

Table 17

OFFENDERS SENTENCED FOR EACH CHAPTER TWO GUIDELINE¹
Fiscal Year 2009

Guideline	As Primary Guideline		As Any Guideline		Guideline	As Primary Guideline		As Any Guideline	
	N	%	N	%		N	%	N	%
§2A1.1	216	0.3	245	0.3	§2D1.10	9	0.0	9	0.0
§2A1.2	37	0.1	39	0.0	§2D1.11	167	0.2	174	0.2
§2A1.3	30	0.0	30	0.0	§2D1.12	14	0.0	23	0.0
§2A1.4	38	0.1	40	0.1	§2D1.13	1	0.0	1	0.0
§2A1.5	31	0.0	62	0.1	§2D1.14	0	0.0	1	0.0
§2A2.1	84	0.1	136	0.2	§2D2.1	279	0.4	352	0.4
§2A2.2	387	0.5	430	0.5	§2D2.2	49	0.1	54	0.1
§2A2.3	28	0.0	33	0.0	§2D2.3	0	0.0	0	0.0
§2A2.4	129	0.2	146	0.2	§2D3.1	1	0.0	1	0.0
§2A3.1	104	0.1	120	0.2	§2D3.2	3	0.0	3	0.0
§2A3.2	35	0.0	36	0.0	§2D3.3	0	0.0	0	0.0
§2A3.3	7	0.0	9	0.0	§2D3.4	0	0.0	0	0.0
§2A3.4	43	0.1	54	0.1	§2D3.5	0	0.0	0	0.0
§2A3.5	227	0.3	232	0.3	§2E1.1	57	0.1	205	0.3
§2A4.1	84	0.1	104	0.1	§2E1.2	2	0.0	84	0.1
§2A4.2	1	0.0	1	0.0	§2E1.3	0	0.0	46	0.1
§2A5.1	0	0.0	0	0.0	§2E1.4	14	0.0	31	0.0
§2A5.2	18	0.0	20	0.0	§2E1.5	0	0.0	0	0.0
§2A5.3	0	0.0	2	0.0	§2E2.1	22	0.0	33	0.0
§2A6.1	145	0.2	151	0.2	§2E3.1	59	0.1	97	0.1
§2A6.2	9	0.0	11	0.0	§2E3.2	0	0.0	0	0.0
§2B1.1	8,074	11.0	8,618	10.8	§2E3.3	0	0.0	0	0.0
§2B1.2	0	0.0	0	0.0	§2E4.1	58	0.1	77	0.1
§2B1.3	0	0.0	0	0.0	§2E5.1	10	0.0	11	0.0
§2B1.4	12	0.0	12	0.0	§2E5.2	0	0.0	0	0.0
§2B1.5	15	0.0	15	0.0	§2E5.3	4	0.0	12	0.0
§2B1.6 ²	--	--	--	--	§2E5.4	0	0.0	0	0.0
§2B2.1	55	0.1	81	0.1	§2E5.5	0	0.0	0	0.0
§2B2.2	0	0.0	0	0.0	§2E5.6	0	0.0	0	0.0
§2B2.3	8	0.0	9	0.0	§2F1.1	113	0.2	127	0.2
§2B3.1	1,754	2.4	1,912	2.4	§2F1.2	0	0.0	0	0.0
§2B3.2	43	0.1	76	0.1	§2G1.1	62	0.1	96	0.1
§2B3.3	18	0.0	19	0.0	§2G1.2	0	0.0	1	0.0
§2B4.1	42	0.1	45	0.1	§2G1.3	222	0.3	254	0.3
§2B5.1	422	0.6	447	0.6	§2G2.1	191	0.3	206	0.3
§2B5.2	0	0.0	0	0.0	§2G2.2	1,607	2.2	1,656	2.1
§2B5.3	203	0.3	212	0.3	§2G2.3	2	0.0	5	0.0
§2B5.4	0	0.0	0	0.0	§2G2.4	14	0.0	15	0.0
§2B6.1	16	0.0	17	0.0	§2G2.5	1	0.0	2	0.0
§2C1.1	274	0.4	308	0.4	§2G2.6	9	0.0	9	0.0
§2C1.2	17	0.0	17	0.0	§2G3.1	49	0.1	54	0.1
§2C1.3	12	0.0	13	0.0	§2G3.2	0	0.0	0	0.0
§2C1.4	0	0.0	0	0.0	§2H1.1	51	0.1	65	0.1
§2C1.5	0	0.0	0	0.0	§2H1.2	0	0.0	0	0.0
§2C1.6	0	0.0	0	0.0	§2H1.3	0	0.0	0	0.0
§2C1.7	11	0.0	15	0.0	§2H1.4	0	0.0	0	0.0
§2C1.8	8	0.0	12	0.0	§2H1.5	0	0.0	0	0.0
§2D1.1	24,091	32.9	25,435	31.9	§2H2.1	4	0.0	8	0.0
§2D1.2	474	0.6	488	0.6	§2H3.1	13	0.0	16	0.0
§2D1.3	0	0.0	0	0.0	§2H3.2	1	0.0	2	0.0
§2D1.4	0	0.0	0	0.0	§2H3.3	14	0.0	15	0.0
§2D1.5	22	0.0	29	0.0	§2H4.1	5	0.0	6	0.0
§2D1.6	0	0.0	290	0.4	§2H4.2	0	0.0	0	0.0
§2D1.7	2	0.0	3	0.0	§2J1.1	0	0.0	29	0.0
§2D1.8	52	0.1	105	0.1	§2J1.2	152	0.2	216	0.3
§2D1.9	0	0.0	0	0.0	§2J1.3	70	0.1	80	0.1

Table 17 (cont.)

