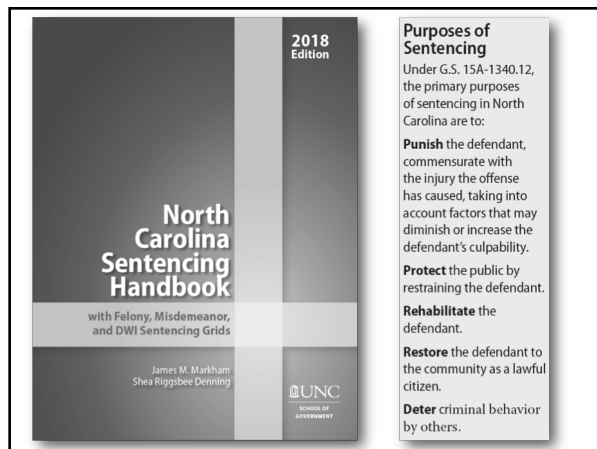




Objectives

- Grid fluency
- Avoid common errors
- Handbook familiarity



Types of Sentences

- Prison ("Active")
- Probation ("Intermediate" or "Community")
- Split sentence ("Special Probation")
- Sex Offenders
- Multiple convictions
- Fines and Restitution

Felony Offenses Committed on or after October 1, 2013

MINIMUM SENTENCES AND DISCRETIONARY OFFENSES

OFFENSE CLASS	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100
A	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100
B1	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100
B2	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100
C	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100
D	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100
E	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100
F	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100
G	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100
H	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100
I	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100

Felony Offenses Committed on or after October 1, 2013
MINIMUM SENTENCES AND DISCRETIONARY OFFENSES

OFFENSE CLASS	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100
A	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100
B1	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100
B2	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100
C	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100
D	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100
E	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100
F	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100
G	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100
H	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100
I	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100

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Minimum Sentence for Felony Offenses Committed on or after October 1, 2013
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Felony Offenses Committed on or after October 1, 2013
MINIMUM SENTENCES AND DISPOSITIONAL OPTIONS

OFFENSE CLASS

OFFENSE CLASS	I 6-17%	II 18-24%	III 25-34%	IV 35-44%	V 45-54%	VI 55-74%	VI 75-94%
A Felony Class A	10-12	12-15	15-18	18-21	21-24	24-27	27-30
B1 Felony Class B1	10-12	12-15	15-18	18-21	21-24	24-27	27-30
B2 Felony Class B2	10-12	12-15	15-18	18-21	21-24	24-27	27-30
C Felony Class C	10-12	12-15	15-18	18-21	21-24	24-27	27-30
D Felony Class D	10-12	12-15	15-18	18-21	21-24	24-27	27-30
E Felony Class E	10-12	12-15	15-18	18-21	21-24	24-27	27-30
F Felony Class F	10-12	12-15	15-18	18-21	21-24	24-27	27-30
G Felony Class G	10-12	12-15	15-18	18-21	21-24	24-27	27-30
H Felony Class H	10-12	12-15	15-18	18-21	21-24	24-27	27-30
I Felony Class I	10-12	12-15	15-18	18-21	21-24	24-27	27-30

MAXIMUM SENTENCES

DISPOSITIONAL OPTIONS

ASR

Felony Offenses Committed on or after October 1, 2013
MINIMUM SENTENCES AND DISPOSITIONAL OPTIONS

OFFENSE CLASS

OFFENSE CLASS	I 6-17%	II 18-24%	III 25-34%	IV 35-44%	V 45-54%	VI 55-74%	VI 75-94%
A Felony Class A	10-12	12-15	15-18	18-21	21-24	24-27	27-30
B1 Felony Class B1	10-12	12-15	15-18	18-21	21-24	24-27	27-30
B2 Felony Class B2	10-12	12-15	15-18	18-21	21-24	24-27	27-30
C Felony Class C	10-12	12-15	15-18	18-21	21-24	24-27	27-30
D Felony Class D	10-12	12-15	15-18	18-21	21-24	24-27	27-30
E Felony Class E	10-12	12-15	15-18	18-21	21-24	24-27	27-30
F Felony Class F	10-12	12-15	15-18	18-21	21-24	24-27	27-30
G Felony Class G	10-12	12-15	15-18	18-21	21-24	24-27	27-30
H Felony Class H	10-12	12-15	15-18	18-21	21-24	24-27	27-30
I Felony Class I	10-12	12-15	15-18	18-21	21-24	24-27	27-30

MAXIMUM SENTENCES

DISPOSITIONAL OPTIONS

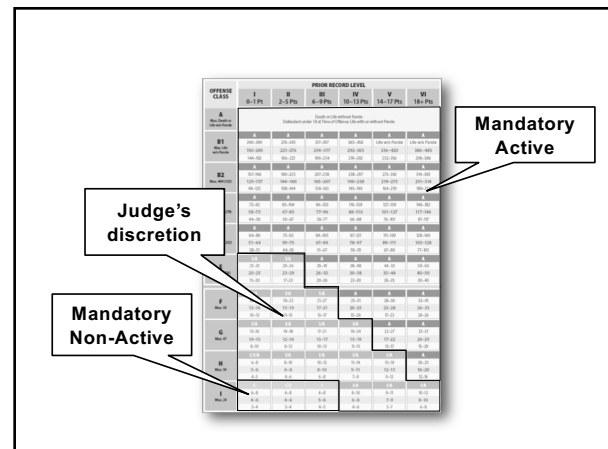
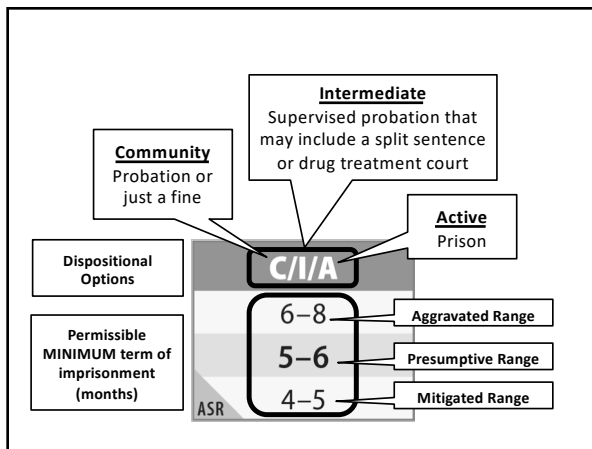
ASR

