

DWE/Used Chart With Youth/School Enhancement 6th Edition Guidelines (06/03/05)

PENNSYLVANIA COMMISSION ON SENTENCING: Guideline Sentence Recommendations

L E V E L	O G S	<i>Prior Record Score</i>																									
		0		1		2		3		4		5		RFEL		REVOC											
		Mitigated	STANDARD	Aggravated	Mitigated	STANDARD	Aggravated	Mitigated	STANDARD	Aggravated	Mitigated	STANDARD	Aggravated	Mitigated	STANDARD	Aggravated	Mitigated	STANDARD	Aggravated								
Level 5	X	N - A		N - A		N - A		N - A		N - A		N - A		N - A		N - A		N - A									
	13	78 -	90 - 132	-144	84 -	96 - 138	-150	90 -	102 - 144	-156	96 -	108 - 150	-162	102 -	114 - 156	-168	114 -	126 - 168	-180	126 -	138 - 180	-192	228 -	240	~		
	X	N - A		N - A		N - A		N - A		N - A		N - A		N - A		N - A		N - A		N - A		N - A		N - A		N - A	
	11	54 -	66 - 108	-120	60 -	72 - 114	-120	66 -	78 - 120	~	72 -	84 - 120	~	78 -	90 - 120	~	90 -	102 - 120	~	102 -	114 - 120	~	108 -	120	~		
	10	40 -	52 - 90	-102	48 -	60 - 96	-108	54 -	66 - 102	-114	60 -	72 - 108	-120	66 -	78 - 114	-120	90 -	102 - 120	~	90 -	102 - 120	~	108 -	120	~		
	9	30 -	42 - 78	-90	36 -	48 - 84	-96	42 -	54 - 90	-102	48 -	60 - 96	-108	54 -	66 - 102	-114	66 -	78 - 114	-120	78 -	90 - 120	~	108 -	120	~		
	8	24 -	33 - 64	-73	27 -	36 - 66	-75	30 -	39 - 69	-78	33 -	42 - 72	-81	39 -	45 - 75	-84	42 -	51 - 81	-90	55 -	64 - 100	-109					
7	24 -	30 - 62	-68	27 -	33 - 64	-70	30 -	36 - 66	-72	33 -	39 - 69	-75	36 -	42 - 72	-78	42 -	48 - 78	-84	53 -	59 - 93	-99						
Level 4	6	21 -	27 - 60	-66	24 -	30 - 62	-68	27 -	33 - 64	-70	30 -	36 - 66	-72	33 -	39 - 69	-75	39 -	45 - 75	-81	45 -	51 - 88	-94					
	5	21 -	24 - 57	-60	22 -	25 - 60	-63	24 -	27 - 62	-65	27 -	30 - 64	-67	30 -	33 - 64	-67	33 -	36 - 66	-69	45 -	48 - 84	-87					
	X	N - A		N - A		N - A		N - A		N - A		N - A		N - A		N - A		N - A		N - A		N - A		N - A		N - A	
	3	15 -	18 - 43	-46	15 -	18 - 48	-51	15 -	18 - 51	-54	15 -	18 - <54	-57	18 -	21 - 56	-59	21 -	24 - 58	-61	27 -	30 - 60	-63					
	X	N - A		N - A		N - A		N - A		N - A		N - A		N - A		N - A		N - A		N - A		N - A		N - A		N - A	
	X	N - A		N - A		N - A		N - A		N - A		N - A		N - A		N - A		N - A		N - A		N - A		N - A		N - A	

Use this chart to determine sentence recommendations when applying the youth/school enhancement when the DWE/Used enhancement is also applied. The youth/school enhancement may only be applied to violations of 35 P.S. §780-113(a)(14) and (a)(30).

Key: Level 4 = Level 5 =

Level 4 shaded areas of the chart indicate restrictive intermediate punishments may be imposed as a substitute for incarceration.

When restrictive intermediate punishments are appropriate, the duration of the restrictive intermediate punishment program shall not exceed the guideline ranges.

The mitigated recommendation is never less than twelve months (§303.10(b)).

All numbers in sentence recommendations suggest months of minimum confinement pursuant to 42 Pa.C.S. §9755(b) and §9756(b).

The statutory limits used in this chart do not reflect the doubled maximum penalties authorized for second and subsequent offenders under 35 P.S. §780-115.

If any recommendation is longer than the statutory limit, see §303.9(g).