



District of Columbia Sentencing & Criminal Code Revision Commission

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Hon. Frederick H. Weisberg
Chairman

Barbara Tombs-Souvey
Executive Director

December 16, 2013

****SENTENCING GUIDELINES ALERT****

This Sentencing Guidelines Alert concerns the ranking of the terrorism offenses contained in Title 22, Chapter 31B of the D.C. Code. The Commission had not previously ranked these offenses. The new rankings, contained in the attached amendments to Appendix C and C-I, apply to pleas or verdicts entered after January 1, 2014. The Commission unanimously approved these rankings on November 19, 2013.

As with any modification to the Guidelines, practitioner feedback is always welcome. Please forward any questions or comments to the Commission at sccrc@dc.gov or (202) 727-8822.

Sincerely,

Barbara Tombs-Souvey, Executive Director

Terrorism Offense Rankings as of January 1, 2014

Appendices C and C-I are amended as follows:

Offense	D.C. Official Code	Offense Severity Group	Maximum Statutory Penalty (Years)	Backup Time (Years)	Maximum prison term that can be imposed (years)	Supervised Release (years)	Minimum (Years)	Violent/Dangerous	Fine (Dollars)
Weapon of Mass Destruction, Manufacture/Poss.	22-3154 (a)	M3	life	5	life	5		V	125,000
Weapon of Mass Destruction, Manufacture/ Poss. - - Attempt/Conspire	22-3154 (b)	M5	30	3	27	5		V	75,000
Weapon of Mass Destruction, Use, Disseminate, or Detonate	22-3155 (a)	M2	life	5	life	5		V	125,000
Weapon of Mass Destruction, Use, Disseminate, or Detonate -- Attempt/Conspire	22-3155 (b)	M3	30	3	27	5		V	75,000
Act of Terrorism – Murder I*	22-3153 (a)	M1	LWOR	5	LWOR	5	LWOR	V	250,000
Act of Terrorism – Murder I w/a*	22-3153 (a) 22-4502	M1	LWOR	5	LWOR	5	LWOR	V	250,000
Act of Terrorism – Murder I – Attempt/Conspire	22-3153 (j)	M4	30	3	27	5		V	75,000
Act of Terrorism – Murder I w/a -- Attempt/Conspire*	22-3153 (j) 22-4502	M3	30	5	30	5	M5 1 st firearm M10 2 nd firearm M5 2 nd other	V	75,000
Act of Terrorism – Murder I – LEO*	22-3153 (b)	M1	LWOR	5	LWOR	5	LWOR	V	250,000
Act of Terrorism – Murder I w/a – LEO*	22-3153 (b) 22-4502	M1	LWOR	5	LWOR	5	LWOR	V	250,000

Act of Terrorism – Murder I – LEO - Attempt/Conspire	22-3153 (j)	M3	30	3	27	5		V	75,000
Act of Terrorism – Murder I w/a –LEO Attempt/Conspire*	22-3153 (j) 22-4502	M2	30	5	30	5	M5 1 st firearm M10 2 nd firearm M5 2 nd other	V	75,000
Act of Terrorism – Murder II*	22-3153 (c)	M2	Life	5	Life	5		V	250,000
Act of Terrorism – Murder II w/a*	22-3153 (c) 22-4502	M2	Life	5	Life	5	M5 1 st firearm M10 2 nd firearm M5 2 nd other	V	250,000
Act of Terrorism – Manslaughter	22-3153 (d)	M4	Life	5	Life	5		V	250,000
Act of Terrorism – Manslaughter w/a*	22-3153 (d) 22-4502	M3	Life	5	Life	5	M5 1 st firearm M10 2 nd firearm M5 2 nd other	V	250,000
Act of Terrorism – Kidnapping*	22-3153(e)	M4	Life	5	Life	5		V	125,000
Act of Terrorism – Kidnapping w/a*	22-3153(e) 22-4502	M3	Life	5	Life	5	M5 1 st firearm M10 2 nd firearm M5 2 nd other	V	125,000
Act of Terrorism – Kidnapping Attempt/Conspire	22-3153(j)	M5	30	3	27	5		V	75,000
Act of Terrorism – Kidnapping w/a Attempt/Conspire*	22-3153(j) 22-4502	M4	30	5	30	5	M5 1 st firearm M10 2 nd firearm M5 2 nd other	V	75,000
Act of Terrorism – AWIK	22-3153(f)	M4	30	3	27	5		V	75,000
Act of Terrorism – AWIK w/a*	22-3153(f) 22-4502	M3	30	5	30	5	M5 1 st firearm M10 2 nd firearm M5 2 nd other	V	75,000
Act of Terrorism – Mayhem/Malicious Disfig.	22-3153(g)	M5	20	2	18	3		V	50,000
Act of Terrorism – Mayhem/Malicious Disfig. w/a*	22-3153(g) 22-4502	M4	30	5	30	5	M5 1 st firearm M10 2 nd firearm M5 2 nd other	V	75,000
Act of Terrorism – Mayhem/Malicious Disfig. Attempt/Conspire	22-3153(l)	M6	15	2	13	3		V	37,500
Act of Terrorism – Mayhem/Malicious Disfig. w/a*	22-3153(l) 22-4502	M5	30	5	30	5	M5 1 st firearm M10 2 nd firearm M5 2 nd other	V	75,000

Attempt/Conspire*									
Act of Terrorism – Arson	22-3153(h)	M5	20	2	18	3		V	50,000
Act of Terrorism – Arson w/a*	22-3153(h) 22-4502	M4	30	5	30	5	M5 1 st firearm M10 2 nd firearm M5 2 nd other	V	75,000
Act of Terrorism – Arson Attempt/Conspire	22-3153(l)	M6	15	2	13	3		V	37,500
Act of Terrorism – Arson w/a Attempt/Conspire*	22-3153(l) 22-4502	M5	30	5	30	5	M5 1 st firearm M10 2 nd firearm M5 2 nd other	V	75,000
Act of Terrorism – Destruction of Prop.	22-3153(i)	M5	20	2	18	3		V	50,000
Act of Terrorism – Destruction of Prop. w/a*	22-3153(i) 22-4502	M4	30	5	30	5	M5 1 st firearm M10 2 nd firearm M5 2 nd other	V	75,000
Act of Terrorism – Destruction of Prop. Attempt/Conspire	22-3153(l)	M6	15	2	13	3		V	37,500
Act of Terrorism – Destruction of Prop. w/a Attempt/Conspire*	22-3153(l) 22-4502	M5	30	5	30	5	M5 1 st firearm M10 2 nd firearm M5 2 nd other	V	75,000
Act of Terrorism – Material Support	22-3153(m)	M5	20	2	18	3		V	50,000
Act of Terrorism – Material Support w/a*	22-3153(m) 22-4502	M4	30	5	30	5	M5 1 st firearm M10 2 nd firearm M5 2 nd other	V	75,000
Act of Terrorism – Soliciting	22-3153(n)	M6	20	2	18	3		V	50,000
Act of Terrorism – Soliciting w/a*	22-3153(n) 22-4502	M5	30	5	30	5	M5 1 st firearm M10 2 nd firearm M5 2 nd other	V	75,000