

DISTRICT OF COLUMBIA
SENTENCING COMMISSION
2026 GUIDELINES MANUAL

For training purposes only, not for distribution

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2026 Guidelines Manual

Effective January 1

Minor Substantive Changes

Reranked offenses



2026 D.C. Voluntary Sentencing Guidelines Manual

District of Columbia
Sentencing Commission



CHAPTER ONE

**Guidelines
Overview**

Guidelines

Key Features

Promote certainty, consistency, and adequacy of punishment

Two primary factors:

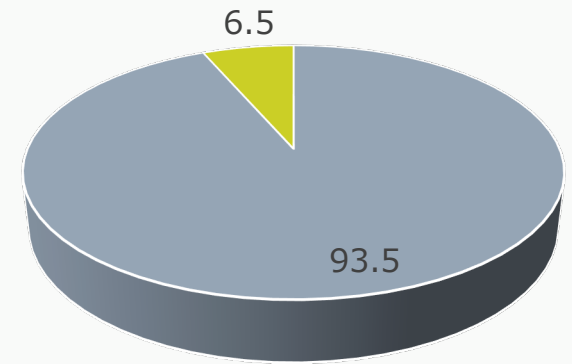
- Criminal History Score
- Seriousness of Offense

Sentencing Judge Determines:

- Interpretation of Guidelines Rules
- Defendant's Criminal History Score
- When to depart from the Guidelines
- Appropriate Sentence

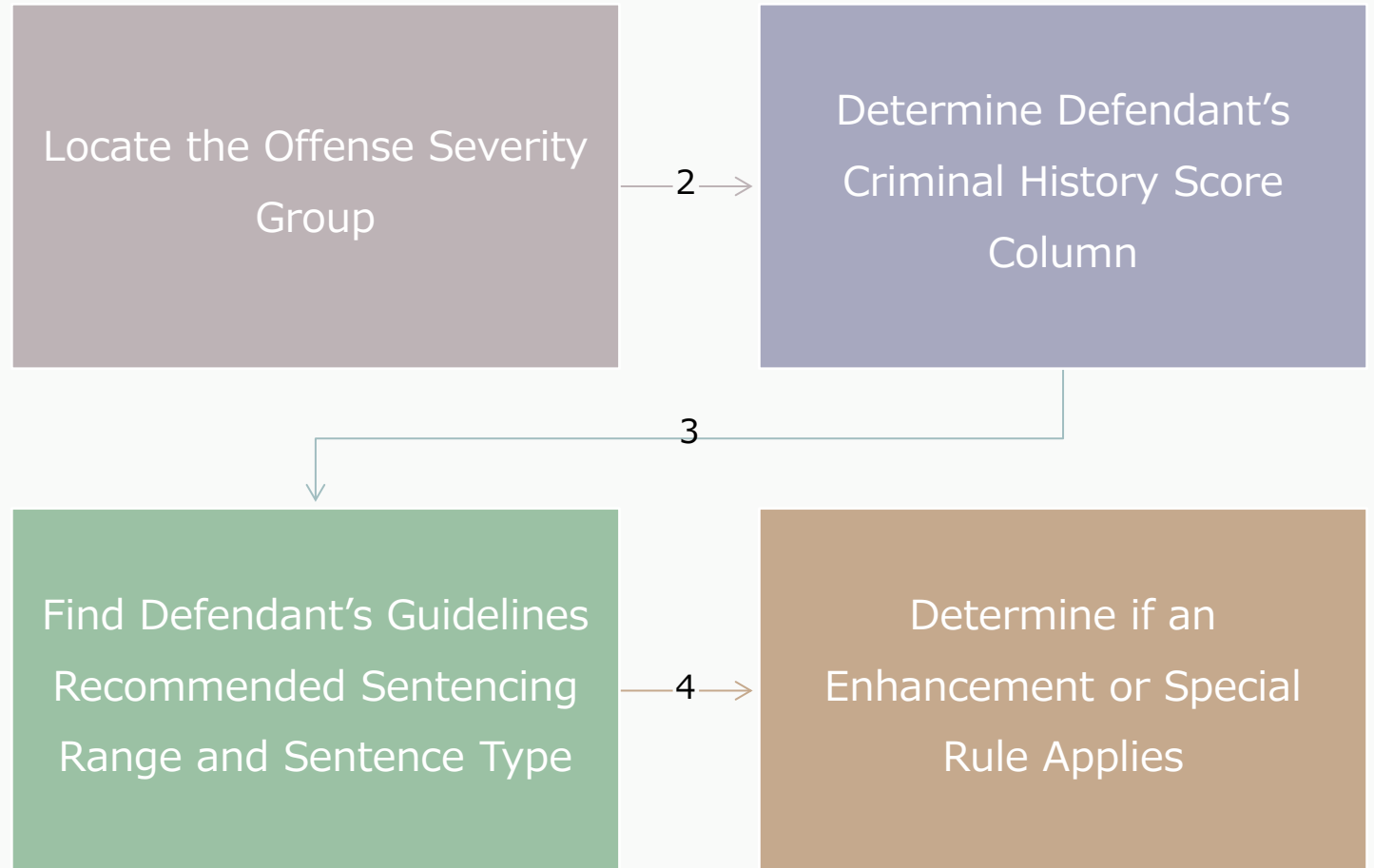
COMPLIANCE IN 2025

Judicial Compliance



- Compliant In-the-Box
- Non-Compliant

Determining the Guidelines Recommendation



CHAPTER TWO

**Determining
the Offense
Severity Group**

Find the Offense Severity Group

- For the instant offense(s)
- The Commission only ranks Felony offenses
- Rankings found in Appendix C

| | Offense | Ma | Back | |
|---|---|------|------------|---|
| Burglary II w/a* | 22-801(b) 22-4502 | M 6 | 30 | 5 |
| Burglary II | 22-801(b) | M 7 | 15 | 2 |
| Carjacking w/a* | 22-2803(b) 22-4502 24-403.01(b-2) | M 3 | 40 (30) | 5 |
| Carjacking | 22-2803(a) | M 5 | 21 | 2 |
| Carrying a Pistol - Felony (CPWL) Carrying Dangerous Weapon - Felony (CDW) 1 st offense | 22-4504(a)(1) | M 8 | 5 | 2 |
| Carrying a Pistol - Felony (CPWL) Carrying Dangerous Weapon - Felony (CDW) 2 nd + offense or after felony conviction | 22-4504(a)(2) | M 8* | 10 | 2 |

THE GRIDS

DRUG GRID

April 2025 -- Sentencing Ranges Listed in Months

| CH Points | OSG | Most Common Offenses | Criminal History Score | | | | |
|--------------|-----|--|------------------------|----------------|-------------|-------------|----------|
| | | | 0-0.5 A | 0.75-1.75 B | 2-3.75 C | 4-5.75 D | 6 + E |
| 2 Points* | 1 | Distribution w/a (Any Drug) PWID w/a (Any Drug) | 30 - 72 | 36 - 78 | 42 - 84 | 48 - 90 | 54 + |
| | 2 | Distribution or PWID (Schedule I or II Narcotic/Abusive Drugs) | 12 - 30 | 16 - 36 | 20 - 42 | 24 - 48 | 28 + |
| 1 Point* | 3 | Distribution or PWID (Except Schedule I or II Narcotic/Abusive Drugs) Attempt Distribution or Attempt PWID (Schedule I or II Narcotic/Abusive Drugs) Possession of Liquid PCP | 6 - 18 | 10 - 24 | 14 - 30 | 18 - 36 | 22 + |
| 0.75 Points* | 4 | Attempt Distribution or Attempt PWID (Except Schedule I or II Narcotic/Abusive drugs) Attempt Possession of Liquid PCP | 3 - 12 | 5 - 16 | 7 - 20 | 9 - 24 | 11 + |

*Criminal History Points for prior convictions in these groups.