C/I/A

6-8

5-6

4-5

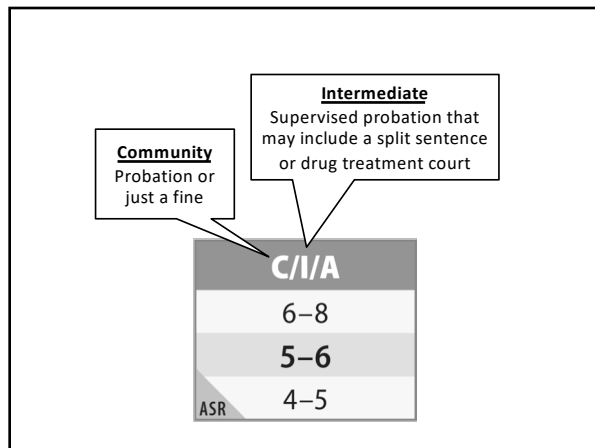


Felony Sentencing Steps

- Step 1: Determine the Applicable Law
- Step 2: Determine the Offense Class
- Step 3: Calculate the Prior Record Level
- Step 4: Consider Aggravating and Mitigating Factors
- Step 5: Select a Sentence of Imprisonment
- Step 6: Choose a Sentence Disposition
- Step 7: Review Additional Issues, as Appropriate

Exercise 1

- Felony Larceny (Class H)
- Prior Record Level I



Community

- Supervised or unsupervised probation that MAY NOT include
 - Special probation
 - Drug treatment court
- Or a fine only

Intermediate

- Supervised probation that MAY include
 - Special probation
 - Drug treatment court

Probationary Sentences (p. 26)

- Term of imprisonment
- Type of sentence
- Length of probation period
- Conditions of probation
- Delegated authority

Length of Probation Period

The original period of probation for a felony sentenced under Structured Sentencing must fall within the following limits:

- Community—12 to 30 months
- Intermediate—18 to 36 months

The court may depart from those ranges with a finding that a longer or shorter period is required. The maximum permissible period with a finding is 5 years. G.S. 15A-1343.2.

SUSPENSION OF SENTENCE			
Subject to the conditions set out below, the execution of this sentence is suspended and the defendant is placed on <input type="checkbox"/> supervised <input type="checkbox"/> unsupervised probation for _____ months.			
1. The Court finds that a <input checked="" type="checkbox"/> longer <input type="checkbox"/> shorter period of probation is necessary than that which is specified in G.S. 15A-1343.2(d).			
2. The Court finds that it is appropriate to delegate to the Section of Community Corrections the authority to impose any of the requirements in G.S. 15A-1343.2(e) for community punishment or G.S. 15A-1343.2(f) for intermediate punishment.			
3. This period of probation shall begin: <input type="checkbox"/> when the defendant is released from incarceration <input type="checkbox"/> at the expiration of the sentence in the case below.			
File No.	Offense	County	Court
4. The defendant shall comply with the conditions set forth in file number _____			
5. The defendant shall provide a DNA sample pursuant to G.S. 15A-266.4. (AOC-CR-319 required)			

- **Average probation for a felony: 26 months**

Probationary Sentences (p. 26)

- Term of imprisonment
- Type of sentence
- Length of probation period
- Conditions of probation
- Delegated authority

Types of Sentences

- Regular conditions
 - Apply by default, but may be stricken
- Special conditions
 - Statutory special conditions
 - Ad hoc conditions; must be “reasonably related”
- “Community and Intermediate” conditions
- Intermediate conditions
 - Apply in Intermediate cases, unless stricken
- Sex offender conditions

The image shows a screenshot of the 'Probationary Sentences' form. It is divided into three main sections: 'Regular', 'Community and Intermediate', and 'Special'. The 'Regular' section contains a table with various conditions. The 'Community and Intermediate' section contains a table with various conditions. The 'Special' section contains a table with various conditions. A 'DART / CHERRY PROGRAM' logo is visible in the center.

Probationary Sentences (p. 26)

- Term of imprisonment
- Type of sentence
- Length of probation period
- Conditions of probation
- Delegated authority

Delegated Authority

- Conditions a probation officer may impose without court action
 - Community service
 - Additional reporting
 - Substance abuse assessment/treatment
 - House arrest
 - Curfew with electronic monitoring
 - Educational/vocational programming
 - 2- or 3-day “quick dip” in the jail

Delegated Authority

- Applies unless the court “un-delegates” it

The image shows a screenshot of the 'Probationary Sentences' form. A callout box points to the 'Delegated Authority' section, stating: "The Court finds that it is NOT appropriate to delegate..."

Exercise 1.b

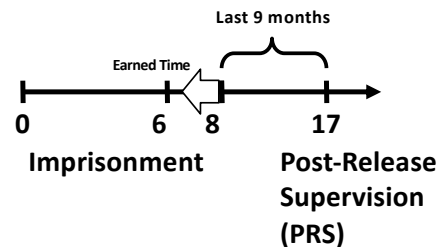
- Suspend the term of imprisonment from (a) and give the defendant an Intermediate sentence

C/I/A
6-8
5-6
ASR 4-5

“6-17 months, suspended. 36 months of supervised probation.”

If revoked . . .

- About 7 months in prison
- 9 months of PRS



Felony Offenses Committed on or after October 1, 2013
 Minimum Sentence(s) and Probation Period(s)

