

Fiscal Year 2012 Guideline Sentences

NATIONAL DATA



Gender, Race, and Ethnicity¹

	TOTAL		Male		Female	
TOTAL	75,887	100.0%	66,302	87.4%	9,585	12.6%
White	20,843	27.5%	16,938	81.3%	3,905	18.7%
Black	15,516	20.4%	13,497	87.0%	2,019	13.0%
Hispanic	36,712	48.4%	33,615	91.6%	3,097	8.4%
Other	2,816	3.7%	2,252	80.0%	564	20.0%

Departure Status²

TOTAL	82,674	100.0%
Sentenced Within Guideline Range	43,333	52.4%
Upward Departure from Guideline Range	451	0.5%
Upward Departure with <i>Booker</i> /18 U.S.C. § 3553	127	0.2%
Above Guideline Range with <i>Booker</i> /18 U.S.C. § 3553	977	1.2%
All Remaining Cases Above Guideline Range	76	0.1%
§5K1.1 Substantial Assistance Departure	9,676	11.7%
§5K3.1 Early Disposition Program Departure	9,277	11.2%
Other Government-Sponsored Below Guideline Range	4,034	4.9%
Downward Departure from Guideline Range	1,897	2.3%
Downward Departure with <i>Booker</i> /18 U.S.C. § 3553	811	1.0%
Below Guideline Range with <i>Booker</i> /18 U.S.C. § 3553	11,487	13.9%
All Remaining Cases Below Guideline Range	528	0.6%

Average Age ³	Mean	Median
TOTAL	36	34
Male	36	34
Female	37	35

Mode of Conviction ⁴		
TOTAL	84,169	100.0%
Plea	81,647	97.0%
Trial	2,522	3.0%

SENTENCING INFORMATION BY PRIMARY OFFENSE⁵

	TOTAL	Robbery	Larceny	Embezzlmt	Fraud	Drug Traffck	Counterftng	Firearms	Immigratn	All Other
	84,173	852	1,397	326	8,634	24,736	876	8,105	26,548	12,699
CASES INVOLVING PRISON⁶										
Total Receiving Prison	75,125	821	567	154	6,435	23,853	673	7,689	25,451	9,482
Prison	72,774	803	497	116	5,883	23,147	617	7,472	25,247	8,992
Prison/Community Split	2,351	18	70	38	552	706	56	217	204	490
Prison Term Ordered										
Up to 12 Months	18,616	22	237	67	1,793	1,823	197	466	11,442	2,569
13-24 Months	14,790	42	162	49	1,511	3,953	257	1,070	6,044	1,702
25-36 Months	7,781	75	60	17	862	2,353	95	885	2,554	880
37-60 Months	13,199	259	68	7	1,001	5,642	96	1,701	3,025	1,400
Over 60 Months	17,622	414	17	4	793	9,698	18	3,501	525	2,652
Mean Sentence	51	80	20	15	33	72	23	89	18	63
Median Sentence	30	63	12	12	24	57	18	60	12	30
CASES INVOLVING PROBATION										
Total Receiving Probation	8,318	29	726	164	2,163	876	203	408	1,080	2,669
Probation Only	5,916	16	533	112	1,415	505	126	234	943	2,032
Probation and Confinement	2,402	13	193	52	748	371	77	174	137	637
CASES INVOLVING FINES AND RESTITUTION⁷										
Total Receiving Fines and Restitution	18,207	702	1,212	304	6,356	2,357	601	1,407	362	4,906
Median Dollar Amount	\$7,458	\$5,095	\$13,539	\$27,261	\$95,348	\$2,000	\$3,520	\$2,000	\$2,000	\$2,162

Footnotes and a complete description of all variables in this table are provided in Appendix A.
SOURCE: U.S. Sentencing Commission, 2012 Datafile, USSCFY12.