

Table 44

DRUG OFFENDERS RECEIVING SAFETY VALVE AND MANDATORY MINIMUMS IN EACH DRUG TYPE^{1,4}
Fiscal Year 2017

DRUG TYPE	TOTAL	No Drug Mandatory Minimum/No Safety Valve		No Drug Mandatory Minimum/Received Safety Valve ²		Drug Mandatory Minimum/No Safety Valve		Drug Mandatory Minimum/Received Safety Valve ³	
		N	%	N	%	N	%	N	%
TOTAL	19,233	6,917	36.0	3,704	19.3	6,118	31.8	2,494	13.0
Powder Cocaine	3,910	1,028	26.3	613	15.7	1,210	30.9	1,059	27.1
Crack Cocaine	1,580	828	52.4	62	3.9	652	41.3	38	2.4
Heroin	2,658	1,149	43.2	366	13.8	877	33.0	266	10.0
Marijuana	2,704	1,011	37.4	1,004	37.1	324	12.0	365	13.5
Methamphetamine	7,093	2,069	29.2	1,303	18.4	2,969	41.9	752	10.6
Other	1,288	832	64.6	356	27.6	86	6.7	14	1.1

¹ Of the 66,873 cases, 19,843 were sentenced under USSG Chapter Two, Part D (Drugs), regardless of eligibility for the Safety Valve (§5C1.2). Of these, 19,750 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, 19,423 cases contained complete guideline application information. Of these 19,423 cases, 190 were excluded due to missing safety valve or mandatory minimum information. Descriptions of variables used in this table are provided in Appendix A.

² For cases where no mandatory minimum applied, use of the term "safety valve" on this table means that the court indicated that the provisions of §5C1.2 applied.

³ For cases where a mandatory minimum penalty applied, use of the term "safety valve" on this table means that the court sentenced the offender without regard to any applicable mandatory minimum penalty (in accordance with the "safety valve" provision of 18 U.S.C. § 3553(f), incorporated into the guidelines at §5C1.2).

⁴ Effective November 1, 2012, the safety valve reduction was added to §2D1.11 (Unlawfully Distributing a Listed Chemical). There were 22 cases sentenced under §2D1.11 as the primary sentencing guideline in which the 2012 or later *Guidelines Manual* was applied with complete guideline application information. Of these cases, the new safety valve reduction was applied in four cases.