White/unshaded boxes – Prison or Long Split only.

Dark-shaded boxes – Prison, Long Split, or Short Split permissible.

Light-shaded boxes – Prison, Long Split, Short Split, or Probation permissible.

MAIN GRID

April 2025 -- Sentencing Ranges Listed in Months

| CH Points | OSG | Most Common Offenses | Criminal History Score | | | | |
|-----------|-----|---|------------------------|----------------|-------------|-------------|----------|
| | | | 0-0.5 A | 0.75-1.75 B | 2-3.75 C | 4-5.75 D | 6 + E |
| 3 Points* | 1 | 1st Degree Murder w/a 1st Degree Murder | 360 - 720 | 360 - 720 | 360 - 720 | 360 - 720 | 360 + |
| | 2 | 2nd Degree Murder w/a 2nd Degree Murder 1st Degree Sex Abuse w/a 1st Degree Sex Abuse | 144 - 288 | 156 - 300 | 168 - 312 | 180 - 324 | 192 + |
| | 3 | Voluntary Manslaughter w/a 1st Degree Child Sex Abuse Carjacking w/ Armed Assault With Intent to Kill w/a Burglary I w/ Armed | 90 - 180 | 102 - 192 | 114 - 204 | 126 - 216 | 138 + |
| | 4 | Aggravated Assault w/a Voluntary Manslaughter | 48 - 120 | 60 - 132 | 72 - 144 | 84 - 156 | 96 + |
| | 5 | PFCOV Robbery w/a Burglary I Obstruction of Justice Assault With Intent to Kill | 36 - 84 | 48 - 96 | 60 - 108 | 72 - 120 | 84 + |
| 2 Points* | 6 | ADW Robbery Aggravated Assault 2nd Degree Child Sex Abuse Assault with Intent to Rob | 18 - 60 | 24 - 66 | 30 - 72 | 36 - 78 | 42 + |
| | 7 | Burglary II 3rd Degree Sex Abuse FIP-3 Negligent Homicide Attempt 2nd Degree Sex Abuse | 12 - 36 | 18 - 42 | 24 - 48 | 30 - 54 | 36 + |
| 1 Point* | 8 | Carrying a Pistol (CPWL) UUV Attempt Robbery/Burglary FIP-1 1st Degree Theft Assault w/ Sig. Bodily Injury | 6 - 24 | 10 - 28 | 14 - 32 | 18 - 36 | 22 + |
| | 9 | Escape/Prison Breach BRA Receiving Stolen Property Forgery/Uttering Fraud | 1 - 12 | 3 - 16 | 5 - 20 | 7 - 24 | 9 + |

*Criminal History Points for prior convictions in these groups.

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CHAPTER THREE

Calculating the
Criminal History
Score

Criminal History

Prior Convictions

- Convictions only
- The Offense Severity Group determines the scoring
- Conduct not part of the instant event, entered before the day of sentencing in the instant case

What Prior Offense Types are Scored?

Only
Convictions/Adjudications

Requires Judgement of
Guilt

Not DSA, DPA, PBJ, Post
and Forfeit, Stet Docket,
etc.

Already Sentenced

Not Part of Instant Event

Youth Rehabilitation Act,
Sealed/Expunged, and
Suspend Imposition of
Sentence Scored

Why is this Important?

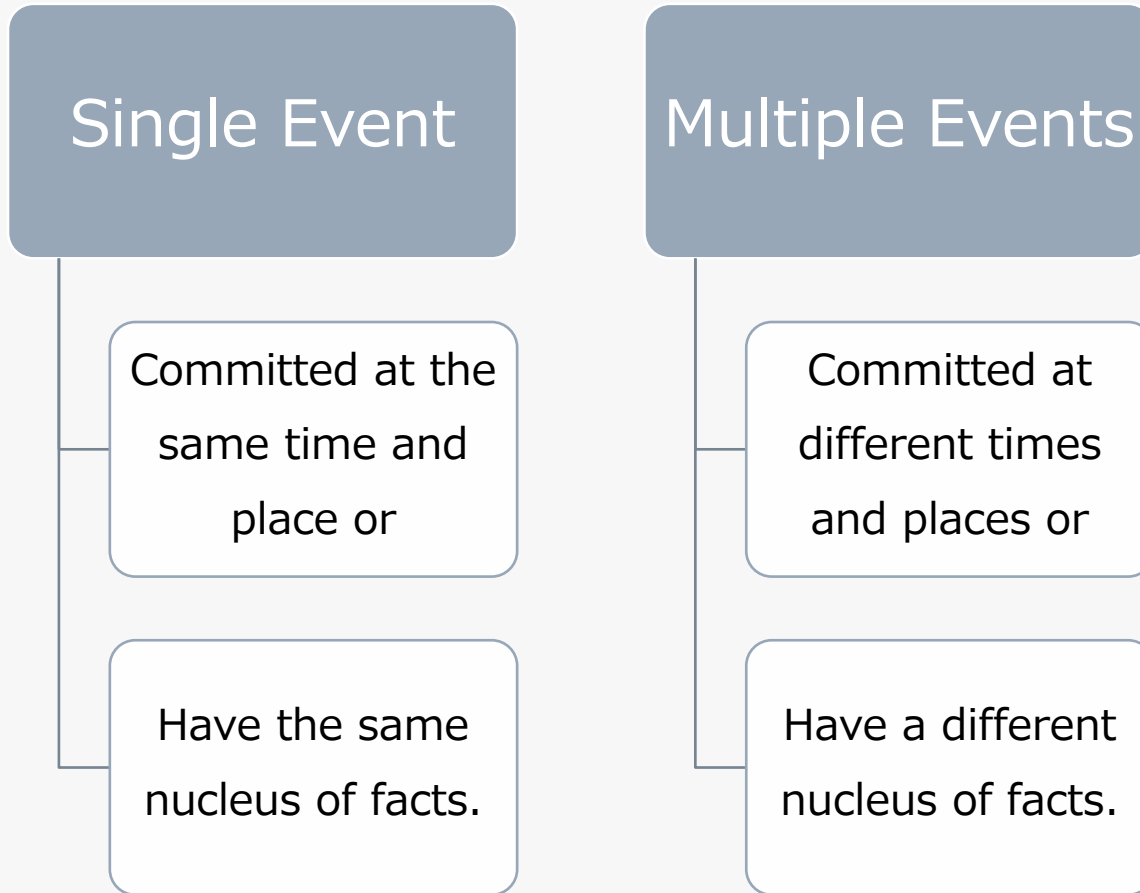
Do not score offenses
that are part of the
instant offense

