

**Table 44**

**DRUG OFFENDERS RECEIVING SAFETY VALVE AND MANDATORY MINIMUMS FOR EACH DRUG TYPE<sup>1</sup>**  
**Fiscal Year 2004, Post-Blakely (June 25, 2004, through September 30, 2004)**

DRUG TYPE	TOTAL	No Drug Mandatory Minimum/No Safety Valve		No Drug Mandatory Minimum/Received Safety Valve		Drug Mandatory Minimum/No Safety Valve		Drug Mandatory Minimum/Received Safety Valve	
		Number	Percent	Number	Percent	Number	Percent	Number	Percent
<b>TOTAL</b>	<b>5,512</b>	<b>1,160</b>	<b>21.0</b>	<b>913</b>	<b>16.6</b>	<b>2,150</b>	<b>39.0</b>	<b>1,289</b>	<b>23.4</b>
<b>Powder Cocaine</b>	<b>1,238</b>	181	14.6	129	10.4	469	37.9	459	37.1
<b>Crack Cocaine</b>	<b>1,131</b>	195	17.2	41	3.6	768	67.9	127	11.2
<b>Heroin</b>	<b>394</b>	66	16.8	56	14.2	125	31.7	147	37.3
<b>Marijuana</b>	<b>1,516</b>	409	27.0	560	36.9	262	17.3	285	18.8
<b>Methamphetamine</b>	<b>1,055</b>	211	20.0	63	6.0	518	49.1	263	24.9
<b>Other</b>	<b>178</b>	98	55.1	64	36.0	8	4.5	8	4.5

<sup>1</sup>Of the 18,203 cases, 6,105 were sentenced under USSG Chapter Two, Part D (Drugs), regardless of eligibility for the Safety Valve (§5C1.2). Of these, 6,037 were sentenced under §§2D1.1 (Drug Trafficking), 2D1.2 (Protected Locations), 2D1.5 (Continuing Criminal Enterprise), 2D1.6 (Communication Facility), 2D1.8 (Rent/Manage Drug Establishment), or 2D2.1 (Simple Possession). Of these, 5,632 contained complete guideline application information. Of these 5,632 cases, 120 were excluded due to one or more of the following reasons: missing safety valve or mandatory minimum information (120) or missing drug type (3). Descriptions of variables used in this table are provided in Appendix A.

SOURCE: U.S. Sentencing Commission, 2004 Datafile, USSCFY04, Post-Blakely Only Cases (June 25, 2004, through September 30, 2004).