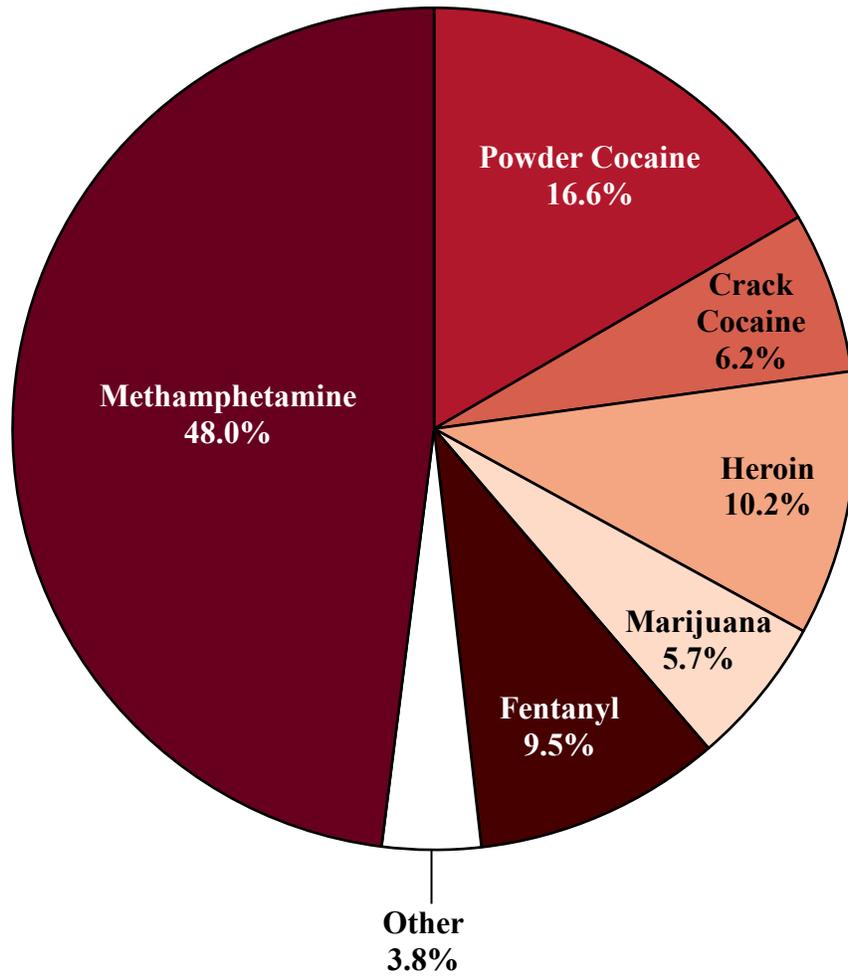


**Figure D-1**

**DISTRIBUTION OF PRIMARY DRUG TYPE  
IN FEDERAL DRUG CASES<sup>1,2</sup>  
Fiscal Year 2021**



<sup>1</sup> Of the 57,287 cases, in 17,692 the offender was sentenced under USSG Chapter Two, Part D (Drugs). The 'Fentanyl' category includes both Fentanyl (N-phenyl-N-[1-(2-phenylethyl)-4-piperidinyl] Propanamide) and Fentanyl Analogue. Descriptions of variables used in this figure are provided in Appendix A.

<sup>2</sup> The 'Other' drug category includes the remaining primary drug types of which the following have more than 50 cases: Oxycodone/Oxycontin (233), Hydrocodone (79), and MDMA/Ecstasy/MDA (57).

SOURCE: U.S. Sentencing Commission, 2021 Datafile, USSCFY21.

**Table D-1**

**PRIMARY DRUG TYPE OF DRUG TRAFFICKING OFFENDERS<sup>1</sup>**  
**Fiscal Year 2021**

DRUG TYPE	TOTAL	§2D1.1 Drug Trafficking		§2D1.2 Protected Locations		§2D1.5 Continuing Criminal Enterprise		§2D1.6 Communication Facility		§2D1.8 Rent/Manage Drug Establishment		§2D1.10 Endangering Human Life While Manufacturing		§2D1.14 Narco- Terrorism	
		N	%	N	%	N	%	N	%	N	%	N	%	N	%
<b>TOTAL</b>	<b>17,520</b>	<b>17,241</b>	<b>98.4</b>	<b>252</b>	<b>1.4</b>	<b>4</b>	<b>0.0</b>	<b>0</b>	<b>0.0</b>	<b>22</b>	<b>0.1</b>	<b>1</b>	<b>0.0</b>	<b>0</b>	<b>0.0</b>
<b>Powder Cocaine</b>	<b>2,935</b>	2,763	94.1	168	5.7	1	0.0	0	0.0	3	0.1	0	0.0	0	0.0
<b>Crack Cocaine</b>	<b>1,088</b>	1,049	96.4	33	3.0	0	0.0	0	0.0	6	0.6	0	0.0	0	0.0
<b>Heroin</b>	<b>1,784</b>	1,771	99.3	11	0.6	0	0.0	0	0.0	2	0.1	0	0.0	0	0.0
<b>Marijuana</b>	<b>996</b>	986	99.0	8	0.8	0	0.0	0	0.0	1	0.1	1	0.1	0	0.0
<b>Methamphetamine</b>	<b>8,456</b>	8,427	99.7	22	0.3	0	0.0	0	0.0	7	0.1	0	0.0	0	0.0
<b>Fentanyl</b>	<b>1,658</b>	1,648	99.4	7	0.4	2	0.1	0	0.0	1	0.1	0	0.0	0	0.0
<b>Other</b>	<b>603</b>	597	99.0	3	0.5	1	0.2	0	0.0	2	0.3	0	0.0	0	0.0

<sup>1</sup> Of the 57,287 cases, in 17,692 the offender was sentenced under USSG Chapter Two, Part D (Drugs). Of these, 17,520 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). Descriptions of variables used in this table are provided in Appendix A.

SOURCE: U.S. Sentencing Commission, 2021 Datafile, USSCFY21.

**Table D-2**

**RACE OF DRUG TRAFFICKING OFFENDERS<sup>1</sup>**  
**Fiscal Year 2021**

DRUG TYPE	TOTAL	WHITE		BLACK		HISPANIC		OTHER	
		N	%	N	%	N	%	N	%
<b>TOTAL</b>	<b>17,502</b>	<b>4,551</b>	<b>26.0</b>	<b>4,510</b>	<b>25.8</b>	<b>7,877</b>	<b>45.0</b>	<b>564</b>	<b>3.2</b>
<b>Powder Cocaine</b>	<b>2,932</b>	202	6.9	732	25.0	1,963	67.0	35	1.2
<b>Crack Cocaine</b>	<b>1,086</b>	65	6.0	844	77.7	164	15.1	13	1.2
<b>Heroin</b>	<b>1,783</b>	338	19.0	667	37.4	757	42.5	21	1.2
<b>Marijuana</b>	<b>994</b>	134	13.5	167	16.8	636	64.0	57	5.7
<b>Methamphetamine</b>	<b>8,449</b>	3,255	38.5	1,253	14.8	3,580	42.4	361	4.3
<b>Fentanyl</b>	<b>1,655</b>	319	19.3	643	38.9	664	40.1	29	1.8
<b>Other</b>	<b>603</b>	238	39.5	204	33.8	113	18.7	48	8.0

<sup>1</sup> Of the 57,287 cases, in 17,692 the offender was sentenced under USSG Chapter Two, Part D (Drugs). Of these, 17,520 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 17,520 cases, 18 were excluded due to missing information on offender's race. Descriptions of variables used in this table are provided in Appendix A.