OFFENSE CLASS	1 (0-15)	2 (16-24)	3 (25-30)	4 (31-36)	5 (37-42)	6 (43-48)	7 (49-54)	8 (55-60)	9 (61-66)	10 (67-72)	11 (73-78)	12 (79-84)	13 (85-90)	14 (91-96)	15 (97-102)	16 (103-108)	17 (109-114)	18 (115-120)	19 (121-126)	20 (127-132)	21 (133-138)	22 (139-144)	23 (145-150)	24 (151-156)	25 (157-162)	26 (163-168)	27 (169-174)	28 (175-180)	29 (181-186)	30 (187-192)	31 (193-198)	32 (199-204)	33 (205-210)	34 (211-216)	35 (217-222)	36 (223-228)	37 (229-234)	38 (235-240)	39 (241-246)	40 (247-252)	41 (253-258)	42 (259-264)	43 (265-270)	44 (271-276)	45 (277-282)	46 (283-288)	47 (289-294)	48 (295-300)	49 (301-306)	50 (307-312)	51 (313-318)	52 (319-324)	53 (325-330)	54 (331-336)	55 (337-342)	56 (343-348)	57 (349-354)	58 (355-360)	59 (361-366)	60 (367-372)	61 (373-378)	62 (379-384)	63 (385-390)	64 (391-396)	65 (397-402)	66 (403-408)	67 (409-414)	68 (415-420)	69 (421-426)	70 (427-432)	71 (433-438)	72 (439-444)	73 (445-450)	74 (451-456)	75 (457-462)	76 (463-468)	77 (469-474)	78 (475-480)	79 (481-486)	80 (487-492)	81 (493-498)	82 (499-504)	83 (505-510)	84 (511-516)	85 (517-522)	86 (523-528)	87 (529-534)	88 (535-540)	89 (541-546)	90 (547-552)	91 (553-558)	92 (559-564)	93 (565-570)	94 (571-576)	95 (577-582)	96 (583-588)	97 (589-594)	98 (595-600)	99 (601-606)	100 (607-612)	101 (613-618)	102 (619-624)	103 (625-630)	104 (631-636)	105 (637-642)	106 (643-648)	107 (649-654)	108 (655-660)	109 (661-666)	110 (667-672)	111 (673-678)	112 (679-684)	113 (685-690)	114 (691-696)	115 (697-702)	116 (703-708)	117 (709-714)	118 (715-720)	119 (721-726)	120 (727-732)	121 (733-738)	122 (739-744)	123 (745-750)	124 (751-756)	125 (757-762)	126 (763-768)	127 (769-774)	128 (775-780)	129 (781-786)	130 (787-792)	131 (793-798)	132 (799-804)	133 (805-810)	134 (811-816)	135 (817-822)	136 (823-828)	137 (829-834)	138 (835-840)	139 (841-846)	140 (847-852)	141 (853-858)	142 (859-864)	143 (865-870)	144 (871-876)	145 (877-882)	146 (883-888)	147 (889-894)	148 (895-900)	149 (901-906)	150 (907-912)	151 (913-918)	152 (919-924)	153 (925-930)	154 (931-936)	155 (937-942)	156 (943-948)	157 (949-954)	158 (955-960)	159 (961-966)	160 (967-972)	161 (973-978)	162 (979-984)	163 (985-990)	164 (991-996)	165 (997-1002)
A	0-15	16-24	25-30	31-36	37-42	43-48	49-54	55-60	61-66	67-72	73-78	79-84	85-90	91-96	97-102	103-108	109-114	115-120	121-126	127-132	133-138	139-144	145-150	151-156	157-162	163-168	169-174	175-180	181-186	187-192	193-198	199-204	205-210	211-216	217-222	223-228	229-234	235-240	241-246	247-252	253-258	259-264	265-270	271-276	277-282	283-288	289-294	295-300	301-306	307-312	313-318	319-324	325-330	331-336	337-342	343-348	349-354	355-360	361-366	367-372	373-378	379-384	385-390	391-396	397-402	403-408	409-414	415-420	421-426	427-432	433-438	439-444	445-450	451-456	457-462	463-468	469-474	475-480	481-486	487-492	493-498	499-504	505-510	511-516	517-522	523-528	529-534	535-540	541-546	547-552	553-558	559-564	565-570	571-576	577-582	583-588	589-594	595-600	601-606	607-612	613-618	619-624	625-630	631-636	637-642	643-648	649-654	655-660	661-666	667-672	673-678	679-684	685-690	691-696	697-702	703-708	709-714	715-720	721-726	727-732	733-738	739-744	745-750	751-756	757-762	763-768	769-774	775-780	781-786	787-792	793-798	799-804	805-810	811-816	817-822	823-828	829-834	835-840	841-846	847-852	853-858	859-864	865-870	871-876	877-882	883-888	889-894	895-900	901-906	907-912	913-918	919-924	925-930	931-936	937-942	943-948	949-954	955-960	961-966	967-972	973-978	979-984	985-990	991-996	997-1002

15-27 months, Active.

15 → 27

I/A
19-24
15-19
ASR 11-15

Exercise 2.b

- Give the defendant the longest possible period of probation with the longest possible split.

I/A
19-24
15-19
ASR 11-15

Special Probation (Split)

- Jail/prison confinement for up to ¼ the maximum imposed sentence of imprisonment
- May be noncontinuous (e.g., weekends)
 - Noncontinuous periods must be served in jail
 - Must be complete within 2 years of conviction
- Judge may order \$40/day jail fee (optional)

Exercise 2.b

- Give the defendant the longest possible period of probation with the longest possible split.

I/A
19-24
15-19
ASR 11-15

- 19-32 months, suspended
- 60 months supervised probation
- 8 months of special probation

What about the jail credit? (p. 22)

Exercise 3

- Discharge Weapon into Occupied Property (Class E)
- Offense date: 6/21/2013
- Prior record: As provided
- Aggravating factors:
 - The defendant was armed with a deadly weapon
 - Involved a person under the age of 16 in the crime
- Mitigating factor:
 - Honorable discharge from Armed Forces

Exercise 3.a

- What is the defendant's Prior Record Level?

STATE OF NORTH CAROLINA
County: _____
In the Superior Court of Justice
() District () Superior Court Division

WORKSHEET PRIOR RECORD LEVEL FOR FELONY SENTENCING AND PRIOR CONVICTION LEVEL FOR MISDEMEANOR SENTENCING (STRUCTURED SENTENCING)
(For Offenses Committed On Or After Feb. 1, 2005)

I. SCORING PRIOR RECORD/FELONY SENTENCING

NUMBER	TYPE	FACTORS	POINTS
1	Prior Felony Class A Conviction	X10	
2	Prior Felony Class B1 Conviction	X9	
3	Prior Felony Class B2 or C or D Conviction	X6	
4	Prior Felony Class E or F or G Conviction	X4	4
5	Prior Felony Class H or I Conviction	X2	2
6	Prior Class A1 or 1 Misdemeanor Conviction (see note on reverse)	X1	2
SUBTOTAL			8

Defendant's Current Charge(s): _____

If all the elements of the present offense are included in any prior offense whether or not the prior offenses were used in determining prior record level: ☒ +1

If the offense was committed while the offender was: ☒ on probation, parole, or post-release supervision; ☐ serving a sentence of imprisonment; or ☐ on escape from a correctional institution.

NOTE: If part of a plea transcript, use form AOC-CR-300 (Transcript Of Plea), Nos. 16 and 17.