Only score the most
serious offense from one
event

Impacts concurrent and
consecutive sentencing
rules

ALWAYS a factual
determination

Event



Criminal conduct may cross jurisdictional lines. However, this should not change the analysis.

| SCORING PRIOR CONVICTIONS & JUVENILE ADJUDICATIONS | | | |
|--|------------------|-----------------------|--------------------------|
| Offense Severity Group | Adult Conviction | Juvenile Adjudication | Revived Adult Conviction |
| M1 – M5 | 3 | 1.5 | 3 |
| M6 – M7 | 2 | 1 | 1 |
| M8 – M9 | 1 | 0.5 | 0.5 |
| D1 | 2 | 1 | 1 |
| D2 – D3 | 1 | 0.5 | 0.5 |
| D4 | 0.75 | 0.5 | 0.25 |
| Misd. | 0.25 | 0 | N/A |
| Offenses with a maximum penalty of less than 90 days are not scored. | | | |

CALCULATING PRIOR CRIMINAL HISTORY POINTS

Prior Misdemeanor Convictions

- 0.25 points each
- 1 point maximum
- Must have 90 day or more statutory maximum sentence

| SCORING PRIOR CONVICTIONS & JUVENILE ADJUDICATIONS | | | |
|--|------------------|-----------------------|--------------------------|
| Offense Severity Group | Adult Conviction | Juvenile Adjudication | Revived Adult Conviction |
| M1 – M5 | 3 | 1.5 | 3 |
| M6 – M7 | 2 | 1 | 1 |
| M8 – M9 | 1 | 0.5 | 0.5 |
| D1 | 2 | 1 | 1 |
| D2 – D3 | 1 | 0.5 | 0.5 |
| D4 | 0.75 | 0.5 | 0.25 |
| Misd. | 0.25 | 0 | N/A |
| Offenses with a maximum penalty of less than 90 days are not scored. | | | |

Scoring Misdemeanor Convictions

On December 5, 2024, a defendant was charged with Theft II - 2nd+ Offense (M9). The defendant's PSR revealed the following adult convictions:

Criminal History Score: 1 point

| Date | Offense | OSG | Points | Scored |
|------------|-------------------------------------|-------|--------|--------|
| 4/17/2019 | Simple Assault | Misd. | 0.25 | No |
| 6/1/2020 | Unlawful Entry | Misd. | 0.25 | No |
| 6/3/2020 | Possession of Cocaine | Misd. | 0.25 | No |
| 2/20/2021 | Leaving After Colliding | Misd. | 0 | No |
| 11/29/2021 | Shoplifting | Misd. | 0.25 | Yes |
| 1/1/2022 | Public Intoxication | Misd. | 0 | No |
| 1/11/2022 | Theft II | Misd. | 0.25 | Yes |
| 3/1/2022 | Theft II | Misd. | 0.25 | Yes |
| 8/1/2022 | Assault on a Police Officer (Misd.) | Misd. | 0.25 | Yes |

Prior Juvenile Adjudications

- Juvenile adjudications are capped at 1.5 points
- Juvenile misdemeanors are not scored
- Exception: More than one prior adjudication for an offense in OSG M1 – M5, each M1 – M5 adjudication is scored, and all others are not counted

| SCORING PRIOR CONVICTIONS & JUVENILE ADJUDICATIONS | | | |
|--|------------------|-----------------------|--------------------------|
| Offense Severity Group | Adult Conviction | Juvenile Adjudication | Revived Adult Conviction |
| M1 – M5 | 3 | 1.5 | 3 |
| M6 – M7 | 2 | 1 | 1 |
| M8 – M9 | 1 | 0.5 | 0.5 |
| D1 | 2 | 1 | 1 |
| D2 – D3 | 1 | 0.5 | 0.5 |
| D4 | 0.75 | 0.5 | 0.25 |
| Misd. | 0.25 | 0 | N/A |
| Offenses with a maximum penalty of less than 90 days are not scored. | | | |

Scoring Juvenile Adjudications

On April 15, 2024, a defendant was arrested and charged with Aggravated Assault While Armed (M4). After a jury trial, the defendant was convicted of unarmed Aggravated Assault (M6). At sentencing, the defendant's PSR contained the following juvenile adjudications:

Criminal History Score: 3 points

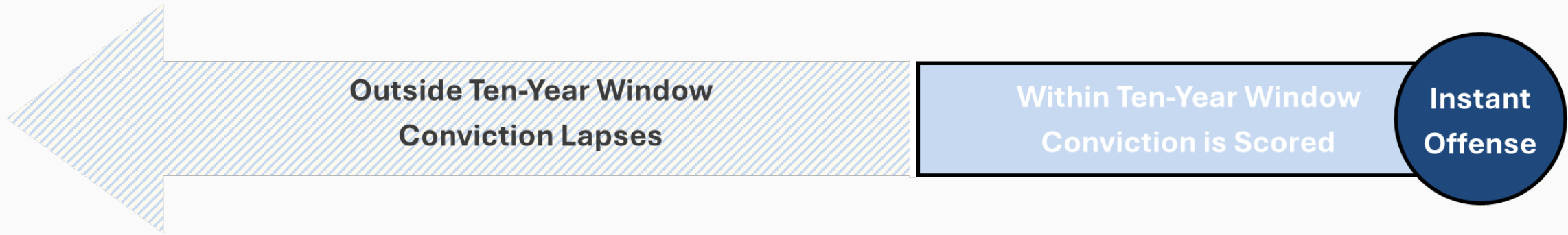
| Juvenile Adjudication Date | Juvenile Adjudication | OSG | Points | Scored |
|----------------------------|------------------------|-----|--------|--------|
| 12/18/2022 | Armed Robbery | M5 | 1.5 | Yes |
| 4/9/2023 | Theft I | M8 | 0.5 | No |
| 5/8/2023 | Attempted PWID Cocaine | D3 | 0.5 | No |
| 1/10/2024 | Carjacking | M5 | 1.5 | Yes |

THE OVERALL CRIMINAL HISTORY SCORE

| CALCULATING THE OVERALL CRIMINAL HISTORY SCORE | |
|---|---------------|
| Total Points | Column |
| 0 – 0.5 | Column A |
| 0.75 – 1.75 | Column B |
| 2 – 3.75 | Column C |
| 4 – 5.75 | Column D |
| 6+ | Column E |