SOURCE: U.S. Sentencing Commission, 2021 Datafile, USSCFY21.

**Table D-3**

**GENDER OF DRUG TRAFFICKING OFFENDERS<sup>1</sup>**  
**Fiscal Year 2021**

<b>DRUG TYPE</b>	<b>TOTAL</b>	<b>MALE</b>		<b>FEMALE</b>	
		<b>N</b>	<b>%</b>	<b>N</b>	<b>%</b>
<b>TOTAL</b>	<b>17,520</b>	<b>14,375</b>	<b>82.0</b>	<b>3,145</b>	<b>18.0</b>
<b>Powder Cocaine</b>	<b>2,935</b>	2,642	90.0	293	10.0
<b>Crack Cocaine</b>	<b>1,088</b>	994	91.4	94	8.6
<b>Heroin</b>	<b>1,784</b>	1,488	83.4	296	16.6
<b>Marijuana</b>	<b>996</b>	897	90.1	99	9.9
<b>Methamphetamine</b>	<b>8,456</b>	6,492	76.8	1,964	23.2
<b>Fentanyl</b>	<b>1,658</b>	1,378	83.1	280	16.9
<b>Other</b>	<b>603</b>	484	80.3	119	19.7

<sup>1</sup> Of the 57,287 cases, in 17,692 the offender was sentenced under USSG Chapter Two, Part D (Drugs). Of these, 17,520 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). Descriptions of variables used in this table are provided in Appendix A.

SOURCE: U.S. Sentencing Commission, 2021 Datafile, USSCFY21.

**Table D-4**

**AGE OF DRUG TRAFFICKING OFFENDERS<sup>1</sup>**  
**Fiscal Year 2021**

DRUG TYPE	TOTAL	Under 21		21 to 25		26 to 30		31 to 35		36 to 40		41 to 50		51 to 60		Over 60	
		N	%	N	%	N	%	N	%	N	%	N	%	N	%	N	%
<b>TOTAL</b>	<b>17,520</b>	<b>379</b>	<b>2.2</b>	<b>1,949</b>	<b>11.1</b>	<b>3,194</b>	<b>18.2</b>	<b>3,288</b>	<b>18.8</b>	<b>3,018</b>	<b>17.2</b>	<b>3,773</b>	<b>21.5</b>	<b>1,458</b>	<b>8.3</b>	<b>461</b>	<b>2.6</b>
<b>Powder Cocaine</b>	<b>2,935</b>	46	1.6	250	8.5	462	15.7	516	17.6	552	18.8	775	26.4	271	9.2	63	2.1
<b>Crack Cocaine</b>	<b>1,088</b>	8	0.7	120	11.0	196	18.0	204	18.8	188	17.3	244	22.4	99	9.1	29	2.7
<b>Heroin</b>	<b>1,784</b>	32	1.8	177	9.9	379	21.2	361	20.2	274	15.4	375	21.0	143	8.0	43	2.4
<b>Marijuana</b>	<b>996</b>	61	6.1	199	20.0	196	19.7	178	17.9	124	12.4	151	15.2	66	6.6	21	2.1
<b>Methamphetamine</b>	<b>8,456</b>	178	2.1	896	10.6	1,483	17.5	1,579	18.7	1,558	18.4	1,835	21.7	732	8.7	195	2.3
<b>Fentanyl</b>	<b>1,658</b>	47	2.8	262	15.8	376	22.7	346	20.9	247	14.9	264	15.9	83	5.0	33	2.0
<b>Other</b>	<b>603</b>	7	1.2	45	7.5	102	16.9	104	17.2	75	12.4	129	21.4	64	10.6	77	12.8

<sup>1</sup> Of the 57,287 cases, in 17,692 the offender was sentenced under USSG Chapter Two, Part D (Drugs). Of these, 17,520 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). Descriptions of variables used in this table are provided in Appendix A.

SOURCE: U.S. Sentencing Commission, 2021 Datafile, USSCFY21.

**Table D-5**

**CITIZENSHIP OF DRUG TRAFFICKING OFFENDERS<sup>1</sup>**  
**Fiscal Year 2021**

<b>DRUG TYPE</b>	<b>TOTAL</b>	<b>U.S. CITIZEN</b>		<b>NON-U.S. CITIZEN</b>	
		<b>N</b>	<b>%</b>	<b>N</b>	<b>%</b>
<b>TOTAL</b>	<b>17,518</b>	<b>14,483</b>	<b>82.7</b>	<b>3,035</b>	<b>17.3</b>
<b>Powder Cocaine</b>	<b>2,934</b>	1,981	67.5	953	32.5
<b>Crack Cocaine</b>	<b>1,088</b>	1,064	97.8	24	2.2
<b>Heroin</b>	<b>1,784</b>	1,501	84.1	283	15.9
<b>Marijuana</b>	<b>996</b>	598	60.0	398	40.0
<b>Methamphetamine</b>	<b>8,455</b>	7,343	86.8	1,112	13.2
<b>Fentanyl</b>	<b>1,658</b>	1,432	86.4	226	13.6
<b>Other</b>	<b>603</b>	564	93.5	39	6.5

<sup>1</sup> Of the 57,287 cases, in 17,692 the offender was sentenced under USSG Chapter Two, Part D (Drugs). Of these, 17,520 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 17,520 cases, two were excluded due to missing information on offender's citizenship status. Descriptions of variables used in this table are provided in Appendix A.

SOURCE: U.S. Sentencing Commission, 2021 Datafile, USSCFY21.

**Table D-6**

**EDUCATION OF DRUG TRAFFICKING OFFENDERS<sup>1</sup>**  
**Fiscal Year 2021**

DRUG TYPE	TOTAL	LESS THAN HIGH SCHOOL GRADUATE		HIGH SCHOOL GRADUATE		SOME COLLEGE		COLLEGE GRADUATE	
		N	%	N	%	N	%	N	%
<b>TOTAL</b>	<b>17,445</b>	<b>6,330</b>	<b>36.3</b>	<b>7,022</b>	<b>40.3</b>	<b>3,514</b>	<b>20.1</b>	<b>579</b>	<b>3.3</b>
<b>Powder Cocaine</b>	<b>2,921</b>	1,160	39.7	1,114	38.1	534	18.3	113	3.9
<b>Crack Cocaine</b>	<b>1,086</b>	406	37.4	528	48.6	141	13.0	11	1.0
<b>Heroin</b>	<b>1,779</b>	664	37.3	703	39.5	363	20.4	49	2.8
<b>Marijuana</b>	<b>987</b>	516	52.3	266	27.0	169	17.1	36	3.6
<b>Methamphetamine</b>	<b>8,423</b>	2,844	33.8	3,562	42.3	1,813	21.5	204	2.4
<b>Fentanyl</b>	<b>1,648</b>	635	38.5	643	39.0	330	20.0	40	2.4
<b>Other</b>	<b>601</b>	105	17.5	206	34.3	164	27.3	126	21.0

<sup>1</sup> Of the 57,287 cases, in 17,692 the offender was sentenced under USSG Chapter Two, Part D (Drugs). Of these, 17,520 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 17,520 cases, 75 were excluded due to missing information on offender's education. Descriptions of variables used in this table are provided in Appendix A.

