

United States Sentencing Commission Quarterly Data Report



Fiscal Year 2024

Introduction

As part of its ongoing mission, the United States Sentencing Commission provides Congress, the judiciary, the executive branch, and the general public with data extracted and analyzed from sentencing documents submitted to the Commission by the courts.¹ Data is reported on an annual basis in the Commission's *Annual Report* and *Sourcebook of Federal Sentencing Statistics*.² Additional information on Commission data can be found through the Commission's "Interactive Data Analyzer" at <https://ida.ussc.gov>.

After the Supreme Court's decision in *United States v. Booker* on January 12, 2005, the Commission began reporting data on a quarterly basis in order to provide real-time data concerning the sentences imposed in the federal courts. The types of data reported increased over time to accommodate various requests for additional information. These reports were eventually standardized in a format that was largely unchanged through fiscal year 2015. In fiscal year 2016, the Commission revised the format for its *Quarterly Data Reports*, to include information not previously reported on a quarterly basis, and to make it easier to understand the data that was presented.

Beginning in 2018, the Commission again updated the way it presents quarterly data. Now, all analyses that involve a comparison of the sentence imposed relative to the guideline range that applied in the case are presented in a new way. Sentences are now grouped into two broad categories: Sentences Under the Guidelines Manual and Variances. The former category comprises all cases in which the sentence imposed was within the applicable guideline range or, if outside the range, where the court indicated that one or more of the departure reasons in the Commission's *Guidelines Manual* was a basis for the sentence. Variance cases are those where the sentence was outside the guideline range (either above or below) and where the court did not cite any guideline reason for the sentence. Data for important subgroups within these two categories are also reported.

This report reflects other methodological changes that began with fiscal year 2018 data. Principal among them is the way cases are assigned to a "type of crime" (previously called offense type). Beginning with fiscal year 2018, the guideline (or guidelines) that the court applied in determining the sentence largely determines the crime type category to which a case is assigned. Previously, the maximum penalty provided under the statute of conviction was used for this categorization. Also, the names of some of the crime type categories have been revised and some outdated categories have been removed from the tables and figures.

Additionally, cases involving the production of child pornography have been assigned to the sexual abuse crime type. Previously, these cases were assigned to the child pornography offense type in the *Sourcebook*. This change reflects the way in which the production of child

¹ In each federal felony or Class A misdemeanor case, sentencing courts are required to submit the following documents to the Commission: the Judgment and Commitment Order, the Statement of Reasons, the plea agreement (if applicable), the indictment or other charging document, and the presentence report. See 28 U.S.C. § 994(w).

² Electronic copies of the *Annual Report* and *Sourcebook of Federal Sentencing Statistics* for fiscal years 1995 through 2024 are available at the Commission's website, www.ussc.gov.

pornography is treated under the sentencing guidelines.

Another important methodological change is that sentences are capped at 470 months for all analyses. This is consistent with the Commission's long-standing practice of assigning a value of 470 months to any life imprisonment sentence.

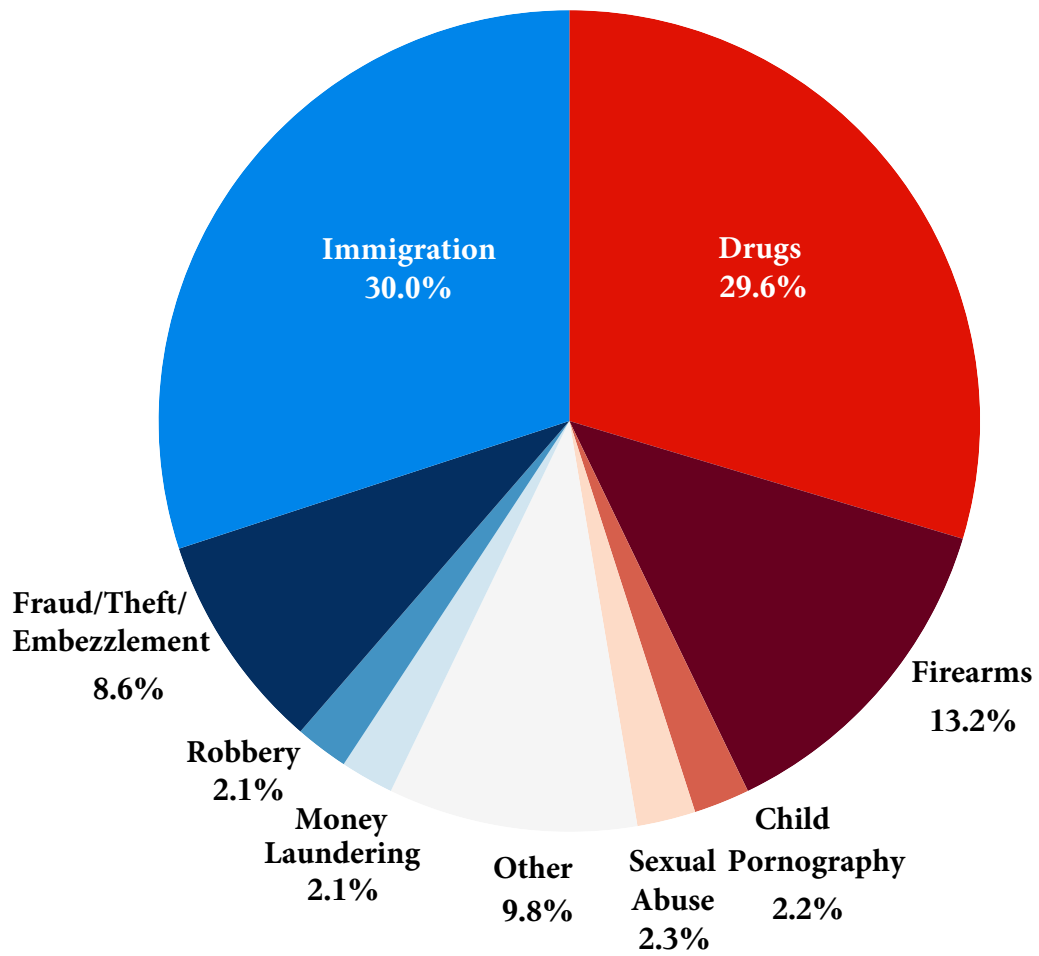
Because of these methodological changes, direct comparisons between data for fiscal year 2018 and later years cannot always be made to data reported in the *Quarterly Data Reports* released before the Final Fiscal Year 2018 *Quarterly Data Report*.

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Figure 1
SENTENCED INDIVIDUALS BY TYPE OF CRIME¹
Fiscal Year 2024



¹ This figure includes the 61,678 cases reported to the Commission. The Drugs category includes trafficking and simple possession. Descriptions of variables used in this figure are provided in Appendix A.

SOURCE: U.S. Sentencing Commission, 2024 Datafile, USSCFY24.

Table 1

SENTENCED INDIVIDUALS BY TYPE OF CRIME¹
Fiscal Year 2024

TYPE OF CRIME	N	%
TOTAL	61,678	100.0
Administration of Justice	660	1.1
Antitrust	8	0.0
Arson	84	0.1
Assault	901	1.5
Bribery/Corruption	362	0.6
Burglary/Trespass	99	0.2
Child Pornography	1,375	2.2
Commercialized Vice	72	0.1
Drug Possession	109	0.2
Drug Trafficking	18,172	29.5
Environmental	140	0.2
Extortion/Racketeering	112	0.2
Firearms	8,131	13.2
Food and Drug	35	0.1
Forgery/Counter/Copyright	95	0.2
Fraud/Theft/Embezzlement	5,312	8.6
Immigration	18,492	30.0
Individual Rights	125	0.2
Kidnapping	147	0.2
Manslaughter	111	0.2
Money Laundering	1,289	2.1
Murder	523	0.8
National Defense	229	0.4
Obscenity/Other Sex Offenses	339	0.5
Prison Offenses	438	0.7
Robbery	1,323	2.1
Sexual Abuse	1,430	2.3
Stalking/Harassing	254	0.4
Tax	440	0.7
Other	871	1.4

¹ Descriptions of variables used in this table are provided in Appendix A.

Table 2

SENTENCED INDIVIDUALS IN EACH CIRCUIT AND DISTRICT¹
Fiscal Year 2024

CIRCUIT			CIRCUIT		
District	N	%	District	N	%
TOTAL	61,678	100.0			
D.C. CIRCUIT	536	0.9	FIFTH CIRCUIT	17,741	28.8
District of Columbia	536	0.9	Louisiana		
FIRST CIRCUIT	2,010	3.3	Eastern	342	0.6
Maine	132	0.2	Middle	95	0.2
Massachusetts	531	0.9	Western	285	0.5
New Hampshire	118	0.2	Mississippi		
Puerto Rico	1,120	1.8	Northern	185	0.3
Rhode Island	109	0.2	Southern	322	0.5
SECOND CIRCUIT	3,061	5.0	Texas		
Connecticut	249	0.4	Eastern	1,134	1.8
New York			Northern	1,221	2.0
Eastern	727	1.2	Southern	6,122	9.9
Northern	507	0.8	Western	8,035	13.0
Southern	1,048	1.7	SIXTH CIRCUIT	4,330	7.0
Western	365	0.6	Kentucky		
Vermont	165	0.3	Eastern	437	0.7
THIRD CIRCUIT	2,487	4.0	Western	357	0.6
Delaware	95	0.2	Michigan		
New Jersey	830	1.3	Eastern	642	1.0
Pennsylvania			Western	226	0.4
Eastern	488	0.8	Ohio		
Middle	454	0.7	Northern	829	1.3
Western	523	0.8	Southern	577	0.9
Virgin Islands	97	0.2	Tennessee		
FOURTH CIRCUIT	3,984	6.5	Eastern	539	0.9
Maryland	449	0.7	Middle	333	0.5
North Carolina			Western	390	0.6
Eastern	827	1.3	SEVENTH CIRCUIT	2,013	3.3
Middle	283	0.5	Illinois		
Western	305	0.5	Central	249	0.4
South Carolina	571	0.9	Northern	549	0.9
Virginia			Southern	224	0.4
Eastern	777	1.3	Indiana		
Western	196	0.3	Northern	236	0.4
West Virginia			Southern	352	0.6
Northern	346	0.6	Wisconsin		
Southern	230	0.4	Eastern	286	0.5
			Western	117	0.2

Table 2 (cont.)

