

Table D-12

APPLICATION OF RECIDIVIST PENALTIES IN DRUG TRAFFICKING CASES¹
Fiscal Year 2022

DRUG TYPE	ENHANCEMENT FILED	ENHANCEMENT WITHDRAWN²		ENHANCEMENT NOT WITHDRAWN	
	N	N	%	N	%
TOTAL	817	225	27.5	592	72.5
Powder Cocaine	143	29	20.3	114	79.7
Crack Cocaine	78	20	25.6	58	74.4
Heroin	77	28	36.4	49	63.6
Marijuana	23	3	13.0	20	87.0
Methamphetamine	368	118	32.1	250	67.9
Fentanyl	106	23	21.7	83	78.3
Other	22	4	18.2	18	81.8

¹ Of the 820 cases in which notice of an enhanced penalty was given under 21 U.S.C. § 851, three were excluded due to missing or undetermined withdrawal information. Descriptions of variables used in this table are provided in Appendix A.

² Includes 15 cases in which the enhancement was not formally withdrawn but where the court determined that the enhancement did not apply at the time of sentencing.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, 2022 851 Datafile, DRUG851FY22.