

Table 32

**UPWARD DEPARTURES FROM GUIDELINE RANGE: DEGREE OF
INCREASE FOR OFFENDERS IN EACH PRIMARY OFFENSE CATEGORY¹
Fiscal Year 2006**

PRIMARY OFFENSE	n	Median Sentence in Months	Median Increase in Months From Guideline Maximum	Median Percent Increase From Guideline Maximum
TOTAL	386	51.0	12.0	33.3
Murder	8	312.0	97.5	48.0
Manslaughter	3	114.0	18.0	53.8
Kidnapping/Hostage Taking	1	--	--	--
Sexual Abuse	6	72.0	15.0	26.3
Assault	20	71.0	19.0	29.5
Robbery	13	180.0	59.0	69.0
Arson	3	120.0	36.0	42.9
Drugs - Trafficking	37	71.0	14.0	30.4
Drugs - Communication Facility	1	--	--	--
Drugs - Simple Possession	7	12.0	6.0	100.0
Firearms	69	64.0	14.0	33.3
Burglary/B&E	0	--	--	--
Auto Theft	2	--	--	--
Larceny	4	39.0	12.0	29.4
Fraud	34	47.0	10.5	48.2
Embezzlement	0	--	--	--
Forgery/Counterfeiting	14	48.0	13.5	41.8
Bribery	0	--	--	--
Tax	1	--	--	--
Money Laundering	7	120.0	57.0	90.5
Racketeering/Extortion	8	120.0	45.5	28.5
Gambling/Lottery	0	--	--	--
Civil Rights	0	--	--	--
Immigration	110	18.0	6.0	28.6
Pornography/Prostitution	19	100.0	16.0	23.0
Prison Offenses	2	--	--	--
Administration of Justice Offenses	14	30.0	10.5	66.7
Environmental/Wildlife	0	--	--	--
National Defense	0	--	--	--
Antitrust	0	--	--	--
Food & Drug	1	--	--	--
Other Miscellaneous Offenses	2	--	--	--

¹Of the 72,585 cases, 412 received an upward departure from the guideline range. Of these, 390 had complete guideline application information. Due to an inability to calculate the extent of departure for cases with a sentence of life, an additional one case was also excluded from this table. Furthermore, zero cases were excluded due to several logical criteria. Of the remaining 389 cases, three were excluded due to one or both of the following reasons: missing primary offense category (0) or missing sentence information (3). Note that the information presented in this table does not include any time of alternative confinement as defined in USSG §5C1.1. Descriptions of variables used in this table are provided in Appendix A.

SOURCE: U.S. Sentencing Commission, 2006 Datafile, USSCFY06.