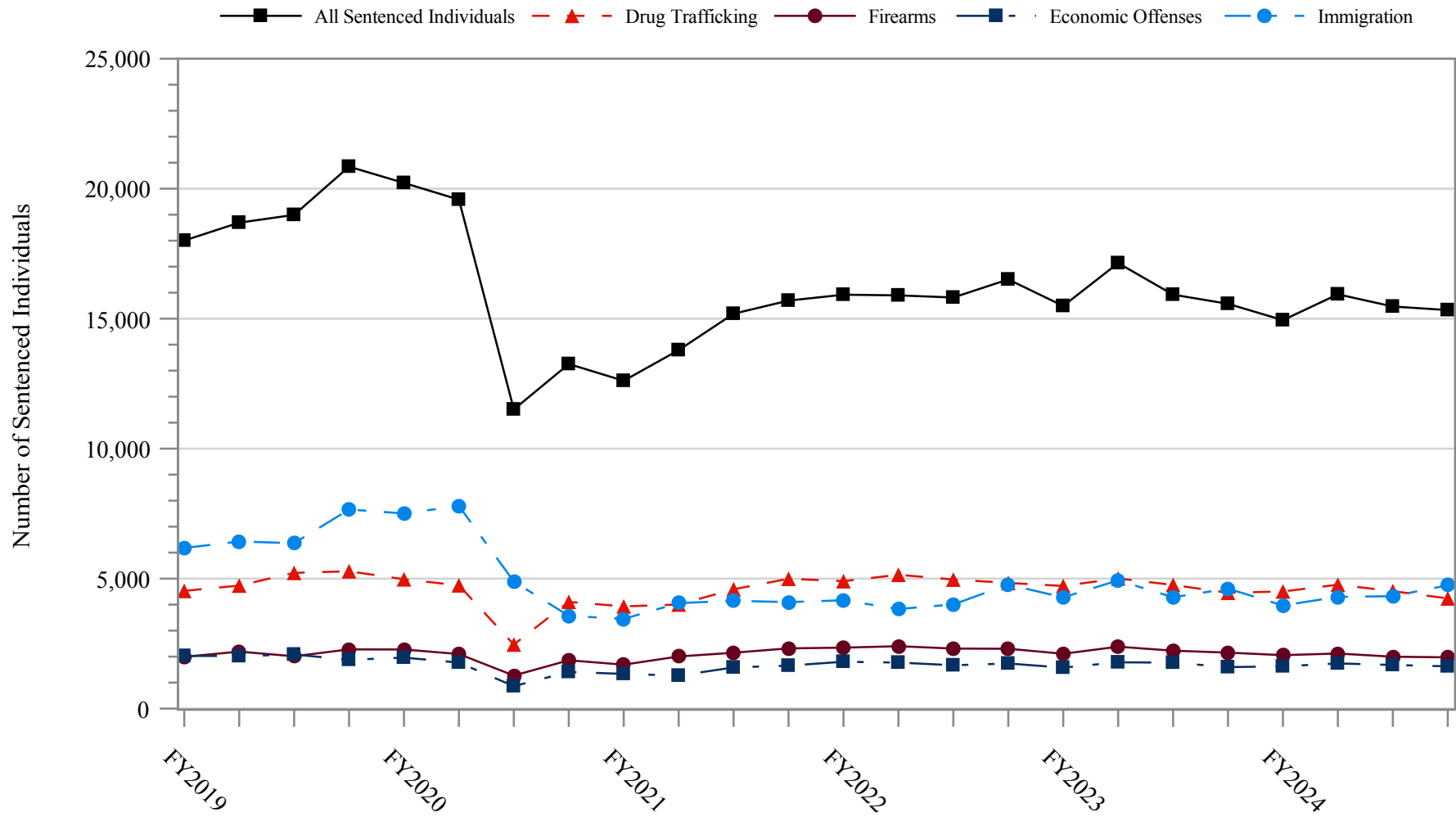
CIRCUIT			CIRCUIT		
District	N	%	District	N	%
EIGHTH CIRCUIT	4,864	7.9	TENTH CIRCUIT	4,884	7.9
Arkansas			Colorado	382	0.6
Eastern	517	0.8	Kansas	340	0.6
Western	207	0.3	New Mexico	1,696	2.7
Iowa			Oklahoma		
Northern	295	0.5	Eastern	311	0.5
Southern	328	0.5	Northern	636	1.0
Minnesota	380	0.6	Western	687	1.1
Missouri			Utah	653	1.1
Eastern	1,012	1.6	Wyoming	179	0.3
Western	783	1.3			
Nebraska	440	0.7	ELEVENTH CIRCUIT	4,993	8.1
North Dakota	327	0.5	Alabama		
South Dakota	575	0.9	Middle	272	0.4
			Northern	439	0.7
NINTH CIRCUIT	10,775	17.5	Southern	237	0.4
Alaska	136	0.2	Florida		
Arizona	3,904	6.3	Middle	1,136	1.8
California			Northern	260	0.4
Central	926	1.5	Southern	1,377	2.2
Eastern	445	0.7	Georgia		
Northern	477	0.8	Middle	428	0.7
Southern	2,634	4.3	Northern	477	0.8
Guam	39	0.1	Southern	367	0.6
Hawaii	108	0.2			
Idaho	304	0.5			
Montana	367	0.6			
Nevada	271	0.4			
Northern Mariana Islands	40	0.1			
Oregon	521	0.8			
Washington					
Eastern	286	0.5			
Western	317	0.5			

¹ Descriptions of variables used in this table are provided in Appendix A.

SOURCE: U.S. Sentencing Commission, 2024 Datafile, USSCFY24.

Figure 2

NUMBER OF SENTENCED INDIVIDUALS BY SELECTED PRIMARY GUIDELINES¹
Fiscal Years 2019 - 2024



¹ The *Drug Trafficking* category includes individuals sentenced under §§2D1.1, 2D1.2, 2D1.5, 2D1.6, 2D1.8, 2D1.10, or 2D1.14. The *Firearms* category includes individuals sentenced under §§2K1.3, 2K1.4, 2K2.1, 2K2.4, or 2K2.5. The *Economic Offenses* category includes individuals sentenced under §§2B1.1, 2B1.4, 2B1.5, 2B2.1, 2B3.1, 2B3.2, 2B4.1, 2B5.1, or 2B5.3. The *Immigration* category includes individuals sentenced under §§2L1.1, 2L1.2, 2L2.1, or 2L2.2. Descriptions of variables used in this figure are provided in Appendix A.

SOURCE: U.S. Sentencing Commission, 2019 - 2024 Datafiles, USSCFY19 - USSCFY24.

Table 3

RACE OF SENTENCED INDIVIDUALS BY TYPE OF CRIME¹
Fiscal Year 2024

TYPE OF CRIME	TOTAL	WHITE		BLACK		HISPANIC		OTHER	
		N	%	N	%	N	%	N	%
TOTAL	61,232	12,866	21.0	14,997	24.5	30,472	49.8	2,897	4.7
Administration of Justice	654	247	37.8	127	19.4	216	33.0	64	9.8
Antitrust	8	6	75.0	0	0.0	1	12.5	1	12.5
Arson	84	27	32.1	32	38.1	3	3.6	22	26.2
Assault	895	181	20.2	245	27.4	149	16.6	320	35.8
Bribery/Corruption	359	152	42.3	74	20.6	82	22.8	51	14.2
Burglary/Trespass	99	51	51.5	16	16.2	9	9.1	23	23.2
Child Pornography	1,372	980	71.4	85	6.2	242	17.6	65	4.7
Commercialized Vice	72	27	37.5	32	44.4	11	15.3	2	2.8
Drug Possession	91	45	49.5	16	17.6	22	24.2	8	8.8
Drug Trafficking	18,158	4,284	23.6	5,151	28.4	8,137	44.8	586	3.2
Environmental	127	73	57.5	2	1.6	40	31.5	12	9.4
Extortion/Racketeering	109	46	42.2	22	20.2	32	29.4	9	8.3
Firearms	8,117	1,714	21.1	4,548	56.0	1,542	19.0	313	3.9
Food and Drug	35	26	74.3	0	0.0	7	20.0	2	5.7
Forgery/Counter/Copyright	95	33	34.7	32	33.7	10	10.5	20	21.1
Fraud/Theft/Embezzlement	5,275	2,007	38.0	1,975	37.4	931	17.6	362	6.9
Immigration	18,385	483	2.6	479	2.6	17,270	93.9	153	0.8
Individual Rights	125	69	55.2	24	19.2	24	19.2	8	6.4
Kidnapping	147	43	29.3	38	25.9	52	35.4	14	9.5
Manslaughter	111	9	8.1	13	11.7	10	9.0	79	71.2
Money Laundering	1,286	373	29.0	292	22.7	514	40.0	107	8.3
Murder	521	82	15.7	194	37.2	160	30.7	85	16.3
National Defense	227	36	15.9	20	8.8	160	70.5	11	4.8
Obscenity/Other Sex Offenses	339	137	40.4	55	16.2	33	9.7	114	33.6
Prison Offenses	438	95	21.7	162	37.0	142	32.4	39	8.9
Robbery	1,322	221	16.7	825	62.4	221	16.7	55	4.2
Sexual Abuse	1,427	782	54.8	204	14.3	224	15.7	217	15.2
Stalking/Harassing	253	144	56.9	52	20.6	25	9.9	32	12.6
Tax	438	240	54.8	100	22.8	50	11.4	48	11.0
Other	663	253	38.2	182	27.5	153	23.1	75	11.3

¹ Of the 61,678 cases, 446 were excluded due to missing information on sentenced individual's race. Descriptions of variables used in this table are provided in Appendix A.

Table 4

GENDER OF SENTENCED INDIVIDUALS BY TYPE OF CRIME¹
Fiscal Year 2024

TYPE OF CRIME	TOTAL	MALE		FEMALE	
		N	%	N	%
TOTAL	61,645	53,929	87.5	7,716	12.5
Administration of Justice	660	494	74.8	166	25.2
Antitrust	8	8	100.0	0	0.0
Arson	84	76	90.5	8	9.5
Assault	901	822	91.2	79	8.8
Bribery/Corruption	362	292	80.7	70	19.3
Burglary/Trespass	99	87	87.9	12	12.1
Child Pornography	1,375	1,362	99.1	13	0.9
Commercialized Vice	72	58	80.6	14	19.4
Drug Possession	105	74	70.5	31	29.5
Drug Trafficking	18,171	15,344	84.4	2,827	15.6
Environmental	136	123	90.4	13	9.6
Extortion/Racketeering	112	95	84.8	17	15.2
Firearms	8,131	7,813	96.1	318	3.9
Food and Drug	35	21	60.0	14	40.0
Forgery/Counter/Copyright	95	70	73.7	25	26.3
Fraud/Theft/Embezzlement	5,309	3,754	70.7	1,555	29.3
Immigration	18,487	16,928	91.6	1,559	8.4
Individual Rights	125	101	80.8	24	19.2
Kidnapping	147	128	87.1	19	12.9
Manslaughter	110	86	78.2	24	21.8
Money Laundering	1,289	1,011	78.4	278	21.6
Murder	523	475	90.8	48	9.2
National Defense	228	197	86.4	31	13.6
Obscenity/Other Sex Offenses	339	337	99.4	2	0.6
Prison Offenses	438	391	89.3	47	10.7
Robbery	1,323	1,238	93.6	85	6.4
Sexual Abuse	1,430	1,336	93.4	94	6.6
Stalking/Harassing	254	232	91.3	22	8.7
Tax	440	336	76.4	104	23.6
Other	857	640	74.7	217	25.3

¹ Of the 61,678 cases, 33 were excluded due to missing information on sentenced individual's gender. Descriptions of variables used in this table are provided in Appendix A.

Table 5

CITIZENSHIP OF SENTENCED INDIVIDUALS BY TYPE OF CRIME¹
Fiscal Year 2024

TYPE OF CRIME	TOTAL	U.S. CITIZEN		NON-U.S. CITIZEN	
		N	%	N	%
TOTAL	61,342	40,038	65.3	21,304	34.7
Administration of Justice	654	516	78.9	138	21.1
Antitrust	8	8	100.0	0	0.0
Arson	84	81	96.4	3	3.6
Assault	894	854	95.5	40	4.5
Bribery/Corruption	362	333	92.0	29	8.0
Burglary/Trespass	98	91	92.9	7	7.1
Child Pornography	1,374	1,306	95.1	68	4.9
Commercialized Vice	72	65	90.3	7	9.7
Drug Possession	100	94	94.0	6	6.0
Drug Trafficking	18,118	14,515	80.1	3,603	19.9
Environmental	125	96	76.8	29	23.2
Extortion/Racketeering	108	89	82.4	19	17.6
Firearms	8,120	7,787	95.9	333	4.1
Food and Drug	35	34	97.1	1	2.9
Forgery/Counter/Copyright	95	85	89.5	10	10.5
Fraud/Theft/Embezzlement	5,287	4,569	86.4	718	13.6
Immigration	18,471	2,980	16.1	15,491	83.9
Individual Rights	125	117	93.6	8	6.4
Kidnapping	147	124	84.4	23	15.6
Manslaughter	111	110	99.1	1	0.9
Money Laundering	1,286	907	70.5	379	29.5
Murder	523	457	87.4	66	12.6
National Defense	226	157	69.5	69	30.5
Obscenity/Other Sex Offenses	338	328	97.0	10	3.0
Prison Offenses	436	421	96.6	15	3.4
Robbery	1,321	1,269	96.1	52	3.9
Sexual Abuse	1,428	1,354	94.8	74	5.2
Stalking/Harassing	252	243	96.4	9	3.6
Tax	440	411	93.4	29	6.6
Other	704	637	90.5	67	9.5

¹ Of the 61,678 cases, 336 were excluded due to missing information on sentenced individual's citizenship status. Descriptions of variables used in this table are provided in Appendix A.

