ANNUAL REPORT
2005

THE WISCONSIN SENTENCING COMMISSION

The Commission is an independent, bipartisan agency composed of eighteen voting members representing all three branches of government, prosecution and defense, criminal justice practitioners, and citizens, including a victims' rights representative. Its members are selected by the governor, the legislature, the attorney general and the courts and serve a three-year, renewable term. It provides sentencing data and information to courts, policymakers, practitioners, and the public and makes recommendations about sentencing policy to all three branches of state government.

Chairperson
Susan Steingass, *University of Wisconsin Law School*

Voting Members
Daniel P. Bach, *Office of the Attorney General*
Rep. Garey Bies, *Wisconsin Assembly*
Sen. Spencer Coggs, *Wisconsin State Senate*
John Birdsall, *Birdsall Law Offices, S.C.*
The Honorable Patrick J. Fiedler, *Dane County Circuit Court*
Sheriff Ann Hraychuck, *Polk County (resigned November 2005)*
The Honorable Elsa Lamelas, *Milwaukee County Circuit Court*
William Lennon, District Attorney, *Winnebago County*
Ronald K. Malone, Superintendent, *Milwaukee House of Correction*
Gerald Mowris, *Attorney*
The Honorable Marshall Murray, *Milwaukee County Circuit Court*
Rick Myers, *Police Chief, Appleton, Wisconsin*
The Honorable Peter Naze, *Brown County Circuit Court*
Patti Seger, *Wisconsin Coalition Against Domestic Violence*
Michael Tobin, *Director, Trial Division, State Public Defender*
Rep. David Travis, *Wisconsin Assembly*
Sen. Dave Zien, *Wisconsin State Senate*

Non-Voting Members
Matthew Frank, Secretary, *Wisconsin Department of Corrections*
A. John Voelker, *Director of Wisconsin State Courts*
Lenard Wells, Chair, *Wisconsin Parole Commission*

Commission Staff
Michael Connelly, *Executive Director*
Kristi Waits, *Deputy Director*
Dan Fischer, *Research Analyst*
Andrew Wiseman, *Research Analyst*

ACKNOWLEDGEMENTS

Wisconsin Statute 15.105(27) authorizes operation of the Wisconsin Sentencing Commission. Chapter 973.30(1)(f) requires the Commission to issue "an annual report regarding its work, which shall include all sentencing guidelines and all changes in existing sentencing guidelines adopted during the 12 months preceding the report." The following report complies with the requirements of that legislation.

The Commission also expresses its appreciation to all of the presenters at Commission meetings, to all officials of state departments, agencies, courts, and the University of Wisconsin-Madison, and especially to all the people listed below who contributed so much to its work and success in the past year:

The Honorable Thomas Barland
Jere Bauer, *Wisconsin Legislative Reference Bureau*
Adam Bradshaw, *University of Wisconsin-Madison*
Chris Carmichael, *Wisconsin Legislative Reference Bureau*
Rebecca Chown, *Beloit College*
Michael Emer, *University of Wisconsin-Madison*
Joe Fontaine, *Ripon College*
Jenna Griffin, *University of Wisconsin-Madison*
William Groshans, *Wisconsin Department of Corrections*
Thomas Hammer, Professor, *Marquette University School of Law*
Mary Massey, *Wisconsin Department of Administration*
Jana Steinmetz, *Wisconsin Department of Administration*
Anthony Streveler, *Wisconsin Department of Corrections*
Brandon Von Feldt, *University of Wisconsin-Madison*
Cheryl Wagner, *Wisconsin Department of Administration*

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COMMISSION OVERVIEW

History

In 1997 the Wisconsin State Legislature replaced the state's indeterminate sentencing with "truth in sentencing," which went into effect in 1999. It also created the Criminal Penalties Study Committee with the following duties:

- To develop a uniform classification system for all state felonies and Class A misdemeanors, with all felonies brought together into a single code
- To organize a state sentencing commission to develop advisory sentencing guidelines for sentences "bifurcated" into incarceration and extended supervision (ES) components
- To adapt state Department of Corrections administrative rules in order to foster prompt return of ES violators for appropriate periods of time

In 1999 the Committee issued its mandated report with the new felony classification system, temporary advisory sentencing guidelines, and a recommendation to create a permanent sentencing commission. In 2002 the subsequent legislation, 2001 Wisconsin Act 109, was signed into law by the governor. The Commission started meeting in the fall of 2003, and staff began operations in January of 2004.

Membership and Organization

The Wisconsin Sentencing Commission is an independent, bipartisan criminal justice agency composed of 18 voting members representing all three branches of state government as well as local government agencies, related groups, and the general public. The Director of State Courts, the Secretary of the Department of Corrections, and the chair of the Wisconsin Parole Board serve as ex officio members. It provides sentencing data and information to courts, policymakers, practitioners, and the public. Its members are selected by the governor, the legislature, and the courts and serve a three-year, renewable term. The Commission executes its duties through three permanent committees: Sentencing Guidelines, Data and Research, and Public Outreach. Its membership and functions are detailed in its enabling legislation.

With the hiring of an Executive Director and Deputy Director, the Wisconsin Sentencing Commission began full operation in January 2004. Its duties under Wisconsin Statute §973.30 (2004) include (1) collecting and reporting state sentencing data, (2) adopting advisory sentencing guidelines for felonies committed on or after July 20, 2002, (3) providing correctional cost impact information to the state legislature and agencies as well as the public, (4) producing periodic reports on sentencing topics, (5) assisting the legislature in costing out effects of new or proposed sentencing legislation, and (6) analyzing the effect of race on state sentencing practice.

The Commission chair is University of Wisconsin Law professor and former state circuit court judge Susan Steingass. Michael Connelly, executive director, formerly directed Maryland's State Commission on Criminal Sentencing Policy and has a Ph.D. in political science from the University of Missouri. Kristi Waits, deputy director, has done data development and analysis for the Justice Research and Statistics Association in Washington, D.C., Maryland's State Commission on Criminal

Sentencing Policy, and PricewaterhouseCoopers and has a Master's Degree in criminal justice from California State University at San Bernardino.

The Commission has posted a public website at http://wsc.wi.gov. The website contains the Commission's composition and legislative history, data and reports on state sentencing and guideline use, minutes and agendas of past meetings, and links to other data and reports relevant to state sentencing policy.

LEGISLATED FUNCTIONS & DUTIES

Commission & Membership

Wisconsin statute §15.105(27) of the Wisconsin Statutes establishes the commission and its membership:

§15.105 (27) SENTENCING COMMISSION

15.105(27)(a) – Creation; Membership
There is created a sentencing commission that is attached to the department of administration under s. 15.03 and that shall consist of the following members:

- 15.105(27)(a)1. The attorney general or his or her designee.
- 15.105(27)(a)2. The state public defender or his or her designee.
- 15.105(27)(a)3. Seven members, at least 2 of whom are not employed by any unit of federal, state, or local government, appointed by the governor.
- 15.105(27)(a)4. One majority party member and one minority party member from each house of the legislature, appointed as are the members of standing committees in their respective houses.
- 15.105(27)(a)5. Two circuit judges, appointed by the supreme court.
- 15.105(27)(a)6. One representative of crime victims and one prosecutor, each appointed by the attorney general.
- 15.105(27)(a)7. One attorney in private practice engaged primarily in the practice of criminal defense, appointed by the criminal law section of the State Bar of Wisconsin.

15.105(27)(b) – Nonvoting Members
The secretary of corrections or his or her designee, the chairperson of the parole commission or his or her designee, and the director of state courts or his or her designee shall be nonvoting members of the commission.

15.105(27)(c) -- Terms

- 15.105(27)(c)1. Except as provided subd. 2., members appointed par. (a) 3. and 5. to 7. shall serve 3-year terms and are eligible for reappointment.
- 15.105(27)(c)2. The term of a circuit judge appointed par. (a) 5. shall end when such person ceases to be a circuit judge. The term of a prosecutor appointed under par. (a) 6. shall end when such person ceases to be a prosecutor.

15.105(27)(d) -- Officers

The governor shall designate annually one of the members of the commission as chairperson. The commission may elect officers other than a chairperson from among its members as its work requires.

15.105(27)(e) -- Reimbursement and Compensation
Members of the commission shall be reimbursed for their actual and necessary expenses incurred in the performance of their duties. An officer or employee of the state shall be reimbursed by the agency that pays the member's salary. Members who are full-time state officers or employees shall receive no compensation for their services. Other members shall be paid $25 per day, in addition to their actual and necessary expenses, for each day on which they are actually and necessarily engaged in the performance of their duties.

15.105(27)(f) -- Sunset
This subsection does not apply after December 31, 2007.

The current membership of the Commission is listed on page 1, above.

Duties & Roles

Wisconsin statute §973.30 lists the required duties and roles of the Commission.

973.30(1) -- Duties
The sentencing commission shall do all of the following:

973.30(1)(a)
Select an executive director having appropriate training and experience to study sentencing practices and prepare proposed sentencing guidelines.

973.30(1)(b)
Monitor and compile data regarding sentencing practices in the state.

973.30(1)(c)
Adopt advisory sentencing guidelines for felonies committed on or after July 30, 2002, to promote public safety,

973.30(1)(d)
Provide information to the legislature, state agencies, and the public regarding the costs to and other needs of the department that result from sentencing practices.

973.30(1)(e)
Provide information to judges and lawyers about the sentencing guidelines.

973.30(1)(f)
Publish and distribute to all circuit judges hearing criminal cases an annual report regarding its work, which shall include all sentencing guidelines and all changes in existing sentencing guidelines adopted during the 12 months preceding the report.

973.30(1)(g)

Study whether race is a basis for imposing sentences in criminal cases and submit a report and recommendations on this issue to the governor, to each house of the legislature s. 13.172 (2), and to the supreme court.

973.30(1)(h)
Assist the legislature in assessing the cost of enacting new or revising existing statutes affecting criminal sentencing.

973.30(1)(i)
At least semiannually, submit reports to all circuit judges, and to the chief clerk of each house of the legislature for distribution to the appropriate standing committees under s. 13.172 (3), containing statistics regarding criminal sentences imposed in this state. Each report shall have a different focus and need not contain statistics regarding every crime. Each report shall contain information regarding sentences imposed statewide and in each of the following geographic areas:

- 973.30(1)(i)1. Milwaukee County.
- 973.30(1)(i)2. Dane and Rock counties.
- 973.30(1)(i)3. Brown, Outagamie, Calumet, and Winnebago counties.
- 973.30(1)(i)4. Racine and Kenosha counties.
- 973.30(1)(i)5. All other counties.

973.30(1)(j)
Study how sentencing options affect various types of offenders and offenses.

973.30(2) -- Staff
Subject to authorization under s. 16.505, the sentencing commission may hire staff to assist it in the performance of its duties.

973.30(3) -- Sunset
This section does not apply after December 31, 2007.