SOURCE: U.S. Sentencing Commission, 2021 Datafile, USSCFY21.

**Table D-7**

**CRIMINAL HISTORY CATEGORY OF DRUG TRAFFICKING OFFENDERS<sup>1</sup>**  
**Fiscal Year 2021**

DRUG TYPE	TOTAL	CRIMINAL HISTORY CATEGORY											
		I		II		III		IV		V		VI	
		N	%	N	%	N	%	N	%	N	%	N	%
<b>TOTAL</b>	<b>17,520</b>	<b>7,636</b>	<b>43.6</b>	<b>2,054</b>	<b>11.7</b>	<b>2,654</b>	<b>15.1</b>	<b>1,630</b>	<b>9.3</b>	<b>1,065</b>	<b>6.1</b>	<b>2,481</b>	<b>14.2</b>
<b>Powder Cocaine</b>	<b>2,935</b>	1,864	63.5	326	11.1	349	11.9	150	5.1	73	2.5	173	5.9
<b>Crack Cocaine</b>	<b>1,088</b>	206	18.9	149	13.7	214	19.7	152	14.0	113	10.4	254	23.3
<b>Heroin</b>	<b>1,784</b>	690	38.7	228	12.8	321	18.0	188	10.5	95	5.3	262	14.7
<b>Marijuana</b>	<b>996</b>	666	66.9	121	12.1	101	10.1	50	5.0	15	1.5	43	4.3
<b>Methamphetamine</b>	<b>8,456</b>	3,168	37.5	970	11.5	1,300	15.4	884	10.5	654	7.7	1,480	17.5
<b>Fentanyl</b>	<b>1,658</b>	696	42.0	188	11.3	282	17.0	168	10.1	87	5.2	237	14.3
<b>Other</b>	<b>603</b>	346	57.4	72	11.9	87	14.4	38	6.3	28	4.6	32	5.3

<sup>1</sup> Of the 57,287 cases, in 17,692 the offender was sentenced under USSG Chapter Two, Part D (Drugs). Of these, 17,520 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). Descriptions of variables used in this table are provided in Appendix A.

SOURCE: U.S. Sentencing Commission, 2021 Datafile, USSCFY21.

**Table D-8**

**WEAPON INVOLVEMENT OF DRUG TRAFFICKING OFFENDERS<sup>1</sup>**  
**Fiscal Year 2021**

<b>DRUG TYPE</b>	<b>TOTAL</b>	<b>NO WEAPON INVOLVED</b>		<b>WEAPON INVOLVED</b>	
		<b>N</b>	<b>%</b>	<b>N</b>	<b>%</b>
<b>TOTAL</b>	<b>17,197</b>	<b>13,081</b>	<b>76.1</b>	<b>4,116</b>	<b>23.9</b>
<b>Powder Cocaine</b>	<b>2,891</b>	2,307	79.8	584	20.2
<b>Crack Cocaine</b>	<b>1,078</b>	660	61.2	418	38.8
<b>Heroin</b>	<b>1,757</b>	1,423	81.0	334	19.0
<b>Marijuana</b>	<b>982</b>	798	81.3	184	18.7
<b>Methamphetamine</b>	<b>8,266</b>	6,117	74.0	2,149	26.0
<b>Fentanyl</b>	<b>1,624</b>	1,287	79.2	337	20.8
<b>Other</b>	<b>599</b>	489	81.6	110	18.4

<sup>1</sup> Of the 57,287 cases, in 17,692 the offender was sentenced under USSG Chapter Two, Part D (Drugs). Of these, 17,520 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, 17,197 cases contained complete guideline application information. Descriptions of variables used in this table are provided in Appendix A.

SOURCE: U.S. Sentencing Commission, 2021 Datafile, USSCFY21.

**Table D-9**

**ROLE ADJUSTMENT OF DRUG TRAFFICKING OFFENDERS<sup>1</sup>**  
**Fiscal Year 2021**

DRUG TYPE	TOTAL	No Role Adjustment		Mitigating Role Adjustment		Aggravating Role Adjustment	
		N	%	N	%	N	%
<b>TOTAL</b>	<b>17,197</b>	<b>12,675</b>	<b>73.7</b>	<b>3,511</b>	<b>20.4</b>	<b>1,011</b>	<b>5.9</b>
<b>Powder Cocaine</b>	<b>2,891</b>	2,134	73.8	487	16.8	270	9.3
<b>Crack Cocaine</b>	<b>1,078</b>	966	89.6	45	4.2	67	6.2
<b>Heroin</b>	<b>1,757</b>	1,357	77.2	305	17.4	95	5.4
<b>Marijuana</b>	<b>982</b>	613	62.4	315	32.1	54	5.5
<b>Methamphetamine</b>	<b>8,266</b>	5,868	71.0	2,008	24.3	390	4.7
<b>Fentanyl</b>	<b>1,624</b>	1,230	75.7	311	19.2	83	5.1
<b>Other</b>	<b>599</b>	507	84.6	40	6.7	52	8.7

<sup>1</sup> Of the 57,287 cases, in 17,692 the offender was sentenced under USSG Chapter Two, Part D (Drugs). Of these, 17,520 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, 17,197 contained complete guideline application information. Descriptions of variables used in this table are provided in Appendix A.

SOURCE: U.S. Sentencing Commission, 2021 Datafile, USSCFY21.

**Table D-10**

**DRUG AMOUNTS (IN GRAMS) FOR SELECTED  
BASE OFFENSE LEVELS AND DRUG TYPES<sup>1</sup>  
Fiscal Year 2021**

**Base Offense Level and Quantity Range**

<b>DRUG TYPE</b>	<b>12</b>	<b>24</b>	<b>30</b>	<b>38</b>
<b>Powder Cocaine</b>	<b>Less than 50G</b>	<b>500G - 1,999G</b>	<b>5,000G - 14,999G</b>	<b>At least 450,000G</b>
N	54	259	293	194
Mean	15.8	1,095.5	9,185.0	2,776,527.8
Median	13.9	1,000.0	9,400.0	810,000.0
<b>Crack Cocaine</b>	<b>Less than 2.8G</b>	<b>28G - 111G</b>	<b>280G - 839G</b>	<b>At least 25,200G</b>
N	37	91	25	1
Mean	0.8	59.4	434.1	--
Median	0.5	54.1	400.0	--
<b>Heroin</b>	<b>Less than 10G</b>	<b>100G - 399G</b>	<b>1,000G - 2,999G</b>	<b>At least 90,000G</b>
N	44	138	132	1
Mean	4.3	218.1	1,743.3	--
Median	4.1	200.2	1,740.5	--
<b>Marijuana</b>	<b>5,000G - 9,999G</b>	<b>100,000G - 399,999G</b>	<b>1,000,000G - 2,999,999G</b>	<b>At least 90,000,000G</b>
N	14	222	35	1
Mean	7,717.5	190,921.9	1,687,339.1	--
Median	7,647.5	172,035.0	1,665,000.0	--
<b>Methamphetamine Mix</b>	<b>Less than 5G</b>	<b>50G - 199G</b>	<b>500G - 1,499G</b>	<b>At least 45,000G</b>
N	17	180	206	58
Mean	2.1	105.4	944.3	190,580.1
Median	1.5	103.7	907.2	63,804.6
<b>Methamphetamine Actual</b>	<b>Less than 0.5G</b>	<b>5G - 19G</b>	<b>50G - 149G</b>	<b>At least 4,500G</b>
N	3	127	440	426
Mean	0.4	11.2	91.9	58,938.8
Median	0.4	10.9	89.9	12,123.6
<b>Fentanyl<sup>2</sup></b>	<b>Less than 4G</b>	<b>40G - 159G</b>	<b>400G - 1,199G</b>	<b>At least 36,000G</b>
N	40	131	112	8
Mean	1.7	92.5	732.8	111,669.9
Median	1.4	95.2	651.9	43,100.0