Table 6

SENTENCE LENGTH BY TYPE OF CRIME¹
Fiscal Year 2024

TYPE OF CRIME	Mean Months	Median Months	N
TOTAL	52	24	61,678
Administration of Justice	14	8	660
Antitrust	1	0	8
Arson	66	60	84
Assault	76	46	901
Bribery/Corruption	18	12	362
Burglary/Trespass	17	3	99
Child Pornography	116	97	1,375
Commercialized Vice	21	13	72
Drug Possession	1	0	109
Drug Trafficking	82	63	18,172
Environmental	3	0	140
Extortion/Racketeering	44	18	112
Firearms	50	40	8,131
Food and Drug	4	0	35
Forgery/Counter/Copyright	16	12	95
Fraud/Theft/Embezzlement	21	12	5,312
Immigration	12	7	18,492
Individual Rights	54	24	125
Kidnapping	190	156	147
Manslaughter	77	60	111
Money Laundering	54	28	1,289
Murder	274	240	523
National Defense	29	18	229
Obscenity/Other Sex Offenses	21	18	339
Prison Offenses	14	12	438
Robbery	110	96	1,323
Sexual Abuse	221	210	1,430
Stalking/Harassing	33	24	254
Tax	16	10	440
Other	4	0	871

¹ Sentences greater than 470 months (including life) and probation were included in the sentence average computations as 470 months and zero months, respectively. In addition, the information presented 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.

Table 7
SENTENCE TYPE BY TYPE OF CRIME¹
Fiscal Year 2024

TYPE OF CRIME	TOTAL	TOTAL RECEIVING IMPRISONMENT				Prison and Alternatives ²		TOTAL RECEIVING PROBATION				Probation and Alternatives ²		Probation Only		TOTAL RECEIVING FINE ONLY	
		N	%	N	%	N	%	N	%	N	%	N	%	N	%		
TOTAL	61,678	56,417	91.5	54,954	89.1	1,463	2.4	5,008	8.1	762	1.2	4,246	6.9	253	0.4		
Administration of Justice	660	488	73.9	449	68.0	39	5.9	170	25.8	43	6.5	127	19.2	2	0.3		
Antitrust	8	1	12.5	0	0.0	1	12.5	7	87.5	0	0.0	7	87.5	0	0.0		
Arson	84	81	96.4	79	94.0	2	2.4	1	1.2	0	0.0	1	1.2	2	2.4		
Assault	901	850	94.3	821	91.1	29	3.2	48	5.3	5	0.6	43	4.8	3	0.3		
Bribery/Corruption	362	268	74.0	257	71.0	11	3.0	94	26.0	27	7.5	67	18.5	0	0.0		
Burglary/Trespass	99	70	70.7	69	69.7	1	1.0	28	28.3	11	11.1	17	17.2	1	1.0		
Child Pornography	1,375	1,367	99.4	1,353	98.4	14	1.0	8	0.6	3	0.2	5	0.4	0	0.0		
Commercialized Vice	72	51	70.8	47	65.3	4	5.6	21	29.2	5	6.9	16	22.2	0	0.0		
Drug Possession	109	56	51.4	55	50.5	1	0.9	35	32.1	3	2.8	32	29.4	18	16.5		
Drug Trafficking	18,172	17,541	96.5	17,030	93.7	511	2.8	629	3.5	120	0.7	509	2.8	2	0.0		
Environmental	140	43	30.7	40	28.6	3	2.1	79	56.4	8	5.7	71	50.7	18	12.9		
Extortion/Racketeering	112	89	79.5	82	73.2	7	6.3	23	20.5	1	0.9	22	19.6	0	0.0		
Firearms	8,131	7,633	93.9	7,462	91.8	171	2.1	494	6.1	81	1.0	413	5.1	4	0.0		
Food and Drug	35	8	22.9	8	22.9	0	0.0	24	68.6	2	5.7	22	62.9	3	8.6		
Forgery/Counter/Copyright	95	79	83.2	76	80.0	3	3.2	16	16.8	1	1.1	15	15.8	0	0.0		
Fraud/Theft/Embezzlement	5,312	3,952	74.4	3,752	70.6	200	3.8	1,329	25.0	237	4.5	1,092	20.6	31	0.6		
Immigration	18,492	17,400	94.1	17,139	92.7	261	1.4	1,091	5.9	94	0.5	997	5.4	1	0.0		
Individual Rights	125	106	84.8	102	81.6	4	3.2	19	15.2	5	4.0	14	11.2	0	0.0		
Kidnapping	147	144	98.0	137	93.2	7	4.8	3	2.0	0	0.0	3	2.0	0	0.0		
Manslaughter	111	107	96.4	102	91.9	5	4.5	4	3.6	2	1.8	2	1.8	0	0.0		
Money Laundering	1,289	1,131	87.7	1,080	83.8	51	4.0	158	12.3	35	2.7	123	9.5	0	0.0		
Murder	523	522	99.8	512	97.9	10	1.9	1	0.2	1	0.2	0	0.0	0	0.0		
National Defense	229	188	82.1	181	79.0	7	3.1	20	8.7	5	2.2	15	6.6	21	9.2		
Obscenity/Other Sex Offenses	339	325	95.9	312	92.0	13	3.8	14	4.1	3	0.9	11	3.2	0	0.0		
Prison Offenses	438	421	96.1	405	92.5	16	3.7	15	3.4	2	0.5	13	3.0	2	0.5		
Robbery	1,323	1,313	99.2	1,277	96.5	36	2.7	10	0.8	0	0.0	10	0.8	0	0.0		
Sexual Abuse	1,430	1,418	99.2	1,392	97.3	26	1.8	12	0.8	3	0.2	9	0.6	0	0.0		
Stalking/Harassing	254	235	92.5	227	89.4	8	3.1	19	7.5	5	2.0	14	5.5	0	0.0		
Tax	440	287	65.2	271	61.6	16	3.6	152	34.5	45	10.2	107	24.3	1	0.2		
Other	871	243	27.9	237	27.2	6	0.7	484	55.6	15	1.7	469	53.8	144	16.5		

¹ Descriptions of variables used in this table are provided in Appendix A.

² Alternatives include all cases in which sentenced individuals received conditions of confinement as described in USSG §5C1.1.

Table 8

SENTENCE IMPOSED RELATIVE TO THE GUIDELINE RANGE¹
Fiscal Year 2024

	<u>N</u>	<u>%</u>
TOTAL CASES	61,331	100.0
SENTENCES UNDER THE GUIDELINES MANUAL	41,076	67.0
Within Guideline Range	28,038	45.7
Upward Departure ²	326	0.5
Downward Departure		
§5K1.1 Substantial Assistance	6,099	9.9
§5K3.1 Early Disposition Program	4,374	7.1
Other Government Motion ³	1,145	1.9
Non-Government Departure ⁴	1,094	1.8
VARIANCES	20,255	33.0
Upward Variance ⁵	2,108	3.4
Downward Variance		
Government Motion ⁶	6,269	10.2
Non-Government Variance ⁷	11,878	19.4

¹ This table reflects the 61,678 cases sentenced in fiscal year 2024. Of these, 347 cases 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 Cases in which the sentence imposed was above the applicable guideline range and for which the court cited a reason on Part V of the Statement of Reasons form, other than §5K1.1 or §5K3.1.

³ Cases in which the sentence imposed was below the applicable guideline range and for which the court cited a reason on Part V of the Statement of Reasons form, other than §5K1.1 or §5K3.1, and where the prosecution initiated, proposed, or stipulated to the sentence.

⁴ Cases in which the sentence imposed was below the applicable guideline range and for which the court cited a reason on Part V of the Statement of Reasons form, other than §5K1.1 or §5K3.1, and where the prosecution did not initiate, propose, or stipulate to the sentence.

⁵ Cases in which the sentence imposed was above the applicable guideline range and for which the court cited a reason on Part VI of the Statement of Reasons form.

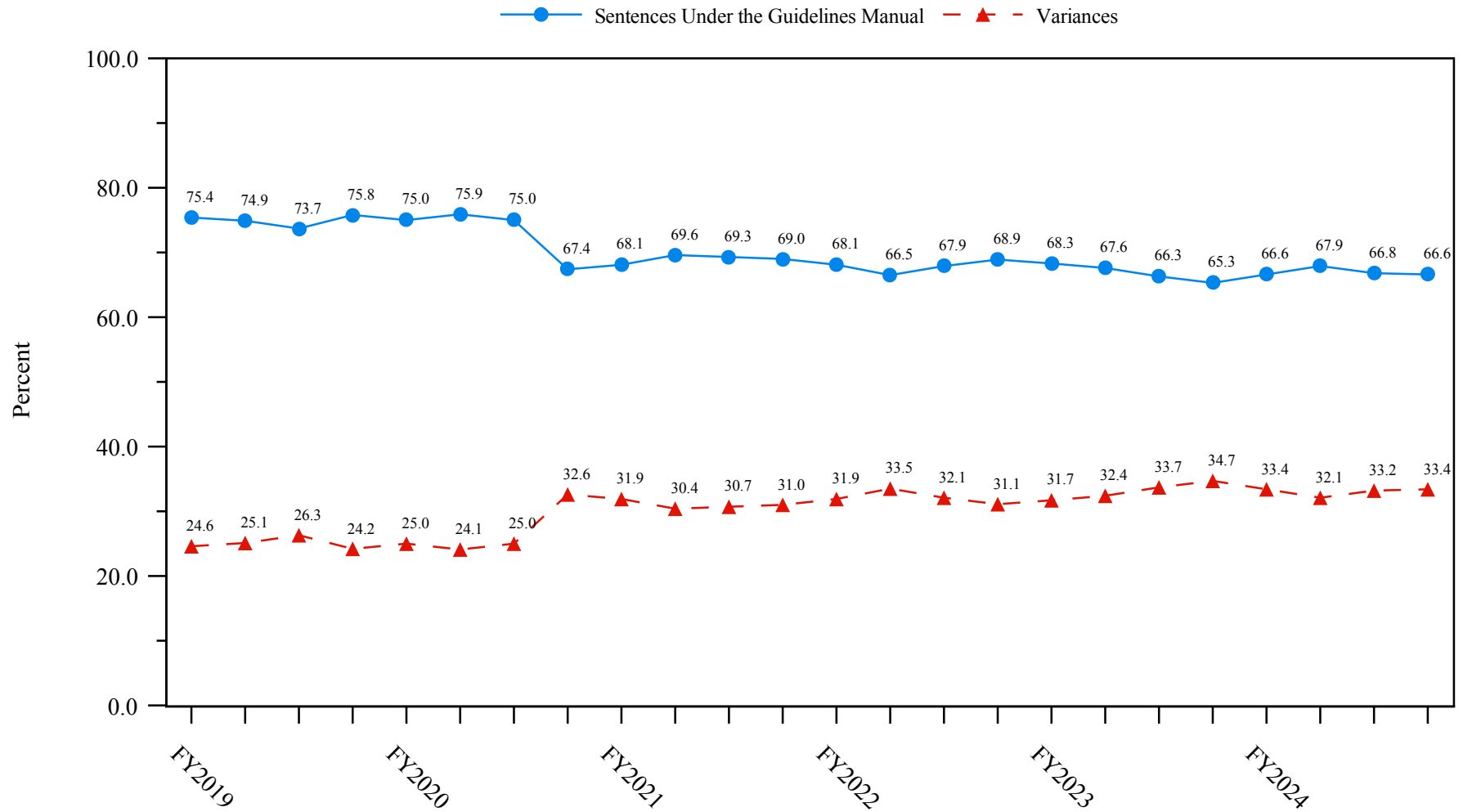
⁶ Cases in which the sentence imposed was below the applicable guideline range and for which the court cited a reason on Part VI of the Statement of Reasons form, and where the prosecution initiated, proposed, or stipulated to the sentence.