GOVERNOR'S CHARGE

Task to Commission

Governor Jim Doyle specifically tasked the Commission with the following[1]:

"As you undertake these tasks, I ask that the Commission focus on the following areas consistent with your statutory charge:

"As you develop new, permanent sentencing guidelines for the State of Wisconsin, I encourage you to consider the mission of Truth In Sentencing-- to restore credibility and coherence to criminal sentencing and deliver a greater measure of public safety to our communities. The guidelines that you develop should ensure that this critical mission is met.

"As demonstrated in other states, successful Sentencing Commissions have solid data systems. I urge the Commission to develop of a strong, technology-based data collection system, which will be a critical component of your work. In order to maximize your data analysis capability, the data system you develop should be able to integrate data from the courts, the Department of Corrections, and other relevant sources. This technology will ensure that you not only have a system to ensure efficient data analysis, but also will provide the Commission with a mechanism to share information with judges, prosecutors, the defense bar, the legislature, and other policy makers.

"Further, as you evaluate new guidelines and compile critical data regarding sentencing practices throughout Wisconsin, I ask you to take into account whether sentences are consistently applied throughout the state and to examine the effects of inconsistent sentences. In our efforts to ensure equal justice for all, it is incumbent upon us to ensure, to the greatest extent possible, that those found guilty of similar crimes and have the similar criminal histories receive similar sentences, regardless of where in the state they may have committed that crime.

"Per your statutory charge, the Commission is required to provide information to the legislature, the executive branch, and the public regarding the costs to the Department of Corrections that result from sentencing practices, as well as the costs of enacting new or revising existing statutes affecting criminal sentencing. As you strive to meet these requirements and to create guidelines that promote and enhance public safety, the Commission should take into account the overall costs and effectiveness of sentencing practices. For example, the Commission should consider sentence lengths, both in terms of incarceration and extended supervision, to ensure that incarceration and supervision resources are allocated most effectively. Through your data collection and analysis efforts, the Commission may identify means to protect the public safety and reduce public expenditure at the same time.

"Any permanent guidelines that you create should include guidelines for the use of alternative sanctions. Violent felons should continue to be sentenced to serve lengthy prison terms. However, research demonstrates that taxpayer investment in alternative programs, including well-implemented rehabilitation and prevention programs for certain offenders, results in lower crime rates and lower taxpayer expenditures. The Commission should undertake efforts to ensure that Wisconsin is neither under-incarcerating violent offenders nor over-incarcerating

[1] Memo dated November 21, 2003. Accessible online at http://wsc.wi.gov/section.asp?linkid=3&locid=10.

truly non-violent offenders. As the body charged with reviewing our state's policies of incarceration and other crime control measures, the Sentencing Commission is uniquely positioned to consider this type of cost-benefit analysis and approach as you craft our state's new sentencing guidelines."

REPORTS & ACTIVITIES

Below, each of the duties assigned to the Commission by the Wisconsin General Assembly is listed with the activities to complete it performed in 2005.

§973.30(1)(a)

(a) Select an executive director having appropriate training and experience to study sentencing practices and prepare proposed sentencing guidelines.

- Executive Director selected December 2003 who had previous experience as director and in developing guidelines and commission offices in two states; began work January 2004.

§973.30(1)(b)

(b) Monitor and compile data regarding sentencing practices in the state.

- Refined data entry system for existing sentencing guidelines worksheets. Continued personnel process for data entry and analysis through internship partnerships with UW departments, Ripon College, and Beloit College. Entered over 1500 cases and continued reporting on guidelines practice.
- Updated data from the state Department of Corrections to use for sentencing-related purposes.
- Completed Memorandum of Understanding with the state Administrative Office of the Courts to supply personnel support to interpret and analyze data from the state Consolidated Court Automated Programs data base.
- Received grant from National Institute of Justice to fund analysts to help merge sentencing guidelines worksheet data with the combined CCAP/DOC data system for analysis.
- Issued legislatively-required semi-annual reports on state sentencing for burglary and for robbery/armed robbery.
- Posted report on website by Jim Pingel of the Wisconsin Office of Justice Assistance on crime-mapping of sentencing in Wisconsin

§973.30(1)(c)

(c) Adopt advisory sentencing guidelines for felonies committed on or after July 30, 2002, to promote public safety, to reflect changes in sentencing practices and to preserve the integrity of the criminal justice and correctional systems.

- Met with judges at conferences and workshops as well as in one-on-one meetings to discuss concerns and needs regarding the sentencing guidelines and the worksheets.

- Presented at conferences of state judges and public defenders to discuss concerns and needs regarding the sentencing guidelines and the worksheets.
- Approved and disseminated among practitioners revised temporary guidelines worksheets and accompanying NOTES.

§973.30(1)(d)

(d) Provide information to the legislature, state agencies, and the public regarding the costs to and other needs of the department that result from sentencing practices.

- Continued agreement with the La Follette Institute for Public Affairs to provide trained graduate students for analyses of existing funding system and "what works" efforts around the nation.
- Rejected proposal to issue principles for cost-effective sentencing.
- Continued study of how other states fund criminal justice and related programs.
- Issued report on costs and cost-effectiveness of sentencing options, including incarceration, probation, and alternative options.
- Heard presentation on "costing out" by Jack Norman, Institute for Wisconsin's Future.

§973.30(1)(e)

(e) Provide information to judges and lawyers about the sentencing guidelines.

- Met with judges at conferences and workshops as well as in one-on-one meetings to discuss concerns and needs regarding the sentencing guidelines and the worksheets.
- Presented at conferences of state prosecutors and public defenders to discuss concerns and needs regarding the sentencing guidelines and the worksheets.
- Issued revised temporary guidelines worksheets and accompanying NOTES.
- Maintained, updated, and improved website with all guidelines materials available as well as information about the Commission, its meetings, and reports and links to other states and research.
- Issued annual report, including updates of Commission decisions on guidelines.
- Disseminated e-mailed "snapshots" reports to provide data and information from the Commission's databases regarding the statistics and operations of the state guidelines system.
- Posted staff reports on outline of Wisconsin sentencing policy history since the 1970s and on available criminal justice web links related to sentencing and to criminal justice generally.
- Executive Director was named to board of National Association of Sentencing Commissions.

§973.30(1)(f)

(f) Publish and distribute to all circuit judges hearing criminal cases an annual report regarding its work, which shall include all sentencing guidelines and all changes in existing sentencing guidelines adopted during the 12 months preceding the report.

- Upon dissemination, this report will constitute completion of this function for 2005. The revised guidelines worksheets can be found at the end of this report; however, the Commission did not change the existing temporary sentencing grids in 2005.

§973.30(1)(g)

(g) Study whether race is a basis for imposing sentences in criminal cases and submit a report and recommendations on this issue to the governor, to each house of the legislature under s.13.172 and to the Supreme Court.

- Continued agreement with the La Follette Institute for Public Affairs to provide trained graduate students for analyses of disproportionate minority representation regarding each particular offense type—violent, property, drug, and sex, with statistical report for Commission consideration to be presented in January 2006.
- Reported sentencing statistics on robbery/armed robbery related to racial and ethnic factors in 2005 semi-annual report.

§973.30(1)(h)

(h) Assist the legislature in assessing the cost of enacting new or revising existing statutes affecting criminal sentencing.

- At request of Senator Carol Roessler, conducted series of focus groups with Wisconsin judges to determine their likely reaction to proposed drug treatment legislation and issued a report on the findings.

§973.30(1)(i)

(i) At least semiannually, submit reports to all circuit judges, and to the chief clerk of each house of the legislature for distribution to the appropriate standing committees under s.13.172 (3) containing statistics regarding criminal sentences imposed in this state. Each report shall have a different focus and need not contain statistics regarding every crime. Each report shall contain information regarding sentences imposed statewide and in each of the following geographic areas: 1) Milwaukee County; 2) Dane and Rock counties; 3) Brown, Outagamie, Calumet, and Winnebago counties; 4) Racine and Kenosha counties; and 5) all other counties.

- Completed reports as required on burglary and robbery/armed robbery.
- Prepared data for report on 1st and 2nd Degree Sexual Assault of a Child.

§973.30(1)(j)

(j) Study how sentencing options affect various types of offenders and offenses.

- Issued "Snapshots" informing practitioners of latest literature on sentencing with emphasis on alternatives and their effectiveness.
- Issued report on costs and cost-effectiveness of sentencing options, including incarceration, probation, and alternative options.
- Disseminated national reports on juvenile treatment programs and on recidivism.
- Issued report of abstracts of latest articles on recidivism and treatment program effectiveness.

OUTREACH

Outreach and networking are important functions in establishing a Sentencing Commission as a valuable and trusted partner of the criminal justice system.

Speaking Engagements

The Commission benefited greatly from invitations to make presentations to and participate in discussions with many diverse groups of criminal justice professionals. Below is a list of speaking engagements attended by Commissioner and staff members in 2005.

Feb 23,28; Mar 7	Focus groups with judges, Appleton, Milwaukee, Barron
May 18	Criminal Law and Sentencing Institute– Spring 2005 Conference (Racine, WI)
Jul 12	District Administrators, Wisconsin Parole and Probation (Madison, WI)
Jul 21	District IX Judicial Conference (Minocqua, WI)
Aug 8-10	National Association of Sentencing Commissions Annual Conference (Washington, DC). *Executive Director and Deputy Director each made presentations.
Sep 9	Districts V and VII Judicial Conference (House on the Rock Resort -Spring Green, WI)
Oct 22	Wisconsin State Public Defender Annual Conference (Milwaukee, WI)
Nov 2	Beaver Dam Lions Club (Beaver Dam, WI)

Invited Guests

The Commission has benefited greatly from the input of many criminal justice professionals. The Commission is especially grateful to those who have given their time to give presentations at Commission meetings. Below is a list of guests invited to speak at Commission meetings in 2005.

Feb 25	**Matthew Frank**, Secretary, *Wisconsin Department of Corrections*
Mar 18	**Jack Norman**, *Institute for Wisconsin's Future*
May 20	**Adam Bradshaw**, *Madison-Area Urban Ministry*
Nov 18	**Steve Semmann**, *Wisconsin Administrative Office of the Courts*

DATA & RESEARCH

The Wisconsin Sentencing Commission collects data on state sentences for eleven felonies constituting the greatest impact on state resources, as of 1999. The Commission receives sentencing guidelines worksheets from each sentencing court on each of those eleven offenses, recommends sentences based on the perceived severity of the offense and the perceived future risk of the offender, and determines the factors most associated with the sentences given. The Commission seeks to be a state and national resource for data and research on adult felony sentencing. It regularly reports on basic sentencing data in the state and issues annual and special reports on statistics and topics of depth.

Data Integration

In 2005 Commission staff began work on a National Institute of Justice grant to integrate all its sentencing data bases for analysis of factors associated with judicial decision-making. This integrated database will contain information on offender characteristics, prior criminal histories, sentences, and sentencing guidelines factors. It will provide the Commission with statistical information from three separate justice-related systems – DOC, CCAP, and WSC – and allow for a broader spectrum of analyses in the future.