<sup>1</sup> Of the 57,287 cases, 17,241 were sentenced under §2D1.1 (Drug Trafficking). Of these, 16,922 cases had complete guideline application information. Of these 16,922 cases, 14,656 involved powder cocaine, crack cocaine, heroin, marijuana, methamphetamine actual or mix or fentanyl n-phenyl. Of these 14,656 cases, 5,917 had a base offense level of 12, 24, 30, or 38. Of these 5,917 cases, 2,919 were excluded due to one or more of the following reasons: involvement of more than one drug type (1,663), missing drug amount or range (1,388), amendment year earlier than 2014 (1), or logical criteria (4). The methamphetamine actual category also includes ICE. Descriptions of variables used in this table are provided in Appendix A.

<sup>2</sup> Does not include cases involving Fentanyl Analogue.

**Table D-11**

**LENGTH OF MANDATORY MINIMUM PENALTIES IN DRUG TRAFFICKING CASES<sup>1</sup>**  
**Fiscal Year 2021**

DRUG TYPE	TOTAL	No Drug Mandatory Minimum <sup>2</sup>		Five-Year Drug Mandatory Minimum		Ten-Year or More Drug Mandatory Minimum <sup>3</sup>	
		N	%	N	%	N	%
<b>TOTAL</b>	<b>17,510</b>	<b>5,774</b>	<b>33.0</b>	<b>4,507</b>	<b>25.7</b>	<b>7,229</b>	<b>41.3</b>
<b>Powder Cocaine</b>	<b>2,935</b>	837	28.5	818	27.9	1,280	43.6
<b>Crack Cocaine</b>	<b>1,088</b>	657	60.4	322	29.6	109	10.0
<b>Heroin</b>	<b>1,784</b>	741	41.5	537	30.1	506	28.4
<b>Marijuana</b>	<b>996</b>	630	63.3	281	28.2	85	8.5
<b>Methamphetamine</b>	<b>8,446</b>	1,679	19.9	2,025	24.0	4,742	56.1
<b>Fentanyl</b>	<b>1,658</b>	673	40.6	498	30.0	487	29.4
<b>Other</b>	<b>603</b>	557	92.4	26	4.3	20	3.3

<sup>1</sup> Of the 57,287 cases, in 17,692 the offender was sentenced under USSG Chapter Two, Part D (Drugs). Of these, 17,520 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 the remaining cases, ten were excluded because the offender was convicted of a mandatory minimum penalty from one of the following statutes: 21 U.S.C. § 860a or 21 U.S.C. § 865. Descriptions of variables used in this table are provided in Appendix A.

<sup>2</sup> Includes 126 offenders whose drug mandatory minimum penalty was 12 months or less.

<sup>3</sup> Includes 281 offenders whose drug mandatory minimum penalty was greater than ten years.

SOURCE: U.S. Sentencing Commission, 2021 Datafile, USSCFY21.

**Table D-12**

**APPLICATION OF RECIDIVIST PENALTIES IN DRUG TRAFFICKING CASES<sup>1</sup>**  
**Fiscal Year 2021**

<b>DRUG TYPE</b>	<b>ENHANCEMENT FILED</b>	<b>ENHANCEMENT WITHDRAWN<sup>2</sup></b>		<b>ENHANCEMENT NOT WITHDRAWN</b>	
	N	N	%	N	%
<b>TOTAL</b>	<b>827</b>	<b>245</b>	<b>29.6</b>	<b>582</b>	<b>70.4</b>
<b>Powder Cocaine</b>	<b>121</b>	28	23.1	93	76.9
<b>Crack Cocaine</b>	<b>96</b>	25	26.0	71	74.0
<b>Heroin</b>	<b>108</b>	35	32.4	73	67.6
<b>Marijuana</b>	<b>29</b>	7	24.1	22	75.9
<b>Methamphetamine</b>	<b>341</b>	121	35.5	220	64.5
<b>Fentanyl</b>	<b>121</b>	29	24.0	92	76.0
<b>Other</b>	<b>11</b>	0	0.0	11	100.0

<sup>1</sup> Of the 833 cases in which notice of an enhanced penalty was given under 21 U.S.C. § 851, six were excluded due to missing or undetermined withdrawal information. Descriptions of variables used in this table are provided in Appendix A.

<sup>2</sup> Includes 24 cases in which the enhancement was not formally withdrawn but where the court determined that the enhancement did not apply at the time of sentencing.

SOURCE: U.S. Sentencing Commission, 2021 851 Datafile, DRUG851FY21.

**Table D-13**

**DRUG TRAFFICKING OFFENDERS RECEIVING SAFETY VALVE AND  
MANDATORY MINIMUM PENALTIES<sup>1,5</sup>  
Fiscal Year 2021**

DRUG TYPE	TOTAL	NO SAFETY VALVE				SAFETY VALVE			
		No Drug Mandatory Minimum <sup>2</sup>		Drug Mandatory Minimum		No Drug Mandatory Minimum <sup>3</sup>		Drug Mandatory Minimum <sup>4</sup>	
		N	%	N	%	N	%	N	%
<b>TOTAL</b>	<b>17,192</b>	<b>4,562</b>	<b>26.5</b>	<b>6,319</b>	<b>36.8</b>	<b>1,096</b>	<b>6.4</b>	<b>5,215</b>	<b>30.3</b>
<b>Powder Cocaine</b>	<b>2,891</b>	682	23.6	894	30.9	139	4.8	1,176	40.7
<b>Crack Cocaine</b>	<b>1,078</b>	616	57.1	363	33.7	34	3.2	65	6.0
<b>Heroin</b>	<b>1,757</b>	621	35.3	553	31.5	111	6.3	472	26.9
<b>Marijuana</b>	<b>980</b>	367	37.4	128	13.1	254	25.9	231	23.6
<b>Methamphetamine</b>	<b>8,265</b>	1,321	16.0	3,854	46.6	302	3.7	2,788	33.7
<b>Fentanyl</b>	<b>1,622</b>	564	34.8	495	30.5	92	5.7	471	29.0
<b>Other</b>	<b>599</b>	391	65.3	32	5.3	164	27.4	12	2.0

<sup>1</sup> Of the 57,287 cases, in 17,692 the offender was sentenced under USSG Chapter Two, Part D (Drugs). Of these, 17,520 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, 17,197 cases contained complete guideline application information. Of these 17,197 cases, five 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> This column includes 244 cases where the court indicated a variance based on the expanded safety valve eligibility under the First Step Act, but the offender was not eligible to receive the guideline safety valve reduction.

<sup>3</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.