⁷ Cases in which the sentence imposed was below the applicable guideline range and for which the court cited a reason on Part VI of the Statement of Reasons form, or where no reason was given, and where the prosecution did not initiate, propose, or stipulate to the sentence.

SOURCE: U.S. Sentencing Commission, 2024 Datafile, USSCFY24.

Figure 3

SENTENCES UNDER THE GUIDELINES MANUAL AND VARIANCES QUARTERLY DATA¹
Fiscal Years 2019 - 2024

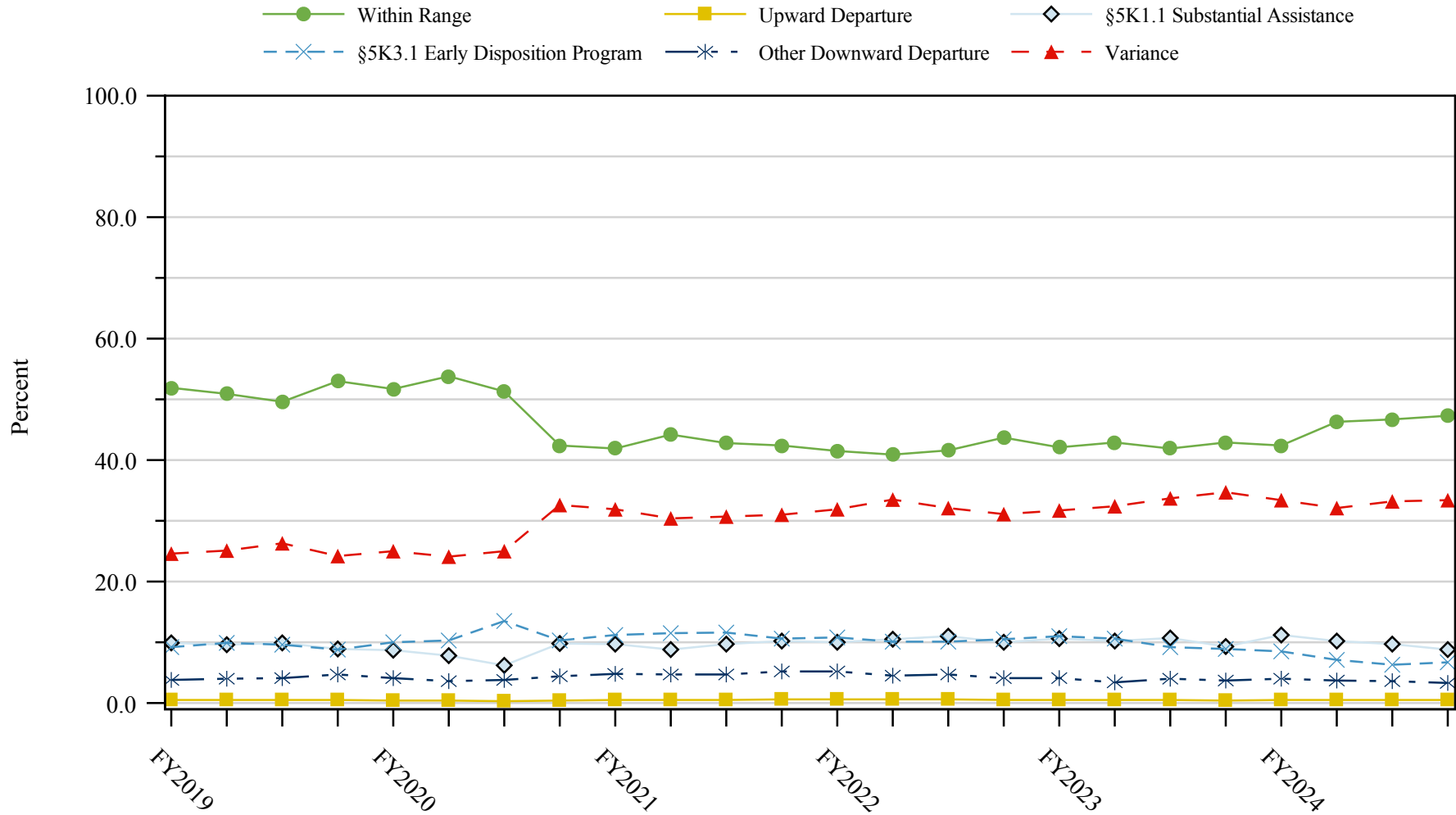


¹ Descriptions of variables used in this figure are provided in Appendix A.

SOURCE: U.S. Sentencing Commission, 2019 - 2024 Datafiles, USSCFY19 - USSCFY24.

Figure 4

SENTENCE IMPOSED RELATIVE TO THE GUIDELINE RANGE QUARTERLY DATA¹
Fiscal Years 2019 - 2024



¹ Descriptions of variables used in this figure are provided in Appendix A.

SOURCE: U.S. Sentencing Commission, 2019 - 2024 Datafiles, USSCFY19 - USSCFY24.

Table 9

**SENTENCE IMPOSED RELATIVE TO THE GUIDELINE RANGE
IN EACH CIRCUIT AND DISTRICT¹
Fiscal Year 2024**

CIRCUIT District	TOTAL	WITHIN GUIDELINE RANGE		DEPARTURE								VARIANCE	
		N	%	UPWARD		§5K1.1		§5K3.1		DOWNWARD		N	%
				N	%	N	%	N	%	N	%		
TOTAL	61,331	28,038	45.7	326	0.5	6,099	9.9	4,374	7.1	2,239	3.7	20,255	33.0
D.C. CIRCUIT	535	270	50.5	6	1.1	59	11.0	0	0.0	10	1.9	190	35.5
District of Columbia	535	270	50.5	6	1.1	59	11.0	0	0.0	10	1.9	190	35.5
FIRST CIRCUIT	2,010	708	35.2	4	0.2	230	11.4	1	0.0	65	3.2	1,002	49.9
Maine	132	35	26.5	1	0.8	25	18.9	0	0.0	3	2.3	68	51.5
Massachusetts	531	123	23.2	1	0.2	74	13.9	1	0.2	21	4.0	311	58.6
New Hampshire	118	26	22.0	0	0.0	16	13.6	0	0.0	5	4.2	71	60.2
Puerto Rico	1,120	496	44.3	2	0.2	110	9.8	0	0.0	35	3.1	477	42.6
Rhode Island	109	28	25.7	0	0.0	5	4.6	0	0.0	1	0.9	75	68.8
SECOND CIRCUIT	3,050	931	30.5	13	0.4	450	14.8	3	0.1	98	3.2	1,555	51.0
Connecticut	249	56	22.5	2	0.8	36	14.5	0	0.0	21	8.4	134	53.8
New York													
Eastern	727	168	23.1	1	0.1	127	17.5	1	0.1	37	5.1	393	54.1
Northern	504	269	53.4	6	1.2	91	18.1	0	0.0	22	4.4	116	23.0
Southern	1,042	239	22.9	0	0.0	104	10.0	2	0.2	14	1.3	683	65.5
Western	364	153	42.0	4	1.1	68	18.7	0	0.0	2	0.5	137	37.6
Vermont	164	46	28.0	0	0.0	24	14.6	0	0.0	2	1.2	92	56.1
THIRD CIRCUIT	2,482	934	37.6	4	0.2	475	19.1	14	0.6	60	2.4	995	40.1
Delaware	95	48	50.5	0	0.0	9	9.5	11	11.6	3	3.2	24	25.3
New Jersey	826	260	31.5	0	0.0	174	21.1	0	0.0	7	0.8	385	46.6
Pennsylvania													
Eastern	487	169	34.7	0	0.0	116	23.8	2	0.4	8	1.6	192	39.4
Middle	454	194	42.7	2	0.4	85	18.7	1	0.2	23	5.1	149	32.8
Western	523	193	36.9	2	0.4	83	15.9	0	0.0	16	3.1	229	43.8
Virgin Islands	97	70	72.2	0	0.0	8	8.2	0	0.0	3	3.1	16	16.5
FOURTH CIRCUIT	3,946	1,775	45.0	25	0.6	513	13.0	3	0.1	95	2.4	1,535	38.9
Maryland	435	121	27.8	0	0.0	72	16.6	0	0.0	25	5.7	217	49.9
North Carolina													
Eastern	823	454	55.2	13	1.6	210	25.5	0	0.0	5	0.6	141	17.1
Middle	283	131	46.3	1	0.4	13	4.6	0	0.0	1	0.4	137	48.4
Western	304	149	49.0	1	0.3	27	8.9	0	0.0	4	1.3	123	40.5
South Carolina	568	211	37.1	4	0.7	99	17.4	0	0.0	19	3.3	235	41.4
Virginia													
Eastern	761	382	50.2	4	0.5	28	3.7	0	0.0	30	3.9	317	41.7
Western	196	60	30.6	1	0.5	33	16.8	0	0.0	3	1.5	99	50.5
West Virginia													
Northern	346	181	52.3	0	0.0	20	5.8	3	0.9	1	0.3	141	40.8
Southern	230	86	37.4	1	0.4	11	4.8	0	0.0	7	3.0	125	54.3

Table 9 (cont.)