Topical Reports

In 2005 Commission staff published an article on effective advisory sentencing guidelines systems in the Federal Sentencing Reporter and, at the time of this publication, have an article on sentencing and conventional number preferences under consideration for publication with a national peer-reviewed journal.

Periodicals

Commission staff produces a periodic series of short, concise reports on various aspects of sentencing and criminal justice. Entitled *Snapshots on Sentencing in Wisconsin*, the series included 19 installments in 2005, available at http://wsc.wi.gov under "Reports & Publications":

Jan 21 *Criminal History as a Sentencing Factor*

Feb 18 *Victim Information in Wisconsin Courts*

Mar 4 *Legal Status and Repeat Crime*

Mar 18 *Repeat Crime and Offense Types*

Apr 1 *Semi-Annual Worksheet Submissions Update*

Apr 29 *Sentence Adjustment Factors*

May 13 *Methamphetamine Cases in Wisconsin*

May 27 *Methamphetamine Sentences in Wisconsin*

Jun 10 *Sentence Lengths vs. Recommended Ranges*

Jul 1 *Sentencing and Costs in Wisconsin*

Jul 22 *Revised Sentencing Guidelines Worksheets*

Sep 2 *Sentencing-Related Books, Part I*

Sep 16 *Sentencing-Related Books, Part II*

Sep 30 *Justice Data & Information Resources Online Tool*

Oct 14 *Sentencing and Conventional Number Preferences*

Oct 28 *Summary Statistics on Sentencing Guidelines Worksheet Grids*

Nov 11 *Crime Mapping and Sentencing in Wisconsin*

Dec 2 *Sentencing Data by Felony Classification Levels*

Dec 16 *Semi-Annual Worksheet Submissions Update*

WORKSHEET REVISIONS & NOTES

In 2005, after extensive feedback from state judges and other worksheet users, the Wisconsin Sentencing Commission completed a thorough revision of its existing temporary guidelines worksheets and their accompanying NOTES, which explain the worksheets. The pages that follow are copies of the worksheets for each of the eleven worksheet offenses. The Commission plans to make decisions about the worksheet grids and to adopt permanent sentencing guidelines in 2006.

APPENDIX:

Sentencing Guidelines Worksheets

CCAP Case Number: _____ **Sentencing Date:** _____

County: _____ **Offender Age:** _____

1st Degree Sexual Assault, Wis. Stat. § 940.225

☐ (1)(a) ☐ (1)(b) ☐ (1)(c)

THIS WORKSHEET ONLY APPLIES TO:
Sentencing Hearings Held On or After 7/1/2005, for TIS–II Offenses (Offenses Committed On or After 2/1/2003).

NOTE A: Where several options are presented, circle one and check *Mitigating* or *Aggravating*. [EX. Minimal / (Leader)]
NOTE B: Only check *Mitigating* or *Aggravating* for those factors that apply. Otherwise, leave the boxes unchecked.

OFFENSE SEVERITY	Mitigating	Aggravating
Characteristics of the Offense		
Type of Sexual Contact: ☐Contact ☐Intercourse	☐	☐
Conduct More Serious than Offense of Conviction	☐	☐
Other, specify:	☐	☐
Type of Harm		
Threat / Abduction / Restraint	☐	☐
Great Bodily Harm / Extreme Emotional Harm	☐	☐
Pregnancy / Transmission of Disease	☐	☐
Other, specify:	☐	☐
Aggravating Factors, Wis. Stat. § 973.017 ☐N/A		
Concealed or Altered Appearance	☐	☐
Gang-Related Offense	☐	☐
Elderly Victim	☐	☐
Knowingly Exposed Victim to STD	☐	☐
Other, specify:	☐	☐
Penalty Enhancers, Wis. Stat. § 939 ☐N/A		
Repeat Offender (§ 939.62) ☐Pleaded and Proved	☐	☐
Repeat of Serious Sex Crime (§ 939.623) ☐Pleaded and Proved	☐	☐
Domestic Abuse (§ 939.621) ☐Pleaded and Proved	☐	☐
Dangerous Weapon (§ 939.63) ☐Pleaded and Proved	☐	☐
School Zone (§ 939.632) ☐Pleaded and Proved	☐	☐
Hate Crime (§ 939.645) ☐Pleaded and Proved	☐	☐
Role in Offense		
Minimal / Leader	☐	☐
Manipulated or Pressured	☐	☐
Abused Position of Trust / Authority	☐	☐
Other, specify:	☐	☐
Vulnerable Victim		
Unconscious	☐	☐
Mentally Ill	☐	☐
Cognitively Deficient	☐	☐
Under the Influence	☐	☐
Youthful Victim, *provide age:* ☐	☐	☐
Otherwise Vulnerable, specify:	☐	☐

RISK FACTORS	Mitigating	Aggravating
Education		
Grade Completed, *circle one:* –9 9 10 11 12 12+	☐	☐
Degree Obtained: ☐None ☐GED/HSED ☐High School ☐College ☐Currently Enrolled	☐	☐
Employment History		
Usually Employed	☐	☐
Same Employer for Extended Period of Time	☐	☐
Employed When Offense was Committed or at Time of Sentencing	☐	☐
Lengthy or Frequent Periods of Unemployment	☐	☐

Criminal Record		
Criminal Record Not a Factor, check here ☐		
No Criminal Record	☐	☐
Prior Misdemeanor(s), total number ____ ... Assaultive Misdemeanors, total number ____	☐	☐
Prior felony or felonies, total number ____ ... Assaultive Felonies, total number ____	☐	☐
Prior Offense(s) Similar to Current Offense	☐	☐
Previously Placed on Community Supervision	☐	☐
Criminal History Understates / Overstates Risk	☐	☐
On Legal Status / Not on Legal Status when Crime was Committed	☐	☐
Time Since Most Recent Conviction / Incarceration: ____ months / yrs	☐	☐
Mental and Physical Health		
Mental Health Problem(s) / Physical Health Problem(s)	☐	☐
Treatment for Health Problems	☐	☐
Alcohol and Drug Abuse		
Under the Influence When the Offense was Committed	☐	☐
Frequent Prior Abuse	☐	☐
☐ Prior Treatment ... ☐ Never Treated For Alcohol/Drug Abuse	☐	☐
Social Factors		
Married or Long-Term Relationship	☐	☐
Resides With or Supports Children	☐	☐
Family Support or Other Support Network	☐	☐
Defendant Suffered Prior Abuse	☐	☐
Attitude		
Remorse	☐	☐
Accepts Responsibility	☐	☐
Detailed Rehabilitative Plan in Progress	☐	☐
Cooperated with Authorities / Prosecution	☐	☐
Other, specify:	☐	☐

OFFENSE INFORMATION

Percent of Offenders Given Probation for the Offense since 2/2003 (TIS II effective date):	***Penalty Classification Level:***	***Permissible Penalties:***
6%	Class B Felony	Probation Maximum Imprisonment – 60 Years • Initial Confinement – Maximum 40 Years • Extended Supervision – Maximum 20 Years

RECOMMENDED SENTENCE RANGE

	RISK FACTORS		
OFFENSE SEVERITY	Lesser	Medium	High
Mitigated	____ Prob. – 6 yrs confinement	____ 5 – 12 yrs confinement	____ 10 – 20 yrs confinement
Intermediate	____ 5 – 12 yrs confinement	____ 10 – 20 yrs confinement	____ 15 – 30 yrs confinement
Aggravated	____ 10 – 20 yrs confinement	____ 15 – 25 yrs confinement	____ 25 – 40 yrs confinement

OTHER FACTORS THAT MAY WARRANT SENTENCE ADJUSTMENT	Mitigating	Aggravating
PSI Recommendation	☐	☐
Read-In Offense(s)	☐	☐
Effect of Multiple Counts	☐	☐
Victim Statement	☐	☐
Restitution Paid Before Sentencing	☐	☐
District Attorney (DA) Recommendation	☐	☐
Defense Attorney Recommendation	☐	☐
Other, specify:	☐	☐

CCAP Case Number: _____ **Sentencing Date:** _____

County: _____ **Offender Age:** _____

2nd Degree Sexual Assault, Wis. Stat. § 940.225

☐(2)(a) ☐(2)(b) ☐(2)(c) ☐(2)(cm) ☐(2)(d) ☐(2)(f) ☐(2)(g) ☐(2)(h) ☐(2)(i)

THIS WORKSHEET ONLY APPLIES TO:
Sentencing Hearings Held On or After 7/1/2005, for TIS–II Offenses (Offenses Committed On or After 2/1/2003).

NOTE A: Where several options are presented, circle one and check *Mitigating* or *Aggravating*. [EX. Minimal / (Leader)]

NOTE B: Only check *Mitigating* or *Aggravating* for those factors that apply. Otherwise, leave the boxes unchecked.

OFFENSE SEVERITY	Mitigating	Aggravating
Characteristics of the Offense		
Type of Sexual Contact: ☐Contact ☐Intercourse	☐	☐
Conduct More Serious than Offense of Conviction	☐	☐
Other, specify:	☐	☐
Type of Harm		
Threat / Abduction / Restraint	☐	☐
Great Bodily Harm / Extreme Emotional Harm	☐	☐
Pregnancy / Transmission of Disease	☐	☐
Other, specify:	☐	☐
Aggravating Factors, Wis. Stat. § 973.017 ☐N/A		
Concealed or Altered Appearance	☐	☐
Gang-Related Offense	☐	☐
Elderly Victim	☐	☐
Knowingly Exposed Victim to STD	☐	☐
Other, specify:	☐	☐
Penalty Enhancers, Wis. Stat. § 939 ☐N/A		
Repeat Offender (§ 939.62) ☐Pleaded and Proved	☐	☐
Repeat of Serious Sex Crime (§ 939.623) ☐Pleaded and Proved	☐	☐
Domestic Abuse (§ 939.621) ☐Pleaded and Proved	☐	☐
Dangerous Weapon (§ 939.63) ☐Pleaded and Proved	☐	☐
School Zone (§ 939.632) ☐Pleaded and Proved	☐	☐
Hate Crime (§ 939.645) ☐Pleaded and Proved	☐	☐
Role in Offense		
Minimal / Leader	☐	☐
Manipulated or Pressured	☐	☐
Abused Position of Trust / Authority	☐	☐
Other, specify:	☐	☐
Vulnerable Victim		
Unconscious	☐	☐
Mentally Ill	☐	☐
Cognitively Deficient	☐	☐
Under the Influence	☐	☐
Youthful Victim, provide age: ☐	☐	☐
Otherwise Vulnerable, specify:	☐	☐

RISK FACTORS	Mitigating	Aggravating
Education		
Grade Completed, *circle one:* –9 9 10 11 12 12+	☐	☐
Degree Obtained: ☐None ☐GED/HSED ☐High School ☐College ☐Currently Enrolled	☐	☐
Employment History		
Usually Employed	☐	☐
Same Employer for Extended Period of Time	☐	☐
Employed When Offense was Committed or at Time of Sentencing	☐	☐
Lengthy or Frequent Periods of Unemployment	☐	☐

