

DOMESTIC VIOLENCE-RELATED SUPPLEMENT TO PRE-SENTENCE INVESTIGATION

Misdemeanor PSI Gross Misdemeanor PSI Felony PSI

Name: _____

SOURCES OF INFORMATION (Check all that you were able to use.)

Interview with victim or advocate Interview with offender

Collateral Information

Police report Watch report Past police contact Criminal history
 OFP history DAIP history Advocate report Other

SEVEN POINTS TO CONSIDER

1. Level of violence and/or intimidation of this incident

- | | |
|--|--|
| <input type="checkbox"/> Single blow or minor injury | <input type="checkbox"/> Victim required medical attention |
| <input type="checkbox"/> Multiple blows, minor injury | <input type="checkbox"/> Caused victim extreme fear |
| <input type="checkbox"/> Multiple blows, significant bruising | <input type="checkbox"/> Made terroristic threats |
| <input type="checkbox"/> Multiple blows, severe abrasions/injury | <input type="checkbox"/> Threatened w/ weapon |
| <input type="checkbox"/> Significant pain | <input type="checkbox"/> Used weapon during incident |
| <input type="checkbox"/> Bodily impairment | <input type="checkbox"/> _____ |
| <input type="checkbox"/> Fracture | <input type="checkbox"/> _____ |

Comments: _____

Is there information to suggest that the following occurred? Check all that apply.

2. Past violence/pattern of abuse—physical, sexual, intimidation

Information for 2 & 3 can be gathered from Women’s Coalition form, police report, and/or interview with victim.

- ___ Offender has seriously injured the victim (victim needed medical attention).
- ___ Offender’s assaults are becoming more violent, brutal, and/or dangerous.
- ___ Offender has choked the victim.
- ___ Offender has injured or killed a pet.
- ___ Offender has threatened to kill the victim.
- ___ Abuse has included sexual coercion or attacks.
- ___ Offender used a weapon against the victim or threatened to do so.
- ___ Offender is assaulting the victim more frequently.
- ___ Offender has attempted to intimidate the victim. How? _____

Describe the most severe violence victim has experienced from this partner.

Comments: _____

3. Victim’s perception—isolation, victim attempting to separate

- ___ Victim believes the offender may seriously injure or kill her/him.
- ___ Victim appears extremely protective of the offender (trying to reduce bail, charges, etc.).
- ___ Victim has separated or tried to separate from the offender in the past 12 months.
- ___ Victim has sought outside help (OFP, police, shelter, counseling) during the past 12 months.
- ___ Victim seems isolated from sources of help (car, phone, family, friends, etc.).

Comments: _____

4. Offender attitude

- Offender lacks remorse about the incident.
- Offender denies responsibility for behavior.
- Offender seem preoccupied or obsessed with the victim (following, monitoring whereabouts, very jealous, etc.).
- There is information to suggest that offender is stalking the victim.
- Offender blames victim for the violence.

Comments: _____

5. Offender social history (If checked, comment below.)

- Offender drinks excessively/has an alcohol problem.
- Offender uses street drugs (speed, cocaine, steroids, crack, etc.).
- Offender has had alcohol/drug treatment.
- Offender has had psychiatric treatment in the past.
- Offender was abused as a child or witnessed the physical abuse of his/her mother.
- Offender seems seriously depressed or has threatened to commit suicide.
- Offender has had homicidal thoughts.
- Offender has committed non violent crimes.
- Offender has been exposed to institutional violence: _____
- Offender has a history of violence to others (besides family members).
- Offender has experienced unusually high stress in the past 12 months (loss of job, loss of children, death, financial crisis, etc.).

Comments: _____

6. Arrest/Conviction/OFP record—(violent acts and domestic related)

7. Impact on children—safety needs of children during visitation, abuse of children

- Were children present during this incident?
- Were children involved in any way in the incident?
- Have children been abused by offender?
- Has offender ever attempted or threatened to abduct children?
- Are children afraid of the offender?

Comments: _____

Domestic Violence–Related Misdemeanor Sentencing Recommendation Matrix

Category one	Category two	Category three	Category four
<p>The offender commits an offense against the victim but there is no evidence to suggest the offender is battering the victim. The offender has no history of battering.</p> <p>This category may include offenders who commit an act uncharacteristic of their typical behavior. It may also include victims of battering who use illegal violence or activities to control or stop violence used against them.</p> <p>Considerations: If the offender in this case is experiencing ongoing battering by the person assaulted, the probation officer considers safety measures for both parties. Specialized programming is recommended, and the probation officer does not consider executed jail time unless the assault is severe.</p>	<p>The offender engages in battering behavior against the victim, but there is no indication that the battering is escalating in severity or frequency, or that this offender has battered another person.</p> <p>This category may include batterers whose histories include using low levels of violence and activities which threaten or intimidate the victim.</p> <p>Considerations: Recommendations focus on victim safety and rehabilitation programming rather than sanctions.</p>	<p>The offender has established a clear pattern of battering with this or past victims. The PSI indicates the battering will likely continue and possibly escalate in severity and frequency.</p> <p>This category may include batterers whose histories include multiple domestic violence–related contacts with the police; demonstrated harassing behavior* toward the victim; violation of an OFP; or repeated threats or assaults against this or other victims. The victim may be in fear of serious bodily harm.</p> <p>Considerations: Victim safety recommendations are combined with more sanction-oriented sentencing, such as the maximum probationary period, some executed jail time, and rehabilitation programming.</p>	<p>The offender's PSI demonstrates that the heightened, obsessive, and/or unrelenting nature of the battering poses a high risk of serious harm to this or other victims.</p> <p>This category includes offenders with histories similar to those of category 3 offenders but may also include stalking behavior,* threats to seriously harm or kill; use of weapons or threats to do so; and injuries that require medical attention.</p> <p>Considerations: Recommendations include the strongest victim safety measures possible, including working with child protection on children's safety. A substantial jail term and long-term probation may be combined with programming if offender is amenable.*</p>

Incarceration or other correctional programming*

30 days stayed jail	60 days stayed jail	60 days stayed jail 10-30 days executed jail	60-90days stayed jail 20-30 executed jail	30 days stayed jail 60 days executed jail or 90 days straight time
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Gross misdemeanor incarceration or other correctional programming*

	91-120 days stayed jail 0-45 days executed jail	91-120 days stayed jail 45-120 days executed jail	120-180 days stayed jail 120-180 days executed jail	180-365 days stayed jail 180-365 executed jail
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Probation duration (Gross misdemeanor convictions routinely receive 2 years probation)

1 year	2 years
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