

Table F-6

SENTENCE IMPOSED RELATIVE TO THE GUIDELINE RANGE FOR FIREARMS CASES¹
Fiscal Year 2023

GUIDELINE	TOTAL	WITHIN GUIDELINE RANGE		DEPARTURE								VARIANCE	
				UPWARD		§5K1.1		§5K3.1		DOWNWARD			
		N	%	N	%	N	%	N	%	N	%	N	%
TOTAL	8,868	4,462	50.3	82	0.9	466	5.3	13	0.1	293	3.3	3,552	40.1
§2K1.3	20	5	25.0	0	0.0	3	15.0	0	0.0	0	0.0	12	60.0
§2K1.4	105	48	45.7	6	5.7	14	13.3	0	0.0	5	4.8	32	30.5
§2K2.1	8,388	4,129	49.2	66	0.8	428	5.1	13	0.2	288	3.4	3,464	41.3
§2K2.4 ²	334	269	80.5	7	2.1	21	6.3	0	0.0	0	0.0	37	11.1
§2K2.5	21	11	52.4	3	14.3	0	0.0	0	0.0	0	0.0	7	33.3

¹ Of the 64,124 cases, in 8,875 the individual was sentenced under USSG Chapter Two, Part K (Firearms). Of these, 8,873 individuals were sentenced under §§2K1.3 (Unlawful Receipt, Possession, or Transportation of Explosive Materials), 2K1.4 (Arson or Property Damage by Use of Explosives), 2K2.1 (Unlawful Receipt, Possession, or Transportation of Firearms or Ammunition), 2K2.4 (Use of Firearm During or in Relation to Certain Crimes), or 2K2.5 (Possession of Firearm or Dangerous Weapon in Federal Facility or in School Zone). Of these 8,873 cases, five 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.

² In these cases, the sentenced individual was convicted of violating 18 U.S.C. § 924(c) (Use of Firearm, Armor-Piercing Ammunition, or Explosives During or in Relation to Certain Crimes) as the only count or counts of conviction. The *Guidelines Manual* provides punishment for this type of offense under §2K2.4.