Criminal Record		
Criminal Record Not a Factor, check here ☐		
No Criminal Record	☐	☐
Prior Misdemeanor(s), total number ____ ... Assaultive Misdemeanors, total number ____	☐	☐
Prior felony or felonies, total number ____ ... Assaultive Felonies, total number ____	☐	☐
Prior Offense(s) Similar to Current Offense	☐	☐
Previously Placed on Community Supervision	☐	☐
Criminal History Understates / Overstates Risk	☐	☐
On Legal Status / Not on Legal Status when Crime was Committed	☐	☐
Time Since Most Recent Conviction / Incarceration: ____ months / yrs	☐	☐
Mental and Physical Health		
Mental Health Problem(s) / Physical Health Problem(s)	☐	☐
Treatment for Health Problems	☐	☐
Alcohol and Drug Abuse		
Under the Influence When the Offense was Committed	☐	☐
Frequent Prior Abuse	☐	☐
☐ Prior Treatment ☐ Never Treated For Alcohol/Drug Abuse	☐	☐
Social Factors		
Married or Long-Term Relationship	☐	☐
Resides With or Supports Children	☐	☐
Family Support or Other Support Network	☐	☐
Defendant Suffered Prior Abuse	☐	☐
Attitude		
Remorse	☐	☐
Accepts Responsibility	☐	☐
Detailed Rehabilitative Plan in Progress	☐	☐
Cooperated with Authorities / Prosecution	☐	☐
Other, specify:	☐	☐

OFFENSE INFORMATION

Percent of Offenders Given Probation for the Offense since 2/2003 (TIS II effective date):	***Penalty Classification Level:***	***Permissible Penalties:***
35%	Class C Felony	Probation Fine ─ Maximum $25,000 Maximum Imprisonment ─ 40 Years • Initial Confinement ─ Maximum 25 Years • Extended Supervision ─ Maximum 15 Years

RECOMMENDED SENTENCE RANGE

	RISK FACTORS		
OFFENSE SEVERITY	Lesser	Medium	High
Mitigated	____ Prob. – 3 yrs confinement	____ 1– 7 yrs confinement	____ 5 – 14 yrs confinement
Intermediate	____ 1 – 7 yrs confinement	____ 5 – 14 yrs confinement	____ 10 – 20 yrs confinement
Aggravated	____ 5 – 14 yrs confinement	____ 10 – 20 yrs confinement	____ 15 – 25 yrs confinement

OTHER FACTORS THAT MAY WARRANT SENTENCE ADJUSTMENT	Mitigating	Aggravating
PSI Recommendation	☐	☐
Read-In Offense(s)	☐	☐
Effect of Multiple Counts	☐	☐
Victim Statement	☐	☐
Restitution Paid Before Sentencing	☐	☐
District Attorney (DA) Recommendation	☐	☐
Defense Attorney Recommendation	☐	☐
Other, specify:	☐	☐

CCAP Case Number: _____ **Sentencing Date:** _____

County: _____ **Offender Age:** _____

Burglary, Wis. Stat. § 943.10

☐(1m)(a) ☐(1m)(b) ☐(1m)(c) ☐(1m)(d) ☐(1m)(e) ☐(1m)(f)

THIS WORKSHEET ONLY APPLIES TO:
Sentencing Hearings Held On or After 7/1/2005, for TIS–II Offenses (Offenses Committed On or After 2/1/2003).

NOTE A: Where several options are presented, circle one and check *Mitigating* or *Aggravating*. [EX. Minimal / (Leader)]
NOTE B: Only check *Mitigating* or *Aggravating* for those factors that apply. Otherwise, leave the boxes unchecked.

OFFENSE SEVERITY	Mitigating	Aggravating
Characteristics of the Offense		
Abandoned Property	☐	☐
Business	☐	☐
Residence	☐	☐
Burglary of Other Premises, specify:	☐	☐
Crime Intended Upon Entry, specify:	☐	☐
Voluntarily Did Not Complete Intended Crime	☐	☐
Conduct More Serious than Offense of Conviction	☐	☐
Type of Harm		
None	☐	☐
Great Bodily Harm / Extreme Emotional Harm	☐	☐
Economic Harm: $ ☐	☐	☐
Other, specify:	☐	☐
Aggravating Factors, Wis. Stat. § 973.017 ☐N/A		
Concealed or Altered Appearance	☐	☐
Gang-Related Offense	☐	☐
Bulletproof Clothing	☐	☐
Crime Committed to Influence Governmental Policy	☐	☐
Other, specify:	☐	☐
Penalty Enhancers, Wis. Stat. § 939 ☐N/A		
Repeat Offender (§ 939.62) ☐ Pleaded and Proved	☐	☐
Dangerous Weapon (§ 939.63) ☐ Pleaded and Proved	☐	☐
School Zone (§ 939.632) ☐ Pleaded and Proved	☐	☐
Hate Crime (§ 939.645) ☐ Pleaded and Proved	☐	☐
Role in Offense		
Minimal / Leader	☐	☐
Manipulated or Pressured	☐	☐
Abused Position of Trust / Authority	☐	☐
Other, specify:	☐	☐
Vulnerable Victim		
Mentally Ill	☐	☐
Cognitively Deficient	☐	☐
Elderly Victim	☐	☐
Otherwise Vulnerable, specify:	☐	☐

RISK FACTORS	Mitigating	Aggravating
Education		
Grade Completed, *circle one:* –9 9 10 11 12 12+	☐	☐
Degree Obtained: ☐None ☐GED/HSED ☐High School ☐College ☐Currently Enrolled	☐	☐
Employment History		
Usually Employed	☐	☐
Same Employer for Extended Period of Time	☐	☐
Employed When Offense was Committed or at Time of Sentencing	☐	☐
Lengthy or Frequent Periods of Unemployment	☐	☐

Criminal Record		
Criminal Record Not a Factor, check here ☐		
No Criminal Record	☐	☐
Prior Misdemeanor(s), total number ____ Assaultive Misdemeanors, total number ____	☐	☐
Prior felony or felonies, total number ____ Assaultive Felonies, total number ____	☐	☐
Prior Offense(s) Similar to Current Offense	☐	☐
Previously Placed on Community Supervision	☐	☐
Criminal History Understates / Overstates Risk	☐	☐
On Legal Status / Not on Legal Status when Crime was Committed	☐	☐
Time Since Most Recent Conviction / Incarceration: ____ months / yrs	☐	☐
Mental and Physical Health		
Mental Health Problem(s) / Physical Health Problem(s)	☐	☐
Treatment for Health Problems	☐	☐
Alcohol and Drug Abuse		
Under the Influence When the Offense was Committed	☐	☐
Frequent Prior Abuse	☐	☐
☐ Prior Treatment ☐ Never Treated For Alcohol/Drug Abuse	☐	☐
Social Factors		
Married or Long-Term Relationship	☐	☐
Resides With or Supports Children	☐	☐
Family Support or Other Support Network	☐	☐
Defendant Suffered Prior Abuse	☐	☐
Attitude		
Remorse	☐	☐
Accepts Responsibility	☐	☐
Detailed Rehabilitative Plan in Progress	☐	☐
Cooperated with Authorities / Prosecution	☐	☐
Other, specify:	☐	☐

OFFENSE INFORMATION

Percent of Offenders Given Probation for the Offense since 2/2003 (TIS II effective date):	***Penalty Classification Level:***	***Permissible Penalties:***
65%	Class F Felony	Probation Fine ─ Maximum $25,000 Maximum Imprisonment ─ 12 ½ Years • Initial Confinement ─ Maximum 7 ½ Years • Extended Supervision ─ Maximum 5 Years

RECOMMENDED SENTENCE RANGE

	RISK FACTORS		
OFFENSE SEVERITY	Lesser	Medium	High
Mitigated	____ Probation	____ Prob. – 2 yrs confinement	____ 1– 4 yrs confinement
Intermediate	____ Prob. – 2 yrs confinement	____ Prob. – 4 yrs confinement	____ 3 – 5 yrs confinement
Aggravated	____ Prob. – 4 yrs confinement	____ 2 – 5 yrs confinement	____ 5 – 7½ yrs confinement

OTHER FACTORS THAT MAY WARRANT SENTENCE ADJUSTMENT	Mitigating	Aggravating
PSI Recommendation	☐	☐
Read-In Offense(s)	☐	☐
Effect of Multiple Counts	☐	☐
Victim Statement	☐	☐
Restitution Paid Before Sentencing	☐	☐
District Attorney (DA) Recommendation	☐	☐
Defense Attorney Recommendation	☐	☐
Other, specify:	☐	☐

CCAP Case Number: _____ **Sentencing Date:** _____

County: _____ **Offender Age:** _____

Theft—More than $10,000, Wis. Stat. § 943.20

☐ (1)(a) ☐ (1)(b) ☐ (1)(c) ☐ (1)(d) ☐ (1)(e)

THIS WORKSHEET ONLY APPLIES TO:
Sentencing Hearings Held On or After 7/1/2005, for TIS–II Offenses (Offenses Committed On or After 2/1/2003).

NOTE A: Where several options are presented, circle one and check *Mitigating* or *Aggravating*. [EX. Minimal / Leader]
NOTE B: Only check *Mitigating* or *Aggravating* for those factors that apply. Otherwise, leave the boxes unchecked.

OFFENSE SEVERITY	Mitigating	Aggravating
Characteristics of the Offense		
Value of Loss: $ ☐	☐	☐
Motivated by Need for Basic Necessities	☐	☐
Motivated by Greed	☐	☐
Conduct More Serious than Offense of Conviction	☐	☐
Other, specify:	☐	☐
Degree of Preparation		
None or Spontaneous / Some / Extensive	☐	☐
Method of Access to Property		
Borrowed with Permission	☐	☐
Took without Permission	☐	☐
Obtained Through Burglary or Robbery	☐	☐
Other, specify:	☐	☐
Type of Harm		
None	☐	☐
Extreme Emotional Harm	☐	☐
Economic Harm: $ ☐	☐	☐
Other, specify:	☐	☐
Aggravating Factors, Wis. Stat. § 973.017 ☐ N/A		
Concealed or Altered Appearance	☐	☐
Gang-Related Offense	☐	☐
Bulletproof Clothing	☐	☐
Crime Committed to Influence Governmental Policy	☐	☐
Other, specify:	☐	☐
Penalty Enhancers, Wis. Stat. § 939 ☐ N/A		
Repeat Offender (§ 939.62) ☐ Pleaded and Proved	☐	☐
Dangerous Weapon (§ 939.63) ☐ Pleaded and Proved	☐	☐
Hate Crime (§ 939.645) ☐ Pleaded and Proved	☐	☐
Role in Offense		
Minimal / Leader	☐	☐
Manipulated or Pressured	☐	☐
Abused Position of Trust / Authority	☐	☐
Other, specify:	☐	☐
Vulnerable Victim		
Mentally Ill	☐	☐
Cognitively Deficient	☐	☐
Elderly Victim	☐	☐
Otherwise Vulnerable, specify:	☐	☐
RISK FACTORS	**Mitigating**	**Aggravating**
Education		
Grade Completed, *circle one:* –9 9 10 11 12 12+	☐	☐
Degree Obtained: ☐ None ☐ GED/HSED ☐ High School ☐ College ☐ Currently Enrolled	☐	☐
Employment History		
Usually Employed	☐	☐
Same Employer for Extended Period of Time	☐	☐

