

UNITED STATES SENTENCING COMMISSION

**VARIABLE CODEBOOK FOR
MANDATORY MINIMUM PENALTIES FOR IDENTITY
THEFT OFFENDERS IN THE FEDERAL CRIMINAL
JUSTICE SYSTEM**



Introduction

This codebook is for the U.S. Sentencing Commission's analysis datafile used for the report *Mandatory Minimum Penalties for Identity Theft Offenders in the Federal Criminal Justice System*. The analysis datafile was a subset of the Commission's individual offender datafiles, comprised of the 20,233 offenders determined to be identity theft offenders from fiscal years 2006-2016. Identity theft offenders included 1) offenders convicted under 18 U.S.C. § 1028 (general identity theft), 2) offenders convicted under 18 U.S.C. § 1028A (aggravated identity theft), and 3) offenders sentenced under the fraud guideline, §2B1.1, with a 2-level enhancement for identity theft conduct.

The analysis datafile only includes variables used for the report. Some of the variables were created from special data collection projects. These projects involved the extraction of information from case documents that is not typically collected by the Commission for its individual offender datafile. In addition, some analysis variables were recodes of variables from the Commission's individual offender datafile. The source of these variables is identified as "IDMM Datafile" in the ORIGIN column in the codebook.

Analysis variables from the Commission's individual offender datafiles are identified as "USSCFY Datafiles" in the ORIGIN column in the codebook. Additional information for those variables can be found in the Commission's [*Variable Codebook for Individual Offenders: Standardized Research Data Documentation for Fiscal Years 1999-2017*](#) at ussc.gov.

NAME	ORIGIN	FORM	CODES	DESCRIPTION
ABUSHI	USSCFY Datafiles	Num	0 = Adjustment Not Applied 2 = Abuse Applied . = Missing, Indeterminable, or Inapplicable	This field indicates the number of levels added due to the defendant's abuse of a position of trust or use of a special skill under the Abuse of Trust Chapter Three Adjustment (§3B1.3). For more information on this variable, see the Commission's <i>Variable Codebook for Individual Offenders</i> .
ADJ_BHI thru ADJ_THI	USSCFY Datafiles	Num	Range: -3 thru 30 0 = No Adjustment Applied . = Missing, Indeterminable, or Inapplicable	These variables are the Specific Offense Characteristics (SOCs). These SOCs will add or subtract levels from the corresponding base offense level (BOL). SOCs are unique to each guideline. There are up to 19 SOC's (B thru T) applied under each Chapter Two guideline. The letter B represents the 1 st SOC under the guideline, the letter C represents the second SOC, etc. For more information on this variable, see the Commission's <i>Variable Codebook for Individual Offenders</i> .
AGE	USSCFY Datafiles	Num	Range: 18 thru 82 . = Missing/Indeterminable	Identifies the age of the defendant at the time of sentencing. It is generated based on the date of birth provided either in the PSR or at case submission to USSC, and the sentencing date from the J&C. For more information on this variable, see the Commission's <i>Variable Codebook for Individual Offenders</i> .
AGGROLHI	USSCFY Datafiles	Num	0 = No Adjustment Applied 1 = Applied (Not In Guidelines) 2 = Adjustment Applied (mgr, organizer, supervisor, leader) 3 = Adjustment Applied (mgr or supervisor of 5+ participants) 4 = Adjustment Applied (leader or organizer of 5+ participants) 5 = Applied (Not In Guidelines)	This field contains the number of levels added due to the defendant's aggravating role in the offense pursuant to Aggravated Role Adjustment (§3B1.1). For more information on this variable, see the Commission's <i>Variable Codebook for Individual Offenders</i> .
AMENDYR	USSCFY Datafiles	Num	Range: 2002 thru 2015 . = Missing, Indeterminable, or Inapplicable	The guideline manual used to calculate the guideline calculations. For more information on this variable, see the Commission's <i>Variable Codebook for Individual Offenders</i> .
BASEHI	USSCFY Datafiles	Num	Range: 4 thru 43 . = Missing, Indeterminable, or Inapplicable	Base Offense Level (BOL) is the starting point for computing a guideline computation for the primary sentencing guideline. For more information on this