County: _____ File No. _____ State (if other than NC) _____

TOTAL 9

9 points → Level III

Prior Record Level

COUNT

- All felonies
- Class 1 and Class A1 non-traffic misdemeanors
- DWI, commercial DWI, and death by vehicle
- Prayer for Judgment (PJC)
- Crimes from other jurisdictions

DON'T COUNT

- Class 2 & 3 misdemeanors
- Traffic misdemeanors (other than DWI, commercial DWI, and death by vehicle)
- Infractions
- Contempt adjudications
- Convictions used to habitualize
- Juvenile adjudications

- Count only the most serious conviction from a single calendar week of superior court, or session of district court

Bonus Points

- Under supervision (+1)
 - Committed while on probation, parole, post-release supervision, incarcerated, or on escape
- Same elements (+1)
 - All elements of the present offense included in a prior offense

Out-of-State Prior Convictions

- By default:
 - Prior out-of-state felonies: Class I (2 points)
 - Prior out-of-state misdemeanors: Class 3 (0 points)
- With “substantial similarity” determination:
 - Count like the similar North Carolina offense
 - Proponent must prove by preponderance of evidence
 - Court must make findings; stipulations ineffective

STATE OF NORTH CAROLINA
County: _____
In the Superior Court of Justice
() District () Superior Court Division

WORKSHEET PRIOR RECORD LEVEL FOR FELONY SENTENCING AND PRIOR CONVICTION LEVEL FOR MISDEMEANOR SENTENCING (STRUCTURED SENTENCING)
(For Offenses Committed On Or After Feb. 1, 2005)

I. SCORING PRIOR RECORD/FELONY SENTENCING

NUMBER	TYPE	FACTORS	POINTS
	Prior Felony Class A Conviction	X10	
	Prior Felony Class B1 Conviction	X9	
	Prior Felony Class B2 or C or D Conviction	X6	
1	Prior Felony Class E or F or G Conviction	X4	4
1	Prior Felony Class H or I Conviction	X2	2
2	Prior Class A1 or 1 Misdemeanor Conviction (see note on reverse)	X1	2
SUBTOTAL			8

Defendant's Current Charge(s): _____

If all the elements of the present offense are included in any prior offense whether or not the prior offenses were used in determining prior record level: ☒ +1

If the offense was committed while the offender was: ☒ on probation, parole, or post-release supervision; ☐ serving a sentence of imprisonment; or ☐ on escape from a correctional institution.

NOTE: If part of a plea transcript, use form AOC-CR-300 (Transcript Of Plea), Nos. 16 and 17.

County: _____ File No. _____ State (if other than NC) _____

TOTAL 9

9 points → Level III

Exercise 3.b

- What is the defendant's Prior Record Level if the State makes a showing of “substantial similarity” for the South Carolina rape?









Out-of-State Prior Convictions

- By default:
 - Prior out-of-state felonies: Class I (2 points)
 - Prior out-of-state misdemeanors: Class 3 (0 points)
- With “substantial similarity” determination:
 - Count like the similar North Carolina offense
 - Proponent must prove by preponderance of evidence
 - Court must make findings; stipulations ineffective



Exercise 3.b

A defendant has the following prior record:

- | | | |
|---|---|---|
|  | 11/1/98 | DWI |
|  | 1/12/01 | DWLR |
|  | 8/4/03 | PIC for communicating threats (Class 1) |
|  | 4/25/08 | 2d deg burglary (Class G) |
|  | 4/25/08 | Poss. stolen goods (Class H) |
|  | 10/22/10 | Criminal contempt (30 days) |
|  | 2/13/11 | First-degree rape (South Carolina) |
|  | Current crime committed while on parole | |



NOTE: If you are completing this form for a conviction listed in Section V on the reverse, the Court finds by a preponderance of the evidence that the offense is substantially similar to a North Carolina offense...."

No. Of Prior Convictions
 0
 1-4
 5+

The Court has determined that the defendant's prior convictions to be considered in this case are as shown above.

In making this determination, the Court has relied upon the State's evidence of the defendant's prior convictions from a computer printout of DCJ-CCH.

The Court finds the prior convictions, prior record points and the prior record level of the defendant to be as shown herein.

In making this determination, the Court has relied upon the State's evidence of the defendant's prior convictions from a computer printout of DCJ-CCH.

In finding a prior record level point under G.S. 15A-134D.14(b)(7), the Court has relied on the jury's determination of this issue beyond a reasonable doubt or the defendant's admission to this issue.

The Court finds that all of the elements of the present offense are included in a prior offense.

For each out-of-state conviction listed in Section V on the reverse, the Court finds the evidence that the offense is substantially similar to a North Carolina offense and that the North Carolina conviction assigned to this offense in Section V is correct.

The Court finds that the State and the defendant have stipulated in open court to the prior convictions, points and record level.

Date _____ Name Of Presiding Judge (Type Or Print) _____ Signature Of Presiding Judge _____

I. SCORING PRIOR RECORD/FELONY SENTENCING			
NUMBER	TYPE	FACTORS	POINTS
	Prior Felony Class A Conviction	X10	
1	Prior Felony Class B1 Conviction	X 9	9
	Prior Felony Class B2 or C or D Conviction	X 6	
1	Prior Felony Class E or F or G Conviction	X 4	4
	Prior Felony Class H or I Conviction	X 2	
2	Prior Class A1 or 1 Misdemeanor Conviction (see note on reverse)	X 1	2
		SUBTOTAL	15
Defendant's Current Charges:			
<p>If all the elements of the present offense are included in any prior offense whether or not the prior offenses were used in determining prior record level:</p> <p>If the offense was committed while the offender was: <input checked="" type="checkbox"/> on probation, parole, or post-release supervision; <input type="checkbox"/> serving a sentence of imprisonment; or <input type="checkbox"/> on escape from a correctional institution.</p> <p>NOTE: If part of a plea transcript, use form ACC-CR-300 ("Transcript Of Plea"), Nos. 16 and 17.</p>			
County	File No.	State (if other than NC)	
		TOTAL	16

16 points → Prior Record Level V

Exercise 3.c

- What are the longest and shortest Active sentences the court could impose?



