

**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>	
				UPWARD		§5K1.1		§5K3.1		DOWNWARD			
		N	%	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.