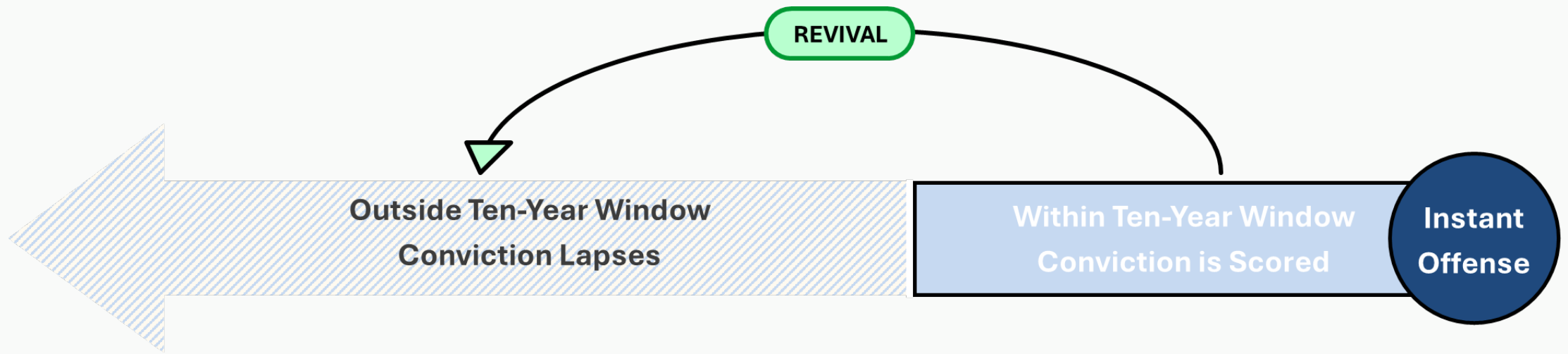
CHAPTER FOUR

**Lapse and
Revival**



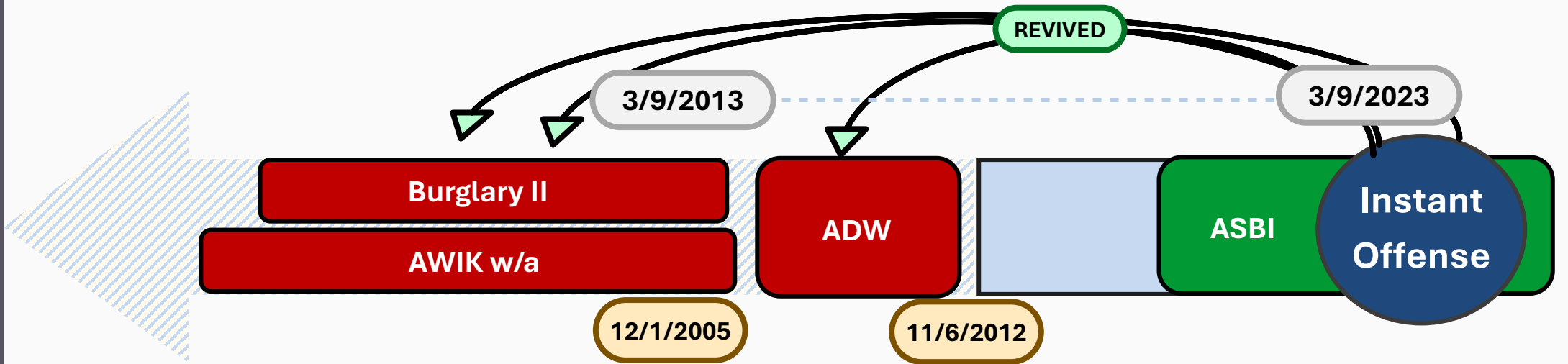
GENERAL RULE

A prior adult conviction counts for scoring purposes if any portion of its sentence falls within the Ten-Year Window before the commission of the instant offense.



LAPSED AND REVIVED CONVICTIONS

If any prior felony conviction or any part of this sentence occurred within the Ten-Year Window, then **all** lapsed felony convictions are revived.



EXAMPLE

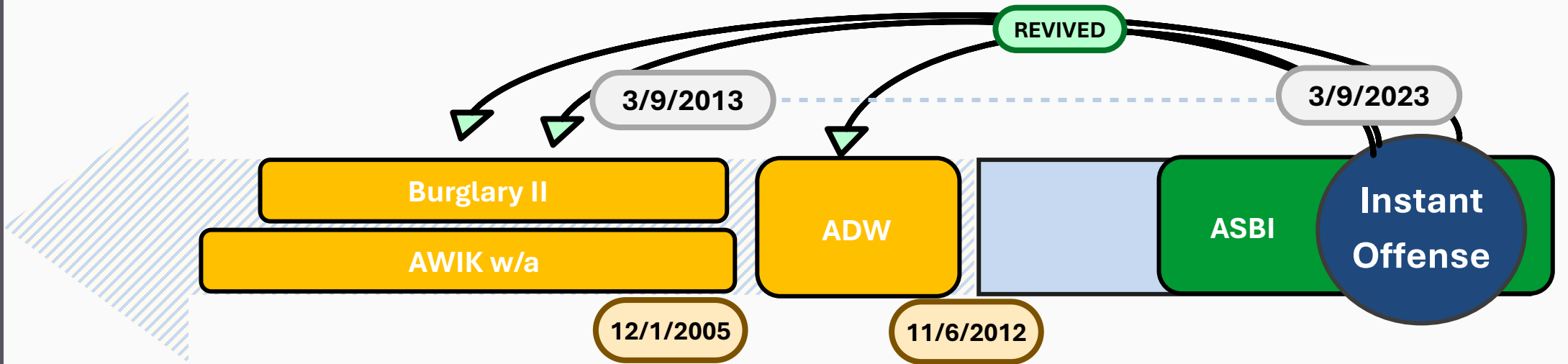
Instant Offense: March 9, 2023

Prior Offenses:

- Assault with Significant Bodily Injury – 1 Point
- Assault with a Dangerous Weapon – 1 Point
- Burglary II – 1 Point
- Assault w/ Intent to Kill While Armed – 3 Points

Criminal History Score: 6 points

| Offense Severity Group | Revived Adult Conviction |
|------------------------|--------------------------|
| M1 – M5 | 3 |
| M6 – M7 | 1 |
| M8 – M9 | 0.5 |
| D1 | 1 |
| D2 – D3 | 0.5 |
| D4 | 0.25 |
| Misd. | N/A |



EXAMPLE

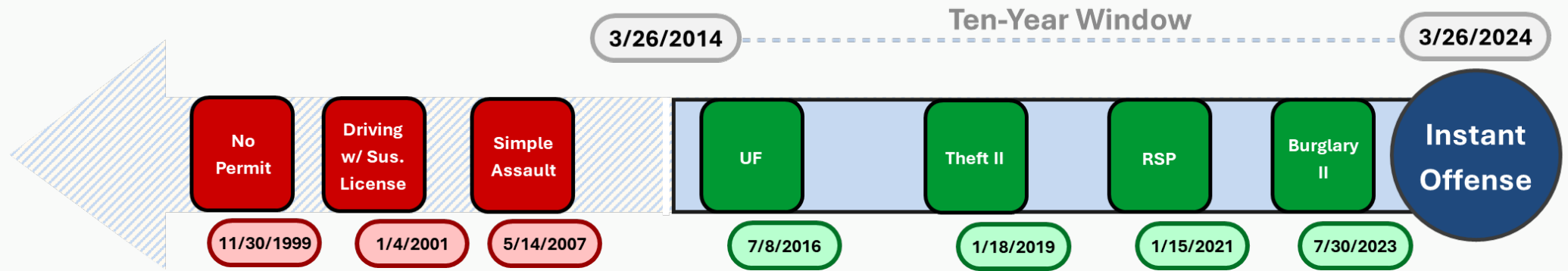
Instant Offense: March 9, 2023

Prior Offenses:

- Assault with a Dangerous Weapon – 0 Points
- Burglary II – 0 Points
- Assault w/ Intent to Kill While Armed – 0 Points