CIRCUIT District	TOTAL	WITHIN GUIDELINE		DEPARTURE								VARIANCE	
		RANGE		UPWARD		\$5K1.1		\$5K3.1		DOWNWARD		N	%
		N	%	N	%	N	%	N	%	N	%	N	%
FIFTH CIRCUIT	17,614	11,881	67.5	68	0.4	958	5.4	370	2.1	622	3.5	3,715	21.1
Louisiana													
Eastern	342	193	56.4	1	0.3	46	13.5	1	0.3	4	1.2	97	28.4
Middle	94	46	48.9	1	1.1	20	21.3	0	0.0	0	0.0	27	28.7
Western	277	208	75.1	3	1.1	11	4.0	0	0.0	1	0.4	54	19.5
Mississippi													
Northern	178	77	43.3	3	1.7	40	22.5	0	0.0	3	1.7	55	30.9
Southern	322	219	68.0	1	0.3	35	10.9	0	0.0	3	0.9	64	19.9
Texas													
Eastern	1,134	664	58.6	14	1.2	71	6.3	0	0.0	6	0.5	379	33.4
Northern	1,219	752	61.7	12	1.0	122	10.0	0	0.0	11	0.9	322	26.4
Southern	6,122	3,504	57.2	26	0.4	388	6.3	349	5.7	540	8.8	1,315	21.5
Western	7,926	6,218	78.5	7	0.1	225	2.8	20	0.3	54	0.7	1,402	17.7
SIXTH CIRCUIT	4,322	1,564	36.2	13	0.3	783	18.1	9	0.2	221	5.1	1,732	40.1
Kentucky													
Eastern	437	216	49.4	1	0.2	84	19.2	0	0.0	11	2.5	125	28.6
Western	357	115	32.2	4	1.1	90	25.2	3	0.8	27	7.6	118	33.1
Michigan													
Eastern	639	191	29.9	1	0.2	69	10.8	0	0.0	13	2.0	365	57.1
Western	226	128	56.6	0	0.0	26	11.5	0	0.0	9	4.0	63	27.9
Ohio													
Northern	829	315	38.0	0	0.0	165	19.9	1	0.1	19	2.3	329	39.7
Southern	577	138	23.9	4	0.7	78	13.5	4	0.7	122	21.1	231	40.0
Tennessee													
Eastern	538	245	45.5	1	0.2	147	27.3	0	0.0	10	1.9	135	25.1
Middle	329	79	24.0	0	0.0	62	18.8	1	0.3	9	2.7	178	54.1
Western	390	137	35.1	2	0.5	62	15.9	0	0.0	1	0.3	188	48.2
SEVENTH CIRCUIT	2,009	684	34.0	7	0.3	198	9.9	0	0.0	75	3.7	1,045	52.0
Illinois													
Central	248	71	28.6	0	0.0	27	10.9	0	0.0	0	0.0	150	60.5
Northern	546	155	28.4	1	0.2	49	9.0	0	0.0	39	7.1	302	55.3
Southern	224	124	55.4	4	1.8	31	13.8	0	0.0	6	2.7	59	26.3
Indiana													
Northern	236	108	45.8	0	0.0	26	11.0	0	0.0	3	1.3	99	41.9
Southern	352	147	41.8	0	0.0	47	13.4	0	0.0	2	0.6	156	44.3
Wisconsin													
Eastern	286	49	17.1	0	0.0	12	4.2	0	0.0	4	1.4	221	77.3
Western	117	30	25.6	2	1.7	6	5.1	0	0.0	21	17.9	58	49.6
EIGHTH CIRCUIT	4,858	2,102	43.3	37	0.8	555	11.4	20	0.4	89	1.8	2,055	42.3
Arkansas													
Eastern	517	268	51.8	1	0.2	41	7.9	0	0.0	4	0.8	203	39.3
Western	207	80	38.6	2	1.0	22	10.6	0	0.0	0	0.0	103	49.8
Iowa													
Northern	295	167	56.6	14	4.7	42	14.2	0	0.0	3	1.0	69	23.4
Southern	328	122	37.2	0	0.0	41	12.5	0	0.0	1	0.3	164	50.0
Minnesota	375	130	34.7	2	0.5	38	10.1	0	0.0	31	8.3	174	46.4
Missouri													
Eastern	1,011	461	45.6	6	0.6	85	8.4	0	0.0	8	0.8	451	44.6
Western	783	290	37.0	0	0.0	153	19.5	0	0.0	7	0.9	333	42.5
Nebraska	440	179	40.7	0	0.0	10	2.3	18	4.1	3	0.7	230	52.3
North Dakota	327	106	32.4	2	0.6	117	35.8	2	0.6	5	1.5	95	29.1
South Dakota	575	299	52.0	10	1.7	6	1.0	0	0.0	27	4.7	233	40.5

Table 9 (cont.)

CIRCUIT District	TOTAL	WITHIN GUIDELINE		DEPARTURE								VARIANCE	
		RANGE		UPWARD		§5K1.1		§5K3.1		DOWNWARD		N	%
		N	%	N	%	N	%	N	%	N	%	N	%
NINTH CIRCUIT	10,694	2,794	26.1	67	0.6	948	8.9	3,361	31.4	564	5.3	2,960	27.7
Alaska	134	34	25.4	1	0.7	18	13.4	0	0.0	2	1.5	79	59.0
Arizona	3,836	1,239	32.3	19	0.5	76	2.0	1,874	48.9	59	1.5	569	14.8
California													
Central	917	242	26.4	5	0.5	162	17.7	4	0.4	55	6.0	449	49.0
Eastern	444	174	39.2	3	0.7	80	18.0	5	1.1	7	1.6	175	39.4
Northern	477	65	13.6	3	0.6	61	12.8	2	0.4	12	2.5	334	70.0
Southern	2,634	402	15.3	19	0.7	164	6.2	1,432	54.4	391	14.8	226	8.6
Guam	39	16	41.0	0	0.0	12	30.8	0	0.0	0	0.0	11	28.2
Hawaii	108	35	32.4	0	0.0	26	24.1	0	0.0	1	0.9	46	42.6
Idaho	304	104	34.2	4	1.3	51	16.8	10	3.3	16	5.3	119	39.1
Montana	366	128	35.0	1	0.3	69	18.9	0	0.0	4	1.1	164	44.8
Nevada	271	50	18.5	0	0.0	14	5.2	33	12.2	3	1.1	171	63.1
Northern Mariana Islands	40	30	75.0	0	0.0	4	10.0	0	0.0	2	5.0	4	10.0
Oregon	521	84	16.1	9	1.7	142	27.3	0	0.0	3	0.6	283	54.3
Washington													
Eastern	286	81	28.3	1	0.3	63	22.0	0	0.0	6	2.1	135	47.2
Western	317	110	34.7	2	0.6	6	1.9	1	0.3	3	0.9	195	61.5
TENTH CIRCUIT	4,863	1,999	41.1	68	1.4	336	6.9	586	12.1	271	5.6	1,603	33.0
Colorado	378	118	31.2	0	0.0	67	17.7	18	4.8	10	2.6	165	43.7
Kansas	337	162	48.1	4	1.2	56	16.6	5	1.5	6	1.8	104	30.9
New Mexico	1,695	662	39.1	12	0.7	59	3.5	478	28.2	117	6.9	367	21.7
Oklahoma													
Eastern	304	208	68.4	8	2.6	16	5.3	0	0.0	3	1.0	69	22.7
Northern	635	331	52.1	41	6.5	58	9.1	4	0.6	113	17.8	88	13.9
Western	682	322	47.2	0	0.0	32	4.7	1	0.1	2	0.3	325	47.7
Utah	653	138	21.1	1	0.2	34	5.2	68	10.4	12	1.8	400	61.3
Wyoming	179	58	32.4	2	1.1	14	7.8	12	6.7	8	4.5	85	47.5
ELEVENTH CIRCUIT	4,948	2,396	48.4	14	0.3	594	12.0	7	0.1	69	1.4	1,868	37.8
Alabama													
Middle	272	116	42.6	0	0.0	44	16.2	0	0.0	7	2.6	105	38.6
Northern	438	238	54.3	2	0.5	64	14.6	0	0.0	10	2.3	124	28.3
Southern	237	116	48.9	0	0.0	37	15.6	2	0.8	3	1.3	79	33.3
Florida													
Middle	1,135	521	45.9	3	0.3	158	13.9	1	0.1	8	0.7	444	39.1
Northern	259	97	37.5	0	0.0	50	19.3	3	1.2	3	1.2	106	40.9
Southern	1,341	687	51.2	4	0.3	102	7.6	1	0.1	13	1.0	534	39.8
Georgia													
Middle	425	256	60.2	0	0.0	43	10.1	0	0.0	4	0.9	122	28.7
Northern	474	139	29.3	1	0.2	41	8.6	0	0.0	18	3.8	275	58.0
Southern	367	226	61.6	4	1.1	55	15.0	0	0.0	3	0.8	79	21.5

¹ Of the 61,678 cases, 347 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.

Table 10

**SENTENCE IMPOSED RELATIVE TO THE GUIDELINE RANGE
BY TYPE OF CRIME¹
Fiscal Year 2024**

TYPE OF CRIME	TOTAL	WITHIN GUIDELINE		DEPARTURE								VARIANCE	
		RANGE		UPWARD		§5K1.1		§5K3.1		DOWNWARD			
		N	%	N	%	N	%	N	%	N	%	N	%
TOTAL	61,331	28,038	45.7	326	0.5	6,099	9.9	4,374	7.1	2,239	3.7	20,255	33.0
Administration of Justice	657	318	48.4	10	1.5	33	5.0	1	0.2	23	3.5	272	41.4
Antitrust	8	1	12.5	0	0.0	5	62.5	0	0.0	0	0.0	2	25.0
Arson	84	34	40.5	4	4.8	7	8.3	0	0.0	8	9.5	31	36.9
Assault	896	417	46.5	36	4.0	42	4.7	0	0.0	56	6.3	345	38.5
Bribery/Corruption	362	61	16.9	1	0.3	118	32.6	0	0.0	14	3.9	168	46.4
Burglary/Trespass	98	69	70.4	4	4.1	1	1.0	1	1.0	1	1.0	22	22.4
Child Pornography	1,375	520	37.8	3	0.2	25	1.8	1	0.1	44	3.2	782	56.9
Commercialized Vice	72	38	52.8	3	4.2	11	15.3	0	0.0	3	4.2	17	23.6
Drug Possession	99	87	87.9	2	2.0	0	0.0	0	0.0	2	2.0	8	8.1
Drug Trafficking	18,164	5,177	28.5	65	0.4	3,694	20.3	950	5.2	737	4.1	7,541	41.5
Environmental	127	67	52.8	0	0.0	12	9.4	0	0.0	8	6.3	40	31.5
Extortion/Racketeering	108	35	32.4	2	1.9	25	23.1	0	0.0	5	4.6	41	38.0
Firearms	8,123	4,124	50.8	61	0.8	447	5.5	8	0.1	238	2.9	3,245	39.9
Food and Drug	35	24	68.6	0	0.0	2	5.7	0	0.0	0	0.0	9	25.7
Forgery/Counter/Copyright	95	36	37.9	0	0.0	8	8.4	0	0.0	5	5.3	46	48.4
Fraud/Theft/Embezzlement	5,279	2,277	43.1	17	0.3	738	14.0	7	0.1	191	3.6	2,049	38.8
Immigration	18,305	11,482	62.7	44	0.2	162	0.9	3,386	18.5	583	3.2	2,648	14.5
Individual Rights	125	34	27.2	1	0.8	13	10.4	0	0.0	13	10.4	64	51.2
Kidnapping	146	42	28.8	0	0.0	35	24.0	0	0.0	5	3.4	64	43.8
Manslaughter	111	51	45.9	13	11.7	1	0.9	0	0.0	10	9.0	36	32.4
Money Laundering	1,289	308	23.9	3	0.2	325	25.2	16	1.2	77	6.0	560	43.4
Murder	523	231	44.2	13	2.5	108	20.7	0	0.0	29	5.5	142	27.2
National Defense	228	77	33.8	0	0.0	27	11.8	0	0.0	19	8.3	105	46.1
Obscenity/Other Sex Offenses	339	170	50.1	5	1.5	3	0.9	0	0.0	9	2.7	152	44.8
Prison Offenses	437	261	59.7	4	0.9	4	0.9	3	0.7	18	4.1	147	33.6
Robbery	1,321	529	40.0	16	1.2	134	10.1	1	0.1	47	3.6	594	45.0
Sexual Abuse	1,429	598	41.8	11	0.8	59	4.1	0	0.0	63	4.4	698	48.8
Stalking/Harassing	254	114	44.9	5	2.0	4	1.6	0	0.0	9	3.5	122	48.0
Tax	440	118	26.8	1	0.2	53	12.0	0	0.0	16	3.6	252	57.3
Other	802	738	92.0	2	0.2	3	0.4	0	0.0	6	0.7	53	6.6

¹ Of the 61,678 cases, 347 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.