Guideline	As Primary Guideline		As Any Guideline		Guideline	As Primary Guideline		As Any Guideline	
	N	%	N	%		N	%	N	%
§2J1.4	21	0.0	29	0.0	§2M6.1	3	0.0	4	0.0
§2J1.5	1	0.0	1	0.0	§2M6.2	0	0.0	0	0.0
§2J1.6	61	0.1	67	0.1	§2N1.1	3	0.0	3	0.0
§2J1.7	1	0.0	1	0.0	§2N1.2	2	0.0	2	0.0
§2J1.8	0	0.0	0	0.0	§2N1.3	0	0.0	0	0.0
§2J1.9	0	0.0	0	0.0	§2N2.1	39	0.1	76	0.1
§2K1.1	5	0.0	5	0.0	§2N3.1	0	0.0	2	0.0
§2K1.2	0	0.0	0	0.0	§2P1.1	247	0.3	268	0.3
§2K1.3	23	0.0	27	0.0	§2P1.2	112	0.2	130	0.2
§2K1.4	74	0.1	91	0.1	§2P1.3	5	0.0	5	0.0
§2K1.5	4	0.0	4	0.0	§2P1.4	0	0.0	0	0.0
§2K1.6	0	0.0	0	0.0	§2Q1.1	0	0.0	0	0.0
§2K1.7	0	0.0	0	0.0	§2Q1.2	37	0.1	40	0.1
§2K2.1	6,343	8.7	6,748	8.5	§2Q1.3	49	0.1	50	0.1
§2K2.2	0	0.0	0	0.0	§2Q1.4	0	0.0	0	0.0
§2K2.3	0	0.0	0	0.0	§2Q1.5	0	0.0	0	0.0
§2K2.4 ³	--	--	--	--	§2Q1.6	0	0.0	0	0.0
§2K2.5	9	0.0	12	0.0	§2Q2.1	139	0.2	143	0.2
§2K2.6	2	0.0	5	0.0	§2Q2.2	0	0.0	0	0.0
§2K3.1	0	0.0	0	0.0	§2R1.1	12	0.0	13	0.0
§2K3.2	0	0.0	1	0.0	§2S1.1	972	1.3	1,036	1.3
§2L1.1	3,274	4.5	3,326	4.2	§2S1.2	3	0.0	4	0.0
§2L1.2	17,310	23.6	17,482	21.9	§2S1.3	251	0.3	282	0.4
§2L1.3	0	0.0	0	0.0	§2S1.4	0	0.0	0	0.0
§2L2.1	381	0.5	406	0.5	§2T1.1	569	0.8	700	0.9
§2L2.2	1,656	2.3	1,706	2.1	§2T1.2	0	0.0	0	0.0
§2L2.3	0	0.0	0	0.0	§2T1.3	0	0.0	0	0.0
§2L2.4	0	0.0	0	0.0	§2T1.4	136	0.2	140	0.2
§2L2.5	0	0.0	0	0.0	§2T1.5	0	0.0	0	0.0
§2M1.1	0	0.0	1	0.0	§2T1.6	26	0.0	32	0.0
§2M2.1	2	0.0	2	0.0	§2T1.7	0	0.0	0	0.0
§2M2.2	0	0.0	0	0.0	§2T1.8	0	0.0	0	0.0
§2M2.3	0	0.0	0	0.0	§2T1.9	7	0.0	33	0.0
§2M2.4	0	0.0	0	0.0	§2T2.1	9	0.0	16	0.0
§2M3.1	1	0.0	1	0.0	§2T2.2	0	0.0	0	0.0
§2M3.2	2	0.0	2	0.0	§2T3.1	16	0.0	27	0.0
§2M3.3	1	0.0	1	0.0	§2T3.2	0	0.0	0	0.0
§2M3.4	0	0.0	0	0.0	§2T4.1	0	0.0	0	0.0
§2M3.5	0	0.0	0	0.0	§2X1.1	16	0.0	1,790	2.2
§2M3.6	0	0.0	0	0.0	§2X2.1	0	0.0	45	0.1
§2M3.7	0	0.0	0	0.0	§2X3.1	136	0.2	152	0.2
§2M3.8	0	0.0	0	0.0	§2X4.1	446	0.6	449	0.6
§2M3.9	0	0.0	0	0.0	§2X5.1	0	0.0	34	0.0
§2M4.1	0	0.0	0	0.0	§2X5.2	180	0.2	186	0.2
§2M5.1	10	0.0	10	0.0	§2X6.1	0	0.0	0	0.0
§2M5.2	63	0.1	65	0.1	§2X7.1	0	0.0	0	0.0
§2M5.3	11	0.0	12	0.0					
Total number of guidelines applied:								79,822	
Number of cases with at least one guideline applied:								73,277	

¹Of the 81,372 cases, 8,095 were excluded due to missing guideline applied. The total for any guideline can exceed that for primary guideline because several guidelines may be applied in a case, but only one primary guideline. Descriptions of variables used in this table are provided in Appendix A.

²In 935 cases, the defendant was convicted of one or more counts of violating 18 U.S.C. § 1028A. By statute, the punishment for this crime must be served consecutively to any other punishment, therefore, in these 935 cases the conviction for this crime did not affect the guideline calculation for the underlying offense.

³In 2,499 cases, the defendant was convicted of one or more counts of violating 18 U.S.C. § 924(c). By statute, the punishment for this crime must be served consecutively to any other punishment, therefore, in these 2,499 cases the conviction for this crime did not affect the guideline calculation for the underlying offense.