

Table 28

OFFENDERS RECEIVING DEPARTURES IN EACH PRIMARY SENTENCING GUIDELINE¹
Fiscal Year 2004, Pre-Blakely (October 1, 2003, through June 24, 2004)

Guideline	TOTAL	Within Range	Departures			
			§5K1.1	Gov't Sponsored ²	Other Downward ³	Upward ⁴
2A1.1	126	67	46	3	8	2
2A1.2	37	26	1	1	4	5
2A1.3	13	10	1	0	0	2
2A1.4	40	30	0	0	1	9
2A1.5	15	14	0	0	0	1
2A2.1	34	27	4	0	1	2
2A2.2	218	171	8	8	20	11
2A2.3	24	22	0	0	1	1
2A2.4	118	113	0	2	1	2
2A3.1	122	95	5	9	12	1
2A3.2	93	83	1	0	2	7
2A3.3	5	5	0	0	0	0
2A3.4	24	20	0	1	2	1
2A4.1	31	15	14	0	2	0
2A4.2	0	0	0	0	0	0
2A5.1	7	7	0	0	0	0
2A5.2	14	12	0	0	1	1
2A5.3	0	0	0	0	0	0
2A6.1	136	118	0	1	15	2
2A6.2	13	9	1	0	2	1
2B1.1	5,734	4,732	607	45	291	59
2B1.2	0	0	0	0	0	0
2B1.3	10	6	1	1	2	0
2B1.4	0	0	0	0	0	0
2B1.5	6	4	1	0	1	0
2B2.1	68	60	5	0	2	1
2B2.2	0	0	0	0	0	0
2B2.3	4	4	0	0	0	0
2B3.1	1,254	923	200	12	87	32
2B3.2	44	24	4	10	6	0
2B3.3	15	14	0	0	1	0
2B4.1	30	17	13	0	0	0
2B5.1	416	346	49	5	16	0
2B5.2	0	0	0	0	0	0
2B5.3	111	69	35	2	5	0
2B5.4	0	0	0	0	0	0
2B6.1	12	7	4	0	1	0
2C1.1	143	73	53	3	11	3
2C1.2	19	14	2	3	0	0
2C1.3	6	6	0	0	0	0
2C1.4	5	4	0	0	1	0
2C1.5	0	0	0	0	0	0
2C1.6	0	0	0	0	0	0
2C1.7	15	14	1	0	0	0
2D1.1	17,080	11,017	4,413	850	756	44
2D1.2	279	161	109	4	4	1
2D1.3	0	0	0	0	0	0
2D1.4	0	0	0	0	0	0
2D1.5	15	5	8	0	2	0
2D1.6	17	12	4	0	1	0
2D1.7	30	15	13	0	2	0

Table 28 (cont.)

Guideline	TOTAL	Within Range	Departures			
			§5K1.1	Gov't Sponsored ²	Other Downward ³	Upward ⁴
2D1.8	43	24	15	0	4	0
2D1.9	0	0	0	0	0	0
2D1.10	14	8	5	0	1	0
2D1.11	135	79	36	5	15	0
2D1.12	21	17	3	0	1	0
2D1.13	2	2	0	0	0	0
2D2.1	417	401	1	1	2	12
2D2.2	18	17	1	0	0	0
2D2.3	0	0	0	0	0	0
2D3.1	5	5	0	0	0	0
2D3.2	1	1	0	0	0	0
2D3.3	0	0	0	0	0	0
2D3.4	0	0	0	0	0	0
2D3.5	0	0	0	0	0	0
2E1.1	20	6	12	1	1	0
2E1.2	1	1	0	0	0	0
2E1.3	0	0	0	0	0	0
2E1.4	9	6	1	1	1	0
2E1.5	0	0	0	0	0	0
2E2.1	36	24	6	4	1	1
2E3.1	70	50	17	1	2	0
2E3.2	0	0	0	0	0	0
2E3.3	0	0	0	0	0	0
2E4.1	15	10	4	0	1	0
2E5.1	5	3	1	0	1	0
2E5.2	0	0	0	0	0	0
2E5.3	7	6	1	0	0	0
2E5.4	0	0	0	0	0	0
2E5.5	0	0	0	0	0	0
2E5.6	0	0	0	0	0	0
2F1.1	1,193	707	365	16	94	11
2F1.2	14	6	6	0	2	0
2G1.1	43	25	14	0	2	2
2G1.2	0	0	0	0	0	0
2G1.3	0	0	0	0	0	0
2G2.1	77	66	5	2	0	4
2G2.2	243	199	3	4	28	9
2G2.3	0	0	0	0	0	0
2G2.4	212	172	6	5	21	8
2G2.5	0	0	0	0	0	0
2G3.1	16	14	0	0	2	0
2G3.2	0	0	0	0	0	0
2H1.1	34	22	7	1	4	0
2H1.2	0	0	0	0	0	0
2H1.3	0	0	0	0	0	0
2H1.4	0	0	0	0	0	0
2H1.5	0	0	0	0	0	0
2H2.1	6	4	2	0	0	0
2H3.1	8	8	0	0	0	0
2H3.2	3	3	0	0	0	0
2H3.3	0	0	0	0	0	0
2H4.1	8	5	2	0	1	0
2H4.2	0	0	0	0	0	0
2J1.1	0	0	0	0	0	0
2J1.2	103	75	20	0	6	2

Table 28 (cont.)