Employed When Offense was Committed or at Time of Sentencing	☐	☐
Lengthy or Frequent Periods of Unemployment	☐	☐
Criminal Record		
Criminal Record Not a Factor, check here ☐		
No Criminal Record	☐	☐
Prior Misdemeanor(s), total number ____ Assaultive Misdemeanors, total number ____	☐	☐
Prior felony or felonies, total number ____ Assaultive Felonies, total number ____	☐	☐
Prior Offense(s) Similar to Current Offense	☐	☐
Previously Placed on Community Supervision	☐	☐
Criminal History Understates / Overstates Risk	☐	☐
On Legal Status / Not on Legal Status when Crime was Committed	☐	☐
Time Since Most Recent Conviction / Incarceration: ____ months / yrs	☐	☐
Mental and Physical Health		
Mental Health Problem(s) / Physical Health Problem(s)	☐	☐
Treatment for Health Problems	☐	☐
Alcohol and Drug Abuse		
Under the Influence When the Offense was Committed	☐	☐
Frequent Prior Abuse	☐	☐
☐ Prior Treatment ☐ Never Treated For Alcohol/Drug Abuse	☐	☐
Social Factors		
Married or Long-Term Relationship	☐	☐
Resides With or Supports Children	☐	☐
Family Support or Other Support Network	☐	☐
Defendant Suffered Prior Abuse	☐	☐
Attitude		
Remorse	☐	☐
Accepts Responsibility	☐	☐
Detailed Rehabilitative Plan in Progress	☐	☐
Cooperated with Authorities / Prosecution	☐	☐
Other, specify:	☐	☐

OFFENSE INFORMATION

Percent of Offenders Given Probation for the Offense since 2/2003 (TIS II effective date):	***Penalty Classification Level:***	***Permissible Penalties:***
67%	Class G Felony	Probation Fine ─ Maximum $25,000 Maximum Imprisonment ─ 10 Years • Initial Confinement ─ Maximum 5 Years • Extended Supervision ─ Maximum 5 Years

RECOMMENDED SENTENCE RANGE

	RISK FACTORS		
OFFENSE SEVERITY	Lesser	Medium	High
Mitigated	____ Probation	____ Prob. – 1½ yrs confinement	____ Prob. – 3 yrs confinement
Intermediate	____ Prob. – 1½ yrs confinement	____ Prob. – 2½ yrs confinement	____ 2 – 4 yrs confinement
Aggravated	____ Prob. – 2 yrs confinement	____ 1½ – 4 yrs confinement	____ 3 – 5 yrs confinement

OTHER FACTORS THAT MAY WARRANT SENTENCE ADJUSTMENT	Mitigating	Aggravating
PSI Recommendation	☐	☐
Read-In Offense(s)	☐	☐
Effect of Multiple Counts	☐	☐
Victim Statement	☐	☐
Restitution Paid Before Sentencing	☐	☐
District Attorney (DA) Recommendation	☐	☐
Defense Attorney Recommendation	☐	☐
Other, specify:	☐	☐

CCAP Case Number: _____ **Sentencing Date:** _____

County: _____ **Offender Age:** _____

Robbery, Wis. Stat. § 943.32

☐ (1)(a) ☐ (1)(b)

THIS WORKSHEET ONLY APPLIES TO:
Sentencing Hearings Held On or After 7/1/2005, for TIS–II Offenses (Offenses Committed On or After 2/1/2003).

NOTE A: Where several options are presented, circle one and check *Mitigating* or *Aggravating*. [EX. Minimal / (Leader)]

NOTE B: Only check *Mitigating* or *Aggravating* for those factors that apply. Otherwise, leave the boxes unchecked.

OFFENSE SEVERITY	Mitigating	Aggravating
Characteristics of the Offense		
Value of Loss: $[ ]	☐	☐
Motivated by Need for Basic Necessities	☐	☐
Motivated by Greed	☐	☐
Conduct More Serious than Offense of Conviction	☐	☐
Other, **specify**:	☐	☐
Degree of Preparation		
None or Spontaneous / Some / Extensive	☐	☐
Type of Harm		
Threat / Abduction / Restraint	☐	☐
Great Bodily Harm / Extreme Emotional Harm	☐	☐
Extreme Degree of Force	☐	☐
Aggravating Factors, Wis. Stat. § 973.017 ☐ N/A		
Concealed or Altered Appearance	☐	☐
Gang-Related Offense	☐	☐
Elderly Victim	☐	☐
Bulletproof Clothing	☐	☐
Crime Committed to Influence Governmental Policy	☐	☐
Other, **specify**:	☐	☐
Penalty Enhancers, Wis. Stat. § 939 ☐ N/A		
Repeat Offender (§ 939.62) ☐ Pleaded and Proved	☐	☐
Dangerous Weapon (§ 939.63) ☐ Pleaded and Proved	☐	☐
Hate Crime (§ 939.645) ☐ Pleaded and Proved	☐	☐
Role in Offense		
Minimal / Leader	☐	☐
Manipulated or Pressured	☐	☐
Abused Position of Trust / Authority	☐	☐
Other, **specify**:	☐	☐
Vulnerable Victim		
Mentally Ill	☐	☐
Cognitively Deficient	☐	☐
Youthful Victim, **provide age**: [ ]	☐	☐
Otherwise Vulnerable, **specify**:	☐	☐

RISK FACTORS	Mitigating	Aggravating
Education		
Grade Completed, *circle one:* –9 9 10 11 12 12+	☐	☐
Degree Obtained: ☐ None ☐ GED/HSED ☐ High School ☐ College ☐ Currently Enrolled	☐	☐
Employment History		
Usually Employed	☐	☐
Same Employer for Extended Period of Time	☐	☐
Employed When Offense was Committed or at Time of Sentencing	☐	☐
Lengthy or Frequent Periods of Unemployment	☐	☐

Criminal Record		
Criminal Record Not a Factor, check here ☐		
No Criminal Record	☐	☐
Prior Misdemeanor(s), total number ____ Assaultive Misdemeanors, total number ____	☐	☐
Prior felony or felonies, total number ____ Assaultive Felonies, total number ____	☐	☐
Prior Offense(s) Similar to Current Offense	☐	☐
Previously Placed on Community Supervision	☐	☐
Criminal History Understates / Overstates Risk	☐	☐
On Legal Status / Not on Legal Status when Crime was Committed	☐	☐
Time Since Most Recent Conviction / Incarceration: ____ months / yrs	☐	☐
Mental and Physical Health		
Mental Health Problem(s) / Physical Health Problem(s)	☐	☐
Treatment for Health Problems	☐	☐
Alcohol and Drug Abuse		
Under the Influence When the Offense was Committed	☐	☐
Frequent Prior Abuse	☐	☐
☐ Prior Treatment ☐ Never Treated For Alcohol/Drug Abuse	☐	☐
Social Factors		
Married or Long-Term Relationship	☐	☐
Resides With or Supports Children	☐	☐
Family Support or Other Support Network	☐	☐
Defendant Suffered Prior Abuse	☐	☐
Attitude		
Remorse	☐	☐
Accepts Responsibility	☐	☐
Detailed Rehabilitative Plan in Progress	☐	☐
Cooperated with Authorities / Prosecution	☐	☐
Other, specify:	☐	☐

OFFENSE INFORMATION

Percent of Offenders Given Probation for the Offense since 2/2003 (TIS II effective date):	***Penalty Classification Level:***	***Permissible Penalties:***
46%	Class E Felony	Probation Fine ─ Maximum $50,000 Maximum Imprisonment ─ 15 Years • Initial Confinement ─ Maximum 10 Years • Extended Supervision ─ Maximum 5 Years

RECOMMENDED SENTENCE RANGE

	RISK FACTORS		
OFFENSE SEVERITY	Lesser	Medium	High
Mitigated	____ Prob. – 1½ yrs confinement	____ Prob. – 3 yrs confinement	____ 2 – 5 yrs confinement
Intermediate	____ Prob. – 3 yrs confinement	____ 2 – 5 yrs confinement	____ 3 – 7½ yrs confinement
Aggravated	____ 2 – 5 yrs confinement	____ 3 – 7½ yrs confinement	____ 7 – 10 yrs confinement

OTHER FACTORS THAT MAY WARRANT SENTENCE ADJUSTMENT	Mitigating	Aggravating
PSI Recommendation	☐	☐
Read-In Offense(s)	☐	☐
Effect of Multiple Counts	☐	☐
Victim Statement	☐	☐
Restitution Paid Before Sentencing	☐	☐
District Attorney (DA) Recommendation	☐	☐
Defense Attorney Recommendation	☐	☐
Other, specify:	☐	☐

CCAP Case Number: _____ **Sentencing Date:** _____

County: _____ **Offender Age:** _____

Armed Robbery, Wis. Stat. § 943.32(2)

THIS WORKSHEET ONLY APPLIES TO:
Sentencing Hearings Held On or After 7/1/2005, for TIS–II Offenses (Offenses Committed On or After 2/1/2003).

NOTE A: Where several options are presented, circle one and check *Mitigating* or *Aggravating*. [EX. Minimal / (Leader)]
NOTE B: Only check *Mitigating* or *Aggravating* for those factors that apply. Otherwise, leave the boxes unchecked.