Early Offense Completed December 1, 2011 through September 30, 2013

MINIMUM FINES AND DISPOSITIONAL OFFERS

OFFENSE CLASS	1 1-7Y	2 7-17Y	3 18-24Y	4 25-34Y	5 35-44Y	6 45-54Y	7 55-64Y	8 65-74Y	9 75-84Y	10 85-94Y	11 95-104Y
A Adult Felony											
Minimum Fine: 1 Year of Prison (with Parole)											
B1 Adult Misdemeanor											
Minimum Fine: 1 Year of Prison (with Parole)											
B2 Adult Misdemeanor											
Minimum Fine: 1 Year of Prison (with Parole)											
C Juvenile Felony											
Minimum Fine: 1 Year of Prison (with Parole)											
D Juvenile Misdemeanor											
Minimum Fine: 1 Year of Prison (with Parole)											
E Juvenile Misdemeanor											
Minimum Fine: 1 Year of Prison (with Parole)											
F Juvenile Misdemeanor											
Minimum Fine: 1 Year of Prison (with Parole)											
G Juvenile Misdemeanor											
Minimum Fine: 1 Year of Prison (with Parole)											
H Juvenile Misdemeanor											
Minimum Fine: 1 Year of Prison (with Parole)											
I Juvenile Misdemeanor											
Minimum Fine: 1 Year of Prison (with Parole)											
J Juvenile Misdemeanor											
Minimum Fine: 1 Year of Prison (with Parole)											
K Juvenile Misdemeanor											
Minimum Fine: 1 Year of Prison (with Parole)											
L Juvenile Misdemeanor											
Minimum Fine: 1 Year of Prison (with Parole)											
M Juvenile Misdemeanor											
Minimum Fine: 1 Year of Prison (with Parole)											
N Juvenile Misdemeanor											
Minimum Fine: 1 Year of Prison (with Parole)											
O Juvenile Misdemeanor											
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P Juvenile Misdemeanor											
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Q Juvenile Misdemeanor											
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T Juvenile Misdemeanor											
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U Juvenile Misdemeanor											
Minimum Fine: 1 Year of Prison (with Parole)											
V Juvenile Misdemeanor											
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W Juvenile Misdemeanor											
Minimum Fine: 1 Year of Prison (with Parole)											
X Juvenile Misdemeanor											
Minimum Fine: 1 Year of Prison (with Parole)											
Y Juvenile Misdemeanor											
Minimum Fine: 1 Year of Prison (with Parole)											
Z Juvenile Misdemeanor											
Minimum Fine: 1 Year of Prison (with Parole)											

44-55

35-44

26-35

MAJOR OFFENSES

These offenses are those that are considered "Major Offenses" under the provisions of the Criminal Justice Act. They are offenses that are considered to be the most serious offenses under the law. They are offenses that are considered to be the most serious offenses under the law.

FOR OFFENSE CLASSES 1 THROUGH 11 (Minimum Fines)

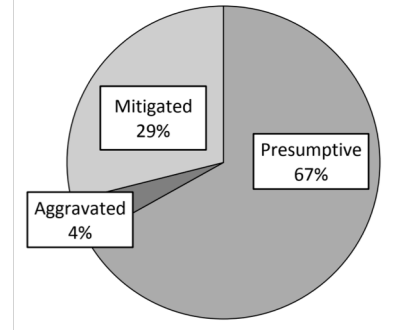
OFFENSE CLASS	1 1-7Y	2 7-17Y	3 18-24Y	4 25-34Y	5 35-44Y	6 45-54Y	7 55-64Y	8 65-74Y	9 75-84Y	10 85-94Y	11 95-104Y
A1 Adult Felony											
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A99 Adult Felony											
A100 Adult Felony											

FOR OFFENSE CLASSES 12 THROUGH 15 (Minimum Fines)

OFFENSE CLASS	1 1-7Y	2 7-17Y	3 18-24Y	4 25-34Y	5 35-44Y	6 45-54Y	7 55-64Y	8 65-74Y	9 75-84Y	10 85-94Y	11 95-104Y
B1 Adult Misdemeanor											
B2 Adult Misdemeanor											
B3 Adult Misdemeanor											
B4 Adult Misdemeanor											
B5 Adult Misdemeanor											
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B22 Adult Misdemeanor											
B23 Adult Misdemeanor											
B24 Adult Misdemeanor											
B25 Adult Misdemeanor											
B26 Adult Misdemeanor											
B27 Adult Misdemeanor											
B28 Adult Misdemeanor											
B29 Adult Misdemeanor											
B30 Adult Misdemeanor											

Exercise 3.c

- Discharging a weapon into occupied property
- Prior Record Level V
- Aggravating factors:
 - Used a deadly weapon
 - Involved a person under 16
- Mitigating factor:
 - Honorably discharged from Armed Forces



Aggravating Factors: Procedure

- State must give 30-day notice of intent to prove
 - Statutory aggravators need not be pled
 - Non-statutory aggravators must be pled
- Aggravating factors must be proved to jury beyond a reasonable doubt (unless pled to)
- Prohibited aggravating factors
 - Evidence necessary to prove an element
 - Same item of evidence may not be used to prove more than one aggravating factor
 - Exercise of right to jury trial cannot be an aggravator



Mitigating Factors: Procedure

- Defendant must be given an opportunity to prove mitigating factors
- Defendant must prove to the judge by a preponderance of the evidence



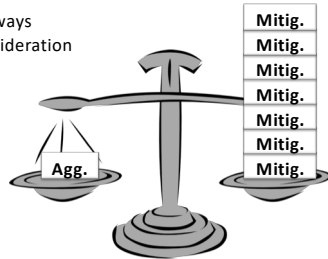
STATE OF NORTH CAROLINA		File No.
County		In the General Court of Justice <input type="checkbox"/> District <input type="checkbox"/> Superior Court Division
STATE VERSUS		
Name of Defendant		
Offense		
NOTE: When consolidating offenses for judgment, findings of aggravating factors and mitigating factors should be made only for the most serious offense. Separate findings of aggravating factors and mitigating factors should be made for each offense that is not consolidated.		
AGGRAVATING FACTORS		
1. The Defendant: <input type="checkbox"/> a. induced others to participate in the commission of the offense. <input type="checkbox"/> b. occupied a position of leadership or dominance of other participants in the commission of the offense. 2. The defendant joined with more than one other person in committing the offense and was not charged with committing a conspiracy. 3. The offense was committed for the benefit of, or at the direction of, any (check one) <input type="checkbox"/> offense committed Dec. 1, 1997 - Nov. 30, 2017 <input type="checkbox"/> criminal street gang <input type="checkbox"/> offense committed on or after Dec. 1, 2017; criminal gang as defined by G.S. 14-50.15A(1). with the specific intent to promote, further, or assist in any criminal conduct by gang members, and the defendant was not charged with committing a conspiracy. 4. The offense was committed for the purpose of: <input type="checkbox"/> a. avoiding or preventing a lawful arrest. <input type="checkbox"/> b. effecting an escape from custody. 5. The defendant was: <input type="checkbox"/> a. hired to commit the offense. <input type="checkbox"/> b. paid to commit the offense. 6. The offense was committed to: <input type="checkbox"/> a. disrupt <input type="checkbox"/> b. hinder the lawful exercise of a governmental function or the enforcement of laws. 7. The offense was committed against or proximately caused serious injury to a present or former law enforcement officer, employee of the Division of Adult Correction and Juvenile Justice, jailer, fireman, emergency medical technician, ambulance attendant, social worker, justice or judge, clerk or assistant or deputy clerk of court, magistrate, prosecutor, juror, or witness against the defendant, while engaged in the performance of that person's official duties or because of the exercise of that person's official duties. 8. The offense was committed against or proximately caused serious harm as defined in G.S. 14-163.1 or death to a law enforcement agency animal, an assistance animal, or a search and rescue animal (duplex to offenses committed on or after December 1, 2009) as defined in G.S. 14-163.1, while engaged in the performance of the animal's official duties. 9. The offense was especially heinous, atrocious or cruel. 10. The defendant knowingly created a great risk of death to more than one person by means of a weapon or device which would normally be hazardous to the lives of more than one person. 11. (select appropriate option depending on date of offense) <input type="checkbox"/> a. Use for offenses committed prior to December 1, 2017: The defendant held public office at the time of the offense and the offense related to the conduct of the office. <input type="checkbox"/> b. Use for offenses committed on or after December 1, 2017: The defendant held public elected or appointed office or public employment at the time of the offense and the offense directly related to the conduct of the office or employment. (NOTE: The court must notify the State Treasurer as required by G.S. 15A-1342.165.)		