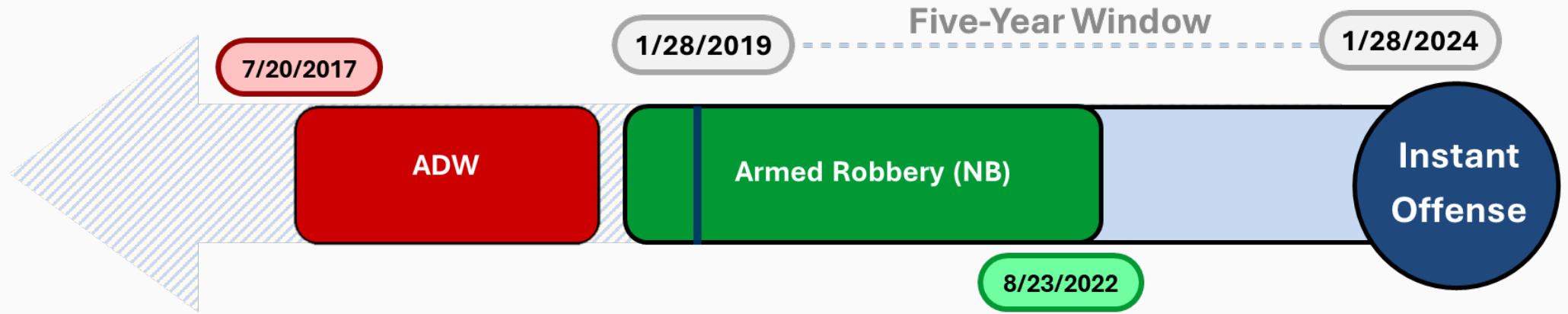
Criminal History Score: 0 points

| Offense Severity Group | Revived Adult Conviction |
|------------------------|--------------------------|
| M1 – M5 | 3 |
| M6 – M7 | 1 |
| M8 – M9 | 0.5 |
| D1 | 1 |
| D2 – D3 | 0.5 |
| D4 | 0.25 |
| Misd. | N/A |



LAPSED MISDEMEANORS

Once outside the Ten-Year Window, lapsed misdemeanors NEVER revive.



LAPSED JUVENILE ADJUDICATIONS

Once outside the Five-Year Juvenile Adjudication Window, lapsed juvenile adjudications NEVER revive.

Scoring Prior Convictions and Adjudications

On May 30, 2024, the defendant allegedly committed and was arrested for First Degree Burglary. The defendant pleaded guilty to Second Degree Burglary (M7). The defendant's PSR showed the following convictions and juvenile adjudication:

Criminal History Score: 6.25 points

| Conviction Date | Offense | Sentence Completed | OSG | Initial Scoring | Final Score |
|-----------------|-----------------------|--------------------|-------|-----------------|-------------|
| 12/7/2005 | UUV (juvenile) | 1/17/2007 | M8 | 0.5 | 0 |
| 6/12/2009 | Burglary I | 4/10/2014 | M5 | 3 | 3 |
| 11/12/2010 | Theft II | 1/10/2011 | Misd. | 0.25 | 0 |
| 7/10/2011 | ADW | 12/7/2012 | M6 | 2 | 1 |
| 11/12/2013 | Att. Poss. Liquid PCP | 4/10/2014 | D4 | 0.75 | 0.25 |
| 6/2/2014 | PPW | 12/30/2014 | Misd. | 0.25 | 0 |
| 10/11/2015 | Simple Assault | 7/14/2016 | Misd. | 0.25 | 0.25 |
| 12/18/2016 | Poss. Cocaine | 2/2/2017 | Misd. | 0.25 | 0.25 |
| 5/7/2017 | Att. CPWL | 11/30/2017 | Misd. | 0.25 | 0.25 |
| 3/4/2019 | Att. Robbery | 4/30/2024 | M8 | 1 | 1 |
| 1/20/2023 | Simple Assault | 4/30/2024 | Misd. | 0.25 | 0.25 |

CHAPTER FIVE

**Out-of-District
Scoring**

Prior Out-of-District Convictions

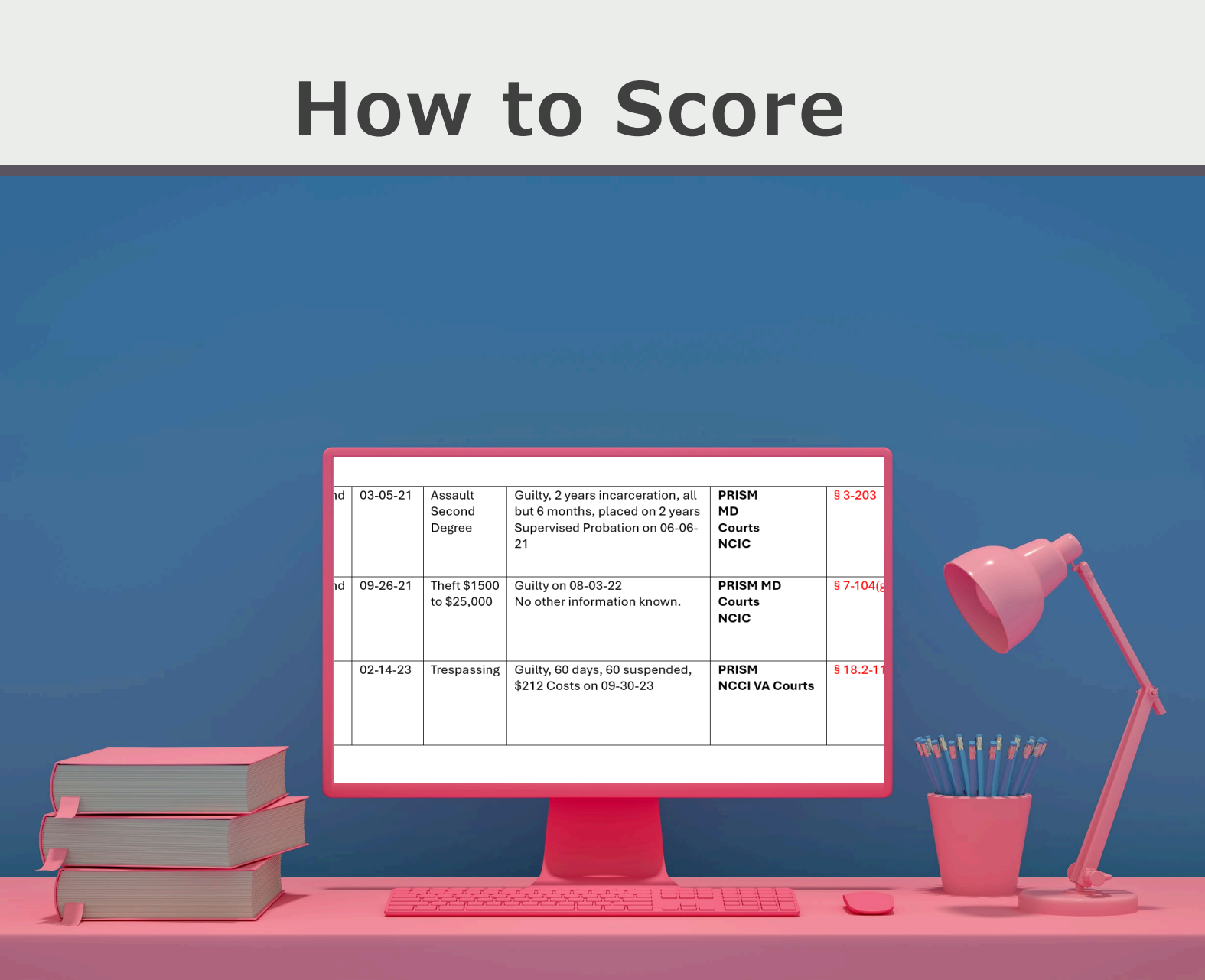
General Rules

- Scored as the closest comparable DC offense
- Challenge the scoring in two ways
 - Challenge the “closely match” determination
 - Introduce facts (preponderance standard)

