

Table 49

**CRIMINAL HISTORY CATEGORY AND CITIZENSHIP OF OFFENDERS  
SENTENCED UNDER IMMIGRATION GUIDELINES<sup>1</sup>  
Fiscal Year 2011**

	TOTAL (ALL CASES) <sup>2</sup>		TOTAL (\$2L CASES)		§2L1.1		§2L1.2		§2L2.1		§2L2.2	
	N	%	N	%	N	%	N	%	N	%	N	%
<b>TOTAL</b>	<b>82,664</b>	<b>100.0</b>	<b>25,751</b>	<b>100.0</b>	<b>2,577</b>	<b>10.0</b>	<b>21,489</b>	<b>83.4</b>	<b>313</b>	<b>1.2</b>	<b>1,372</b>	<b>5.3</b>

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

<b>Total</b>	<b>43,364</b>	<b>100.0</b>	<b>1,585</b>	<b>100.0</b>	<b>1,424</b>	<b>100.0</b>	<b>0</b>	<b>--</b>	<b>89</b>	<b>100.0</b>	<b>72</b>	<b>100.0</b>
<b>Category I</b>	<b>20,294</b>	<b>46.8</b>	<b>881</b>	<b>55.6</b>	<b>770</b>	<b>54.1</b>	<b>0</b>	<b>--</b>	<b>68</b>	<b>76.4</b>	<b>43</b>	<b>59.7</b>
<b>Category II</b>	<b>4,939</b>	<b>11.4</b>	<b>210</b>	<b>13.2</b>	<b>196</b>	<b>13.8</b>	<b>0</b>	<b>--</b>	<b>7</b>	<b>7.9</b>	<b>7</b>	<b>9.7</b>
<b>Category III</b>	<b>6,388</b>	<b>14.7</b>	<b>193</b>	<b>12.2</b>	<b>177</b>	<b>12.4</b>	<b>0</b>	<b>--</b>	<b>9</b>	<b>10.1</b>	<b>7</b>	<b>9.7</b>
<b>Category IV</b>	<b>3,823</b>	<b>8.8</b>	<b>131</b>	<b>8.3</b>	<b>126</b>	<b>8.8</b>	<b>0</b>	<b>--</b>	<b>2</b>	<b>2.2</b>	<b>3</b>	<b>4.2</b>
<b>Category V</b>	<b>2,511</b>	<b>5.8</b>	<b>84</b>	<b>5.3</b>	<b>77</b>	<b>5.4</b>	<b>0</b>	<b>--</b>	<b>1</b>	<b>1.1</b>	<b>6</b>	<b>8.3</b>
<b>Category VI</b>	<b>5,409</b>	<b>12.5</b>	<b>86</b>	<b>5.4</b>	<b>78</b>	<b>5.5</b>	<b>0</b>	<b>--</b>	<b>2</b>	<b>2.2</b>	<b>6</b>	<b>8.3</b>

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

<b>Total</b>	<b>39,300</b>	<b>100.0</b>	<b>24,166</b>	<b>100.0</b>	<b>1,153</b>	<b>100.0</b>	<b>21,489</b>	<b>100.0</b>	<b>224</b>	<b>100.0</b>	<b>1,300</b>	<b>100.0</b>
<b>Category I</b>	<b>17,434</b>	<b>44.4</b>	<b>5,854</b>	<b>24.2</b>	<b>919</b>	<b>79.7</b>	<b>3,760</b>	<b>17.5</b>	<b>187</b>	<b>83.5</b>	<b>988</b>	<b>76.0</b>
<b>Category II</b>	<b>6,719</b>	<b>17.1</b>	<b>5,186</b>	<b>21.5</b>	<b>110</b>	<b>9.5</b>	<b>4,919</b>	<b>22.9</b>	<b>20</b>	<b>8.9</b>	<b>137</b>	<b>10.5</b>
<b>Category III</b>	<b>7,736</b>	<b>19.7</b>	<b>6,530</b>	<b>27.0</b>	<b>84</b>	<b>7.3</b>	<b>6,326</b>	<b>29.4</b>	<b>14</b>	<b>6.3</b>	<b>106</b>	<b>8.2</b>
<b>Category IV</b>	<b>3,992</b>	<b>10.2</b>	<b>3,553</b>	<b>14.7</b>	<b>22</b>	<b>1.9</b>	<b>3,489</b>	<b>16.2</b>	<b>2</b>	<b>0.9</b>	<b>40</b>	<b>3.1</b>
<b>Category V</b>	<b>1,978</b>	<b>5.0</b>	<b>1,808</b>	<b>7.5</b>	<b>10</b>	<b>0.9</b>	<b>1,778</b>	<b>8.3</b>	<b>0</b>	<b>0.0</b>	<b>20</b>	<b>1.5</b>
<b>Category VI</b>	<b>1,441</b>	<b>3.7</b>	<b>1,235</b>	<b>5.1</b>	<b>8</b>	<b>0.7</b>	<b>1,217</b>	<b>5.7</b>	<b>1</b>	<b>0.4</b>	<b>9</b>	<b>0.7</b>

<sup>1</sup> 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.

<sup>2</sup> Of the 86,201 cases, 3,537 were excluded due to one or both of the following reasons: missing information on the offender's citizenship status (2,484) or missing criminal history category (1,646). Of these 3,537 cases, four were sentenced under one of the four immigration guidelines listed in this table.