MITIGATING FACTORS	
1. The defendant committed the offense under: <input type="checkbox"/> a. duress which was insufficient to constitute a defense but significantly reduced the defendant's culpability. <input type="checkbox"/> b. coercion which was insufficient to constitute a defense but significantly reduced the defendant's culpability. <input type="checkbox"/> c. threat which was insufficient to constitute a defense but significantly reduced the defendant's culpability. <input type="checkbox"/> d. compulsion which was insufficient to constitute a defense but significantly reduced the defendant's culpability. 2. The defendant: <input type="checkbox"/> a. was a passive participant in the commission of the offense. <input type="checkbox"/> b. played a minor role in the commission of the offense. 3. The defendant was suffering from a: <input type="checkbox"/> a. mental condition that was insufficient to constitute a defense but significantly reduced the defendant's culpability for the offense. <input type="checkbox"/> b. physical condition that was insufficient to constitute a defense but significantly reduced the defendant's culpability for the offense. 4. The defendant's: <input type="checkbox"/> a. age, or immaturity, at the time of the commission of the offense significantly reduced the defendant's culpability for the offense. <input type="checkbox"/> b. limited mental capacity at the time of the commission of the offense significantly reduced the defendant's culpability for the offense. 5. The defendant has made: <input type="checkbox"/> a. substantial restitution to the victim. <input type="checkbox"/> b. full restitution to the victim. 6. The victim was more than 16 years of age and: <input type="checkbox"/> a. was a voluntary participant in the defendant's conduct. <input type="checkbox"/> b. consented to the defendant's conduct. 7. The defendant: <input type="checkbox"/> a. acted in the apprehension of another felon. <input type="checkbox"/> b. testified truthfully on behalf of the State in another prosecution of a felony. 8. The defendant acted under strong provocation. <input type="checkbox"/> a. The relationship between the defendant and the victim was otherwise extenuating. 9. The defendant: <input type="checkbox"/> a. could not reasonably foresee that the defendant's conduct would cause or threaten serious bodily harm or fear. <input type="checkbox"/> b. exercised caution to avoid serious bodily harm or fear to other persons. 10. The defendant reasonably believed that the defendant's conduct was legal. 11. The defendant voluntarily acknowledged wrongdoing in connection with the offense to a law enforcement officer: <input type="checkbox"/> a. at an early stage of the criminal process. <input type="checkbox"/> b. prior to arrest. 12. The defendant has been a person of good character or has had a good reputation in the community in which the defendant lives. 13. The defendant is a minor and has reliable supervision available. 14. The defendant has been honorably discharged from the United States Armed Services. 15. The defendant has accepted responsibility for the defendant's criminal conduct. 16. The defendant has entered and is currently involved in or has successfully completed a drug treatment program or an alcohol treatment program subsequent to arrest and prior to trial. 17. The defendant supports the defendant's family. 18. The defendant has no other dependents in the household.	



Weighing factors

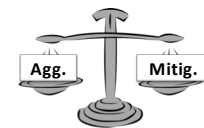
- A matter of judicial discretion
- Not a mathematical balance
- Presumptive range always permissible after consideration of offered factors



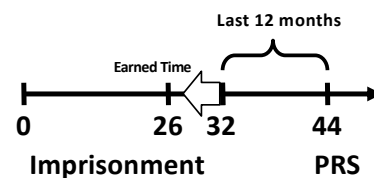
Exercise 3.c

- Discharging a weapon into occupied property
- Prior Record Level V
- Aggravating factors:
 - ✗ Used a deadly weapon
 - Involved a person under 16
- Mitigating factor:
 - Honorably discharged from Armed Forces

A
44-55
35-44
26-35

[illegible]

Class B1-E Sentence Administration



PRS period is 12 months

Exercise 4

- Second-degree forcible rape (Class C)
- Prior Record Level I

Telling Offenses Committed on or prior October 3, 2013
Minimum Sentence: 18 Months (Mandatory Offense)

CLASS **SEX** **FROM RECORD LEVEL** **MIN** **MAX** **MIN** **MAX**

A **MALE** **1** **2-3** **10-11** **12-13** **14-17** **18-20**

EM **MALE** **1** **2-3** **10-11** **12-13** **14-17** **18-20**

73-92
58-73
44-58

73 → 100 (148)

Sex offender maximum

MALEMIN SENTENCE

FOR OFFENSE CLASS 1 (Minimum)

