Table 45

SENTENCES RELATIVE TO THE GUIDELINE RANGE FOR DRUG OFFENDERS IN EACH DRUG TYPE[1]
Fiscal Year 2016

DRUG TYPE	TOTAL	WITHIN GUIDELINE RANGE		UPWARD DEPARTURE[2]		UPWARD DEPARTURE W/ *BOOKER*[2]		ABOVE RANGE W/ *BOOKER*[2]		REMAINING ABOVE RANGE	
		N	%	N	%	N	%	N	%	N	%
TOTAL	**19,785**	**7,371**	**37.3**	**70**	**0.4**	**15**	**0.1**	**164**	**0.8**	**20**	**0.1**
Powder Cocaine	**3,890**	1,571	40.4	7	0.2	0	0.0	43	1.1	4	0.1
Crack Cocaine	**1,582**	646	40.8	5	0.3	3	0.2	18	1.1	3	0.2
Heroin	**2,830**	1,007	35.6	18	0.6	5	0.2	47	1.7	7	0.2
Marijuana	**3,534**	1,682	47.6	30	0.8	3	0.1	23	0.7	4	0.1
Methamphetamine	**6,625**	2,046	30.9	7	0.1	2	0.0	27	0.4	2	0.0
Other	**1,324**	419	31.6	3	0.2	2	0.2	6	0.5	0	0.0

Table 45 (cont.)

DRUG TYPE	§5K1.1 SUBSTANTIAL ASSISTANCE		§5K3.1 EARLY DISPOSITION		OTHER GOV'T SPONSORED		DOWNWARD DEPARTURE[3]		DOWNWARD DEPARTURE W/ *BOOKER*[3]		BELOW RANGE W/ *BOOKER*[3]		REMAINING BELOW RANGE	
	N	%	N	%	N	%	N	%	N	%	N	%	N	%
TOTAL	4,323	21.8	1,288	6.5	2,033	10.3	336	1.7	195	1.0	3,878	19.6	92	0.5
Powder Cocaine	903	23.2	151	3.9	309	7.9	69	1.8	36	0.9	775	19.9	22	0.6
Crack Cocaine	332	21.0	2	0.1	152	9.6	25	1.6	19	1.2	371	23.5	6	0.4
Heroin	611	21.6	116	4.1	310	11.0	44	1.6	39	1.4	612	21.6	14	0.5
Marijuana	430	12.2	407	11.5	318	9.0	87	2.5	16	0.5	517	14.6	17	0.5
Methamphetamine	1,715	25.9	604	9.1	789	11.9	92	1.4	63	1.0	1,251	18.9	27	0.4
Other	332	25.1	8	0.6	155	11.7	19	1.4	22	1.7	352	26.6	6	0.5

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[1] Of the 67,742 cases, 19,945 were sentenced under USSG Chapter Two, Part D (Drugs). Of these, 19,788 cases were sentenced under §§2D1.1 (Drug Trafficking), 2D1.2 (Protected Locations), 2D1.5 (Continuing Criminal Enterprise), 2D1.6 (Use of a Communication Facility), 2D1.8 (Rent/Manage Drug Establishment), or 2D2.1 (Simple Possession). Of these 19,788 cases, three were excluded due to missing information 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.