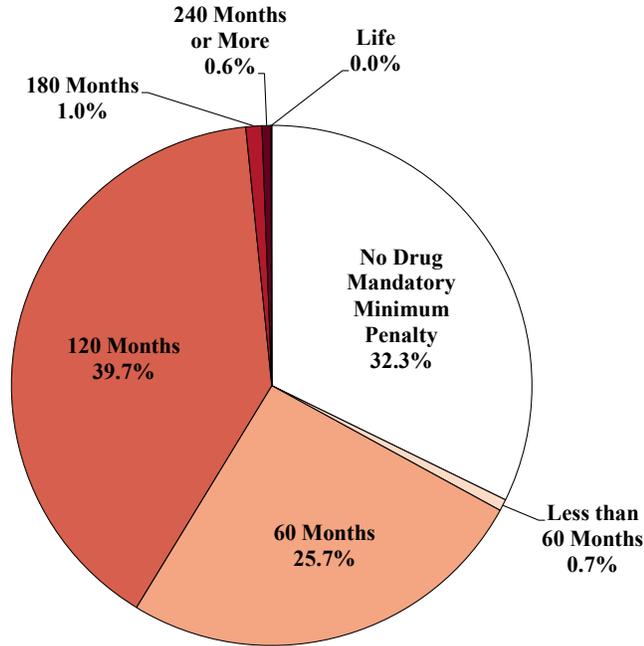
<sup>4</sup> For offenders with a drug mandatory minimum penalty, use of the term 'safety valve' on this table means that the court sentenced the offender without regard to any applicable mandatory minimum penalty (in accordance with the 'safety valve' provision of 18 U.S.C. § 3553(f), incorporated into the guidelines at §5C1.2).

<sup>5</sup> Effective November 1, 2012, the safety valve reduction was added to §2D1.11 (Unlawfully Distributing a Listed Chemical). There were two 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 not applied to any offenders.

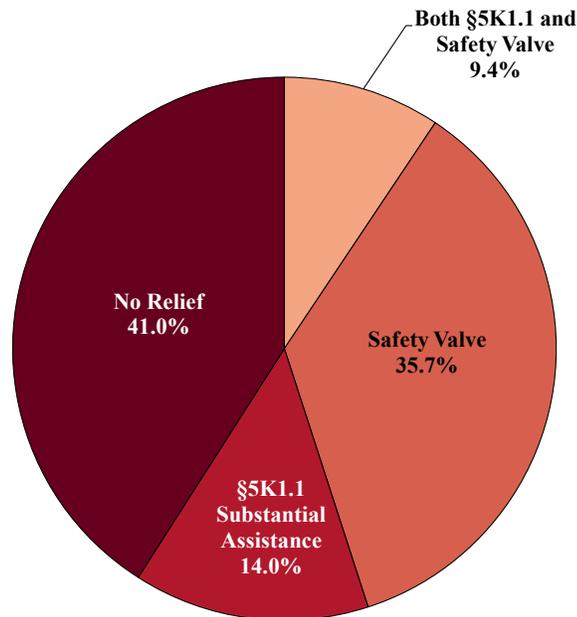
**Figure D-2**

**MANDATORY MINIMUM PENALTIES IN DRUG TRAFFICKING CASES<sup>1</sup>**  
**Fiscal Year 2021**

**LENGTH OF MANDATORY MINIMUM PENALTIES**



**RELIEF FROM MANDATORY MINIMUM PENALTIES**



<sup>1</sup> Of the 57,287 cases, in 17,692 the offender was sentenced under USSG Chapter Two, Part D (Drugs). Of these, 17,520 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 17,520 cases, ten were excluded because the offender was convicted of a mandatory minimum penalty from one of the following statutes: 21 U.S.C. § 860a or 21 U.S.C. § 865. Descriptions of variables used in this figure are provided in Appendix A.

SOURCE: U.S. Sentencing Commission, 2021 Datafile, USSCFY21.

**Table D-14**

**SENTENCE IMPOSED RELATIVE TO THE GUIDELINE RANGE FOR DRUG TRAFFICKING OFFENDERS<sup>1</sup>**  
**Fiscal Year 2021**

DRUG TYPE	TOTAL	WITHIN GUIDELINE RANGE		DEPARTURE								VARIANCE <sup>2</sup>	
		N	%	UPWARD		§5K1.1		§5K3.1		DOWNWARD		N	%
				N	%	N	%	N	%	N	%		
<b>TOTAL</b>	<b>17,516</b>	<b>4,970</b>	<b>28.4</b>	<b>56</b>	<b>0.3</b>	<b>3,482</b>	<b>19.9</b>	<b>1,732</b>	<b>9.9</b>	<b>827</b>	<b>4.7</b>	<b>6,449</b>	<b>36.8</b>
<b>Powder Cocaine</b>	<b>2,934</b>	1,035	35.3	7	0.2	557	19.0	130	4.4	124	4.2	1,081	36.8
<b>Crack Cocaine</b>	<b>1,088</b>	351	32.3	3	0.3	164	15.1	0	0.0	50	4.6	520	47.8
<b>Heroin</b>	<b>1,783</b>	547	30.7	16	0.9	359	20.1	110	6.2	84	4.7	667	37.4
<b>Marijuana</b>	<b>996</b>	443	44.5	2	0.2	110	11.0	47	4.7	38	3.8	356	35.7
<b>Methamphetamine</b>	<b>8,455</b>	1,992	23.6	12	0.1	1,867	22.1	1,260	14.9	431	5.1	2,893	34.2
<b>Fentanyl</b>	<b>1,657</b>	447	27.0	12	0.7	282	17.0	176	10.6	73	4.4	667	40.3
<b>Other</b>	<b>603</b>	155	25.7	4	0.7	143	23.7	9	1.5	27	4.5	265	43.9