CLASS **SEX** **FROM RECORD LEVEL** **MIN** **MAX** **MIN** **MAX**

1 **MALE** **1** **2-3** **10-11** **12-13** **14-17** **18-20**

2 **MALE** **1** **2-3** **10-11** **12-13** **14-17** **18-20**

3 **MALE** **1** **2-3** **10-11** **12-13** **14-17** **18-20**

4 **MALE** **1** **2-3** **10-11** **12-13** **14-17** **18-20**

5 **MALE** **1** **2-3** **10-11** **12-13** **14-17** **18-20**

6 **MALE** **1** **2-3** **10-11** **12-13** **14-17** **18-20**

7 **MALE** **1** **2-3** **10-11** **12-13** **14-17** **18-20**

8 **MALE** **1** **2-3** **10-11** **12-13** **14-17** **18-20**

9 **MALE** **1** **2-3** **10-11** **12-13** **14-17** **18-20**

10 **MALE** **1** **2-3** **10-11** **12-13** **14-17** **18-20**

11 **MALE** **1** **2-3** **10-11** **12-13** **14-17** **18-20**

12 **MALE** **1** **2-3** **10-11** **12-13** **14-17** **18-20**

13 **MALE** **1** **2-3** **10-11** **12-13** **14-17** **18-20**

14 **MALE** **1** **2-3** **10-11** **12-13** **14-17** **18-20**

15 **MALE** **1** **2-3** **10-11** **12-13** **14-17** **18-20**

16 **MALE** **1** **2-3** **10-11** **12-13** **14-17** **18-20**

17 **MALE** **1** **2-3** **10-11** **12-13** **14-17** **18-20**

18 **MALE** **1** **2-3** **10-11** **12-13** **14-17** **18-20**

19 **MALE** **1** **2-3** **10-11** **12-13** **14-17** **18-20**

20 **MALE** **1** **2-3** **10-11** **12-13** **14-17** **18-20**

21 **MALE** **1** **2-3** **10-11** **12-13** **14-17** **18-20**

22 **MALE** **1** **2-3** **10-11** **12-13** **14-17** **18-20**

23 **MALE** **1** **2-3** **10-11** **12-13** **14-17** **18-20**

24 **MALE** **1** **2-3** **10-11** **12-13** **14-17** **18-20**

25 **MALE** **1** **2-3** **10-11** **12-13** **14-17** **18-20**

26 **MALE** **1** **2-3** **10-11** **12-13** **14-17** **18-20**

27 **MALE** **1** **2-3** **10-11** **12-13** **14-17** **18-20**

28 **MALE** **1** **2-3** **10-11** **12-13** **14-17** **18-20**

29 **MALE** **1** **2-3** **10-11** **12-13** **14-17** **18-20**

30 **MALE** **1** **2-3** **10-11** **12-13** **14-17** **18-20**

31 **MALE** **1** **2-3** **10-11** **12-13** **14-17** **18-20**

32 **MALE** **1** **2-3** **10-11** **12-13** **14-17** **18-20**

33 **MALE** **1** **2-3** **10-11** **12-13** **14-17** **18-20**

34 **MALE** **1** **2-3** **10-11** **12-13** **14-17** **18-20**

35 **MALE** **1** **2-3** **10-11** **12-13** **14-17** **18-20**

36 **MALE** **1** **2-3** **10-11** **12-13** **14-17** **18-20**

37 **MALE** **1** **2-3** **10-11** **12-13** **14-17** **18-20**

38 **MALE** **1** **2-3** **10-11** **12-13** **14-17** **18-20**

39 **MALE** **1** **2-3** **10-11** **12-13** **14-17** **18-20**

40 **MALE** **1** **2-3** **10-11** **12-13** **14-17** **18-20**

41 **MALE** **1** **2-3** **10-11** **12-13** **14-17** **18-20**

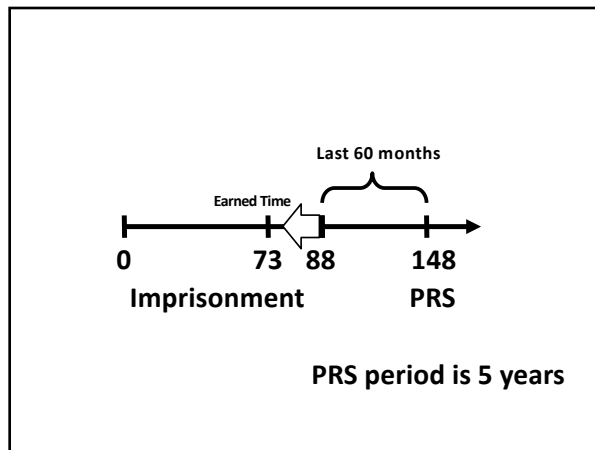
42 **MALE** **1** **2-3** **10-11** **12-13** **14-17** **18-20**

43 **MALE** **1** **2-3** **10-11** **12-13** **14-17** **18-20**

44 **MALE** **1** **2-3** **10-11** **12-13** **14-17** **18-20**

45 **MALE** **1** **2-3** **10-11** **12-13** **14-17** **18-20**

46 **MALE** **1** **2-3** **10-11** **12-13**



Exercise 4.b

- Reportable sex crimes
 - Registration
 - Satellite-based monitoring
 - No-contact order
 - Page 19-20

A	EM
73-92	
58-73	
44-58	

Extraordinary mitigation (p. 10)

- Allows an Intermediate sentence in certain "A"-only cells of the sentencing grid based on the presence of extraordinary factor(s)

Page 10

EM

Grid cells in which EM might be possible are flagged with this symbol.

OFFENSE CLASS	PRIOR RECORD LEVEL					
	I 0-1 Pt	II 2-5 Pts	III 6-9 Pts	IV 10-13 Pts	V 14-17 Pts	VI 18+ Pts
A Max. 100 Min. 0	Death or Life without Parole Subsequent under 18 or Three or More Life with or without Parole					
B1 Max. 100 Min. 0	A	A	A	A	A	A
B2 Max. 99-100 Min. 0	A	A	A	A	A	A
C Max. 99-100 Min. 0	A	A	A	A	A	A
D Max. 99-100 Min. 0	A	A	A	A	A	A
E Max. 99-100 Min. 0	A	A	A	A	A	A
F Max. 30 Min. 0	A	A	A	A	A	A
G Max. 30 Min. 0	A	A	A	A	A	A
H Max. 30 Min. 0	A	A	A	A	A	A
I Max. 30 Min. 0	A	A	A	A	A	A

Extraordinary mitigation

- Permissible when court finds:
 - Extraordinary mitigating factors of a kind significantly greater than in the normal case;
 - Those factors substantially outweigh any factors in aggravation; and
 - It would be a manifest injustice to impose an active punishment in the case

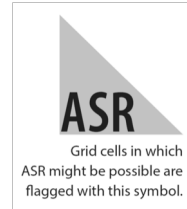
Example

- 20-year-old defendant convicted of statutory rape of a 15-year-old
- No prior record