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				variable, see the Commission's <i>Variable Codebook for Individual Offenders</i> .
BOOKER2	USSCFY Datafiles	Num	0 = Within Range 1 = Above Departure 2 = Government Sponsored 3 = Below Range . = Missing, Indeterminable, or Inapplicable	This variable is a collapsed version of BOOKERCD: BOOKERCD values of 0 get collapsed into BOOKER2=0; BOOKERCD values of 1,2,3, or 4 get collapsed into BOOKER2=1; BOOKERCD values of 5, 6, or 7 get collapsed into BOOKER2=2; BOOKERCD values of 8, 9, 10, or 11 get collapsed into BOOKER2=3. For more information on this variable, see the Commission's <i>Variable Codebook for Individual Offenders</i> .
BOOKERCD	USSCFY Datafiles	Num	0 = Within Range 1 = Upward Departure 2 = Upward Departure w/Booker 3 = Above Range w/Booker 4 = Remaining Above Range 5 = 5K1.1/Substantial Assistance 6 = Early Disposition/5K3.1 7 = Government Sponsored Below Range 8 = Downward Departure 9 = Downward Departure w/Booker 10 = Below Range w/Booker 11 = Remaining Below Range . = Missing, Indeterminable, or Inapplicable	Assigns cases to one of the 12 post-Booker reporting categories based on relationship between the sentence and guideline range and the reason(s) given for being outside of the range. For more detailed information on the Booker reporting categories, please see Appendix A of the Commission's most recent <i>Sourcebook of Federal Sentencing Statistics</i> . For more information on this variable, see the Commission's <i>Variable Codebook for Individual Offenders</i> .
CH2_COUNT1	IDMM Datafile	Char	. = Missing, Indeterminable, or Inapplicable	Only for cases sentenced in 2016 with convictions under 18 U.S.C. § 1028A only. Title and Section of the first statute cited as being "during and in relation to" the aggravated identity theft conviction.
CH2_COUNT2	IDMM Datafile	Char	. = Missing, Indeterminable, or Inapplicable	Only for cases sentenced in 2016 with convictions under 18 U.S.C. § 1028A only. Title and Section of the second statute cited as being "during and in relation to" the aggravated identity theft conviction.
CH2_COUNT3	IDMM Datafile	Char	. = Missing, Indeterminable, or Inapplicable	Only for cases sentenced in 2016 with convictions under 18 U.S.C. § 1028A only. Title and Section of the third statute cited as being "during and in relation to" the aggravated identity theft conviction.
CH2_COUNT_YN	IDMM Datafile	Num	1 = Yes . = Missing, Indeterminable, or Inapplicable	Only for cases sentenced in 2016 with convictions under 18 U.S.C. § 1028A only. Indicator of whether case documentation cites a statute as being "during and in

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				relation to” the aggravated identity theft conviction.
CH2_GDLINE	IDMM Datafile	Char	2_#.# = Chapter 2 Guideline Applied . = Missing, Indeterminable, or Inapplicable	Only for cases sentenced in 2016 with convictions under 18 U.S.C. § 1028A only. Chapter 2 guideline that likely would have applied based on statutes cited as being “during and in relation to” the aggravated identity theft conviction.
CIRCDIST	USSCFY Datafiles	Num	Range: 1 thru 94 (See Attachment)	Districts in the order in which they appear in the Commission’s <i>Sourcebook of Federal Sentencing Statistics</i> . For more information on this variable, see the Commission’s <i>Variable Codebook for Individual Offenders</i> .
ECON_TYPE	IDMM Datafile	Num	1 = Securities/Investment 2 = Healthcare 3 = Mortgage 4 = Credit Card 5 = Financial Institution 6 = Procurement 7 = Government Benefits 8 = ID Theft/Docs 9 = Counterfeit/Forgery 10 = Mail Related 11 = Computer 12 = Intellectual Property 13 = Embezzlement/Theft 14 = All Other	Only for cases 1) sentenced in 2016 and 2) sentenced under §2B1.1. Type of economic crime offense determined by a combination of statute of conviction and/or offense conduct.
ECON_TYPE_OTHER	IDMM Datafile	Num	. = N/A 1 = Tax 2 = Insurance 3 = Disaster 4 = Advanced Fee 5 = False Advertising/Product Substitution 6 = Immigration 7 = Bankruptcy 8 = Retirement/ Unemployment 9 = Antitrust 10 = Campaign Finance 11 = False Statements 12 = Contract Violation/Breach 13 = Education Funds 14 = Weapons 15 = Spamming 16 = Money Laundering 97 = All Other	Only for cases 1) sentenced in 2016 and 2) sentenced under §2B1.1. Type of economic crime offense determined by a combination of statute of conviction and/or offense conduct. Only includes cases with value for ECON_TYPE=14.