Keep In Mind

- No initial factual analysis
- Parties can agree to score before PSI is created
- Presiding Judge makes the ultimate determination

How to Score

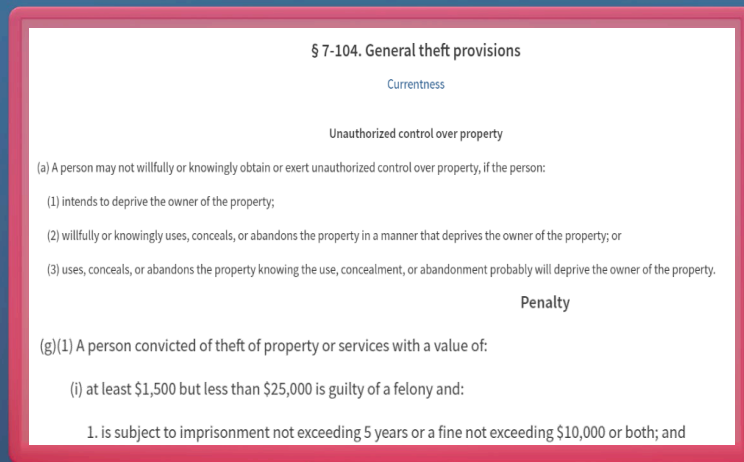


| | | | | | |
|----|----------|-----------------------------|---|---|-------------------|
| nd | 03-05-21 | Assault Second Degree | Guilty, 2 years incarceration, all but 6 months, placed on 2 years Supervised Probation on 06-06-21 | PRISM MD Courts NCIC | § 3-203 |
| nd | 09-26-21 | Theft \$1500 to \$25,000 | Guilty on 08-03-22 No other information known. | PRISM MD Courts NCIC | § 7-104(g) |
| | 02-14-23 | Trespassing | Guilty, 60 days, 60 suspended, \$212 Costs on 09-30-23 | PRISM NCCI VA Courts | § 18.2-11 |

Criminal Records check:

- 1) Offense Name
- 2) Statutory Citation

How to Score



Criminal Statute or Common Law:

3) Statute Title

4) Analyze the Offense Elements

Scoring Example

| | |
|---|---|
| VA Dest. Property w/ Intent > \$1,000 Va. Code § 18.2-137(B)(ii) | D.C. Malicious Destruction of Property (Felony) D.C. Code § 22-303 |
| unlawfully destroy, deface, damage, or remove without intent to steal property/monument | maliciously injures, breaks, destroys property |
| property is not their own | property is not their own |
| with the intent to cause injury | with intent to damage/destroy |
| > \$1,000 | > \$1,000 |

Based on an examination of the elements of each offense, not the conduct of conviction, the closest comparable offense is felony Malicious Destruction of Property (D.C. Code § 22-303), scored at 1 point.

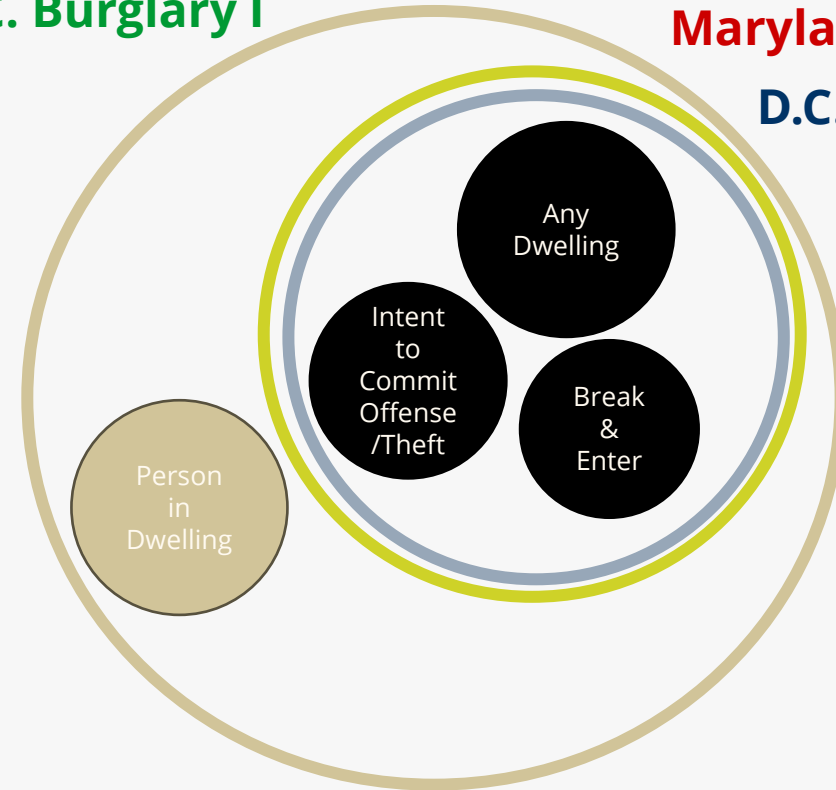
Required Elements

| | Maryland Burglary I | D.C. Burglary I | D.C. Burglary II |
|-----------------------|---------------------|-----------------------|-----------------------|
| Required Elements | MD Code § 6-202 | D.C. Code § 22-801(a) | D.C. Code § 22-801(b) |
| Break & Enter | ✓ | ✓ | ✓ |
| Dwelling of Another | ✓ | ✓ | ✓ |
| Intent | ✓ | ✓ | ✓ |
| Person is in Dwelling | | ✓ | |

D.C. Burglary I

Maryland Burglary

D.C. Burglary II



Multiple Prior Convictions

Only scoring most serious offense in the District

Example

- Defendant has the following prior out-of-District convictions from the same event that closely match the following DC offenses
 - PWID
 - CPWL
- The offense should **not** be scored as PWID while armed. Instead, the offense would be scored to reflect the individual offenses matching PWID (the most serious offense of conviction where there are multiple offenses arising out of a single event).

If no comparable D.C. statute, the default rules apply:

| Score | Type |
|--------------|---|
| 1 Point | Classified as a felony by the OOD jurisdiction |
| 0.25 Points | Classified as a misdemeanor by OOD jurisdiction, max punishment 90 days+ |
| Do Not Score | Classified as a misdemeanor by OOD jurisdiction, max punishment less than 90 days |
| 0.5 Points | Adj. classified as a felony if committed by an adult by the OOD jurisdiction |
| Do Not Score | Adj. classified as a misdemeanor if committed by an adult by the OOD jurisdiction |

Challenging the Scoring

Ways to Challenge



Introduce the Facts



Closely Matched Determination

Keep In Mind



Burden on the party challenging the initial determination. Preponderance Standard.