Guideline	TOTAL	Within Range	Departures			
			§5K1.1	Gov't Sponsored ²	Other Downward ³	Upward ⁴
2J1.3	43	34	4	0	4	1
2J1.4	12	12	0	0	0	0
2J1.5	0	0	0	0	0	0
2J1.6	68	66	1	0	1	0
2J1.7	82	55	20	1	6	0
2J1.8	0	0	0	0	0	0
2J1.9	0	0	0	0	0	0
2K1.1	12	11	0	1	0	0
2K1.2	0	0	0	0	0	0
2K1.3	30	18	7	0	5	0
2K1.4	78	60	16	0	2	0
2K1.5	20	18	0	0	0	2
2K1.6	0	0	0	0	0	0
2K1.7	0	0	0	0	0	0
2K2.1	4,884	3,930	532	55	307	60
2K2.2	0	0	0	0	0	0
2K2.3	0	0	0	0	0	0
2K2.4	1	1	0	0	0	0
2K2.5	14	14	0	0	0	0
2K2.6	1	0	0	0	1	0
2K3.1	0	0	0	0	0	0
2K3.2	0	0	0	0	0	0
2L1.1	1,571	999	148	302	109	13
2L1.2	7,009	4,942	65	1,582	400	20
2L1.3	0	0	0	0	0	0
2L2.1	233	164	49	1	16	3
2L2.2	648	634	1	4	8	1
2L2.3	0	0	0	0	0	0
2L2.4	0	0	0	0	0	0
2L2.5	0	0	0	0	0	0
2M1.1	0	0	0	0	0	0
2M2.1	0	0	0	0	0	0
2M2.2	0	0	0	0	0	0
2M2.3	0	0	0	0	0	0
2M2.4	0	0	0	0	0	0
2M3.1	0	0	0	0	0	0
2M3.2	0	0	0	0	0	0
2M3.3	0	0	0	0	0	0
2M3.4	0	0	0	0	0	0
2M3.5	0	0	0	0	0	0
2M3.6	0	0	0	0	0	0
2M3.7	0	0	0	0	0	0
2M3.8	0	0	0	0	0	0
2M3.9	0	0	0	0	0	0
2M4.1	0	0	0	0	0	0
2M5.1	3	0	1	1	1	0
2M5.2	23	8	11	0	2	2
2M5.3	3	3	0	0	0	0
2M6.1	5	5	0	0	0	0
2M6.2	0	0	0	0	0	0
2N1.1	3	3	0	0	0	0
2N1.2	0	0	0	0	0	0
2N1.3	0	0	0	0	0	0
2N2.1	34	32	1	0	0	1
2N3.1	1	1	0	0	0	0

Table 28 (cont.)

Guideline	TOTAL	Within Range	Departures			
			§5K1.1	Gov't Sponsored ²	Other Downward ³	Upward ⁴
2P1.1	162	140	5	4	6	7
2P1.2	83	71	6	2	2	2
2P1.3	0	0	0	0	0	0
2P1.4	0	0	0	0	0	0
2Q1.1	0	0	0	0	0	0
2Q1.2	36	22	5	1	8	0
2Q1.3	14	10	1	1	2	0
2Q1.4	0	0	0	0	0	0
2Q1.5	0	0	0	0	0	0
2Q1.6	0	0	0	0	0	0
2Q2.1	73	65	7	0	1	0
2Q2.2	0	0	0	0	0	0
2R1.1	3	1	2	0	0	0
2S1.1	538	312	180	11	28	7
2S1.2	12	9	3	0	0	0
2S1.3	160	96	26	19	19	0
2S1.4	0	0	0	0	0	0
2T1.1	288	200	53	6	27	2
2T1.2	0	0	0	0	0	0
2T1.3	0	0	0	0	0	0
2T1.4	63	47	8	0	8	0
2T1.5	0	0	0	0	0	0
2T1.6	7	2	3	0	2	0
2T1.7	0	0	0	0	0	0
2T1.8	0	0	0	0	0	0
2T1.9	14	8	2	1	3	0
2T2.1	0	0	0	0	0	0
2T2.2	0	0	0	0	0	0
2T3.1	26	9	4	4	4	5
2T3.2	0	0	0	0	0	0
2T4.1	0	0	0	0	0	0
2X1.1	65	45	11	1	8	0
2X2.1	0	0	0	0	0	0
2X3.1	93	57	24	3	7	2
2X4.1	326	255	42	9	16	4
2X5.1	2	2	0	0	0	0
TOTAL	45905	32,698	7,374	3,010	2,454	369

¹Of the 51,865 cases, 5,960 were excluded due to one or both of the following reasons: missing/inapplicable departure information (3,614) or missing guideline applied (5,004). Descriptions of variables used in this table are provided in Appendix A.

²See description of the government sponsored category in Appendix A.

³See Table 25 for a list of departure reasons comprising this category.

⁴See Table 24 for a list of departure reasons comprising this category.

SOURCE: U.S. Sentencing Commission, 2004 Datafile, USSCFY04, Pre-Blakely Only Cases (October 1, 2003, through June 24, 2004).