

Table 32

**UPWARD DEPARTURES FROM GUIDELINE RANGE: DEGREE OF
INCREASE FOR OFFENDERS IN EACH PRIMARY OFFENSE CATEGORY¹
Fiscal Year 2012**

PRIMARY OFFENSE	N	Median Sentence in Months	Median Increase in Months From Guideline Maximum	Median Percent Increase From Guideline Maximum
TOTAL	427	46	12	33.3
Murder	1	--	--	--
Manslaughter	6	114	28	49.5
Kidnapping/Hostage Taking	0	--	--	--
Sexual Abuse	8	132	39	37.6
Assault	19	84	27	52.4
Robbery	10	120	21	24.5
Arson	2	--	--	--
Drugs - Trafficking	64	91	21	29.7
Drugs - Communication Facility	1	--	--	--
Drugs - Simple Possession	2	--	--	--
Firearms	67	97	16	25.0
Burglary/B&E	2	--	--	--
Auto Theft	0	--	--	--
Larceny	3	51	14	37.8
Fraud	33	57	12	28.6
Embezzlement	0	--	--	--
Forgery/Counterfeiting	3	24	4	14.3
Bribery	0	--	--	--
Tax	2	--	--	--
Money Laundering	1	--	--	--
Racketeering/Extortion	12	102	23	29.0
Gambling/Lottery	0	--	--	--
Civil Rights	0	--	--	--
Immigration	162	24	6	34.3
Child Pornography	10	150	23	21.5
Prison Offenses	2	--	--	--
Administration of Justice Offenses	12	36	5	18.3
Environmental/Wildlife	0	--	--	--
National Defense	0	--	--	--
Antitrust	0	--	--	--
Food & Drug	1	--	--	--
Other Miscellaneous Offenses	4	38	16	111.1

¹ Of the 84,173 cases, 451 received an upward departure from the guideline range. Of these, 432 cases had complete guideline application information. Due to an inability to calculate the extent of departure for cases with a sentence of life, an additional two cases were also excluded from this table. Furthermore, three cases were excluded due to several logical criteria. Note that the information presented in this table does not include any time of alternative confinement as described in USSG §5C1.1. Descriptions of variables used in this table are provided in Appendix A.

SOURCE: U.S. Sentencing Commission, 2012 Datafile, USSCFY12.