

Table 29

**WITHIN RANGE CASES: POSITION OF SENTENCE FOR OFFENDERS
IN EACH PRIMARY OFFENSE CATEGORY¹
Fiscal Year 2013**

PRIMARY OFFENSE	TOTAL	Guideline Minimum		Lower Half of Range		Midpoint of Range		Upper Half of Range		Guideline Maximum	
		N	%	N	%	N	%	N	%	N	%
TOTAL	32,484	16,715	51.5	6,806	21.0	2,882	8.9	2,665	8.2	3,416	10.5
Murder	17	2	11.8	4	23.5	1	5.9	3	17.6	7	41.2
Manslaughter	36	12	33.3	5	13.9	4	11.1	5	13.9	10	27.8
Kidnapping/Hostage Taking	9	4	44.4	4	44.4	1	11.1	0	0.0	0	0.0
Sexual Abuse	165	71	43.0	31	18.8	16	9.7	15	9.1	32	19.4
Assault	354	151	42.7	56	15.8	49	13.8	33	9.3	65	18.4
Robbery	432	202	46.8	85	19.7	36	8.3	34	7.9	75	17.4
Arson	21	10	47.6	5	23.8	3	14.3	0	0.0	3	14.3
Drugs - Trafficking	7,811	5,387	69.0	1,040	13.3	486	6.2	373	4.8	525	6.7
Drugs - Communication Facility	94	54	57.4	9	9.6	8	8.5	4	4.3	19	20.2
Drugs - Simple Possession	153	107	69.9	22	14.4	4	2.6	9	5.9	11	7.2
Firearms	4,010	2,124	53.0	603	15.0	402	10.0	323	8.1	558	13.9
Burglary/B&E	18	6	33.3	3	16.7	4	22.2	2	11.1	3	16.7
Auto Theft	48	15	31.3	7	14.6	5	10.4	7	14.6	14	29.2
Larceny	655	482	73.6	75	11.5	31	4.7	23	3.5	44	6.7
Fraud	3,072	1,747	56.9	471	15.3	229	7.5	262	8.5	363	11.8
Embezzlement	182	130	71.4	22	12.1	12	6.6	1	0.5	17	9.3
Forgery/Counterfeiting	423	205	48.5	60	14.2	44	10.4	33	7.8	81	19.1
Bribery	85	59	69.4	11	12.9	3	3.5	4	4.7	8	9.4
Tax	198	124	62.6	21	10.6	16	8.1	11	5.6	26	13.1
Money Laundering	260	158	60.8	45	17.3	15	5.8	14	5.4	28	10.8
Racketeering/Extortion	319	146	45.8	55	17.2	29	9.1	35	11.0	54	16.9
Gambling/Lottery	32	21	65.6	6	18.8	1	3.1	2	6.3	2	6.3
Civil Rights	9	6	66.7	2	22.2	1	11.1	0	0.0	0	0.0
Immigration	11,710	4,049	34.6	3,845	32.8	1,301	11.1	1,333	11.4	1,182	10.1
Child Pornography	485	301	62.1	66	13.6	26	5.4	39	8.0	53	10.9
Prison Offenses	268	118	44.0	51	19.0	33	12.3	21	7.8	45	16.8
Administration of Justice Offenses	723	424	58.6	70	9.7	72	10.0	37	5.1	120	16.6
Environmental/Wildlife	70	57	81.4	6	8.6	5	7.1	2	2.9	0	0.0
National Defense	36	24	66.7	9	25.0	3	8.3	0	0.0	0	0.0
Antitrust	1	1	100.0	0	0.0	0	0.0	0	0.0	0	0.0
Food & Drug	40	33	82.5	2	5.0	2	5.0	1	2.5	2	5.0
Other Miscellaneous Offenses	748	485	64.8	115	15.4	40	5.3	39	5.2	69	9.2

¹ Of the 80,035 cases, 40,233 were sentenced within the applicable guideline range. Of those, 34,511 cases had complete guideline application information. An additional 2,027 cases were excluded due to several logical criteria. Descriptions of variables used in this table are provided in Appendix A.

SOURCE: U.S. Sentencing Commission, 2013 Datafile, USSCFY13.