

Table 32

**UPWARD DEPARTURES FROM GUIDELINE RANGE: DEGREE OF
INCREASE FOR OFFENDERS IN EACH PRIMARY OFFENSE CATEGORY¹
Fiscal Year 2013**

PRIMARY OFFENSE	N	Median Sentence in Months	Median Increase in Months From Guideline Maximum	Median Percent Increase From Guideline Maximum
TOTAL	375	48	11	33.3
Murder	5	300	90	37.4
Manslaughter	7	96	21	77.8
Kidnapping/Hostage Taking	1	--	--	--
Sexual Abuse	11	132	33	50.0
Assault	16	48	11	31.9
Robbery	9	135	38	46.3
Arson	1	--	--	--
Drugs - Trafficking	74	72	18	29.0
Drugs - Communication Facility	2	--	--	--
Drugs - Simple Possession	2	--	--	--
Firearms	51	100	19	28.2
Burglary/B&E	1	--	--	--
Auto Theft	2	--	--	--
Larceny	5	30	12	22.5
Fraud	22	46	7	24.0
Embezzlement	1	--	--	--
Forgery/Counterfeiting	2	--	--	--
Bribery	1	--	--	--
Tax	0	--	--	--
Money Laundering	5	42	6	41.7
Racketeering/Extortion	12	102	20	20.1
Gambling/Lottery	1	--	--	--
Civil Rights	0	--	--	--
Immigration	112	24	6	33.3
Child Pornography	7	151	30	22.9
Prison Offenses	4	10	3	23.2
Administration of Justice Offenses	9	41	10	33.3
Environmental/Wildlife	0	--	--	--
National Defense	1	--	--	--
Antitrust	0	--	--	--
Food & Drug	0	--	--	--
Other Miscellaneous Offenses	11	46	19	100.0

¹ Of the 80,035 cases, 399 received an upward departure from the guideline range. Of these, 379 cases had complete guideline application information. Due to an inability to calculate the extent of departure for cases with a sentence of life, one additional case was 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, 2013 Datafile, USSCFY13.