

Miscellaneous/Other ❖ Section A

Offender Name: _____

◆ 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. Violent sex offender, fail to register or provide false information (1 count).....2
- D. Violent 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 (1count).....2
- K. Delivery of narcotics, marijuana to prisoner (1 count).....2

Score

0	
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◆ 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	
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◆ Additional Offenses

Total the maximum penalties for additional offenses, including counts

- Years: Less than 1.....0
 (12 months = 1 year) 1 - 7.....1
 8 - 18.....2
 19 - 28.....3
 29 - 38.....4
 39 or more.....5

0	
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◆ Victim Injury

- Threatened, emotional, physical or serious physical.....1
 Life threatening.....2

0	
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◆ Conviction in Current Event Requiring Mandatory Minimum Term (6 mos or more) If YES, add 8

0	
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◆ Prior Convictions/Adjudications

Total the maximum penalties for the 5 most recent and serious prior record events

Primary offense:

B, C, D or J: Sex offender registry violation or provide wireless device to or possession of wireless device by prisoner

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	
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◆ Prior Incarcerations/Commitments

If YES, add 4

0	
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◆ Legally Restrained at Time of Offense

Primary offense:

B, C, D or J: Sex offender registry violation or provide wireless device to or possession of wireless device by prisoner

Any legal restraint.....	Points
Any legal restraint.....	1

Primary offense:

All other offenses

None.....	Points
None.....	0
Other than post-incarceration supervision.....	2
Post-incarceration supervision.....	5

0	
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SCORE THE FOLLOWING FACTOR **ONLY** IF PRIMARY OFFENSE IS **H OR I: GANG OFFENSE (§ 18.2-46.2)**

◆ Type of Additional or Prior Record Convictions/Adjudications

Violent Additional or Prior Record Convictions/Adjudications

If YES, add 2

0	
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SCORE THE FOLLOWING FACTOR **ONLY** IF PRIMARY OFFENSE IS **K: DELIVER DRUGS TO PRISONER (§ 18.2-474.1)**

◆ Prior Record Convictions/Adjudications

Prior Felony Drug Convictions/Adjudications

If YES, add 1

0	
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Total Score

If total is 8 or less, go to **Section B**. If total is 9 or more, go to **Section C**.

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Miscellaneous/Other Section B Offender Name: _____

◆ 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. Violent sex offender, fail to register or provide false information (1 count)8
- D. Violent 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 (1count).....8
- K. Delivery of narcotics, marijuana to prisoner (1count)9

Score

▼

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

- Years: Less than 10
- (12 months = 1 year) 1 - 9.....2
- 10 - 19.....3
- 20 - 29.....4
- 30 - 39.....5
- 40 or more.....6

0	
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◆ 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	
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◆ Victim Injury

- Threatened, emotional, physical or serious physical2
- Life threatening3

0	
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◆ Prior Incarcerations/Commitments

Primary offense:
B, C, or D: Sex offender registry violation or J: Provide wireless device to or possession of device by prisoner
If YES, Add 1

Primary offense:
All other offenses

Do Not Score

0	
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◆ 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 Violations1
- 1 or more Prior Sex Offender Felony Registry Violations2
- Score if Primary Offense: H or I: Gang Offense (§ 18.2-46.2)**
- Prior Juvenile Felony Person Adjudication1
- Score if Primary Offense: J: Provide Wireless Device**
- 0 to 1 Prior Felony Conviction/ Adjudication against a Person0
- 2 or more Prior Felony Convictions/ Adjudications against a Person1
- Score if Primary Offense: K: Delivery of narcotics, marijuana to prisoner**
- 1 or more Prior Felony Drug Conviction/ Adjudication2

0	
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◆ Legally Restrained at Time of Offense If YES, add 1 →

0	
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Total Score

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See **Miscellaneous/Other Section B Recommendation Table** to convert score to guidelines sentence.

Miscellaneous/Other Section C Offender Name: _____

— Prior Record Classification —

◆ 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. Violent sex offender, fail to register or provide false info. (1 count).....	8.....	4.....	2
D. Violent 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 (1count).....	36.....	18.....	9

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)		Points
Violent Additional Offense (as defined in § 17.1-805)	And Primary is without a Juvenile (MOB1291F4).....	12
	And Primary is with a Juvenile (MOB1292F3).....	16

Primary offense: All other offenses
Do Not Score

◆ Firearm Used or Brandished _____ If YES, add 2 →

◆ Victim Injury _____

Threatened or emotional.....	2
Physical or serious.....	4
Life threatening.....	5

◆ 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

◆ Prior Felony Convictions/Adjudications Against Person _____

Number of Counts: 1.....	1
2.....	2
3.....	3
4.....	4
5 or more.....	5

◆ 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

◆ Legally Restrained at Time of Offense _____ If YES, add 2 →

Total Score _____

See Miscellaneous Section C Recommendation Table for guidelines sentence range.