

Table 49

**CRIMINAL HISTORY CATEGORY AND CITIZENSHIP OF OFFENDERS
SENTENCED UNDER IMMIGRATION GUIDELINES¹
Fiscal Year 2010**

	TOTAL (ALL CASES) ²		TOTAL (\$2L CASES)		§2L1.1		§2L1.2		§2L2.1		§2L2.2	
	N	%	N	%	N	%	N	%	N	%	N	%
TOTAL	79,756	100.0	24,368	100.0	2,633	10.8	19,910	81.7	338	1.4	1,487	6.1

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

Total	42,434	100.0	1,481	100.0	1,288	100.0	1	100.0	126	100.0	66	100.0
Category I	19,411	45.7	791	53.4	668	51.9	1	100.0	89	70.6	33	50.0
Category II	4,626	10.9	204	13.8	183	14.2	0	0.0	11	8.7	10	15.2
Category III	5,967	14.1	223	15.1	202	15.7	0	0.0	14	11.1	7	10.6
Category IV	3,857	9.1	120	8.1	111	8.6	0	0.0	4	3.2	5	7.6
Category V	2,557	6.0	69	4.7	57	4.4	0	0.0	6	4.8	6	9.1
Category VI	6,016	14.2	74	5.0	67	5.2	0	0.0	2	1.6	5	7.6

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

Total	37,322	100.0	22,887	100.0	1,345	100.0	19,909	100.0	212	100.0	1,421	100.0
Category I	16,886	45.2	5,825	25.5	1,078	80.1	3,499	17.6	176	83.0	1,072	75.4
Category II	5,196	13.9	3,931	17.2	110	8.2	3,689	18.5	14	6.6	118	8.3
Category III	6,952	18.6	5,768	25.2	105	7.8	5,534	27.8	17	8.0	112	7.9
Category IV	4,292	11.5	3,783	16.5	33	2.5	3,682	18.5	3	1.4	65	4.6
Category V	2,141	5.7	1,959	8.6	13	1.0	1,914	9.6	2	0.9	30	2.1
Category VI	1,855	5.0	1,621	7.1	6	0.4	1,591	8.0	0	0.0	24	1.7

¹ This 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.

² Of the 83,946 cases, 4,190 were excluded due to one or both of the following reasons: missing citizenship information (2,642) or missing criminal history category (2,388). Of these 4,190 cases, two were sentenced under one of the four immigration guidelines listed in this table.