OFFENSE SEVERITY	Mitigating	Aggravating
Characteristics of the Offense		
Value of Loss: $[ ]	☐	☐
Motivated by Need for Basic Necessities	☐	☐
Motivated by Greed	☐	☐
Type of Weapon, specify:	☐	☐
Conduct More Serious than Offense of Conviction	☐	☐
Other, specify:	☐	☐
Degree of Preparation		
None or Spontaneous / Some / Extensive	☐	☐
Type of Harm		
Threat / Abduction / Restraint	☐	☐
Great Bodily Harm / Extreme Emotional Harm	☐	☐
Extreme Degree of Force	☐	☐
Aggravating Factors, Wis. Stat. § 973.017 ☐ N/A		
Concealed or Altered Appearance	☐	☐
Gang-Related Offense	☐	☐
Elderly Victim	☐	☐
Bulletproof Clothing	☐	☐
Crime Committed to Influence Governmental Policy	☐	☐
Other, specify:	☐	☐
Penalty Enhancers, Wis. Stat. § 939 ☐ N/A		
Repeat Offender (§ 939.62) ☐ Pleaded and Proved	☐	☐
Dangerous Weapon (§ 939.63) ☐ Pleaded and Proved	☐	☐
Hate Crime (§ 939.645) ☐ Pleaded and Proved	☐	☐
Role in Offense		
Minimal / Leader	☐	☐
Manipulated or Pressured	☐	☐
Abused Position of Trust / Authority	☐	☐
Other, specify:	☐	☐
Vulnerable Victim		
Mentally Ill	☐	☐
Cognitively Deficient	☐	☐
Youthful Victim, provide age: [ ]	☐	☐
Otherwise Vulnerable, specify:	☐	☐

RISK FACTORS	Mitigating	Aggravating
Education		
Grade Completed, *circle one:* –9 9 10 11 12 12+	☐	☐
Degree Obtained: ☐ None ☐ GED/HSED ☐ High School ☐ College ☐ Currently Enrolled	☐	☐
Employment History		
Usually Employed	☐	☐
Same Employer for Extended Period of Time	☐	☐
Employed When Offense was Committed or at Time of Sentencing	☐	☐
Lengthy or Frequent Periods of Unemployment	☐	☐

Criminal Record		
Criminal Record Not a Factor, check here ☐		
No Criminal Record	☐	☐
Prior Misdemeanor(s), total number ____ ... Assaultive Misdemeanors, total number ____	☐	☐
Prior felony or felonies, total number ____ ... Assaultive Felonies, total number ____	☐	☐
Prior Offense(s) Similar to Current Offense	☐	☐
Previously Placed on Community Supervision	☐	☐
Criminal History Understates / Overstates Risk	☐	☐
On Legal Status / Not on Legal Status when Crime was Committed	☐	☐
Time Since Most Recent Conviction / Incarceration: ____ months / yrs	☐	☐
Mental and Physical Health		
Mental Health Problem(s) / Physical Health Problem(s)	☐	☐
Treatment for Health Problems	☐	☐
Alcohol and Drug Abuse		
Under the Influence When the Offense was Committed	☐	☐
Frequent Prior Abuse	☐	☐
☐ Prior Treatment ... ☐ Never Treated For Alcohol/Drug Abuse	☐	☐
Social Factors		
Married or Long-Term Relationship	☐	☐
Resides With or Supports Children	☐	☐
Family Support or Other Support Network	☐	☐
Defendant Suffered Prior Abuse	☐	☐
Attitude		
Remorse	☐	☐
Accepts Responsibility	☐	☐
Detailed Rehabilitative Plan in Progress	☐	☐
Cooperated with Authorities / Prosecution	☐	☐
Other, specify:	☐	☐

OFFENSE INFORMATION

Percent of Offenders Given Probation for the Offense since 2/2003 (TIS II effective date):	***Penalty Classification Level:***	***Permissible Penalties:***
14%	Class C Felony	Probation Fine ─ Maximum $100,000 Maximum Imprisonment ─ 40 Years • Initial Confinement ─ Maximum 25 Years • Extended Supervision ─ Maximum 15 Years

RECOMMENDED SENTENCE RANGE

	RISK FACTORS		
OFFENSE SEVERITY	Lesser	Medium	High
Mitigated	____ Prob. – 3 yrs confinement	____ Prob. – 6 yrs confinement	____ 5 – 10 yrs confinement
Intermediate	____ Prob. – 6 yrs confinement	____ 5 – 10 yrs confinement	____ 10 – 17 yrs confinement
Aggravated	____ 4 – 10 yrs confinement	____ 8 – 15 yrs confinement	____ 15 – 25 yrs confinement

OTHER FACTORS THAT MAY WARRANT SENTENCE ADJUSTMENT	Mitigating	Aggravating
PSI Recommendation	☐	☐
Read-In Offense(s)	☐	☐
Effect of Multiple Counts	☐	☐
Victim Statement	☐	☐
Restitution Paid Before Sentencing	☐	☐
District Attorney (DA) Recommendation	☐	☐
Defense Attorney Recommendation	☐	☐
Other, specify:	☐	☐

CCAP Case Number: _____ **Sentencing Date:** _____

County: _____ **Offender Age:** _____

Forgery & Forgery Uttering, Wis. Stat. § 943.38

☐ (1)(a) ☐ (1)(b) ☐ (1)(c) ☐ (1)(d) ☐ (2)

THIS WORKSHEET ONLY APPLIES TO:
Sentencing Hearings Held On or After 7/1/2005, for TIS–II Offenses (Offenses Committed On or After 2/1/2003).

NOTE A: Where several options are presented, circle one and check *Mitigating* or *Aggravating*. [EX. Minimal / (Leader)]

NOTE B: Only check *Mitigating* or *Aggravating* for those factors that apply. Otherwise, leave the boxes unchecked.

OFFENSE SEVERITY	Mitigating	Aggravating
Characteristics of the Offense		
Value of Loss: $[ ]	☐	☐
Motivated by Need for Basic Necessities	☐	☐
Motivated by Greed	☐	☐
Conduct More Serious than Offense of Conviction	☐	☐
Other, specify:	☐	☐
Degree of Preparation		
None or Spontaneous / Some / Extensive	☐	☐
Method of Access to Property		
Borrowed with Permission	☐	☐
Took without Permission	☐	☐
Obtained Through Burglary or Robbery	☐	☐
Other, specify:	☐	☐
Type of Harm		
None	☐	☐
Extreme Emotional Harm	☐	☐
Economic Harm: $[ ]	☐	☐
Other, specify:	☐	☐
Aggravating Factors, Wis. Stat. § 973.017 ☐ N/A		
Concealed or Altered Appearance	☐	☐
Gang-Related Offense	☐	☐
Crime Committed to Influence Governmental Policy	☐	☐
Other, specify:	☐	☐
Penalty Enhancers, Wis. Stat. § 939 ☐ N/A		
Repeat Offender (§ 939.62) ☐ Pleaded and Proved	☐	☐
Dangerous Weapon (§ 939.63) ☐ Pleaded and Proved	☐	☐
Hate Crime (§ 939.645) ☐ Pleaded and Proved	☐	☐
Role in Offense		
Minimal / Leader	☐	☐
Manipulated or Pressured	☐	☐
Abused Position of Trust / Authority	☐	☐
Other, specify:	☐	☐
Vulnerable Victim ☐ N/A		
Mentally Ill	☐	☐
Cognitively Deficient	☐	☐
Elderly Victim	☐	☐
Otherwise Vulnerable, specify:	☐	☐
RISK FACTORS	**Mitigating**	**Aggravating**
Education		
Grade Completed, *circle one:* –9 9 10 11 12 12+	☐	☐
Degree Obtained: ☐ None ☐ GED/HSED ☐ High School ☐ College ☐ Currently Enrolled	☐	☐
Employment History		
Usually Employed	☐	☐
Same Employer for Extended Period of Time	☐	☐
Employed When Offense was Committed or at Time of Sentencing	☐	☐
Lengthy or Frequent Periods of Unemployment	☐	☐

Criminal Record		
Criminal Record Not a Factor, check here ☐		
No Criminal Record	☐	☐
Prior Misdemeanor(s), total number ____ Assaultive Misdemeanors, total number ____	☐	☐
Prior felony or felonies, total number ____ Assaultive Felonies, total number ____	☐	☐
Prior Offense(s) Similar to Current Offense	☐	☐
Previously Placed on Community Supervision	☐	☐
Criminal History Understates / Overstates Risk	☐	☐
On Legal Status / Not on Legal Status when Crime was Committed	☐	☐
Time Since Most Recent Conviction / Incarceration: ____ months / yrs	☐	☐
Mental and Physical Health		
Mental Health Problem(s) / Physical Health Problem(s)	☐	☐
Treatment for Health Problems	☐	☐
Alcohol and Drug Abuse		
Under the Influence When the Offense was Committed	☐	☐
Frequent Prior Abuse	☐	☐
☐ Prior Treatment ☐ Never Treated For Alcohol/Drug Abuse	☐	☐
Social Factors		
Married or Long-Term Relationship	☐	☐
Resides With or Supports Children	☐	☐
Family Support or Other Support Network	☐	☐
Defendant Suffered Prior Abuse	☐	☐
Attitude		
Remorse	☐	☐
Accepts Responsibility	☐	☐
Detailed Rehabilitative Plan in Progress	☐	☐
Cooperated with Authorities / Prosecution	☐	☐
Other, specify:	☐	☐

OFFENSE INFORMATION

Percent of Offenders Given Probation for the Offense since 2/2003 (TIS II effective date):	***Penalty Classification Level:***	***Permissible Penalties:***
80%	Class H Felony	Probation Fine ─ Maximum $10,000 Maximum Imprisonment ─ 6 Years • Initial Confinement ─ Maximum 3 Years • Extended Supervision ─ Maximum 3 Years

RECOMMENDED SENTENCE RANGE

	RISK FACTORS		
OFFENSE SEVERITY	Lesser	Medium	High
Mitigated	____ Probation	____ Prob. – 1 yr confinement	____ Prob. – 2 yrs confinement
Intermediate	____ Probation	____ Prob. – 2 yrs confinement	____ 1 – 2½ yrs confinement
Aggravated	____ Prob. – 1½ yrs confinement	____ 1 – 2½ yrs confinement	____ 2 – 3 yrs confinement

OTHER FACTORS THAT MAY WARRANT SENTENCE ADJUSTMENT	Mitigating	Aggravating
PSI Recommendation	☐	☐
Read-In Offense(s)	☐	☐
Effect of Multiple Counts	☐	☐
Victim Statement	☐	☐
Restitution Paid Before Sentencing	☐	☐
District Attorney (DA) Recommendation	☐	☐
Defense Attorney Recommendation	☐	☐
Other, specify:	☐	☐

CCAP Case Number: _____ **Sentencing Date:** _____

County: _____ **Offender Age:** _____

1st Degree Sexual Assault of a Child, Wis. Stat. § 948.02(1)

THIS WORKSHEET ONLY APPLIES TO:
Sentencing Hearings Held On or After 7/1/2005, for TIS–II Offenses (Offenses Committed On or After 2/1/2003).

NOTE A: Where several options are presented, circle one and check *Mitigating* or *Aggravating*. [EX. Minimal / (Leader)]
NOTE B: Only check *Mitigating* or *Aggravating* for those factors that apply. Otherwise, leave the boxes unchecked.