SOURCE: U.S. Sentencing Commission, 2024 Datafile, USSCFY24.

Table 11

SENTENCE IMPOSED RELATIVE TO THE GUIDELINE RANGE BY PRIMARY SENTENCING GUIDELINE¹

Fiscal Year 2024

Guideline	Total	Within Guideline		Departure			Variance	Guideline	Total	Within Guideline		Departure			Variance
		Range	Up	\$5K1.1	\$5K3.1	Down				Range	Up	\$5K1.1	\$5K3.1	Down	
§2A1.1	344	148	3	88	0	16	89	§2D1.8	13	2	0	3	0	0	8
§2A1.2	105	53	10	6	0	9	27	§2D1.9	0	0	0	0	0	0	0
§2A1.3	50	24	9	0	0	5	12	§2D1.10	1	0	0	0	0	0	1
§2A1.4	60	27	4	0	0	5	24	§2D1.11	1	0	0	0	0	0	1
§2A1.5	43	18	0	7	0	3	15	§2D1.12	7	2	1	1	0	0	3
§2A2.1	226	105	2	25	0	11	83	§2D1.13	0	0	0	0	0	0	0
§2A2.2	582	250	31	16	0	40	245	§2D1.14	1	0	0	1	0	0	0
§2A2.3	51	40	2	0	0	1	8	§2D2.1	67	56	2	0	0	1	8
§2A2.4	245	149	3	1	0	11	81	§2D2.2	34	28	0	0	0	1	5
§2A3.1	154	69	3	2	0	16	64	§2D2.3	1	1	0	0	0	0	0
§2A3.2	40	26	0	0	0	1	13	§2D3.1	10	8	1	0	0	0	1
§2A3.3	7	1	0	1	0	0	5	§2D3.2	1	1	0	0	0	0	0
§2A3.4	39	21	1	0	0	0	17	§2D3.3	0	0	0	0	0	0	0
§2A3.5	310	161	1	2	0	9	137	§2D3.4	0	0	0	0	0	0	0
§2A4.1	141	40	0	33	0	5	63	§2D3.5	0	0	0	0	0	0	0
§2A4.2	0	0	0	0	0	0	0	§2E1.1	22	3	2	4	0	1	12
§2A5.1	0	0	0	0	0	0	0	§2E1.2	1	1	0	0	0	0	0
§2A5.2	30	14	0	0	0	2	14	§2E1.3	0	0	0	0	0	0	0
§2A5.3	0	0	0	0	0	0	0	§2E1.4	10	5	0	1	0	0	4
§2A6.1	176	84	2	2	0	7	81	§2E1.5	0	0	0	0	0	0	0
§2A6.2	73	28	3	2	0	2	38	§2E2.1	8	1	0	0	0	1	6
§2B1.1	5,013	2,074	16	729	6	186	2,002	§2E3.1	41	23	0	9	0	1	8
§2B1.2	0	0	0	0	0	0	0	§2E3.2	0	0	0	0	0	0	0
§2B1.3	0	0	0	0	0	0	0	§2E3.3	0	0	0	0	0	0	0
§2B1.4	36	6	0	5	0	0	25	§2E4.1	22	7	0	12	0	0	3
§2B1.5	11	2	0	1	0	1	7	§2E5.1	1	0	0	1	0	0	0
§2B1.6 ²	63	60	0	3	0	0	0	§2E5.2	0	0	0	0	0	0	0
§2B2.1	52	25	4	1	1	1	20	§2E5.3	0	0	0	0	0	0	0
§2B2.2	0	0	0	0	0	0	0	§2E5.4	0	0	0	0	0	0	0
§2B2.3	41	41	0	0	0	0	0	§2E5.5	0	0	0	0	0	0	0
§2B3.1	1,304	519	16	130	1	46	592	§2E5.6	0	0	0	0	0	0	0
§2B3.2	28	8	0	7	0	1	12	§2F1.1	0	0	0	0	0	0	0
§2B3.3	6	5	0	0	0	1	0	§2F1.2	0	0	0	0	0	0	0
§2B4.1	127	9	0	61	0	3	54	§2G1.1	56	23	3	7	0	2	21
§2B5.1	60	31	0	3	0	2	24	§2G1.2	0	0	0	0	0	0	0
§2B5.2	0	0	0	0	0	0	0	§2G1.3	406	192	5	24	0	21	164
§2B5.3	35	5	0	5	0	3	22	§2G2.1	749	279	2	27	0	24	417
§2B5.4	0	0	0	0	0	0	0	§2G2.2	1,374	519	3	25	1	44	782
§2B6.1	2	1	0	0	0	0	1	§2G2.3	0	0	0	0	0	0	0
§2C1.1	220	48	1	54	0	10	107	§2G2.4	0	0	0	0	0	0	0
§2C1.2	9	2	0	3	0	0	4	§2G2.5	0	0	0	0	0	0	0
§2C1.3	2	2	0	0	0	0	0	§2G2.6	3	2	0	0	0	0	1
§2C1.4	0	0	0	0	0	0	0	§2G3.1	26	8	4	1	0	0	13
§2C1.5	0	0	0	0	0	0	0	§2G3.2	0	0	0	0	0	0	0
§2C1.6	0	0	0	0	0	0	0	§2H1.1	97	17	0	11	0	13	56
§2C1.7	0	0	0	0	0	0	0	§2H1.2	0	0	0	0	0	0	0
§2C1.8	2	0	0	0	0	0	2	§2H1.3	0	0	0	0	0	0	0
§2D1.1	17,767	5,051	58	3,650	945	720	7,343	§2H1.4	0	0	0	0	0	0	0
§2D1.2	229	97	7	28	0	14	83	§2H1.5	0	0	0	0	0	0	0
§2D1.3	0	0	0	0	0	0	0	§2H2.1	4	2	0	0	0	0	2
§2D1.4	0	0	0	0	0	0	0	§2H3.1	5	2	1	0	0	0	2
§2D1.5	14	1	0	10	0	1	2	§2H3.2	0	0	0	0	0	0	0
§2D1.6	0	0	0	0	0	0	0	§2H3.3	3	3	0	0	0	0	0
§2D1.7	0	0	0	0	0	0	0	§2H4.1	13	7	0	2	0	0	4

Table 11 (cont.)

Guideline	Within Guideline		Departure					Variance	Guideline	Within Guideline		Departure					Variance
	Total	Range	Up	§5K1.1	§5K3.1	Down	Total			Range	Up	§5K1.1	§5K3.1	Down			
§2H4.2	0	0	0	0	0	0	0	§2M5.2	178	53	0	20	0	18	87		
§2J1.1	0	0	0	0	0	0	0	§2M5.3	9	2	0	2	0	0	5		
§2J1.2	148	52	2	14	0	5	75	§2M6.1	0	0	0	0	0	0	0		
§2J1.3	20	7	0	1	0	1	11	§2M6.2	2	2	0	0	0	0	0		
§2J1.4	7	4	0	0	0	0	3	§2N1.1	10	0	0	2	0	0	8		
§2J1.5	2	1	0	0	0	0	1	§2N1.2	0	0	0	0	0	0	0		
§2J1.6	30	14	1	2	1	0	12	§2N1.3	0	0	0	0	0	0	0		
§2J1.7	0	0	0	0	0	0	0	§2N2.1	22	21	0	0	0	0	1		
§2J1.8	0	0	0	0	0	0	0	§2N3.1	0	0	0	0	0	0	0		
§2J1.9	0	0	0	0	0	0	0	§2P1.1	287	188	4	3	1	8	83		
§2K1.1	2	1	0	0	0	0	1	§2P1.2	121	58	0	1	1	7	54		
§2K1.2	0	0	0	0	0	0	0	§2P1.3	0	0	0	0	0	0	0		
§2K1.3	14	2	0	4	0	0	8	§2P1.4	0	0	0	0	0	0	0		
§2K1.4	84	34	4	7	0	8	31	§2Q1.1	0	0	0	0	0	0	0		
§2K1.5	4	2	0	0	0	0	2	§2Q1.2	35	9	0	7	0	2	17		
§2K1.6	0	0	0	0	0	0	0	§2Q1.3	10	3	0	1	0	3	3		
§2K1.7	0	0	0	0	0	0	0	§2Q1.4	0	0	0	0	0	0	0		
§2K2.1	7,741	3,864	54	423	8	235	3,157	§2Q1.5	0	0	0	0	0	0	0		
§2K2.2	0	0	0	0	0	0	0	§2Q1.6	0	0	0	0	0	0	0		
§2K2.3	0	0	0	0	0	0	0	§2Q2.1	57	31	0	4	0	3	19		
§2K2.4 ³	293	225	6	20	0	1	41	§2Q2.2	0	0	0	0	0	0	0		
§2K2.5	12	9	1	0	0	0	2	§2R1.1	8	1	0	5	0	0	2		
§2K2.6	1	0	0	0	0	0	1	§2S1.1	1,095	230	0	302	14	65	484		
§2K3.1	0	0	0	0	0	0	0	§2S1.2	0	0	0	0	0	0	0		
§2K3.2	0	0	0	0	0	0	0	§2S1.3	177	70	3	23	2	11	68		
§2L1.1	4,345	2,281	11	119	1,123	100	711	§2S1.4	0	0	0	0	0	0	0		
§2L1.2	12,548	8,164	30	28	2,084	472	1,770	§2T1.1	248	73	0	34	0	10	131		
§2L1.3	0	0	0	0	0	0	0	§2T1.2	0	0	0	0	0	0	0		
§2L2.1	47	16	0	13	0	2	16	§2T1.3	0	0	0	0	0	0	0		
§2L2.2	394	297	3	1	0	2	91	§2T1.4	112	31	1	11	0	3	66		
§2L2.3	0	0	0	0	0	0	0	§2T1.5	0	0	0	0	0	0	0		
§2L2.4	0	0	0	0	0	0	0	§2T1.6	57	5	0	3	0	2	47		
§2L2.5	0	0	0	0	0	0	0	§2T1.7	0	0	0	0	0	0	0		
§2M1.1	0	0	0	0	0	0	0	§2T1.8	0	0	0	0	0	0	0		
§2M2.1	0	0	0	0	0	0	0	§2T1.9	9	1	0	3	0	1	4		
§2M2.2	0	0	0	0	0	0	0	§2T2.1	0	0	0	0	0	0	0		
§2M2.3	0	0	0	0	0	0	0	§2T2.2	1	1	0	0	0	0	0		
§2M2.4	0	0	0	0	0	0	0	§2T3.1	9	5	0	2	0	0	2		
§2M3.1	2	0	0	0	0	1	1	§2T3.2	0	0	0	0	0	0	0		
§2M3.2	1	0	0	0	0	0	1	§2T4.1	0	0	0	0	0	0	0		
§2M3.3	0	0	0	0	0	0	0	§2X1.1	10	5	0	1	0	1	3		
§2M3.4	0	0	0	0	0	0	0	§2X2.1	0	0	0	0	0	0	0		
§2M3.5	0	0	0	0	0	0	0	§2X3.1	90	33	0	16	0	7	34		
§2M3.6	0	0	0	0	0	0	0	§2X4.1	170	73	4	14	0	3	76		
§2M3.7	0	0	0	0	0	0	0	§2X5.1	0	0	0	0	0	0	0		
§2M3.8	0	0	0	0	0	0	0	§2X5.2	201	185	0	0	0	1	15		
§2M3.9	0	0	0	0	0	0	0	§2X6.1	0	0	0	0	0	0	0		
§2M4.1	0	0	0	0	0	0	0	§2X7.1	1	1	0	0	0	0	0		
§2M5.1	14	1	0	4	0	0	9	§2X7.2	11	8	0	0	0	0	3		
TOTAL									59,313	26,500	324	6,094	4,188	2,213	19,994		

¹ Of the 61,678 cases, 2,365 were excluded due to one or both of the following reasons: information was missing from the submitted documents that prevented the comparison of the sentence and the guideline range (347) or missing guideline applied (2,347). 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. § 1028A (Aggravated Identity Theft) as the only count or counts of conviction. The *Guidelines Manual* provides punishment for this type of offense under §2B1.6.

