

Table 49

**CRIMINAL HISTORY CATEGORY AND CITIZENSHIP OF OFFENDERS
SENTENCED UNDER IMMIGRATION GUIDELINES¹
Fiscal Year 2008**

	TOTAL (ALL CASES) ²		TOTAL (\$2L CASES)		§2L1.1		§2L1.2		§2L2.1		§2L2.2	
	N	%	N	%	N	%	N	%	N	%	N	%
TOTAL	72,493	100.0	19,165	100.0	3,535	18.4	13,540	70.6	442	2.3	1,648	8.6

U.S. CITIZEN**Criminal History Category**

Total	43,263	100.0	1,902	100.0	1,553	100.0	52	100.0	213	100.0	84	100.0
Category I	19,680	45.5	1,034	54.4	832	53.6	7	13.5	150	70.4	45	53.6
Category II	4,793	11.1	237	12.5	198	12.7	4	7.7	24	11.3	11	13.1
Category III	6,307	14.6	288	15.1	232	14.9	17	32.7	27	12.7	12	14.3
Category IV	3,932	9.1	160	8.4	136	8.8	8	15.4	7	3.3	9	10.7
Category V	2,573	5.9	87	4.6	74	4.8	7	13.5	3	1.4	3	3.6
Category VI	5,978	13.8	96	5.0	81	5.2	9	17.3	2	0.9	4	4.8

NON-U.S. CITIZEN**Criminal History Category**

Total	29,230	100.0	17,263	100.0	1,982	100.0	13,488	100.0	229	100.0	1,564	100.0
Category I	14,448	49.4	5,278	30.6	1,629	82.2	2,112	15.7	205	89.5	1,332	85.2
Category II	3,544	12.1	2,604	15.1	130	6.6	2,367	17.5	11	4.8	96	6.1
Category III	4,859	16.6	3,974	23.0	119	6.0	3,775	28.0	11	4.8	69	4.4
Category IV	3,029	10.4	2,598	15.0	69	3.5	2,495	18.5	2	0.9	32	2.0
Category V	1,711	5.9	1,501	8.7	24	1.2	1,460	10.8	0	0.0	17	1.1
Category VI	1,639	5.6	1,308	7.6	11	0.6	1,279	9.5	0	0.0	18	1.2

¹This table only includes USSG Chapter Two, Part L (Immigration) cases sentenced under the following guidelines: §§2L1.1 (Alien Smuggling), 2L1.2 (Unlawful Entering or Remaining in the United States), 2L2.1 (Trafficking In Immigration Documents, or Making False or Fraudulent Immigration Statements), 2L2.2 (Acquiring Fraudulent Immigration Documents). Descriptions of variables used in this table are provided in Appendix A.

²Of the 76,478 cases, 3,985 were excluded due to one or both of the following reasons: missing citizenship information (3,298) or missing criminal history category (2,230). Of these 3,985 cases, 168 were sentenced under one of the four immigration guidelines listed in this table.