OFFENSE SEVERITY	Mitigating	Aggravating
Characteristics of the Offense		
Type of Sexual Contact: ☐Contact ☐Intercourse	☐	☐
Conduct More Serious than Offense of Conviction	☐	☐
Prior Abuse, specify duration: [ ] *weeks / months / years*	☐	☐
Other, specify:	☐	☐
Type of Harm		
Threat / Abduction / Restraint	☐	☐
Great Bodily Harm / Extreme Emotional Harm	☐	☐
Pregnancy / Transmission of Disease	☐	☐
Other, specify:	☐	☐
Aggravating Factors, Wis. Stat. § 973.017 ☐N/A		
Concealed or Altered Appearance	☐	☐
Gang-Related Offense	☐	☐
Knowingly Exposed Victim to STD	☐	☐
Responsible for Victim's Welfare, per § 948.01(3)	☐	☐
Other, specify:	☐	☐
Penalty Enhancers, Wis. Stat. § 939 ☐N/A		
Repeat Offender (§ 939.62) ☐Pleaded and Proved	☐	☐
Repeat of Serious Sex Crime (§ 939.623) ☐Pleaded and Proved	☐	☐
Domestic Abuse (§ 939.621) ☐Pleaded and Proved	☐	☐
Dangerous Weapon (§ 939.63) ☐Pleaded and Proved	☐	☐
School Zone (§ 939.632) ☐Pleaded and Proved	☐	☐
Hate Crime (§ 939.645) ☐Pleaded and Proved	☐	☐
Role in Offense		
Minimal / Leader	☐	☐
Manipulated or Pressured	☐	☐
Abused Position of Trust / Authority	☐	☐
Other, specify:	☐	☐
Vulnerable Victim		
Unconscious	☐	☐
Mentally Ill	☐	☐
Cognitively Deficient	☐	☐
Age of the Victim, *provide age:* [ ]	☐	☐
Otherwise Vulnerable, specify:	☐	☐

RISK FACTORS	Mitigating	Aggravating
Education		
Grade Completed, *circle one:* –9 9 10 11 12 12+	☐	☐
Degree Obtained: ☐None ☐GED/HSED ☐High School ☐College ☐Currently Enrolled	☐	☐
Employment History		
Usually Employed	☐	☐
Same Employer for Extended Period of Time	☐	☐
Employed When Offense was Committed or at Time of Sentencing	☐	☐
Lengthy or Frequent Periods of Unemployment	☐	☐

SEND TO: Wisconsin Sentencing Commission, P.O. Box 7856, Madison, WI 53707-7856

Criminal Record		
Criminal Record Not a Factor, check here ☐		
No Criminal Record	☐	☐
Prior Misdemeanor(s), total number ____ ... Assaultive Misdemeanors, total number ____	☐	☐
Prior felony or felonies, total number ____ ... Assaultive Felonies, total number ____	☐	☐
Prior Offense(s) Similar to Current Offense	☐	☐
Previously Placed on Community Supervision	☐	☐
Criminal History Understates / Overstates Risk	☐	☐
On Legal Status / Not on Legal Status when Crime was Committed	☐	☐
Time Since Most Recent Conviction / Incarceration: ____ months / yrs	☐	☐
Mental and Physical Health		
Mental Health Problem(s) / Physical Health Problem(s)	☐	☐
Treatment for Health Problems	☐	☐
Alcohol and Drug Abuse		
Under the Influence When the Offense was Committed	☐	☐
Frequent Prior Abuse	☐	☐
☐ Prior Treatment ... ☐ Never Treated For Alcohol/Drug Abuse	☐	☐
Social Factors		
Married or Long-Term Relationship	☐	☐
Resides With or Supports Children	☐	☐
Family Support or Other Support Network	☐	☐
Defendant Suffered Prior Abuse	☐	☐
Attitude		
Remorse	☐	☐
Accepts Responsibility	☐	☐
Detailed Rehabilitative Plan in Progress	☐	☐
Cooperated with Authorities / Prosecution	☐	☐
Other, specify:	☐	☐

OFFENSE INFORMATION

Percent of Offenders Given Probation for the Offense since 2/2003 (TIS II effective date):	***Penalty Classification Level:***	***Permissible Penalties:***
35%	Class B Felony	Probation Maximum Imprisonment ─ 60 Years • Initial Confinement ─ Maximum 40 Years • Extended Supervision ─ Maximum 20 Years

RECOMMENDED SENTENCE RANGE

	RISK FACTORS		
OFFENSE SEVERITY	Lesser	Medium	High
Mitigated	____ Prob. – 3 yrs confinement	____ Prob. – 8 yrs confinement	____ 5 – 20 yrs confinement
Intermediate	____ Prob. – 8 yrs confinement	____ 5 – 20 yrs confinement	____ 10 – 25 yrs confinement
Aggravated	____ 5 – 20 yrs confinement	____ 10 – 25 yrs confinement	____ 20 – 40 yrs confinement

OTHER FACTORS THAT MAY WARRANT SENTENCE ADJUSTMENT	Mitigating	Aggravating
PSI Recommendation	☐	☐
Read-In Offense(s)	☐	☐
Effect of Multiple Counts	☐	☐
Victim Statement	☐	☐
Restitution Paid Before Sentencing	☐	☐
District Attorney (DA) Recommendation	☐	☐
Defense Attorney Recommendation	☐	☐
Other, specify:	☐	☐

CCAP Case Number: _____ **Sentencing Date:** _____

County: _____ **Offender Age:** _____

2nd Degree Sexual Assault of a Child, Wis. Stat. § 948.02(2)

THIS WORKSHEET ONLY APPLIES TO:
Sentencing Hearings Held On or After 7/1/2005, for TIS–II Offenses (Offenses Committed On or After 2/1/2003).

NOTE A: Where several options are presented, circle one and check *Mitigating* or *Aggravating*. [EX. Minimal / (Leader)]
NOTE B: Only check *Mitigating* or *Aggravating* for those factors that apply. Otherwise, leave the boxes unchecked.

OFFENSE SEVERITY	Mitigating	Aggravating
Characteristics of the Offense		
Type of Sexual Contact: ☐Contact ☐Intercourse	☐	☐
Conduct More Serious than Offense of Conviction	☐	☐
Prior Abuse, specify duration: [ ] *weeks / months / years*	☐	☐
Preexisting Relationship Between Victim and Defendant:	☐	☐
Age of Victim: [ ] Age of Defendant: [ ]	☐	☐
Other, specify:	☐	☐
Type of Harm		
Threat / Abduction / Restraint	☐	☐
Great Bodily Harm / Extreme Emotional Harm	☐	☐
Pregnancy / Transmission of Disease	☐	☐
Other, specify:	☐	☐
Aggravating Factors, Wis. Stat. § 973.017 ☐N/A		
Concealed or Altered Appearance	☐	☐
Gang-Related Offense	☐	☐
Knowingly Exposed Victim to STD	☐	☐
Responsible for Victim's Welfare, per § 948.01(3)	☐	☐
Other, specify:	☐	☐
Penalty Enhancers, Wis. Stat. § 939 ☐N/A		
Repeat Offender (§ 939.62) ☐Pleaded and Proved	☐	☐
Repeat of Serious Sex Crime (§ 939.623) ☐Pleaded and Proved	☐	☐
Domestic Abuse (§ 939.621) ☐Pleaded and Proved	☐	☐
Dangerous Weapon (§ 939.63) ☐Pleaded and Proved	☐	☐
School Zone (§ 939.632) ☐Pleaded and Proved	☐	☐
Hate Crime (§ 939.645) ☐Pleaded and Proved	☐	☐
Role in Offense		
Minimal / Leader	☐	☐
Manipulated or Pressured	☐	☐
Abused Position of Trust / Authority	☐	☐
Other, specify:	☐	☐
Vulnerable Victim		
Unconscious	☐	☐
Mentally Ill	☐	☐
Cognitively Deficient	☐	☐
Age of the Victim, *provide age:* [ ]	☐	☐
Otherwise Vulnerable, specify:	☐	☐
RISK FACTORS	**Mitigating**	**Aggravating**
Education		
Grade Completed, *circle one:* –9 9 10 11 12 12+	☐	☐
Degree Obtained: ☐None ☐GED/HSED ☐High School ☐College ☐Currently Enrolled	☐	☐
Employment History		
Usually Employed	☐	☐
Same Employer for Extended Period of Time	☐	☐
Employed When Offense was Committed or at Time of Sentencing	☐	☐
Lengthy or Frequent Periods of Unemployment	☐	☐

Criminal Record		
Criminal Record Not a Factor, check here ☐		
No Criminal Record	☐	☐
Prior Misdemeanor(s), total number ____ ... Assaultive Misdemeanors, total number ____	☐	☐
Prior felony or felonies, total number ____ ... Assaultive Felonies, total number ____	☐	☐
Prior Offense(s) Similar to Current Offense	☐	☐
Previously Placed on Community Supervision	☐	☐
Criminal History Understates / Overstates Risk	☐	☐
On Legal Status / Not on Legal Status when Crime was Committed	☐	☐
Time Since Most Recent Conviction / Incarceration: ____ months / yrs	☐	☐
Mental and Physical Health		
Mental Health Problem(s) / Physical Health Problem(s)	☐	☐
Treatment for Health Problems	☐	☐
Alcohol and Drug Abuse		
Under the Influence When the Offense was Committed	☐	☐
Frequent Prior Abuse	☐	☐
☐ Prior Treatment ... ☐ Never Treated For Alcohol/Drug Abuse	☐	☐
Social Factors		
Married or Long-Term Relationship	☐	☐
Resides With or Supports Children	☐	☐
Family Support or Other Support Network	☐	☐
Defendant Suffered Prior Abuse	☐	☐
Attitude		
Remorse	☐	☐
Accepts Responsibility	☐	☐
Detailed Rehabilitative Plan in Progress	☐	☐
Cooperated with Authorities / Prosecution	☐	☐
Other, specify:	☐	☐

OFFENSE INFORMATION

Percent of Offenders Given Probation for the Offense since 2/2003 (TIS II effective date):	***Penalty Classification Level:***	***Permissible Penalties:***
60%	Class C Felony	Probation Fine ─ $100,000 Maximum Imprisonment ─ 40 Years • Initial Confinement ─ Maximum 25 Years • Extended Supervision ─ Maximum 15 Years

RECOMMENDED SENTENCE RANGE

	RISK FACTORS		
OFFENSE SEVERITY	Lesser	Medium	High
Mitigated	____ Prob. – 3 yrs confinement	____ 1 – 7 yrs confinement	____ 5 – 14 yrs confinement
Intermediate	____ 1 – 7 yrs confinement	____ 5 – 14 yrs confinement	____ 10 – 20 yrs confinement
Aggravated	____ 5 – 14 yrs confinement	____ 10 – 20 yrs confinement	____ 15 – 25 yrs confinement

OTHER FACTORS THAT MAY WARRANT SENTENCE ADJUSTMENT	Mitigating	Aggravating
PSI Recommendation	☐	☐
Read-In Offense(s)	☐	☐
Effect of Multiple Counts	☐	☐
Victim Statement	☐	☐
Restitution Paid Before Sentencing	☐	☐
District Attorney (DA) Recommendation	☐	☐
Defense Attorney Recommendation	☐	☐
Other, specify:	☐	☐

CCAP Case Number: _____ **Sentencing Date:** _____

County: _____ **Offender Age:** _____

Delivery or Possession w/ Intent to Deliver Cocaine – 1 Gram or Less, Wis. Stat. § 961.41

☐ (1)(cm)1g ☐ (1m)(cm)1g

THIS WORKSHEET ONLY APPLIES TO:
Sentencing Hearings Held On or After 7/1/2005, for TIS–II Offenses (Offenses Committed On or After 2/1/2003).

NOTE A: Where several options are presented, circle one and check *Mitigating* or *Aggravating*. [EX. Minimal / Leader]
NOTE B: Only check *Mitigating* or *Aggravating* for those factors that apply. Otherwise, leave the boxes unchecked.