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FY	IDMM Datafile	Num	Range: 2006 - 2016	Four-digit year indicating the USSCFY datafile for the case.
GDLNEHI	USSCFY Datafiles	Char	2_#.# = Chapter 2 Guideline Applied · = Missing, Indeterminable, or Inapplicable	The Chapter Two Guideline applied in a case. For more information on this variable, see the Commission's <i>Variable Codebook for Individual Offenders</i> .
GLMIN	USSCFY Datafiles	Num	Range: 0 thru 9996 9996 = Life Imprisonment (this used to be code 996) · = Missing, Indeterminable, or Inapplicable	Trumped Guideline Minimum. This field takes STATMAX and STATMIN trumps into account. See XMINSOR for the untrumped guideline minimum. For more information on this variable, see the Commission's <i>Variable Codebook for Individual Offenders</i> .
IDMIN	USSCFY Datafiles	Num	Range: 0 thru 144 9996 = Life Imprisonment (this used to be code 996)	Represents mandatory minimum sentence (in months) associated with 18 U.S.C. § 1028A (Aggravated Identity Theft). <i>This statute is consecutive to other statutes but may be sentenced concurrently with other ID Theft counts.</i> For more information on this variable, see the Commission's <i>Variable Codebook for Individual Offenders</i> .
IDMM_RELIEF	IDMM Datafile	Num	· = Missing BOOKER2 0 = Not convicted of an Aggravated Id Theft Mandatory Penalty 1 = Convicted of an Aggravated Id Theft Mandatory Penalty and no relief 2 = Convicted of an Aggravated Id Theft Mandatory Penalty and had a §5K1.1 Substantial Assistance Departure	Based on BOOKERCD for cases in FY2006 – FY2015. Documentation was reviewed for cases missing values for BOOKERCD in FY2016 to determine relief status. Those cases were assigned to a non-missing category.
IS1028A	USSCFY Datafiles	Num	0 = No 18 U.S.C. § 1028A Charges (Includes Missing) 1 = At Least One 18 U.S.C. § 1028A Charge Present	Indicates if there is a 18 U.S.C. § 1028A charge present (YES/NO variable). For more information on this variable, see the Commission's <i>Variable Codebook for Individual Offenders</i> .
LOSSHI	USSCFY Datafiles	Num	Range: 0-9,999,999,997 0 = No loss 9,999,999,997 =Some Loss, Amount Not Specified/Range of Amounts · = Missing, Indeterminable, or Inapplicable	The dollar amount of loss for which the offender is held responsible. Amounts are rounded off to the nearest whole dollar. Loss is often used in various economic crime guidelines to determine either the base offense level or levels of an SOC. Cases not involving dollar loss (ex. Drug

