

Table 27A

**SENTENCES RELATIVE TO THE GUIDELINE RANGE
BY EACH PRIMARY OFFENSE CATEGORY¹
Fiscal Year 2016**

PRIMARY OFFENSE	TOTAL	WITHIN GUIDELINE RANGE		ABOVE GUIDELINE RANGE ²		GOVERNMENT SPONSORED BELOW RANGE		NON-GOVERNMENT SPONSORED BELOW RANGE ³	
		N	%	N	%	N	%	N	%
TOTAL	66,961	32,519	48.6	1,617	2.4	18,882	28.2	13,943	20.8
Murder	85	36	42.4	1	1.2	41	48.2	7	8.2
Manslaughter	57	26	45.6	18	31.6	7	12.3	6	10.5
Kidnapping/Hostage Taking	39	18	46.2	2	5.1	13	33.3	6	15.4
Sexual Abuse	619	267	43.1	47	7.6	173	27.9	132	21.3
Assault	783	422	53.9	57	7.3	153	19.5	151	19.3
Robbery	701	365	52.1	37	5.3	128	18.3	171	24.4
Arson	46	26	56.5	3	6.5	15	32.6	2	4.3
Drugs - Trafficking	19,222	6,921	36.0	229	1.2	7,665	39.9	4,407	22.9
Drugs - Communication Facility	271	137	50.6	8	3.0	60	22.1	66	24.4
Drugs - Simple Possession	1,624	1,466	90.3	145	8.9	6	0.4	7	0.4
Firearms	7,293	3,836	52.6	345	4.7	1,432	19.6	1,680	23.0
Burglary/B&E	23	10	43.5	1	4.3	2	8.7	10	43.5
Auto Theft	45	27	60.0	2	4.4	8	17.8	8	17.8
Larceny	978	571	58.4	20	2.0	170	17.4	217	22.2
Fraud	6,389	2,730	42.7	137	2.1	1,660	26.0	1,862	29.1
Embezzlement	310	175	56.5	6	1.9	45	14.5	84	27.1
Forgery/Counterfeiting	449	256	57.0	14	3.1	89	19.8	90	20.0
Bribery	197	35	17.8	4	2.0	89	45.2	69	35.0
Tax	521	120	23.0	8	1.5	147	28.2	246	47.2
Money Laundering	722	200	27.7	9	1.2	317	43.9	196	27.1
Racketeering/Extortion	913	347	38.0	45	4.9	313	34.3	208	22.8
Gambling/Lottery	74	23	31.1	0	0.0	25	33.8	26	35.1
Civil Rights	41	14	34.1	1	2.4	14	34.1	12	29.3
Immigration	19,969	11,616	58.2	322	1.6	5,289	26.5	2,742	13.7
Child Pornography	1,937	563	29.1	39	2.0	465	24.0	870	44.9
Prison Offenses	464	309	66.6	12	2.6	78	16.8	65	14.0
Administration of Justice Offenses	1,029	520	50.5	55	5.3	164	15.9	290	28.2
Environmental/Wildlife	137	79	57.7	0	0.0	33	24.1	25	18.2
National Defense	100	29	29.0	3	3.0	44	44.0	24	24.0
Antitrust	21	1	4.8	0	0.0	17	81.0	3	14.3
Food & Drug	113	70	61.9	2	1.8	25	22.1	16	14.2
Other Miscellaneous Offenses	1,789	1,304	72.9	45	2.5	195	10.9	245	13.7

¹ Of the 67,742 cases, 781 were excluded because information was missing from the submitted documents that prevented the comparison of the sentence and the guideline range. Descriptions of variables used in this table are provided in Appendix A.

² See Tables 24-24B for a list of departure reasons comprising these categories.

³ See Tables 25-25B for a list of departure reasons comprising these categories.

SOURCE: U.S. Sentencing Commission, 2016 Datafile, USSCFY16.