OFFENSE SEVERITY	Mitigating	Aggravating
Characteristics of the Offense		
Weight of Cocaine: ☐ *grams*	☐	☐
Cash: $ ☐	☐	☐
Dealing for Profit / Not Dealing for Profit	☐	☐
Possession to Accommodate Another Person	☐	☐
Fortified Drug House	☐	☐
Proximity to Weapons and/or Other Drugs	☐	☐
Conduct More Serious than Offense of Conviction	☐	☐
Crime Committed in Exchange for Sexual Activity	☐	☐
Extreme Negative Impact on Neighborhood	☐	☐
Vulnerability of Intended Recipient, specify:	☐	☐
Other, specify:	☐	☐
Aggravating Factors, Wis. Stat. § 973.017 ☐ N/A		
Concealed or Altered Appearance	☐	☐
Gang-Related Offense	☐	☐
Bulletproof Clothing	☐	☐
Delivery, Distribution, or Possession with Intent to Deliver to Prisoner	☐	☐
Delivery, Distribution, or Possession with Intent to Deliver on Public Transit Vehicle	☐	☐
Other, specify:	☐	☐
Penalty Enhancers, Wis. Stat. § 939 ☐ N/A		
Repeat Offender (§ 939.62) ☐ Pleaded and Proved	☐	☐
Dangerous Weapon (§ 939.63) ☐ Pleaded and Proved	☐	☐
Repeat Drug Offender (§ 961.48) ☐ Pleaded and Proved	☐	☐
Distribution to Persons Under 18 (§ 961.46) ☐ Pleaded and Proved	☐	☐
Possession Near Certain Public Places (§ 961.495) ☐ Pleaded and Proved	☐	☐
Role in Offense		
Minimal / Leader	☐	☐
Manipulated or Pressured	☐	☐
Abused Position of Trust / Authority	☐	☐
Other, specify:	☐	☐

RISK FACTORS	Mitigating	Aggravating
Education		
Grade Completed, *circle one:* –9 9 10 11 12 12+	☐	☐
Degree Obtained: ☐ None ☐ GED/HSED ☐ High School ☐ College ☐ Currently Enrolled	☐	☐
Employment History		
Usually Employed	☐	☐
Same Employer for Extended Period of Time	☐	☐
Employed When Offense was Committed or at Time of Sentencing	☐	☐
Lengthy or Frequent Periods of Unemployment	☐	☐

Criminal Record		
Criminal Record Not a Factor, check here ☐		
No Criminal Record	☐	☐
Prior Misdemeanor(s), total number ____ ... Assaultive Misdemeanors, total number ____	☐	☐
Prior felony or felonies, total number ____ ... Assaultive Felonies, total number ____	☐	☐
Prior Offense(s) Similar to Current Offense	☐	☐
Previously Placed on Community Supervision	☐	☐
Criminal History Understates / Overstates Risk	☐	☐
On Legal Status / Not on Legal Status when Crime was Committed	☐	☐
Time Since Most Recent Conviction / Incarceration: ____ months / yrs	☐	☐
Mental and Physical Health		
Mental Health Problem(s) / Physical Health Problem(s)	☐	☐
Treatment for Health Problems	☐	☐
Alcohol and Drug Abuse		
Under the Influence When the Offense was Committed	☐	☐
Frequent Prior Abuse	☐	☐
☐ Prior Treatment ... ☐ Never Treated For Alcohol/Drug Abuse	☐	☐
Social Factors		
Married or Long-Term Relationship	☐	☐
Resides With or Supports Children	☐	☐
Family Support or Other Support Network	☐	☐
Defendant Suffered Prior Abuse	☐	☐
Attitude		
Remorse	☐	☐
Accepts Responsibility	☐	☐
Detailed Rehabilitative Plan in Progress	☐	☐
Cooperated with Authorities / Prosecution	☐	☐
Other, specify:	☐	☐

OFFENSE INFORMATION

Percent of Offenders Given Probation for the Offense since 2/2003 (TIS II effective date):	***Penalty Classification Level:***	***Permissible Penalties:***
40%	Class G Felony	Probation Fine ─ Maximum $10,000 Maximum Imprisonment ─ 10 Years • Initial Confinement ─ Maximum 5 Years • Extended Supervision ─ Maximum 5 Years

RECOMMENDED SENTENCE RANGE

	RISK FACTORS		
OFFENSE SEVERITY	Lesser	Medium	High
Mitigated	____ Probation	____ Prob. – 1½ yrs confinement	____ 1 – 3 yrs confinement
Intermediate	____ Prob. – 1½ yrs confinement	____ Prob. – 2½ yrs confinement	____ 2 – 4 yrs confinement
Aggravated	____ Prob. – 2½ yrs confinement	____ 2 – 4 yrs confinement	____ 3 – 5 yrs confinement

OTHER FACTORS THAT MAY WARRANT SENTENCE ADJUSTMENT	Mitigating	Aggravating
PSI Recommendation	☐	☐
Read-In Offense(s)	☐	☐
Effect of Multiple Counts	☐	☐
Victim Statement	☐	☐
Restitution Paid Before Sentencing	☐	☐
District Attorney (DA) Recommendation	☐	☐
Defense Attorney Recommendation	☐	☐
Other, specify:	☐	☐

CCAP Case Number: _____ **Sentencing Date:** _____

County: _____ **Offender Age:** _____

Delivery or Possession w/ Intent to Deliver THC – 200 to 1000 Grams, Wis. Stat. § 961.41

☐ (1)(h)2 ☐ (1m)(h)2

THIS WORKSHEET ONLY APPLIES TO:
Sentencing Hearings Held On or After 7/1/2005, for TIS–II Offenses (Offenses Committed On or After 2/1/2003).

NOTE A: Where several options are presented, circle one and check *Mitigating* or *Aggravating*. [EX. Minimal / (Leader)]
NOTE B: Only check *Mitigating* or *Aggravating* for those factors that apply. Otherwise, leave the boxes unchecked.

OFFENSE SEVERITY	Mitigating	Aggravating
Characteristics of the Offense		
Weight of THC: _____ *grams*	☐	☐
Cash: $_____	☐	☐
Dealing for Profit / Not Dealing for Profit	☐	☐
Possession to Accommodate Another Person	☐	☐
Fortified Drug House	☐	☐
Proximity to Weapons and/or Other Drugs	☐	☐
Conduct More Serious than Offense of Conviction	☐	☐
Crime Committed in Exchange for Sexual Activity	☐	☐
Extreme Negative Impact on Neighborhood	☐	☐
Vulnerability of Intended Recipient, specify:	☐	☐
Other, specify:	☐	☐
Aggravating Factors, Wis. Stat. § 973.017 ☐ N/A		
Concealed or Altered Appearance	☐	☐
Gang-Related Offense	☐	☐
Bulletproof Clothing	☐	☐
Delivery, Distribution, or Possession with Intent to Deliver to Prisoner	☐	☐
Delivery, Distribution, or Possession with Intent to Deliver on Public Transit Vehicle	☐	☐
Other, specify:	☐	☐
Penalty Enhancers, Wis. Stat. § 939 ☐ N/A		
Repeat Offender (§ 939.62) ☐ Pleaded and Proved	☐	☐
Dangerous Weapon (§ 939.63) ☐ Pleaded and Proved	☐	☐
Repeat Drug Offender (§ 961.48) ☐ Pleaded and Proved	☐	☐
Distribution to Persons Under 18 (§ 961.46) ☐ Pleaded and Proved	☐	☐
Possession Near Certain Public Places (§ 961.495) ☐ Pleaded and Proved	☐	☐
Role in Offense		
Minimal / Leader	☐	☐
Manipulated or Pressured	☐	☐
Abused Position of Trust / Authority	☐	☐
Other, specify:	☐	☐

RISK FACTORS	Mitigating	Aggravating
Education		
Grade Completed, *circle one:* –9 9 10 11 12 12+	☐	☐
Degree Obtained: ☐ None ☐ GED/HSED ☐ High School ☐ College ☐ Currently Enrolled	☐	☐
Employment History		
Usually Employed	☐	☐
Same Employer for Extended Period of Time	☐	☐
Employed When Offense was Committed or at Time of Sentencing	☐	☐
Lengthy or Frequent Periods of Unemployment	☐	☐

Criminal Record		
Criminal Record Not a Factor, check here ☐		
No Criminal Record	☐	☐
Prior Misdemeanor(s), total number ____ ... Assaultive Misdemeanors, total number ____	☐	☐
Prior felony or felonies, total number ____ ... Assaultive Felonies, total number ____	☐	☐
Prior Offense(s) Similar to Current Offense	☐	☐
Previously Placed on Community Supervision	☐	☐
Criminal History Understates / Overstates Risk	☐	☐
On Legal Status / Not on Legal Status when Crime was Committed	☐	☐
Time Since Most Recent Conviction / Incarceration: ____ months / yrs	☐	☐
Mental and Physical Health		
Mental Health Problem(s) / Physical Health Problem(s)	☐	☐
Treatment for Health Problems	☐	☐
Alcohol and Drug Abuse		
Under the Influence When the Offense was Committed	☐	☐
Frequent Prior Abuse	☐	☐
☐ Prior Treatment ... ☐ Never Treated For Alcohol/Drug Abuse	☐	☐
Social Factors		
Married or Long-Term Relationship	☐	☐
Resides With or Supports Children	☐	☐
Family Support or Other Support Network	☐	☐
Defendant Suffered Prior Abuse	☐	☐
Attitude		
Remorse	☐	☐
Accepts Responsibility	☐	☐
Detailed Rehabilitative Plan in Progress	☐	☐
Cooperated with Authorities / Prosecution	☐	☐
Other, specify:	☐	☐

OFFENSE INFORMATION

Percent of Offenders Given Probation for the Offense since 2/2003 (TIS II effective date):	***Penalty Classification Level:***	***Permissible Penalties:***
68%	Class H Felony	Probation Fine ─ Maximum $10,000 Maximum Imprisonment ─ 6 Years • Initial Confinement ─ Maximum 3 Years • Extended Supervision ─ Maximum 3 Years

RECOMMENDED SENTENCE RANGE

	RISK FACTORS		
OFFENSE SEVERITY	Lesser	Medium	High
Mitigated	____ Probation	____ Prob. – 1 yr confinement	____ 1 – 2 yrs confinement
Intermediate	____ Prob. – 1 yr confinement	____ Prob. – 2 yrs confinement	____ 1 – 2½ yrs confinement
Aggravated	____ Prob. – 2 yrs confinement	____ 1 – 2 yrs confinement	____ 2 – 3 yrs confinement

OTHER FACTORS THAT MAY WARRANT SENTENCE ADJUSTMENT	Mitigating	Aggravating
PSI Recommendation	☐	☐
Read-In Offense(s)	☐	☐
Effect of Multiple Counts	☐	☐
Victim Statement	☐	☐
Restitution Paid Before Sentencing	☐	☐
District Attorney (DA) Recommendation	☐	☐
Defense Attorney Recommendation	☐	☐
Other, specify:	☐	☐