NAME	ORIGIN	FORM	CODES	DESCRIPTION
				cases) are coded as zero for the amount. For more information on this variable, see the Commission's <i>Variable Codebook for Individual Offenders</i> .
MITROLHI	USSCFY Datafiles	Num	0 = No Adjustment -1 = Adjustment (Not in <i>USSG Manual</i>) -2 = Minor Participation -3 = Between Minor and Minimal Participation -4 = Minimal Participation . = Missing, Indeterminable, or Inapplicable	Mitigating Role Adjustment (§3B1.2). This field is the number of levels subtracted due to the defendant's mitigating role in the offense. For more information on this variable, see the Commission's <i>Variable Codebook for Individual Offenders</i> .
MONCIRC	USSCFY Datafiles	Num	Range: 0 thru 11 . = Missing, Indeterminable, or Inapplicable	Indicates the judicial circuit in which the defendant was sentenced. This variable is generated from the entry for judicial district. For more information on this variable, see the Commission's <i>Variable Codebook for Individual Offenders</i> .
MONRACE	USSCFY Datafiles	Num	1 = White/Caucasian 2 = Black/African American 3 = American Indian\Alaskan Native 4 = Asian or Pacific Islander 5 = Multi-racial 7 = Other 8 = Info on Race Not Available in Docs (This code only available in FY07 and on) 9 = Non-US American Indians 10 = American Indians Citizenship Unknown . = Missing, Indeterminable, or Inapplicable	Offender's race (self-reported to the probation officer). Code 8 is not available prior to FY2007. Code 9 is not available prior to FY2009. NOTE: Hispanic ethnicity is coded in the variable HISPORIG. Race and ethnicity are combined in NEWRACE. For more information on this variable, see the Commission's <i>Variable Codebook for Individual Offenders</i> .
MONSEX	USSCFY Datafiles	Num	0 = Male 1 = Female . = Missing, Indeterminable, or Inapplicable	Indicates the offender's gender. For more information on this variable, see the Commission's <i>Variable Codebook for Individual Offenders</i> .
MULTIPLE_AGGID	IDMM Datafile	Num	0 = Single 1028A count 1 = More than one 1028A count . = Missing, Indeterminable, or Inapplicable	Only for offenders convicted under 18 U.S.C. § 1028A. Indicates more than one conviction under 1028A, based on NOCOUNTS_AGGID

NAME	ORIGIN	FORM	CODES	DESCRIPTION
MULT_CONSEC_24MO	IDMM Datafile	Num	0 = No, none 1 = Yes, all . = Inapplicable	Only for offenders with multiple convictions under 18 U.S.C. § 1028A with consecutive terms imposed, indicates whether any of the consecutive terms were 24 months.
MULT_CONSEC_YN	IDMM Datafile	Num	0 = No 1 = Yes, all additional counts consecutive 2 = Yes, some additional counts consecutive . = Inapplicable	Only for offenders with multiple convictions under 18 U.S.C. § 1028A. Indicates whether and how sentencing court imposed consecutive terms for the multiple counts of 1028A.
MULT_TEXT	IDMM Datafile	Char	Text field	Only for offenders with multiple convictions under 18 U.S.C. § 1028A without 24 months consecutive terms imposed, description of how concurrent sentences were structured.
NEWCIT	USSCFY Datafiles	Num	0 = U.S. 1 = Non-U.S. (Includes Legal and Illegal Aliens) . = Missing, Indeterminable, or Inapplicable	Citizenship of the defendant (Recode of CITIZEN for the <i>Sourcebook of Federal Sentencing Statistics</i> publication). For more information on this variable, see the Commission's <i>Variable Codebook for Individual Offenders</i> .
NEWCNVTN	USSCFY Datafiles	Num	0 = Plea 1 = Trial . = Missing, Indeterminable, or Inapplicable	Indicates whether the case was settled by plea agreement or trial. For more information on this variable, see the Commission's <i>Variable Codebook for Individual Offenders</i> .
NEWRACE	USSCFY Datafiles	Num	1 = White 2 = Black 3 = Hispanic 6 = Other . = Missing, Indeterminable, or Inapplicable	Race of defendant (Recode of MONRACE and HISPORIG for the <i>Sourcebook of Federal Sentencing Statistics</i> publication). For more information on this variable, see the Commission's <i>Variable Codebook for Individual Offenders</i> .
NOCOUNTS	USSCFY Datafiles	Num	Range: 1 thru 196 . = Missing, Indeterminable, or Inapplicable	The number of counts of conviction. For more information on this variable, see the Commission's <i>Variable Codebook for Individual Offenders</i> .
NOCOUNTS_AGGID	IDMM Datafile	Num	Range: 0-36	Total 18 U.S.C. § 1028A convictions.
OBSTRCHI	USSCFY Datafiles	Num	0 = No Adjustment 2 = Adjustment Applied . = Missing, Indeterminable, or Inapplicable	Obstruction of Justice Adjustment (§3C1.1). This field is the number of levels added because defendant willfully obstructed or impeded justice. For more information on this variable, see the