³ 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.

Table 12

ATTRIBUTION CATEGORY FOR SENTENCES OUTSIDE OF THE GUIDELINE RANGE¹
Fiscal Year 2024

	TOTAL CASES	Pursuant to a Plea Agreement									
		§5K1.1 Substantial Assistance ²		§5K3.1 Early Disposition ²		Binding Plea Accepted by Court		Plea with Departure Court Finds Reasonable		Plea States Gov't Will Not Oppose	
		N	%	N	%	N	%	N	%	N	%
TOTAL	33,293	6,120	18.4	4,440	13.3	5,233	15.7	6,213	18.7	368	1.1
Departures	13,038	6,099	46.8	4,436	34.0	3,023	23.2	4,366	33.5	206	1.6
Upward Departure	326	0	0.0	0	0.0	86	26.4	61	18.7	0	0.0
Downward Departure											
§5K1.1 Substantial Assistance	6,099	6,099	100.0	62	1.0	225	3.7	1,354	22.2	30	0.5
§5K3.1 Early Disposition Program	4,374	0	0.0	4,374	100.0	2,236	51.1	2,466	56.4	161	3.7
Other Government Motion	1,145	0	0.0	0	0.0	476	41.6	485	42.4	15	1.3
Non-Government Departure	1,094	0	0.0	0	0.0	0	0.0	0	0.0	0	0.0
Variances	20,255	21	0.1	4	0.0	2,210	10.9	1,847	9.1	162	0.8
Upward Variance	2,108	21	1.0	4	0.2	263	12.5	142	6.7	1	0.0
Downward Variance											
Government Motion	6,269	0	0.0	0	0.0	1,947	31.1	1,705	27.2	161	2.6
Non-Government Variance	11,878	0	0.0	0	0.0	0	0.0	0	0.0	0	0.0

Table 12 (cont.)

	Pursuant to a Motion Not in a Plea Agreement											
	Other Government Motion		Defense Motion/Gov't Did Not Object		Defense Motion/Gov't Did Object		Joint Motion		Other than a Plea/Motion by Parties		No Information Available	
	N	%	N	%	N	%	N	%	N	%	N	%
TOTAL	5,646	17.0	5,162	15.5	7,112	21.4	2,318	7.0	5,289	15.9	2,138	6.4
Departures	4,696	36.0	2,025	15.5	1,549	11.9	964	7.4	1,091	8.4	161	1.2
Upward Departure	86	26.4	0	0.0	2	0.6	11	3.4	83	25.5	33	10.1
Downward Departure												
§5K1.1 Substantial Assistance	4,189	68.7	750	12.3	751	12.3	457	7.5	535	8.8	0	0.0
§5K3.1 Early Disposition Program	272	6.2	584	13.4	462	10.6	337	7.7	172	3.9	0	0.0
Other Government Motion	149	13.0	121	10.6	88	7.7	159	13.9	49	4.3	13	1.1
Non-Government Departure	0	0.0	570	52.1	246	22.5	0	0.0	252	23.0	115	10.5
Variations	950	4.7	3,137	15.5	5,563	27.5	1,354	6.7	4,198	20.7	1,977	9.8
Upward Variance	359	17.0	4	0.2	13	0.6	23	1.1	1,102	52.3	255	12.1
Downward Variance												
Government Motion	591	9.4	477	7.6	267	4.3	1,331	21.2	494	7.9	169	2.7
Non-Government Variance	0	0.0	2,656	22.4	5,283	44.5	0	0.0	2,602	21.9	1,553	13.1

¹ Multiple attributions may be made on the Statement of Reasons (SOR). Therefore, the numbers reported in this table may exceed the number of total cases. For example, among SORs with an attribution, 12,419 cases indicated more than one attribution. Only sentenced individuals whose sentence is outside the guideline range are included in this table. Descriptions of variables used in this table are provided in Appendix A.

² For cases in which the court submitted a SOR form with a revision date of 11/15 or later, information for these categories was taken from Part V.C. of the SOR. For cases in which the court submitted the prior version of the SOR form, the information was taken from Part V.B. of the SOR form.

SOURCE: U.S. Sentencing Commission, 2024 Datafile, USSCFY24.

Table 13

**EXTENT OF UPWARD DEPARTURES
BY TYPE OF CRIME¹
Fiscal Year 2024**

TYPE OF CRIME	N	Mean			Median		
		Sentence In Months	Increase In Months	Percent Increase	Sentence In Months	Increase In Months	Percent Increase
TOTAL	324	103	35	90.9	73	20	50.0
Administration of Justice	10	46	30	203.8	35	11	108.6
Antitrust	0	--	--	--	--	--	--
Arson	4	87	27	45.9	84	26	43.4
Assault	35	114	34	57.7	108	22	39.4
Bribery/Corruption	1	--	--	--	--	--	--
Burglary/Trespass	4	80	29	69.0	75	15	38.0
Child Pornography	3	102	27	47.0	97	24	20.0
Commercialized Vice	3	131	91	374.5	120	73	221.2
Drug Possession	2	--	--	--	--	--	--
Drug Trafficking	65	117	50	155.6	108	35	71.4
Environmental	0	--	--	--	--	--	--
Extortion/Racketeering	2	--	--	--	--	--	--
Firearms	61	78	22	56.2	66	17	31.0
Food and Drug	0	--	--	--	--	--	--
Forgery/Counter/Copyright	0	--	--	--	--	--	--
Fraud/Theft/Embezzlement	17	55	18	104.9	24	15	83.3
Immigration	44	27	10	65.3	24	6	50.0
Individual Rights	1	--	--	--	--	--	--
Kidnapping	0	--	--	--	--	--	--
Manslaughter	13	145	60	67.4	120	47	62.2
Money Laundering	3	12	6	94.8	12	6	100.5
Murder	12	394	101	39.0	420	81	22.4
National Defense	0	--	--	--	--	--	--
Obscenity/Other Sex Offenses	5	52	24	93.2	48	25	119.1
Prison Offenses	4	36	16	76.6	33	11	65.7
Robbery	16	172	48	57.5	170	22	20.3
Sexual Abuse	11	229	74	57.0	264	33	26.8
Stalking/Harassing	5	66	23	53.5	60	22	47.4
Tax	1	--	--	--	--	--	--
Other	2	--	--	--	--	--	--

¹ Of the 61,678 cases, in 326 the sentence was an upward departure from the guideline range. Due to an inability to calculate the extent of departure for cases with a sentence of life, one case was excluded from this table. Also, one case was 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.

Table 14

**EXTENT OF UPWARD VARIANCES
BY TYPE OF CRIME¹
Fiscal Year 2024**

TYPE OF CRIME	N	Mean			Median		
		Sentence In Months	Increase In Months	Percent Increase	Sentence In Months	Increase In Months	Percent Increase
TOTAL	2,073	76	22	63.4	48	12	42.9
Administration of Justice	32	37	19	117.8	24	12	87.8
Antitrust	0	--	--	--	--	--	--
Arson	12	127	42	55.9	111	31	43.3
Assault	53	140	44	54.3	120	30	37.1
Bribery/Corruption	3	92	25	38.5	60	23	33.3
Burglary/Trespass	4	69	31	93.4	66	31	88.2
Child Pornography	50	157	41	49.8	129	32	31.9
Commercialized Vice	5	52	26	100.7	60	27	81.8
Drug Possession	3	18	11	141.7	12	6	100.0
Drug Trafficking	275	113	27	67.4	96	18	27.7
Environmental	0	--	--	--	--	--	--
Extortion/Racketeering	1	--	--	--	--	--	--
Firearms	463	85	25	51.6	78	18	36.7
Food and Drug	1	--	--	--	--	--	--
Forgery/Counter/Copyright	4	52	10	25.5	50	8	20.6
Fraud/Theft/Embezzlement	101	76	24	62.3	48	11	33.3
Immigration	771	22	8	67.0	14	5	50.0
Individual Rights	4	157	30	35.6	174	30	19.3
Kidnapping	3	357	56	16.4	420	65	16.1
Manslaughter	18	110	41	81.0	94	32	69.9
Money Laundering	22	83	24	56.4	75	13	34.5
Murder	13	324	104	54.6	360	65	37.9
National Defense	1	--	--	--	--	--	--
Obscenity/Other Sex Offenses	26	65	39	154.3	60	27	85.7
Prison Offenses	22	43	19	103.5	35	9	47.7
Robbery	73	201	52	45.8	180	35	27.7
Sexual Abuse	64	203	45	36.6	210	33	23.7
Stalking/Harassing	32	75	31	69.7	60	19	48.3
Tax	2	--	--	--	--	--	--
Other	15	11	5	78.1	10	4	66.7

¹ Of the 61,678 cases, in 2,108 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 cases were excluded from this table. Also, 31 cases 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.

Table 15

**EXTENT OF §5K1.1 SUBSTANTIAL ASSISTANCE DEPARTURES
BY TYPE OF CRIME¹
Fiscal Year 2024**

TYPE OF CRIME	N	Mean			Median		
		Sentence In Months	Decrease In Months	Percent Decrease	Sentence In Months	Decrease In Months	Percent Decrease
TOTAL	5,971	51	54	56.5	36	38	50.4
Administration of Justice	33	9	12	76.7	0	10	100.0
Antitrust	5	0	18	100.0	0	15	100.0
Arson	7	34	87	69.3	37	60	60.3
Assault	39	44	118	65.1	32	87	71.4
Bribery/Corruption	118	9	29	74.3	6	25	78.6
Burglary/Trespass	1	--	--	--	--	--	--
Child Pornography	25	88	44	34.9	78	42	31.7
Commercialized Vice	11	6	8	72.0	0	8	100.0
Drug Possession	0	--	--	--	--	--	--
Drug Trafficking	3,650	64	62	52.5	51	48	48.2
Environmental	12	3	9	85.7	0	8	100.0
Extortion/Racketeering	25	8	33	83.5	0	17	99.9
Firearms	446	32	31	55.1	21	21	48.7
Food and Drug	2	--	--	--	--	--	--
Forgery/Counter/Copyright	8	13	20	59.1	15	16	55.6
Fraud/Theft/Embezzlement	738	16	29	68.5	10	20	72.9
Immigration	162	20	16	52.2	12	12	44.7
Individual Rights	13	43	26	51.6	24	26	41.3
Kidnapping	32	113	113	50.1	101	102	43.7
Manslaughter	1	--	--	--	--	--	--
Money Laundering	309	36	68	68.5	18	46	69.2
Murder	55	98	177	64.5	84	173	60.2
National Defense	26	25	30	54.3	19	22	50.7
Obscenity/Other Sex Offenses	3	18	9	33.5	18	6	25.0
Prison Offenses	4	10	14	61.9	12	14	53.8
Robbery	133	73	64	49.1	64	51	48.8
Sexual Abuse	53	125	77	39.3	120	57	37.8
Stalking/Harassing	4	14	16	57.7	14	16	52.9
Tax	53	9	18	76.0	3	18	87.5
Other	3	0	19	99.9	0	21	99.9

¹ Of the 61,678 cases, in 6,099 the sentenced individual received a §5K1.1 substantial assistance departure below the guideline range. Due to an inability to calculate the extent of departure for cases with a guideline minimum of life, 74 cases were excluded from this table. Also, 54 cases 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.