C	A	EM
Max. 231 (279)	73-92	
	58-73	
	44-58	

Without EM:
44-65 months, Active

With EM:
44-65, Suspended Supervised probation (16½ months split)



Advanced Supervised Release

- Created by Justice Reinvestment Act
- Allows early release from prison to post-release supervision for identified defendants who complete "risk reduction incentives" in prison

Eligibility

- Only certain grid cells
- Only Active sentences
- Only if court-ordered at sentencing
- Never over prosecutor objection

OFFENSE CLASS	PRISON SECOND LEVEL									
	I 0-1 Pts	II 2-3 Pts	III 4-5 Pts	IV 6-7 Pts	V 8-9 Pts	VI 10-11 Pts	VII 12-13 Pts	VIII 14-15 Pts	IX 16-17 Pts	X 18-19 Pts
A Aggravated Assault	140-149	150-159	160-169	170-179	180-189	190-199	200-209	210-219	220-229	230-239
B1 Burglary	140-149	150-159	160-169	170-179	180-189	190-199	200-209	210-219	220-229	230-239
B2 Burglary	140-149	150-159	160-169	170-179	180-189	190-199	200-209	210-219	220-229	230-239
B3 Burglary	140-149	150-159	160-169	170-179	180-189	190-199	200-209	210-219	220-229	230-239
C Carjacking	140-149	150-159	160-169	170-179	180-189	190-199	200-209	210-219	220-229	230-239
D Domestic Violence	140-149	150-159	160-169	170-179	180-189	190-199	200-209	210-219	220-229	230-239
E Drug Trafficking	140-149	150-159	160-169	170-179	180-189	190-199	200-209	210-219	220-229	230-239
F False Personation	140-149	150-159	160-169	170-179	180-189	190-199	200-209	210-219	220-229	230-239
G False Personation	140-149	150-159	160-169	170-179	180-189	190-199	200-209	210-219	220-229	230-239
H Habitual Offender	140-149	150-159	160-169	170-179	180-189	190-199	200-209	210-219	220-229	230-239
I Identity Theft	140-149	150-159	160-169	170-179	180-189	190-199	200-209	210-219	220-229	230-239
J Jury Tampering	140-149	150-159	160-169	170-179	180-189	190-199	200-209	210-219	220-229	230-239
K Kidnapping	140-149	150-159	160-169	170-179	180-189	190-199	200-209	210-219	220-229	230-239
L Larceny	140-149	150-159	160-169	170-179	180-189	190-199	200-209	210-219	220-229	230-239
M Molestation	140-149	150-159	160-169	170-179	180-189	190-199	200-209	210-219	220-229	230-239
N Narcotics	140-149	150-159	160-169	170-179	180-189	190-199	200-209	210-219	220-229	230-239
O Obstruction of Justice	140-149	150-159	160-169	170-179	180-189	190-199	200-209	210-219	220-229	230-239
P Perjury	140-149	150-159	160-169	170-179	180-189	190-199	200-209	210-219	220-229	230-239
Q Quarantine	140-149	150-159	160-169	170-179	180-189	190-199	200-209	210-219	220-229	230-239
R Rape	140-149	150-159	160-169	170-179	180-189	190-199	200-209	210-219	220-229	230-239
S Sexual Assault	140-149	150-159	160-169	170-179	180-189	190-199	200-209	210-219	220-229	230-239
T Terrorism	140-149	150-159	160-169	170-179	180-189	190-199	200-209	210-219	220-229	230-239
U Unlawful Use of Firearm	140-149	150-159	160-169	170-179	180-189	190-199	200-209	210-219	220-229	230-239
V Vandalism	140-149	150-159	160-169	170-179	180-189	190-199	200-209	210-219	220-229	230-239
W Witness Tampering	140-149	150-159	160-169	170-179	180-189	190-199	200-209	210-219	220-229	230-239
X Xenophobia	140-149	150-159	160-169	170-179	180-189	190-199	200-209	210-219	220-229	230-239
Y Youth Offender	140-149	150-159	160-169	170-179	180-189	190-199	200-209	210-219	220-229	230-239
Z Zoning	140-149	150-159	160-169	170-179	180-189	190-199	200-209	210-219	220-229	230-239

Exercise 5

- Felony breaking or entering (Class H)
- Felony larceny (Class H)
- Prior Record Level I
- 30 days pretrial jail credit

C/I/A	C/I/A
6-8	6-8
5-6	5-6
ASR 4-5	ASR 4-5

Multiple convictions (5.a)

- Consolidated sentences
 - All convictions sentenced together may be consolidated into one sentence for the most serious offense

C/I/A	C/I/A
6-8	6-8
5-6	5-6
ASR 4-5	ASR 4-5

Multiple convictions (5.b)

- Concurrent sentences
 - If judgments are silent, sentences run concurrently

C/I/A	6-17 months (30 days jail credit)
6-8	
5-6	
ASR 4-5	

C/I/A	6-17 months (30 days jail credit)
6-8	
5-6	
ASR 4-5	

Multiple convictions (5.c)

- Consecutive sentences
 - One sentence begins at the expiration of another

C/I/A	C/I/A
6-8	6-8
5-6	5-6
ASR 4-5	ASR 4-5

6-17 months (30 days jail credit) 6-17 months

The sentence imposed above shall begin at the expiration of all sentences which the defendant is presently obligated to serve.
 The sentence imposed above shall begin at the expiration of the sentence imposed in the case referenced below:

File No.	Offense	County	Court	Date
AOC-CR-601, Rev. 12/17, © 2017 Administrative Office of the Courts				

Material supports unrelated charges to be designated as surcharge.

Multiple convictions (5.d)

- Probationary sentences
 - Probation *periods* must run concurrently with one another
 - A probationary sentence may run consecutively to an Active sentence ("contingent")

C/I/A	C/I/A
6-8	6-8
5-6	5-6
ASR 4-5	ASR 4-5

6-17 months, Active (30 days jail credit) 6-17 months, suspended

Additional Issues: Money

- Fines
 - Amount in court discretion for felonies
- Costs
 - Apply by default unless waived for "just cause"
 - 15-day written notice to affected parties
- Other fees
 - Attorney fees
 - Probation supervision fees (\$40/month)
 - Jail fees (\$10/day pretrial; \$40/day for splits)
 - EHA fee (\$90 + \$4.48/day)
 - Community Service fee (\$250)





UNC
SCHOOL OF GOVERNMENT