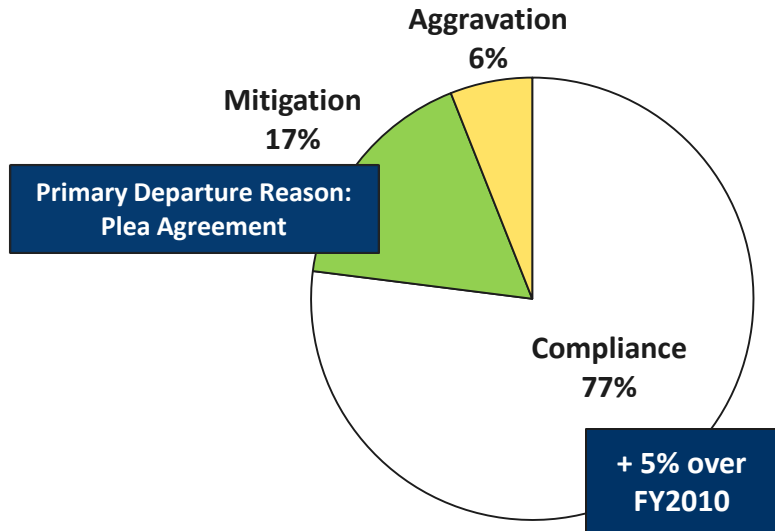
◆ **Prior Criminal Traffic Convictions/Adjudications**

Number: 0 Felonies: 1 - 4 Misdemeanors .....	4
5+ Misdemeanors .....	8
1+ Felonies: 0 Misdemeanors .....	4
1 - 4 Misdemeanors .....	8
5+ Misdemeanors .....	12

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# Preliminary 2011 Report Hit & Run – Victim Injury (§ 46.2-894)

FY2011 Preliminary  
(n=84)



Actual Disposition	Percentage	Median Sentence
Probation/No Incarceration	19.0%	--
Jail (up to 12 months)	47.6%	4 months
Prison (1 year or more)	33.4%	1.5 years



