

Table 29

**WITHIN RANGE CASES: POSITION OF SENTENCE FOR OFFENDERS
IN EACH PRIMARY OFFENSE CATEGORY¹
Fiscal Year 2006**

PRIMARY OFFENSE	TOTAL	Guideline Minimum		Lower Half of Range		Midpoint of Range		Upper Half of Range		Guideline Maximum	
		n	%	n	%	n	%	n	%	n	%
TOTAL	34,900	20,477	58.7	5,617	16.1	2,881	8.3	2,421	6.9	3,504	10.0
Murder	25	7	28.0	5	20.0	0	0.0	2	8.0	11	44.0
Manslaughter	32	10	31.3	1	3.1	2	6.3	2	6.3	17	53.1
Kidnapping/Hostage Taking	15	9	60.0	4	26.7	0	0.0	1	6.7	1	6.7
Sexual Abuse	151	63	41.7	14	9.3	16	10.6	16	10.6	42	27.8
Assault	299	134	44.8	42	14.0	26	8.7	22	7.4	75	25.1
Robbery	656	343	52.3	116	17.7	53	8.1	75	11.4	69	10.5
Arson	18	10	55.6	1	5.6	1	5.6	2	11.1	4	22.2
Drugs - Trafficking	11,083	7,925	71.5	1,463	13.2	668	6.0	407	3.7	620	5.6
Drugs - Communication Facility	88	51	58.0	10	11.4	8	9.1	5	5.7	14	15.9
Drugs - Simple Possession	304	202	66.4	45	14.8	14	4.6	20	6.6	23	7.6
Firearms	4,802	2,685	55.9	755	15.7	451	9.4	296	6.2	615	12.8
Burglary/B&E	35	13	37.1	3	8.6	9	25.7	2	5.7	8	22.9
Auto Theft	35	12	34.3	4	11.4	5	14.3	2	5.7	12	34.3
Larceny	942	647	68.7	97	10.3	61	6.5	46	4.9	91	9.7
Fraud	3,548	2,040	57.5	510	14.4	311	8.8	242	6.8	445	12.5
Embezzlement	369	255	69.1	52	14.1	19	5.1	15	4.1	28	7.6
Forgery/Counterfeiting	762	415	54.5	108	14.2	69	9.1	60	7.9	110	14.4
Bribery	86	52	60.5	13	15.1	11	12.8	2	2.3	8	9.3
Tax	278	182	65.5	37	13.3	20	7.2	4	1.4	35	12.6
Money Laundering	364	238	65.4	53	14.6	21	5.8	12	3.3	40	11.0
Racketeering/Extortion	207	108	52.2	45	21.7	16	7.7	12	5.8	26	12.6
Gambling/Lottery	76	56	73.7	14	18.4	4	5.3	1	1.3	1	1.3
Civil Rights	30	17	56.7	3	10.0	4	13.3	3	10.0	3	10.0
Immigration	8,680	3,733	43.0	1,997	23.0	960	11.1	1,030	11.9	960	11.1
Pornography/Prostitution	629	397	63.1	70	11.1	38	6.0	46	7.3	78	12.4
Prison Offenses	244	114	46.7	35	14.3	29	11.9	20	8.2	46	18.9
Administration of Justice Offenses	557	356	63.9	50	9.0	41	7.4	42	7.5	68	12.2
Environmental/Wildlife	68	54	79.4	10	14.7	1	1.5	0	0.0	3	4.4
National Defense	12	8	66.7	1	8.3	0	0.0	1	8.3	2	16.7
Antitrust	0	0	--	0	--	0	--	0	--	0	--
Food & Drug	37	30	81.1	1	2.7	2	5.4	2	5.4	2	5.4
Other Miscellaneous Offenses	468	311	66.5	58	12.4	21	4.5	31	6.6	47	10.0

¹Of the 72,585 cases, 43,307 were sentenced within the applicable guideline range. Of those, 38,724 had complete guideline application information. An additional 2,262 cases were excluded due to several logical criteria. Of the remaining 36,462 cases, 1,562 were excluded due to one or both of the following reasons: missing primary offense category (0) or missing point in range information (1,562). Descriptions of variables used in this table are provided in Appendix A.

SOURCE: U.S. Sentencing Commission, 2006 Datafile, USSCFY06.