Table 36

EXTENT OF UPWARD VARIANCES
BY TYPE OF CRIME[1]
Fiscal Year 2023

TYPE OF CRIME	N	Mean			Median		
		Sentence In Months	Increase In Months	Percent Increase	Sentence In Months	Increase In Months	Percent Increase
TOTAL	**1,873**	**73**	**21**	**66.0**	**48**	**11**	**37.0**
Administration of Justice	21	37	16	74.7	36	9	50.0
Antitrust	0	--	--	--	--	--	--
Arson	6	101	27	39.9	90	27	45.3
Assault	63	109	33	67.5	90	17	35.2
Bribery/Corruption	2	--	--	--	--	--	--
Burglary/Trespass	4	41	18	83.0	36	14	60.7
Child Pornography	41	166	39	36.2	150	30	33.3
Commercialized Vice	8	80	50	161.8	66	27	111.1
Drug Possession	4	27	16	192.0	29	14	117.3
Drug Trafficking	251	109	34	97.3	96	21	35.1
Environmental	0	--	--	--	--	--	--
Extortion/Racketeering	3	68	6	10.9	60	7	10.3
Firearms	427	80	24	55.1	72	16	31.4
Food and Drug	1	--	--	--	--	--	--
Forgery/Counter/Copyright	1	--	--	--	--	--	--
Fraud/Theft/Embezzlement	96	63	19	82.5	48	12	42.9
Immigration	530	23	8	71.3	15	6	50.0
Individual Rights	5	48	21	73.9	42	14	50.0
Kidnapping	4	399	64	22.1	383	67	18.6
Manslaughter	14	105	39	65.6	113	28	39.6
Money Laundering	19	53	14	54.8	48	11	29.7
Murder	13	360	76	32.5	360	53	15.1
National Defense	1	--	--	--	--	--	--
Obscenity/Other Sex Offenses	24	70	34	104.1	60	33	96.7
Prison Offenses	20	32	11	58.8	38	6	47.7
Robbery	78	187	45	38.8	178	30	24.7
Sexual Abuse	58	186	44	35.3	180	30	24.4
Stalking/Harassing	23	73	26	57.9	60	14	46.0
Tax	7	75	22	46.1	36	12	20.0
Other	149	9	3	43.1	8	2	33.3

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[1] Of the 64,124 cases, in 1,896 the sentence was a variance above the guideline range. Due to an inability to calculate the extent of departure for cases with a sentence of life, seven sentenced individuals were excluded from this table. Also, 16 individuals were excluded due to several logical criteria. Sentences greater than 470 months and probation were included in the sentence average computations as 470 months and zero months, respectively. The information in this table includes conditions of confinement as described in USSG §5C1.1. Descriptions of variables used in this table are provided in Appendix A.

SOURCE: U.S. Sentencing Commission, 2023 Datafile, USSCFY23.