

Table 31

**SENTENCE IMPOSED RELATIVE TO THE GUIDELINE RANGE
BY TYPE OF CRIME¹
Fiscal Year 2020**

TYPE OF CRIME	TOTAL	WITHIN GUIDELINE RANGE		DEPARTURE								VARIANCE	
		N	%	UPWARD		§5K1.1		§5K3.1		DOWNWARD		N	%
				N	%	N	%	N	%	N	%		
TOTAL	64,233	32,358	50.4	261	0.4	5,270	8.2	6,918	10.8	2,534	3.9	16,892	26.3
Administration of Justice	537	257	47.9	4	0.7	39	7.3	3	0.6	37	6.9	197	36.7
Antitrust	11	1	9.1	0	0.0	5	45.5	0	0.0	0	0.0	5	45.5
Arson	48	22	45.8	2	4.2	3	6.3	0	0.0	1	2.1	20	41.7
Assault	605	301	49.8	9	1.5	26	4.3	2	0.3	46	7.6	221	36.5
Bribery/Corruption	240	32	13.3	0	0.0	81	33.8	0	0.0	16	6.7	111	46.3
Burglary/Trespass	38	17	44.7	0	0.0	3	7.9	0	0.0	2	5.3	16	42.1
Child Pornography	1,022	313	30.6	11	1.1	22	2.2	0	0.0	55	5.4	621	60.8
Commercialized Vice	53	21	39.6	0	0.0	6	11.3	1	1.9	2	3.8	23	43.4
Drug Possession	399	352	88.2	2	0.5	2	0.5	0	0.0	1	0.3	42	10.5
Drug Trafficking	16,372	5,298	32.4	57	0.3	3,297	20.1	1,176	7.2	734	4.5	5,810	35.5
Environmental	126	56	44.4	0	0.0	9	7.1	0	0.0	12	9.5	49	38.9
Extortion/Racketeering	119	38	31.9	0	0.0	26	21.8	0	0.0	6	5.0	49	41.2
Firearms	7,533	3,899	51.8	54	0.7	407	5.4	4	0.1	304	4.0	2,865	38.0
Food and Drug	31	16	51.6	2	6.5	0	0.0	0	0.0	2	6.5	11	35.5
Forgery/Counter/Copyright	198	103	52.0	2	1.0	17	8.6	0	0.0	3	1.5	73	36.9
Fraud/Theft/Embezzlement	4,767	2,258	47.4	20	0.4	512	10.7	33	0.7	156	3.3	1,788	37.5
Immigration	26,479	16,832	63.6	49	0.2	173	0.7	5,688	21.5	862	3.3	2,875	10.9
Individual Rights	70	26	37.1	0	0.0	10	14.3	0	0.0	7	10.0	27	38.6
Kidnapping	66	25	37.9	1	1.5	7	10.6	0	0.0	8	12.1	25	37.9
Manslaughter	38	22	57.9	3	7.9	2	5.3	0	0.0	3	7.9	8	21.1
Money Laundering	878	203	23.1	14	1.6	268	30.5	7	0.8	48	5.5	338	38.5
Murder	294	108	36.7	2	0.7	64	21.8	1	0.3	25	8.5	94	32.0
National Defense	165	60	36.4	0	0.0	21	12.7	1	0.6	13	7.9	70	42.4
Obscenity/Other Sex Offenses	318	164	51.6	5	1.6	3	0.9	0	0.0	18	5.7	128	40.3
Prison Offenses	453	266	58.7	2	0.4	4	0.9	2	0.4	20	4.4	159	35.1
Robbery	1,315	554	42.1	9	0.7	157	11.9	0	0.0	71	5.4	524	39.8
Sexual Abuse	881	373	42.3	4	0.5	56	6.4	0	0.0	49	5.6	399	45.3
Stalking/Harassing	224	119	53.1	5	2.2	3	1.3	0	0.0	17	7.6	80	35.7
Tax	365	101	27.7	0	0.0	45	12.3	0	0.0	14	3.8	205	56.2
Other	588	521	88.6	4	0.7	2	0.3	0	0.0	2	0.3	59	10.0

¹ Of the 64,565 cases, 332 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, 2020 Datafile, USSCFY20.