Court should apply a new score only if it determines that the conduct of conviction as opposed to the alleged conduct more closely matches the more or less severe D.C. offense

Challenging the Scoring

Reasons to Challenge

- Error on the PSR
- Matches multiple DC offenses and the facts match a higher point offense
- Additional information about Drug schedule or Theft Amount

Methods of Challenging

- Restitution Order
- Factual Proffer from Plea agreement
- Another statute
- Caselaw

Keep In Mind

The Sentencing Commission does not make factual determinations

Guidelines rules still apply (i.e. lapse and revival, misdemeanor scoring)

Ultimately the sentencing judge determines how a OOD conviction should be scored and ultimately what the defendant's Criminal History score is

Sentencing Commission determination is not binding

CHAPTER SIX

**Sentencing
Within the Box**

Finding the Right Box

Example

- Robbery conviction – Main Group 6 (M6)
- Criminal History Score = 2
- Range is 30 – 72 months
- A sentence outside of 30 – 72 months is a ‘Durational Departure’

| CH Points | OSG | Most Common Offenses | Criminal History Score | | | | |
|-----------|-----|---|------------------------|----------------|-------------|-------------|---------|
| | | | 0-0.5 A | 0.75-1.75 B | 2-3.75 C | 4-5.75 D | 6+ E |
| 3 Points* | 1 | 1st Degree Murder w/a 1st Degree Murder | 360 - 720 | 360 - 720 | 360 - 720 | 360 - 720 | 360 + |
| | 2 | 2nd Degree Murder w/a 2nd Degree Murder 1st Degree Sex Abuse w/a 1st Degree Sex Abuse | 144 - 288 | 156 - 300 | 168 - 312 | 180 - 324 | 192 + |
| | 3 | Voluntary Manslaughter w/a 1st Degree Child Sex Abuse Carjacking w/ Armed Assault With Intent to Kill w/a Burglary I w/ Armed | 90 - 180 | 102 - 192 | 114 - 204 | 126 - 216 | 138 + |
| | 4 | Aggravated Assault w/a Voluntary Manslaughter | 48 - 120 | 60 - 132 | 72 - 144 | 84 - 156 | 96 + |
| | 5 | PFCOV Robbery w/a Burglary I Obstruction of Justice Assault With Intent to Kill | 36 - 84 | 48 - 96 | 60 - 108 | 72 - 120 | 84 + |
| 2 Points* | 6 | ADW Robbery Aggravated Assault 2nd Degree Child Sex Abuse Assault with Intent to Rob | 18 - 60 | 24 - 66 | 30 - 72 | 36 - 78 | 42 + |
| | 7 | Burglary II 3rd Degree Sex Abuse FIP-3 Negligent Homicide Attempt 2nd Degree Sex Abuse | 12 - 36 | 18 - 42 | 24 - 48 | 30 - 54 | 36 + |
| 1 Point* | 8 | Carrying a Pistol (CPWL) UUV Attempt Robbery/Burglary FIP-1 1st Degree Theft Assault w/ Sig. Bodily Injury | 6 - 24 | 10 - 28 | 14 - 32 | 18 - 36 | 22 + |
| | 9 | Escape/Prison Breach BRA Receiving Stolen Property Forgery/Uttering Fraud | 1 - 12 | 3 - 16 | 5 - 20 | 7 - 24 | 9 + |

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Sentence Type

Ineligible Sentence Type is a Dispositional Departure

| DETERMINING SENTENCING TYPE | |
|-----------------------------|--|
| Box Color | Available Sentencing Type |
| White | Prison only (including Long Split) |
| Dark Blue | Prison (including Long Split) or Short Split |
| Light Blue | Prison (including Long Split), Short Split, or Probation |

| CH Points | OSG | Most Common Offenses | Criminal History Score | | | | |
|-----------|-----|---|------------------------|----------------|-------------|-------------|---------|
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| 3 Points* | 1 | 1st Degree Murder w/a 1st Degree Murder | 360 - 720 | 360 - 720 | 360 - 720 | 360 - 720 | 360 + |
| | 2 | 2nd Degree Murder w/a 2nd Degree Murder 1st Degree Sex Abuse w/a 1st Degree Sex Abuse | 144 - 288 | 156 - 300 | 168 - 312 | 180 - 324 | 192 + |
| | 3 | Voluntary Manslaughter w/a 1st Degree Child Sex Abuse Carjacking w/ Armed Assault With Intent to Kill w/a Burglary I w/ Armed | 90 - 180 | 102 - 192 | 114 - 204 | 126 - 216 | 138 + |
| | 4 | Aggravated Assault w/a Voluntary Manslaughter | 48 - 120 | 60 - 132 | 72 - 144 | 84 - 156 | 96 + |
| | 5 | PFCOV Robbery w/a Burglary I Obstruction of Justice Assault With Intent to Kill | 36 - 84 | 48 - 96 | 60 - 108 | 72 - 120 | 84 + |
| 2 Points* | 6 | ADW Robbery Aggravated Assault 2nd Degree Child Sex Abuse Assault with Intent to Rob | 18 - 60 | 24 - 66 | 30 - 72 | 36 - 78 | 42 + |
| | 7 | Burglary II 3rd Degree Sex Abuse FIP-3 Negligent Homicide Attempt 2nd Degree Sex Abuse | 12 - 36 | 18 - 42 | 24 - 48 | 30 - 54 | 36 + |
| 1 Point* | 8 | Carrying a Pistol (CPWL) UUU Attempt Robbery/Burglary FIP-1 1st Degree Theft Assault w/ Sig. Bodily Injury | 6 - 24 | 10 - 28 | 14 - 32 | 18 - 36 | 22 + |
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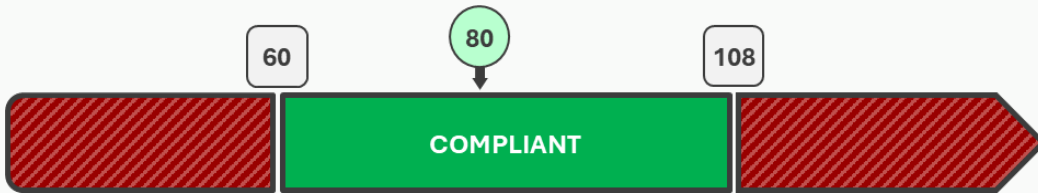
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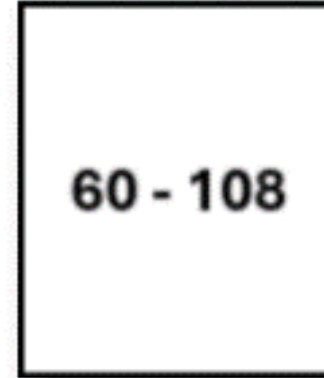
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Light-shaded boxes – Prison, Long Split, Short Split, or Probation permissible.

PRISON SENTENCE



Box M5C



Available in **all boxes**

How to Impose a Compliant Prison Sentence:

1) Impose a Compliant In-the-Box Total Sentence.

