

# DWE/Possessed 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	<del>X</del>	N - A		N - A		N - A		N - A		N - A		N - A		N - A		N - A									
	13	69 -	81 - 123	-135	75 -	87 - 129	-141	81 -	93 - 135	-147	87 -	99 - 141	-153	93 -	105 - 147	-159	105 -	117 - 159	-171	117 -	129 - 171	-183	228 -	240	~
	<del>X</del>	N - A		N - A		N - A		N - A		N - A		N - A		N - A		N - A		N - A							
	11	45 -	57 - 99	-111	51 -	63 - 105	-117	57 -	69 - 111	-120	63 -	75 - 117	-120	69 -	81 - 120	~	81 -	93 - 120	~	93 -	105 - 120	~	108 -	120	~
	10	31 -	43 - 81	-93	39 -	51 - 87	-99	45 -	57 - 93	-105	51 -	63 - 99	-111	57 -	69 - 105	-117	69 -	81 - 117	-120	81 -	93 - 120	~	108 -	120	~
	9	21 -	33 - 69	-81	27 -	39 - 75	-87	33 -	45 - 81	-93	39 -	51 - 87	-99	45 -	57 - 93	-105	57 -	69 - 105	-117	69 -	81 - 117	-120	108 -	120	~
Level 4	8	18 -	27 - 58	-67	21 -	30 - 60	-69	24 -	33 - 63	-72	27 -	36 - 66	-75	30 -	39 - 69	-78	36 -	45 - 75	-84	49 -	58 - 94	-103			
	7	18 -	24 - 56	-62	21 -	27 - 58	-64	24 -	30 - 60	-66	27 -	33 - 63	-69	30 -	36 - 66	-72	36 -	42 - 72	-78	47 -	53 - 87	-93			
	6	15 -	21 - 54	-60	18 -	24 - 56	-62	22 -	28 - 58	-64	24 -	30 - 60	-66	27 -	33 - 63	-69	33 -	39 - 69	-75	39 -	45 - 82	-88			
	5	15 -	18 - 51	-54	16 -	19 - 54	-57	18 -	21 - 56	-59	21 -	24 - 58	-61	24 -	27 - 58	-61	27 -	30 - 60	-63	39 -	42 - 78	-81			
	<del>X</del>	N - A		N - A		N - A		N - A		N - A		N - A		N - A		N - A		N - A		N - A					
	3	12 -	15 - 40	-43	12 -	15 - 45	-48	12 -	15 - 48	-51	12 -	15 - <51	-54	15 -	18 - 53	-56	18 -	21 - 55	-58	24 -	27 - 57	-60			
	<del>X</del>	N - A		N - A		N - A		N - A		N - A		N - A		N - A		N - A		N - A		N - A					
	<del>X</del>	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/Possessed 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).