

Table 45

SENTENCES RELATIVE TO THE GUIDELINE RANGE FOR DRUG OFFENDERS IN EACH DRUG TYPE¹
Fiscal Year 2015

DRUG TYPE	TOTAL	WITHIN GUIDELINE RANGE		UPWARD DEPARTURE ²		UPWARD DEPARTURE W/ <i>BOOKER</i> ²		ABOVE RANGE W/ <i>BOOKER</i> ²		REMAINING ABOVE RANGE	
		N	%	N	%	N	%	N	%	N	%
TOTAL	20,595	7,521	36.5	76	0.4	13	0.1	188	0.9	11	0.1
Powder Cocaine	4,207	1,878	44.6	11	0.3	3	0.1	36	0.9	1	0.0
Crack Cocaine	1,957	788	40.3	6	0.3	2	0.1	30	1.5	2	0.1
Heroin	2,740	878	32.0	14	0.5	3	0.1	46	1.7	3	0.1
Marijuana	3,542	1,578	44.6	27	0.8	2	0.1	36	1.0	5	0.1
Methamphetamine	6,468	1,896	29.3	13	0.2	2	0.0	28	0.4	0	0.0
Other	1,681	503	29.9	5	0.3	1	0.1	12	0.7	0	0.0

Table 45 (cont.)

DRUG TYPE	§5K1.1 SUBSTANTIAL ASSISTANCE		§5K3.1 EARLY DISPOSITION		OTHER GOV'T SPONSORED		DOWNWARD DEPARTURE³		DOWNWARD DEPARTURE W/ BOOKER³		BELOW RANGE W/ BOOKER³		REMAINING BELOW RANGE	
	N	%	N	%	N	%	N	%	N	%	N	%	N	%
TOTAL	4,894	23.8	1,223	5.9	2,071	10.1	344	1.7	223	1.1	3,943	19.1	88	0.4
Powder Cocaine	979	23.3	142	3.4	279	6.6	77	1.8	40	1.0	742	17.6	19	0.5
Crack Cocaine	418	21.4	2	0.1	197	10.1	32	1.6	31	1.6	437	22.3	12	0.6
Heroin	672	24.5	106	3.9	293	10.7	51	1.9	47	1.7	612	22.3	15	0.5
Marijuana	584	16.5	393	11.1	319	9.0	56	1.6	32	0.9	497	14.0	13	0.4
Methamphetamine	1,729	26.7	574	8.9	786	12.2	100	1.5	59	0.9	1,257	19.4	24	0.4
Other	512	30.5	6	0.4	197	11.7	28	1.7	14	0.8	398	23.7	5	0.3

¹ Of the 71,003 cases, 20,790 were sentenced under USSG Chapter Two, Part D (Drugs). Of these, 20,602 cases were sentenced under §§2D1.1 (Drug Trafficking), 2D1.2 (Protected Locations), 2D1.5 (Continuing Criminal Enterprise), 2D1.6 (Use of a Communication Facility), 2D1.8 (Rent/Manage Drug Establishment), or 2D2.1 (Simple Possession). Of these 20,602 cases, seven were excluded due to missing information from the submitted documents that prevented the comparison of the sentence and the guideline range. Descriptions of variables used in this table are provided in Appendix A.

² See Tables 24-24B for a list of departure reasons comprising these categories.

³ See Tables 25-25B for a list of departure reasons comprising these categories.

SOURCE: U.S. Sentencing Commission, 2015 Datafile, USSCFY15.