A defendant was convicted of Assault with Intent to Kill (M5).

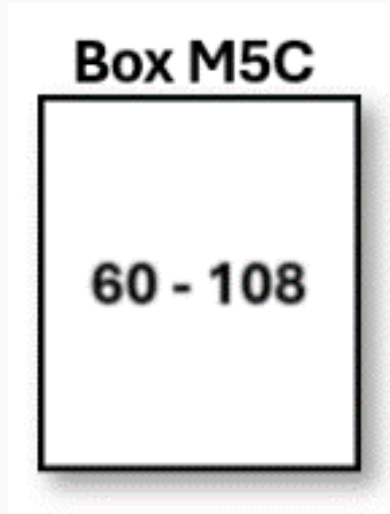
Their PSR determined their CHS to be 2.5 points (column C).

Compliant Prison Sentence: 80 months of incarceration to be served (no time suspended), 3 years supervised release.

Non-Compliant Below-the-Box Sentence: 54 months of incarceration to be served (no time suspended), 3 years supervised release.



LONG SPLIT SENTENCE



Available in **all boxes**

How to Impose a Compliant Long Split Sentence:

- 1) Impose a Compliant In-the-Box Total Sentence.
- 2) Suspend execution of all but a term that falls within the GRSR.

A defendant was convicted of Assault with Intent to Kill (M5).

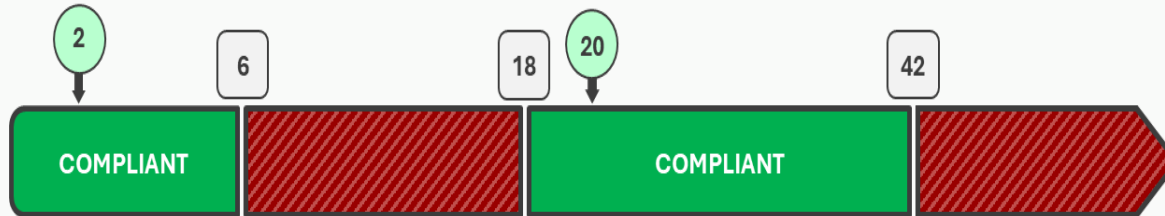
Their PSR calculated their CHS to be 2.5 points (C).

Compliant Long Split Sentence: 80 months ESS all but 60 months (60 months to be served), 5 years supervised release suspended, and 3 years probation imposed.

Non-Compliant Split Sentence: 80 months ESS all but 48 months (48 months to be served), 5 years supervised release suspended, and 3 years probation imposed.



SHORT SPLIT SENTENCE



Box M7B



Available in **blue and shaded boxes**

How to Impose a Compliant Short Split Sentence:

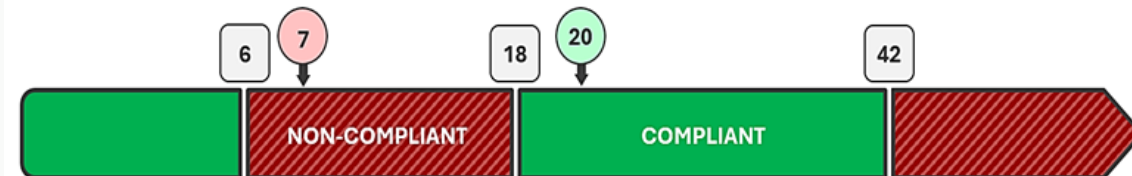
- 1) Impose a Compliant In-the-Box Total Sentence.
- 2) Suspend execution of all but six months or less (but not all).

A defendant was convicted of Burglary II (M7).

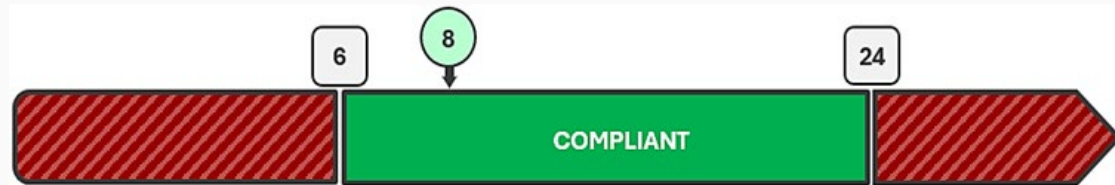
Their PSR calculated their CHS to be 1 point (column B).

Compliant Short Split Sentence: 20 months ESS all but 2 months (2 months to be served), 3 years supervised release suspended, and 3 years probation.

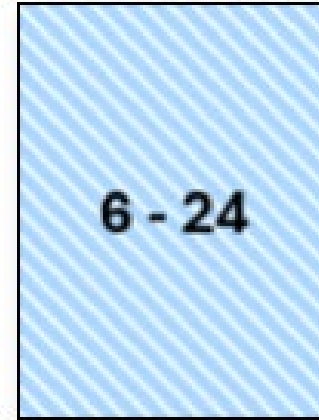
Non-Compliant Split Sentence: 20 months ESS all but 7 months (7 months to be served), 3 years supervised release suspended, and 3 years probation.



PROBATION SENTENCE



Box M8A



Available in **shaded boxes**

How to Impose a Compliant Probation Sentence:

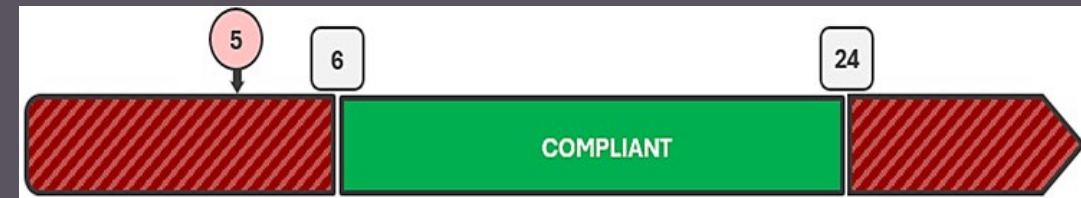
- 1) Impose a Compliant In-the-Box Total Sentence.
- 2) Suspend execution the entire sentence.

A defendant was convicted of Carrying a Pistol Without a License (M8).

Their PSR determined their CHS to be 0.5 points (column A).

Compliant Probation Sentence: 8 months ESS all (all time suspended), 1 year supervised release suspended, and one year probation.

Non-Compliant Below the Box Sentence: 5 months ESS all (all time suspended), 1 year supervised release suspended, and one year probation.



Additional Guidance

Chapter Seven

- Consecutive Sentences
- Concurrent Sentences
- Judicial Discretion

Chapter Eight

- Departure Principles
- Aggravating Factors
- Mitigating Factors
- Rule 11(c)(1)(C) Pleas

Chapter Nine

- Indeterminate Sentences
- Revocation Sentences
- Not Following the Guidelines

Appendixes



Appendix C

Offense Listings



Appendix D

Probation and
Supervised Release



Appendix E

Fine Amounts



Appendix F

Statutory
Enhancement
Examples



Appendix G

2026 Guidelines
Updates

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CONTACT US

Please feel free to contact the Commission with additional questions, assistance with specific cases, to receive more detailed training, or any feedback.



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