NAME	ORIGIN	FORM	CODES	DESCRIPTION
				Commission's <i>Variable Codebook for Individual Offenders</i> .
ONLY1028A	USSCFY Datafiles	Num	0 = No 18 U.S.C. § 1028A Charges (Includes Missing) 1 = Only Charges of 18 U.S.C. § 1028A Present	Indicates if a charge of 18 U.S.C. § 1028A is the only significant charge in a case (YES/NO variable). Cases with a designation of "1" may include non-substantive charges such as conspiracy charges. For more information on this variable, see the Commission's <i>Variable Codebook for Individual Offenders</i> .
SENSPLT0	USSCFY Datafiles	Num	Range: 0 thru 3708 0 = Probation 470 = Life (<i>Note that in earlier data years, the Commission's data collapsed all values GE 470 to 470. Use TOTPRISN to find "LIFE" cases only over time</i>) · = Missing, Indeterminable, or Inapplicable	The total prison sentence, in months, plus alternatives, with zeros (probation). This field includes sentences of time imposed, time served, and §5G1.3 credit. See Federal Sentencing Data Analysis.pdf for a complete explanation of the Commission's sentencing variables. <i>Alternatives include home detention, community confinement, and intermittent confinement. SENSPLT is missing if any of monitoring's alternative variables are coded 97. This variable does not take ZONE into account. For more information on this variable, see the Commission's Variable Codebook for Individual Offenders.</i>
SENTIMP	USSCFY Datafiles	Num	0 = No Prison/Probation (Fine Only) 1 = Prison Only (No Alternatives) 2 = Prison + Confinement Conditions (Alternatives, Including Zone C Split Sentences) 3 = Probation + Confinement Conditions (Alternatives) 4 = Probation Only · = Missing, Indeterminable, or Inapplicable	Indicates what type of sentence was given (prison, probation, probation plus alternatives, or prison/split sentence). <i>Alternatives with values of 97 are included in categories with alternatives.</i> For more information on this variable, see the Commission's <i>Variable Codebook for Individual Offenders</i> .
SMIN1-SMIN395	USSCFY Datafiles	Num	Range: 0 thru 300 9996 = Life · = Missing, Indeterminable, or Inapplicable	Statutory minimum for each individual count of conviction. Use with variable NOCOUNT. See also STATMIN for overall statutory minimum for case. For more information on this variable, see the

