

Table 44

DRUG OFFENDERS RECEIVING SAFETY VALVE AND MANDATORY MINIMUMS FOR EACH DRUG TYPE¹
Fiscal Year 2004, Pre-Blakely (October 1, 2003, through June 24, 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
TOTAL	16,187	3,497	21.6	2,582	16.0	6,503	40.2	3,605	22.3
Powder Cocaine	3,684	558	15.1	400	10.9	1,470	39.9	1,256	34.1
Crack Cocaine	3,296	575	17.4	110	3.3	2,241	68.0	370	11.2
Heroin	1,142	217	19.0	204	17.9	307	26.9	414	36.3
Marijuana	4,145	1,153	27.8	1,397	33.7	854	20.6	741	17.9
Methamphetamine	3,209	624	19.4	194	6.0	1,587	49.5	804	25.1
Other	711	370	52.0	277	39.0	44	6.2	20	2.8

¹Of the 51,865 cases, 18,427 were sentenced under USSG Chapter Two, Part D (Drugs), regardless of eligibility for the Safety Valve (§5C1.2). Of these, 18,195 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, 16,632 contained complete guideline application information. Of these 16,632 cases, 445 were excluded due to one or more of the following reasons: missing safety valve or mandatory minimum information (441) or missing drug type (7). Descriptions of variables used in this table are provided in Appendix A.

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