

**Table D-13**

**DRUG TRAFFICKING OFFENDERS RECEIVING SAFETY VALVE AND  
MANDATORY MINIMUM PENALTIES<sup>1,4</sup>  
Fiscal Year 2018**

DRUG TYPE	TOTAL	NO SAFETY VALVE				SAFETY VALVE			
		No Drug		Drug		No Drug		Drug	
		Mandatory Minimum		Mandatory Minimum <sup>2</sup>		Mandatory Minimum		Mandatory Minimum <sup>3</sup>	
		N	%	N	%	N	%	N	%
<b>TOTAL</b>	<b>18,340</b>	<b>5,646</b>	<b>30.8</b>	<b>6,809</b>	<b>37.1</b>	<b>2,073</b>	<b>11.3</b>	<b>3,812</b>	<b>20.8</b>
<b>Powder Cocaine</b>	<b>3,579</b>	843	23.6	1,126	31.5	262	7.3	1,348	37.7
<b>Crack Cocaine</b>	<b>1,399</b>	777	55.5	545	39.0	45	3.2	32	2.3
<b>Heroin</b>	<b>2,548</b>	994	39.0	927	36.4	205	8.0	422	16.6
<b>Marijuana</b>	<b>2,077</b>	760	36.6	312	15.0	661	31.8	344	16.6
<b>Methamphetamine</b>	<b>7,361</b>	1,458	19.8	3,716	50.5	584	7.9	1,603	21.8
<b>Other</b>	<b>1,376</b>	814	59.2	183	13.3	316	23.0	63	4.6

<sup>1</sup> Of the 69,425 cases, in 18,964 the offender was sentenced under USSG Chapter Two, Part D (Drugs). Of these, 18,659 offenders 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), 2D1.10 (Endangering Human Life While Manufacturing), or 2D1.14 (Narco-Terrorism). Of these, 18,349 cases contained complete guideline application information. Of these 18,349 cases, nine were excluded due to missing safety valve or mandatory minimum information. Descriptions of variables used in this table are provided in Appendix A.

<sup>2</sup> For offenders with no drug mandatory minimum penalty, use of the term 'safety valve' on this table means that the court indicated that the two-level reduction at §2D1.1 applied because the offender met the criteria set forth at §5C1.2.

<sup>3</sup> For offenders with a drug mandatory minimum penalty, 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).

<sup>4</sup> Effective November 1, 2012, the safety valve reduction was added to §2D1.11 (Unlawfully Distributing a Listed Chemical). There were 43 offenders 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 safety valve reduction was applied for 14 offenders.