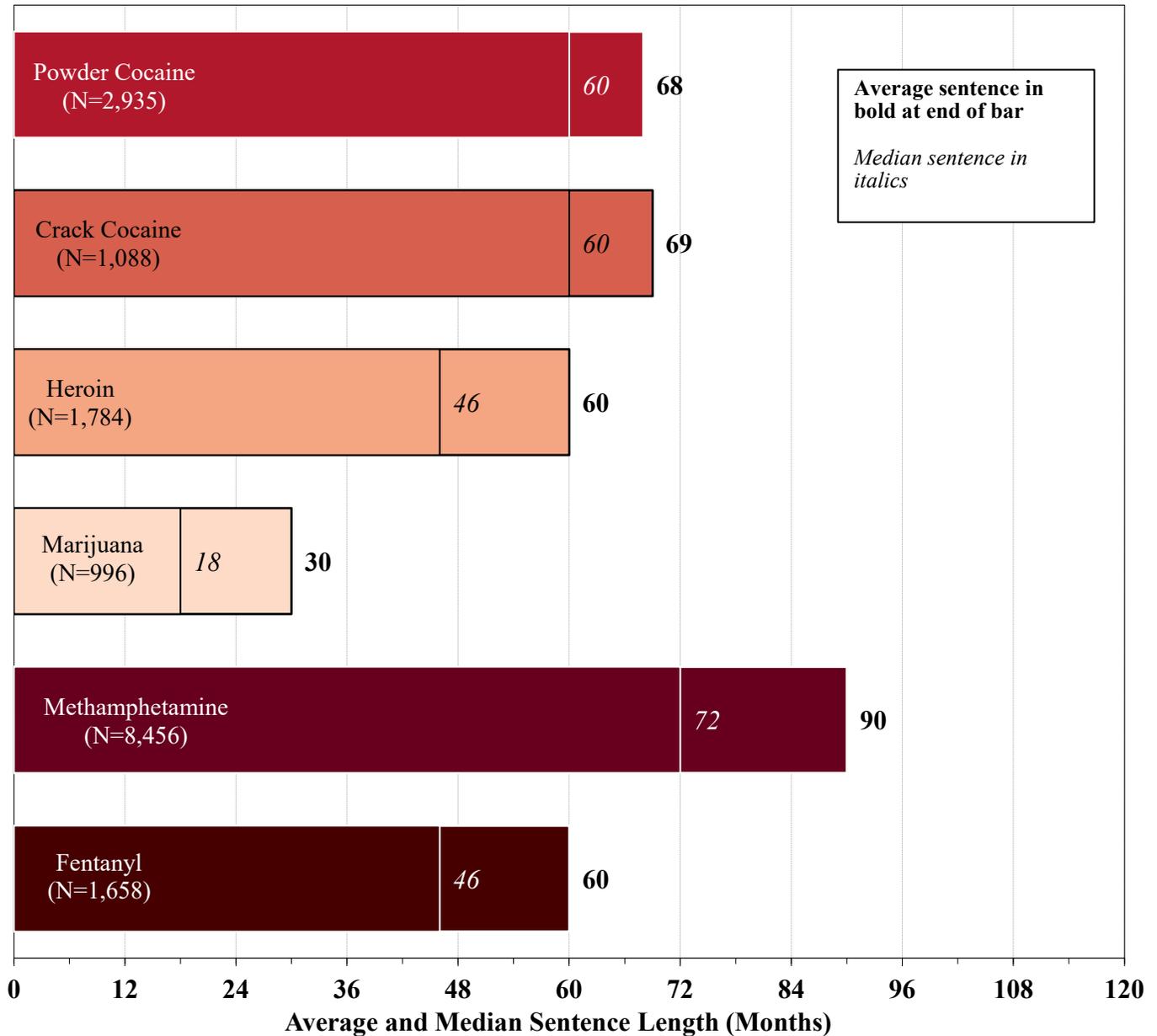
<sup>1</sup> Of the 57,287 cases, in 17,692 the offender was sentenced under USSG Chapter Two, Part D (Drugs). Of these, 17,520 offenders were sentenced under §§2D1.1 (Drug Trafficking), 2D1.2 (Protected Locations), 2D1.5 (Continuing Criminal Enterprise), 2D1.6 (Use of a Communication Facility), 2D1.8 (Rent/Manage Drug Establishment), 2D1.10 (Endangering Human Life While Manufacturing), or 2D1.14 (Narco-Terrorism). Of these 17,520 cases, four were excluded due to missing information 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.

<sup>2</sup> Of the 6,449 variance cases, in 593 cases the court cited First Step Act safety valve expansion as a reason for the sentence.

SOURCE: U.S. Sentencing Commission, 2021 Datafile, USSCFY21.

Figure D-3

SENTENCE LENGTH OF DRUG TRAFFICKING OFFENDERS  
BY MAJOR DRUG TYPE<sup>1</sup>  
Fiscal Year 2021



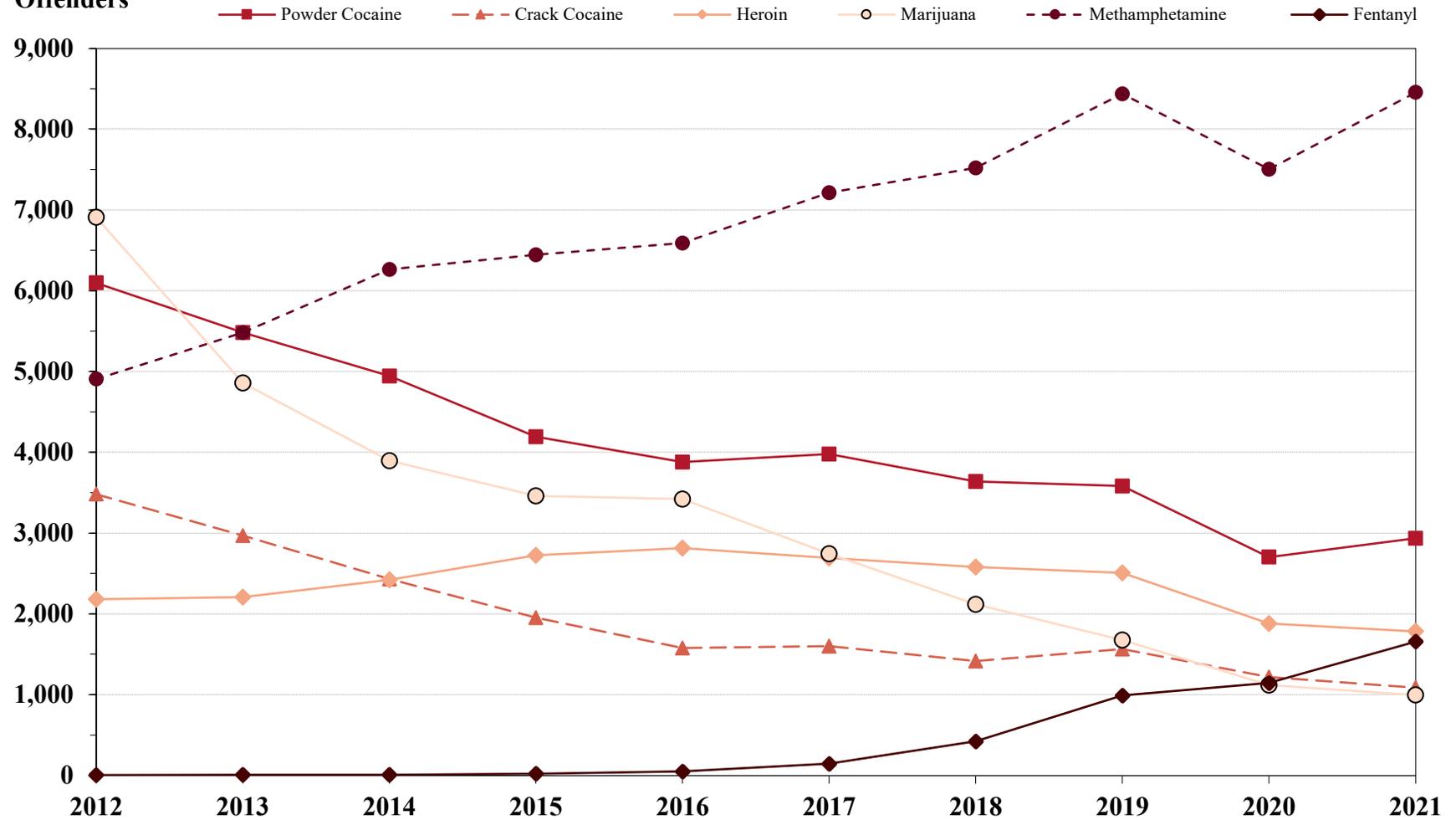
<sup>1</sup> Of the 57,287 cases, in 17,692 the offender was sentenced under USSG Chapter Two, Part D (Drugs). Of these, 17,520 offenders were sentenced under §§2D1.1 (Drug Trafficking), 2D1.2 (Protected Locations), 2D1.5 (Continuing Criminal Enterprise), 2D1.6 (Use of a Communication Facility), 2D1.8 (Rent/Manage Drug Establishment), 2D1.10 (Endangering Human Life While Manufacturing), or 2D1.14 (Narco-Terrorism). Sentences of 470 months or greater (including life) and probation were included in the sentence average computations as 470 months and zero months, respectively. The information in this figure includes conditions of confinement as described in USSG §5C1.1. Italicized numbers depict median values and the bolded numbers at the end of the bar indicate average values. Descriptions of variables used in this figure are provided in Appendix A.

