

Table 29

**WITHIN RANGE CASES: POSITION OF SENTENCE FOR OFFENDERS
IN EACH PRIMARY OFFENSE CATEGORY¹
Fiscal Year 2017**

PRIMARY OFFENSE	TOTAL	Guideline Minimum		Lower Half of Range		Midpoint of Range		Upper Half of Range		Guideline Maximum	
		N	%	N	%	N	%	N	%	N	%
TOTAL	27,419	12,866	46.9	6,194	22.6	2,739	10.0	2,440	8.9	3,180	11.6
Murder	20	4	20.0	5	25.0	1	5.0	5	25.0	5	25.0
Manslaughter	21	7	33.3	2	9.5	4	19.0	2	9.5	6	28.6
Kidnapping/Hostage Taking	18	9	50.0	4	22.2	1	5.6	2	11.1	2	11.1
Sexual Abuse	209	94	45.0	49	23.4	14	6.7	18	8.6	34	16.3
Assault	322	147	45.7	55	17.1	39	12.1	37	11.5	44	13.7
Robbery	291	126	43.3	45	15.5	24	8.2	36	12.4	60	20.6
Arson	8	7	87.5	1	12.5	0	0.0	0	0.0	0	0.0
Drugs - Trafficking	5,842	3,746	64.1	881	15.1	399	6.8	348	6.0	468	8.0
Drugs - Communication Facility	61	30	49.2	9	14.8	7	11.5	2	3.3	13	21.3
Drugs - Simple Possession	164	114	69.5	35	21.3	9	5.5	3	1.8	3	1.8
Firearms	3,700	1,943	52.5	483	13.1	417	11.3	280	7.6	577	15.6
Burglary/B&E	14	5	35.7	2	14.3	4	28.6	2	14.3	1	7.1
Auto Theft	25	8	32.0	4	16.0	4	16.0	4	16.0	5	20.0
Larceny	360	241	66.9	41	11.4	19	5.3	20	5.6	39	10.8
Fraud	2,194	1,224	55.8	338	15.4	200	9.1	144	6.6	288	13.1
Embezzlement	183	125	68.3	23	12.6	12	6.6	7	3.8	16	8.7
Forgery/Counterfeiting	182	91	50.0	33	18.1	21	11.5	17	9.3	20	11.0
Bribery	30	14	46.7	7	23.3	1	3.3	0	0.0	8	26.7
Tax	93	61	65.6	11	11.8	9	9.7	6	6.5	6	6.5
Money Laundering	154	89	57.8	30	19.5	13	8.4	12	7.8	10	6.5
Racketeering/Extortion	244	120	49.2	47	19.3	24	9.8	23	9.4	30	12.3
Gambling/Lottery	16	9	56.3	3	18.8	1	6.3	1	6.3	2	12.5
Civil Rights	14	10	71.4	2	14.3	1	7.1	0	0.0	1	7.1
Immigration	11,491	3,649	31.8	3,804	33.1	1,371	11.9	1,353	11.8	1,314	11.4
Child Pornography	371	196	52.8	68	18.3	28	7.5	29	7.8	50	13.5
Prison Offenses	296	105	35.5	72	24.3	38	12.8	31	10.5	50	16.9
Administration of Justice Offenses	500	289	57.8	51	10.2	47	9.4	31	6.2	82	16.4
Environmental/Wildlife	30	27	90.0	2	6.7	1	3.3	0	0.0	0	0.0
National Defense	20	11	55.0	3	15.0	4	20.0	1	5.0	1	5.0
Antitrust	7	6	85.7	1	14.3	0	0.0	0	0.0	0	0.0
Food & Drug	29	24	82.8	2	6.9	2	6.9	0	0.0	1	3.4
Other Miscellaneous Offenses	510	335	65.7	81	15.9	24	4.7	26	5.1	44	8.6

¹ Of the 66,873 cases, 32,552 were sentenced within the applicable guideline range. Of these, 29,449 cases had complete guideline application information. An additional 2,030 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, 2017 Datafile, USSCFY17.