

Table 31

**SENTENCE IMPOSED RELATIVE TO THE GUIDELINE RANGE
BY TYPE OF CRIME¹
Fiscal Year 2018**

TYPE OF CRIME	TOTAL	WITHIN GUIDELINE		DEPARTURE								VARIANCE	
		RANGE		UPWARD		§5K1.1		§5K3.1		DOWNWARD			
		N	%	N	%	N	%	N	%	N	%	N	%
TOTAL	68,902	35,127	51.0	396	0.6	6,948	10.1	6,259	9.1	2,972	4.3	17,200	25.0
Administration of Justice	721	328	45.5	12	1.7	45	6.2	7	1.0	50	6.9	279	38.7
Antitrust	53	6	11.3	0	0.0	43	81.1	0	0.0	1	1.9	3	5.7
Arson	55	22	40.0	3	5.5	5	9.1	0	0.0	5	9.1	20	36.4
Assault	673	348	51.7	19	2.8	28	4.2	2	0.3	49	7.3	227	33.7
Bribery/Corruption	315	78	24.8	0	0.0	97	30.8	1	0.3	18	5.7	121	38.4
Burglary/Trespass	41	27	65.9	1	2.4	2	4.9	0	0.0	2	4.9	9	22.0
Child Pornography	1,416	404	28.5	9	0.6	27	1.9	0	0.0	88	6.2	888	62.7
Commercialized Vice	146	49	33.6	3	2.1	25	17.1	0	0.0	2	1.4	67	45.9
Drug Possession	691	619	89.6	0	0.0	5	0.7	0	0.0	0	0.0	67	9.7
Drug Trafficking	18,730	6,786	36.2	68	0.4	4,015	21.4	1,332	7.1	932	5.0	5,597	29.9
Environmental	189	92	48.7	0	0.0	22	11.6	0	0.0	10	5.3	65	34.4
Extortion/Racketeering	288	134	46.5	5	1.7	36	12.5	1	0.3	12	4.2	100	34.7
Firearms	7,496	4,178	55.7	65	0.9	511	6.8	3	0.0	317	4.2	2,422	32.3
Food and Drug	42	29	69.0	0	0.0	0	0.0	0	0.0	2	4.8	11	26.2
Forgery/Counter/Copyright	298	143	48.0	0	0.0	35	11.7	0	0.0	10	3.4	110	36.9
Fraud/Theft/Embezzlement	6,528	3,069	47.0	30	0.5	911	14.0	4	0.1	241	3.7	2,273	34.8
Immigration	23,750	15,458	65.1	120	0.5	177	0.7	4,900	20.6	779	3.3	2,316	9.8
Individual Rights	67	29	43.3	0	0.0	3	4.5	0	0.0	6	9.0	29	43.3
Kidnapping	106	39	36.8	1	0.9	23	21.7	0	0.0	6	5.7	37	34.9
Manslaughter	61	33	54.1	5	8.2	0	0.0	0	0.0	6	9.8	17	27.9
Money Laundering	1,296	325	25.1	2	0.2	381	29.4	2	0.2	87	6.7	499	38.5
Murder	318	129	40.6	8	2.5	77	24.2	0	0.0	22	6.9	82	25.8
National Defense	203	58	28.6	1	0.5	26	12.8	0	0.0	26	12.8	92	45.3
Obscenity/Other Sex Offenses	383	216	56.4	3	0.8	2	0.5	0	0.0	18	4.7	144	37.6
Prison Offenses	553	356	64.4	2	0.4	7	1.3	2	0.4	24	4.3	162	29.3
Robbery	1,720	662	38.5	26	1.5	264	15.3	3	0.2	124	7.2	641	37.3
Sexual Abuse	1,067	429	40.2	3	0.3	81	7.6	1	0.1	76	7.1	477	44.7
Stalking/Harassing	212	110	51.9	6	2.8	2	0.9	0	0.0	13	6.1	81	38.2
Tax	576	139	24.1	1	0.2	83	14.4	1	0.2	39	6.8	313	54.3
Other	908	832	91.6	3	0.3	15	1.7	0	0.0	7	0.8	51	5.6

¹ Of the 69,425 cases, 523 were excluded because information was missing 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.

SOURCE: U.S. Sentencing Commission, 2018 Datafile, USSCFY18.