SOURCE: U.S. Sentencing Commission, 2021 Datafile, USSCFY21.

Figure D-4

**NUMBER OF DRUG TRAFFICKING OFFENDERS  
BY MAJOR DRUG TYPE OVER TIME<sup>1</sup>  
Fiscal Years 2012 - 2021**

Number of  
Offenders

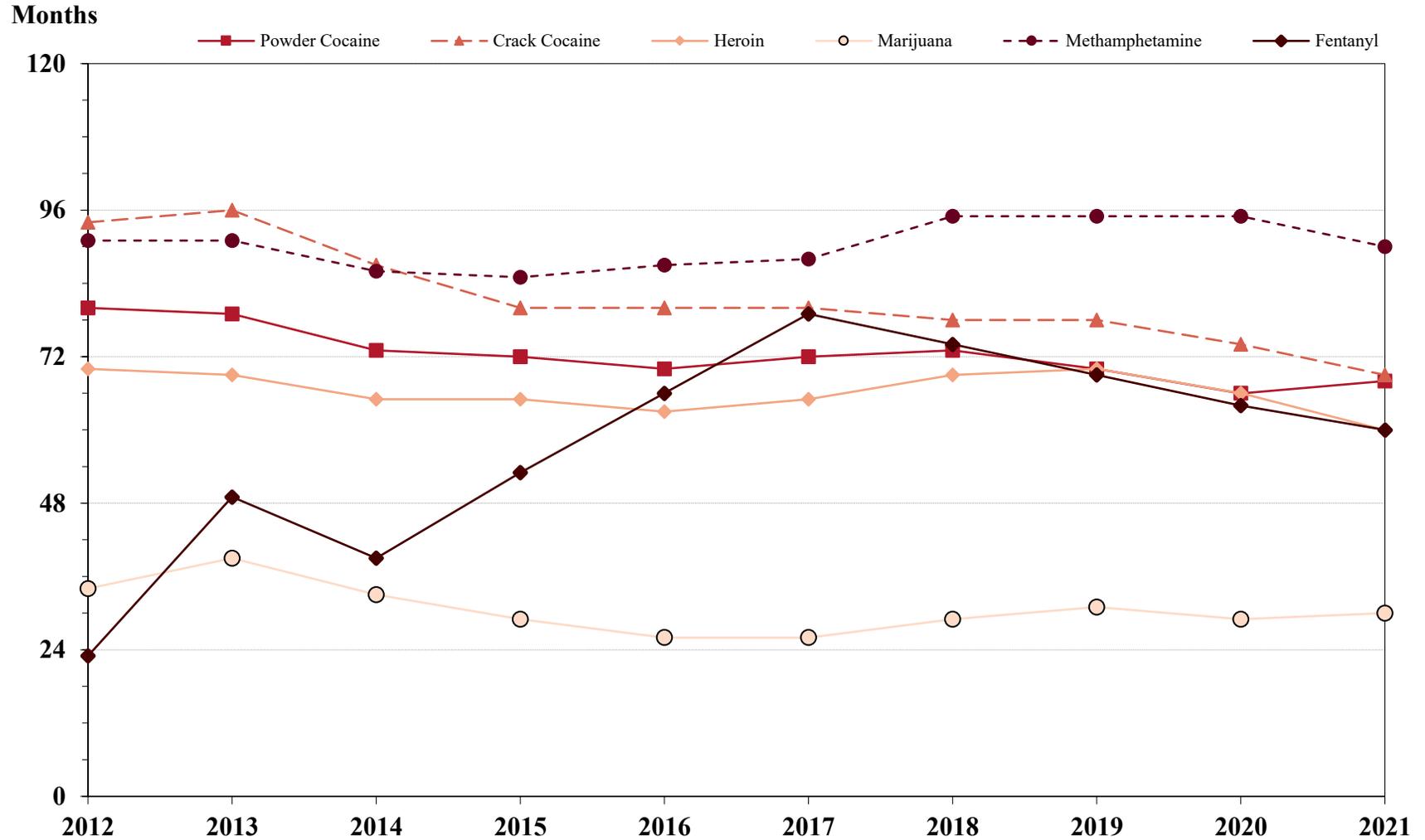


<sup>1</sup> Only offenders sentenced under §§2D1.1 (Drug Trafficking), 2D1.2 (Protected Locations), 2D1.5 (Continuing Criminal Enterprise), 2D1.6 (Use of a Communication Facility), 2D1.8 (Rent/Manage Drug Establishment), 2D1.10 (Endangering Human Life While Manufacturing), or 2D1.14 (Narco-Terrorism) are depicted in this figure. Additional cases were excluded due to missing information on drug type. Descriptions of variables used in this figure are provided in Appendix A.

SOURCE: U.S. Sentencing Commission, 2012 - 2021 Datafiles, USSCFY12 - USSCFY21.