NAME	ORIGIN	FORM	CODES	DESCRIPTION
				Commission's <i>Variable Codebook for Individual Offenders</i> .
SOURCES	USSCFY Datafiles	Num	<p>1 = Information Represents Known Court Findings: (a) SOR Accepts PSR (b) SOR Differs From PSR, SOR is Coded (c) Court's Factual Findings Unknown, SOR Criminal History Category and Offense Level Match PSR or SOR Guideline Range Matches PSR Guideline Range</p> <p>2 = Alternate Docs/Some Info May be Missing from SOR 3 = PSR is Coded (Insufficient Information in SOR) 5 = PSR is Coded (No SOR Present) 6 = 18 U.S.C. § 924(c) only 7 = 18 U.S.C. § 1028A only 8 = No Analogous guidelines (Class A misdemeanor or state assimilated offense with no analogous guidelines) 9 = PSR Waived, Missing, or Multiple Offense Levels</p>	Indicates the extent to which information coded in detailed guideline application is based upon known court findings. This also acts as a "SKIP" field, so if certain codes are chosen then certain screens like guideline application and criminal history are never accessed. For more information on this variable, see the Commission's <i>Variable Codebook for Individual Offenders</i> .
STATMIN	USSCFY Datafiles	Num	Range: 0 thru 468	Total statutory minimum prison term, in months, for all counts of conviction. <i>In multiple count cases, minimum penalties are not necessarily cumulative.</i> For more information on this variable, see the Commission's <i>Variable Codebook for Individual Offenders</i> .
USSCIDN	USSCFY Datafiles	Num	Range: 6 Numbers	Unique sequential identification number given to cases upon receipt at USSC. For more information on this variable, see the Commission's <i>Variable Codebook for Individual Offenders</i> .
XCRHISSR	USSCFY Datafiles	Num	Range: 1 thru 6 · = Missing, Indeterminable, or Inapplicable	Defendant's final criminal history category (I-VI), as determined by the court. <i>If info is missing from the SOR, then PSR values are used - use SOURCES to choose only SOR values.</i> For more information on this

NAME	ORIGIN	FORM	CODES	DESCRIPTION
				variable, see the Commission's <i>Variable Codebook for Individual Offenders</i> .
YEARS	USSCFY Datafiles	Num	1 = < 21 2 = 21 thru 25 3 = 26 thru 30 4 = 31 thru 35 5 = 36 thru 40 6 = 41 thru 50 7 = > 50 · = Missing	Categories of age ranges (Recode of AGE for USSC <i>Sourcebook</i>). For more information on this variable, see the Commission's <i>Variable Codebook for Individual Offenders</i> .

Appendix A

CIRCDIST

01 = Dist of Columbia	25 = Virginia West	49 = Indiana North	73 = Nevada
02 = Maine	26 = W Virginia North	50 = Indiana South	74 = N Mariana Island
03 = Massachusetts	27 = W Virginia South	51 = Wisconsin East	75 = Oregon
04 = New Hampshire	28 = Louisiana East	52 = Wisconsin West	76 = Washington East
05 = Puerto Rico	29 = Louisiana Middle	53 = Arkansas East	77 = Washington West
06 = Rhode Island	30 = Louisiana West	54 = Arkansas West	78 = Colorado
07 = Connecticut	31 = Miss. North	55 = Iowa North	79 = Kansas
08 = New York East	32 = Miss. South	56 = Iowa South	80 = New Mexico
09 = New York North	33 = Texas East	57 = Minnesota	81 = Oklahoma East
10 = New York South	34 = Texas North	58 = Missouri East	82 = Oklahoma North
11 = New York West	35 = Texas South	59 = Missouri West	83 = Oklahoma West
12 = Vermont	36 = Texas West	60 = Nebraska	84 = Utah
13 = Delaware	37 = Kentucky East	61 = North Dakota	85 = Wyoming
14 = New Jersey	38 = Kentucky West	62 = South Dakota	86 = Alabama Mid
15 = Penn. East	39 = Michigan East	63 = Alaska	87 = Alabama North
16 = Penn. Mid	40 = Michigan West	64 = Arizona	88 = Alabama South
17 = Penn. West	41 = Ohio North	65 = California Cent	89 = Florida Mid
18 = Virgin Islands	42 = Ohio South	66 = California East	90 = Florida North
19 = Maryland	43 = Tennessee East	67 = California North	91 = Florida South
20 = N Carolina East	44 = Tennessee Mid	68 = California South	92 = Georgia Mid
21 = N Carolina Mid	45 = Tennessee West	69 = Guam	93 = Georgia North
22 = N Carolina West	46 = Illinois Cent	70 = Hawaii	94 = Georgia South
23 = South Carolina	47 = Illinois North	71 = Idaho	
24 = Virginia East	48 = Illinois South	72 = Montana	