

**Table I-7**

**SENTENCE IMPOSED RELATIVE TO THE GUIDELINE RANGE FOR IMMIGRATION OFFENDERS<sup>1</sup>**  
**Fiscal Year 2018**

GUIDELINE	TOTAL	WITHIN GUIDELINE RANGE		DEPARTURE								VARIANCE	
		N	%	UPWARD		§5K1.1		§5K3.1		DOWNWARD		N	%
				N	%	N	%	N	%	N	%		
<b>TOTAL</b>	<b>22,135</b>	<b>14,477</b>	<b>65.4</b>	<b>120</b>	<b>0.5</b>	<b>173</b>	<b>0.8</b>	<b>4,388</b>	<b>19.8</b>	<b>758</b>	<b>3.4</b>	<b>2,219</b>	<b>10.0</b>
<b>§2L1.1</b>	<b>2,843</b>	1,114	39.2	16	0.6	108	3.8	1,057	37.2	74	2.6	474	16.7
<b>§2L1.2</b>	<b>18,240</b>	12,641	69.3	99	0.5	36	0.2	3,234	17.7	649	3.6	1,581	8.7
<b>§2L2.1</b>	<b>117</b>	56	47.9	0	0.0	24	20.5	0	0.0	8	6.8	29	24.8
<b>§2L2.2</b>	<b>935</b>	666	71.2	5	0.5	5	0.5	97	10.4	27	2.9	135	14.4

<sup>1</sup> Of the 69,425 cases, 22,136 offenders were sentenced under §§2L1.1 (Alien Smuggling), 2L1.2 (Unlawful Entering or Remaining in the United States), 2L2.1 (Trafficking in Immigration Documents, or Making False or Fraudulent Immigration Statements), or 2L2.2 (Acquiring Fraudulent Immigration Documents). Of these 22,136 offenders, one was 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.

SOURCE: U.S. Sentencing Commission, 2018 Datafile, USSCFY18.