Commission Recommendations

Crack Cocaine Mandatory Minimum Threshold:

- 5 year Mandatory Minimum to at least 25 grams
- 10 year Mandatory Minimum to at least 250 grams

Specific Enhancements:

- Weapon involvement
- Bodily injury
- Importation
- Repeat felony drug trafficking
- Protected persons and locations

Powder Cocaine

Maintain current mandatory minimum thresholds
Offender Function in Crack Cocaine Cases

FY 2000

Percent

Crack Cocaine

<table>
<thead>
<tr>
<th>Role</th>
<th>Percent</th>
</tr>
</thead>
<tbody>
<tr>
<td>Importer/High-level Supplier</td>
<td>0.5</td>
</tr>
<tr>
<td>Organizer/Leader/ grower/</td>
<td>5.6</td>
</tr>
<tr>
<td>Manufacturer/Financier/Money</td>
<td>9.1</td>
</tr>
<tr>
<td>Launderer</td>
<td></td>
</tr>
<tr>
<td>Manager/Supervisor</td>
<td>5.9</td>
</tr>
<tr>
<td>Pilot/Captain Bodyguard</td>
<td>6.3</td>
</tr>
<tr>
<td>Chemist/Cook</td>
<td></td>
</tr>
<tr>
<td>Broker/Steerer</td>
<td></td>
</tr>
<tr>
<td>Street-level Dealer</td>
<td>66.5</td>
</tr>
<tr>
<td>Courier/Mule</td>
<td>2.4</td>
</tr>
</tbody>
</table>

Not represented in the figure is a residual category which includes loaders, lookouts, and users involving 3.8% of crack cocaine cases.

Distribution of Quantity Based Guideline Penalties for Powder Cocaine and Crack Cocaine Offenses

Number of cases

<table>
<thead>
<tr>
<th>Months</th>
<th>(10)</th>
<th>(15)</th>
<th>(21)</th>
<th>(27)</th>
<th>(33)</th>
<th>(41)</th>
<th>(51)</th>
<th>(63)</th>
<th>(78)</th>
<th>(97)</th>
<th>(121)</th>
<th>(151)</th>
<th>(188)</th>
<th>(235)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Base Offense Level (Prison Sentence)</td>
<td></td>
<td></td>
<td></td>
<td></td>
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<td></td>
<td></td>
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</tr>
</tbody>
</table>

Average sentence in cases involving less than 25 grams of crack cocaine is 4.8 times longer.

Offense Characteristics of Cocaine Offenders

FY 2000

Race/Ethnicity of Cocaine Offenders

FY 2000

**Powder Cocaine**
- Black: 30.3%
- White: 18.2%
- Hispanic: 50.6%
- Other: 0.9%

**Crack Cocaine**
- Black: 84.2%
- Hispanic: 9.0%
- Other: 1.1%
- White: 5.7%

Current and Estimated Sentences Of Powder Cocaine and Crack Cocaine Offenders

Fiscal Year 2000

Assumes crack cocaine mandatory minimum of 25 grams and enhancements for weapons, bodily injury, prior drug felony, and importation.

Current and Estimated Sentences
Of All Major Drug Trafficking Offenders

Fiscal Year 2000

Average Sentence
(in months)

140
120
100
80
60
40
20
0

118  86  74  62  35  95  91  83  66  36

Assumes crack cocaine mandatory minimum of 25 grams and enhancements for weapons, bodily injury, prior drug felony, and importation (for powder and crack cocaine only).