Figure D-5

**SENTENCE LENGTH OF DRUG TRAFFICKING OFFENDERS  
BY MAJOR DRUG TYPE OVER TIME<sup>1</sup>**  
Fiscal Years 2012 - 2021



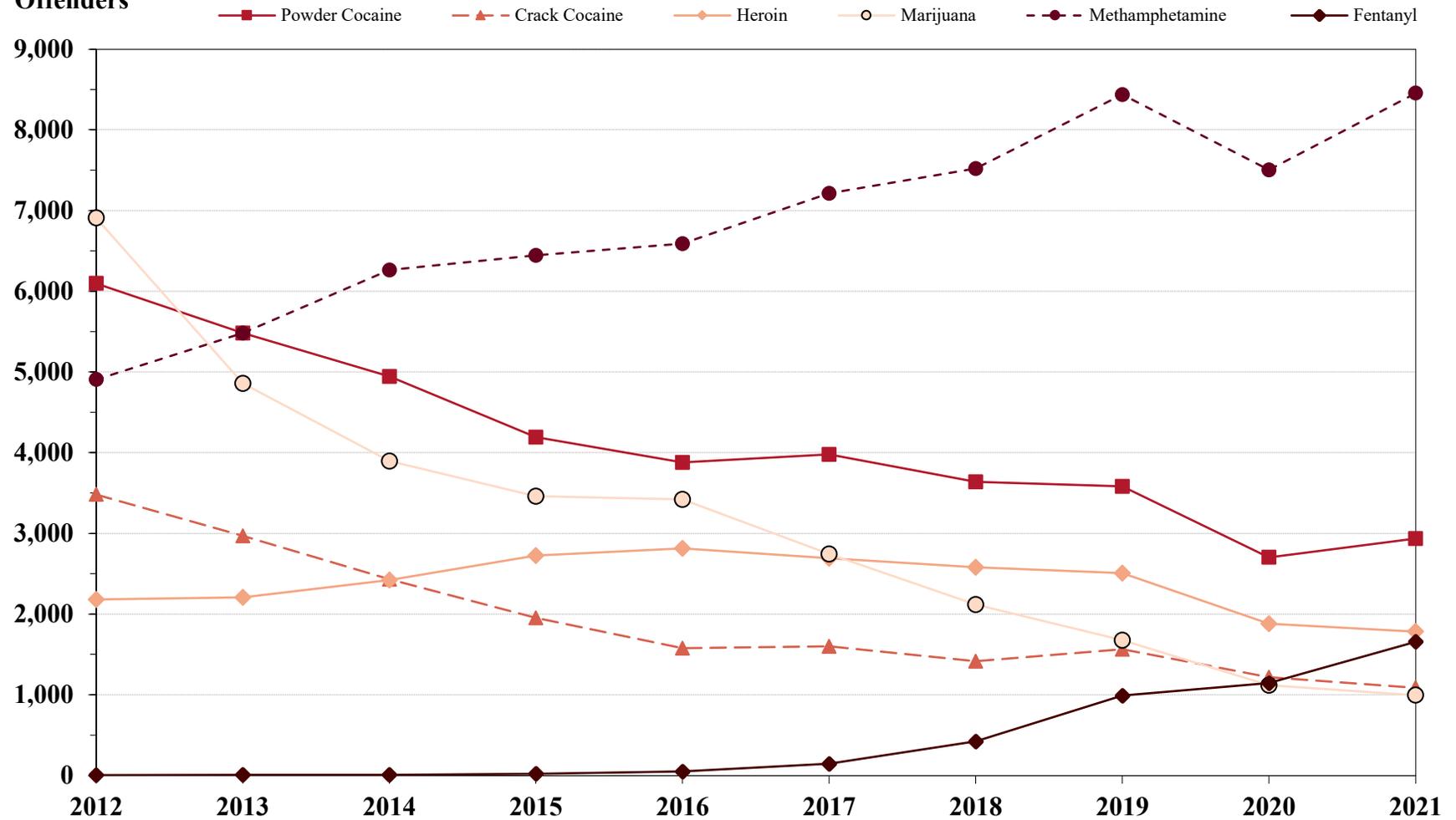
<sup>1</sup> Only offenders sentenced under §§2D1.1 (Drug Trafficking), 2D1.2 (Protected Locations), 2D1.5 (Continuing Criminal Enterprise), 2D1.6 (Use of a Communication Facility), 2D1.8 (Rent/Manage Drug Establishment), 2D1.10 (Endangering Human Life While Manufacturing), or 2D1.14 (Narco-Terrorism) are depicted in this figure. Sentences of 470 months or greater (including life) and probation were included in the sentence average computations as 470 months and zero months, respectively. The information in this figure includes conditions of confinement as described in USSG §5C1.1. Cases missing drug type or sentencing information were also excluded. Descriptions of variables used in this figure are provided in Appendix A.

SOURCE: U.S. Sentencing Commission, 2012 - 2021 Datafiles, USSCFY12 - USSCFY21.

Figure D-4

**NUMBER OF DRUG TRAFFICKING OFFENDERS  
BY MAJOR DRUG TYPE OVER TIME<sup>1</sup>  
Fiscal Years 2012 - 2021**

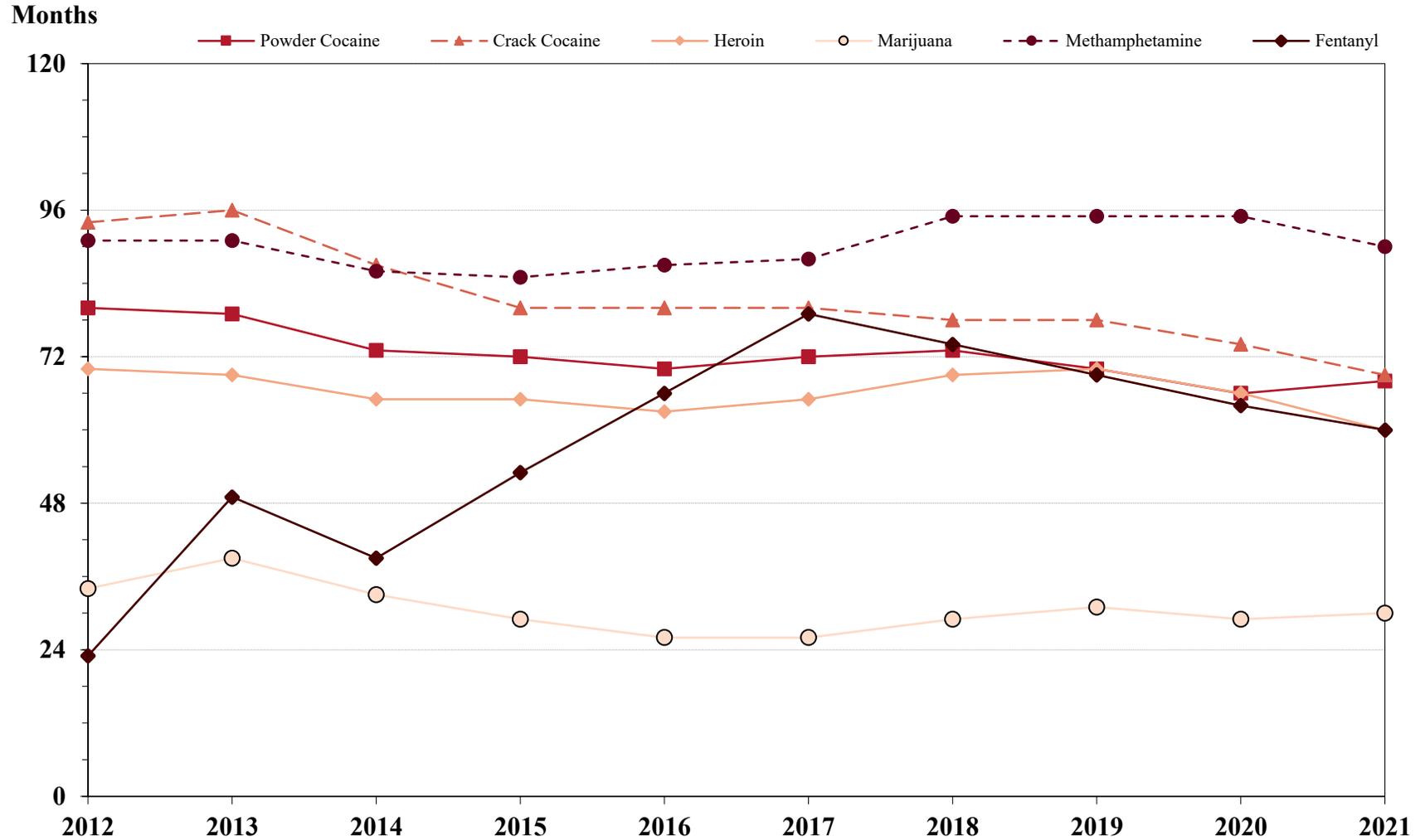
Number of  
Offenders



<sup>1</sup> Only offenders 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) are depicted in this figure. Additional cases were excluded due to missing information on drug type. Descriptions of variables used in this figure are provided in Appendix A.

Figure D-5

**SENTENCE LENGTH OF DRUG TRAFFICKING OFFENDERS  
BY MAJOR DRUG TYPE OVER TIME<sup>1</sup>**  
Fiscal Years 2012 - 2021



<sup>1</sup> Only offenders 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) are depicted in this figure. Sentences of 470 months or greater (including life) and probation were included in the sentence average computations as 470 months and zero months, respectively. The information in this figure includes conditions of confinement as described in USSG §5C1.1. Cases missing drug type or sentencing information were also excluded. Descriptions of variables used in this figure are provided in Appendix A.

SOURCE: U.S. Sentencing Commission, 2012 - 2021 Datafiles, USSCFY12 - USSCFY21.