

Table 36

**EXTENT OF UPWARD VARIANCES
BY TYPE OF CRIME¹
Fiscal Year 2021**

TYPE OF CRIME	N	Mean			Median		
		Sentence In Months	Increase In Months	Percent Increase	Sentence In Months	Increase In Months	Percent Increase
TOTAL	1,179	81	24	68.1	60	14	33.3
Administration of Justice	18	70	33	104.8	41	14	33.3
Antitrust	0	--	--	--	--	--	--
Arson	6	154	52	63.6	120	24	28.6
Assault	34	78	17	39.1	68	13	27.8
Bribery/Corruption	0	--	--	--	--	--	--
Burglary/Trespass	4	58	18	50.5	38	15	54.7
Child Pornography	36	152	28	26.3	144	23	23.7
Commercialized Vice	3	100	60	166.3	70	52	185.7
Drug Possession	5	22	10	124.0	24	6	100.0
Drug Trafficking	238	96	29	101.4	84	18	31.1
Environmental	0	--	--	--	--	--	--
Extortion/Racketeering	3	63	8	23.7	48	7	17.1
Firearms	354	79	24	50.1	72	14	30.4
Food and Drug	1	--	--	--	--	--	--
Forgery/Counter/Copyright	2	--	--	--	--	--	--
Fraud/Theft/Embezzlement	98	48	20	92.5	36	12	69.1
Immigration	193	31	12	72.2	24	8	54.2
Individual Rights	5	104	29	39.3	28	12	33.3
Kidnapping	2	--	--	--	--	--	--
Manslaughter	4	177	20	16.3	180	21	10.1
Money Laundering	9	47	13	79.1	42	12	40.0
Murder	10	292	52	28.8	312	24	12.7
National Defense	1	--	--	--	--	--	--
Obscenity/Other Sex Offenses	15	69	41	151.5	60	30	150.0
Prison Offenses	15	36	14	63.1	36	9	45.5
Robbery	39	153	39	37.9	132	24	23.2
Sexual Abuse	48	181	36	25.4	172	28	18.2
Stalking/Harassing	18	77	32	70.0	53	14	32.9
Tax	3	57	4	6.7	60	3	5.3
Other	15	13	4	45.1	8	2	33.3

¹ Of the 57,287 cases, in 1,203 the sentence was a variance above the guideline range. Due to an inability to calculate the extent of departure for cases with a sentence of life, four offenders were excluded from this table. Also, 20 offenders were excluded due to several logical criteria. Sentences greater than 470 months and probation were included in the sentence average computations as 470 months and zero months, respectively. The information in this table includes conditions of confinement as described in USSG §5C1.1. Descriptions of variables used in this table are provided in Appendix A.

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