Table 16

**EXTENT OF §5K3.1 EARLY DISPOSITION PROGRAM DEPARTURES
BY TYPE OF CRIME¹
Fiscal Year 2024**

TYPE OF CRIME	N	Mean			Median		
		Sentence In Months	Decrease In Months	Percent Decrease	Sentence In Months	Decrease In Months	Percent Decrease
TOTAL	4,371	13	15	50.5	9	8	47.9
Administration of Justice	1	--	--	--	--	--	--
Antitrust	0	--	--	--	--	--	--
Arson	0	--	--	--	--	--	--
Assault	0	--	--	--	--	--	--
Bribery/Corruption	0	--	--	--	--	--	--
Burglary/Trespass	1	--	--	--	--	--	--
Child Pornography	1	--	--	--	--	--	--
Commercialized Vice	0	--	--	--	--	--	--
Drug Possession	0	--	--	--	--	--	--
Drug Trafficking	950	23	40	63.9	21	35	62.9
Environmental	0	--	--	--	--	--	--
Extortion/Racketeering	0	--	--	--	--	--	--
Firearms	8	26	9	31.3	13	7	33.3
Food and Drug	0	--	--	--	--	--	--
Forgery/Counter/Copyright	0	--	--	--	--	--	--
Fraud/Theft/Embezzlement	7	20	14	40.3	21	3	33.2
Immigration	3,384	10	8	46.7	7	6	41.3
Individual Rights	0	--	--	--	--	--	--
Kidnapping	0	--	--	--	--	--	--
Manslaughter	0	--	--	--	--	--	--
Money Laundering	15	29	31	61.6	7	15	68.2
Murder	0	--	--	--	--	--	--
National Defense	0	--	--	--	--	--	--
Obscenity/Other Sex Offenses	0	--	--	--	--	--	--
Prison Offenses	3	4	8	75.3	6	9	66.7
Robbery	1	--	--	--	--	--	--
Sexual Abuse	0	--	--	--	--	--	--
Stalking/Harassing	0	--	--	--	--	--	--
Tax	0	--	--	--	--	--	--
Other	0	--	--	--	--	--	--

¹ Of the 61,678 cases, in 4,374 the sentenced individual received a §5K3.1 early disposition program departure below the guideline range. Of these, three cases 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.

Table 17

**EXTENT OF OTHER DOWNWARD DEPARTURES
BY TYPE OF CRIME¹
Fiscal Year 2024**

TYPE OF CRIME	N	Mean			Median		
		Sentence In Months	Decrease In Months	Percent Decrease	Sentence In Months	Decrease In Months	Percent Decrease
TOTAL	2,203	44	30	44.7	24	15	38.4
Administration of Justice	23	5	11	67.7	2	8	66.7
Antitrust	0	--	--	--	--	--	--
Arson	8	23	17	44.7	23	15	39.1
Assault	55	46	20	35.2	35	13	28.3
Bribery/Corruption	14	17	12	63.7	7	10	70.9
Burglary/Trespass	1	--	--	--	--	--	--
Child Pornography	43	75	55	43.2	71	47	41.3
Commercialized Vice	3	21	6	25.4	24	6	20.0
Drug Possession	2	--	--	--	--	--	--
Drug Trafficking	727	66	50	45.6	57	34	42.1
Environmental	8	3	10	85.9	0	6	100.0
Extortion/Racketeering	5	19	9	35.2	18	5	29.4
Firearms	238	38	19	41.2	30	15	31.4
Food and Drug	0	--	--	--	--	--	--
Forgery/Counter/Copyright	5	8	23	87.9	0	12	100.0
Fraud/Theft/Embezzlement	191	22	19	56.7	13	12	50.0
Immigration	583	14	9	39.5	12	7	35.1
Individual Rights	11	4	25	82.4	3	22	84.6
Kidnapping	5	173	49	25.5	156	31	10.5
Manslaughter	10	37	18	46.9	29	19	36.0
Money Laundering	77	42	45	54.8	27	21	52.3
Murder	24	174	87	32.6	178	72	28.9
National Defense	18	33	26	58.5	24	22	48.0
Obscenity/Other Sex Offenses	9	13	9	42.2	11	6	26.8
Prison Offenses	18	9	7	45.4	10	6	47.2
Robbery	46	91	28	24.4	72	19	19.7
Sexual Abuse	49	148	75	31.5	139	48	28.6
Stalking/Harassing	9	17	12	56.1	14	11	31.6
Tax	15	7	16	68.1	6	12	66.7
Other	6	0	8	91.5	0	10	99.8

¹ Of the 61,678 cases, in 2,239 the sentence was a downward departure from the guideline range, either due to a government motion for a departure (1,145) or a non-government departure (1,094). Due to an inability to calculate the extent of departure for cases with a guideline minimum of life, 19 cases were excluded from this table. Also, 17 cases 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, 2024 Datafile, USSCFY24.

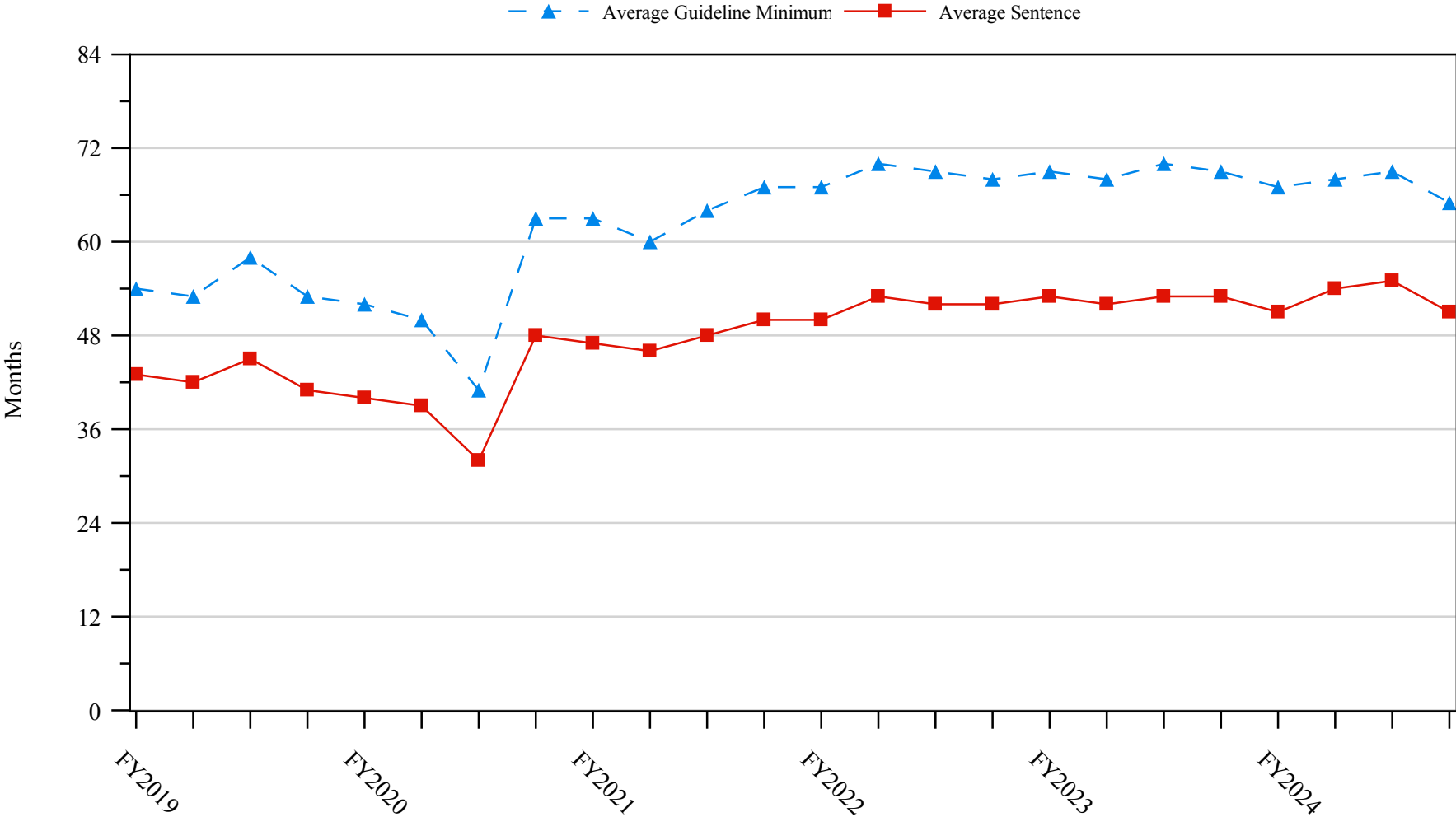
Table 18

**EXTENT OF DOWNWARD VARIANCES
BY TYPE OF CRIME¹
Fiscal Year 2024**

TYPE OF CRIME	N	Mean			Median		
		Sentence In Months	Decrease In Months	Percent Decrease	Sentence In Months	Decrease In Months	Percent Decrease
TOTAL	17,680	56	30	43.3	35	17	34.3
Administration of Justice	233	10	12	63.3	4	8	62.1
Antitrust	2	--	--	--	--	--	--
Arson	19	31	22	45.2	24	18	37.7
Assault	276	50	26	40.6	28	15	30.9
Bribery/Corruption	165	21	22	56.7	12	15	57.9
Burglary/Trespass	17	16	13	57.1	9	10	59.3
Child Pornography	700	85	46	36.7	72	37	34.6
Commercialized Vice	12	3	11	82.2	0	11	98.8
Drug Possession	4	0	4	87.6	0	4	100.0
Drug Trafficking	7,157	78	40	38.6	63	27	31.3
Environmental	40	4	7	76.0	0	6	100.0
Extortion/Racketeering	40	33	23	49.5	21	12	40.5
Firearms	2,769	36	19	43.0	27	12	31.4
Food and Drug	8	11	35	75.7	11	36	74.4
Forgery/Counter/Copyright	42	12	19	67.9	5	15	85.6
Fraud/Theft/Embezzlement	1,932	20	16	57.2	12	10	50.0
Immigration	1,860	14	9	44.3	12	6	34.1
Individual Rights	57	31	20	45.4	21	12	36.8
Kidnapping	48	133	66	36.7	128	55	33.3
Manslaughter	18	25	22	55.9	19	18	56.7
Money Laundering	511	48	34	51.4	24	19	47.4
Murder	87	178	65	29.4	180	48	20.0
National Defense	103	25	25	56.3	16	19	51.4
Obscenity/Other Sex Offenses	126	11	10	49.8	12	8	35.4
Prison Offenses	125	9	8	49.7	7	6	44.7
Robbery	503	90	29	27.9	80	21	21.2
Sexual Abuse	455	169	70	31.3	180	60	26.0
Stalking/Harassing	87	22	14	50.7	12	12	42.9
Tax	246	12	13	64.2	6	12	66.7
Other	38	7	13	79.1	0	8	99.4

¹ Of the 61,678 cases, in 18,147 the sentence was a variance below the guideline range, either due to a government motion for a variance (6,269) or a non-government variance (11,878). Due to an inability to calculate the extent of departure for cases with a guideline minimum of life, 209 cases were excluded from this table. Also, 258 cases 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.

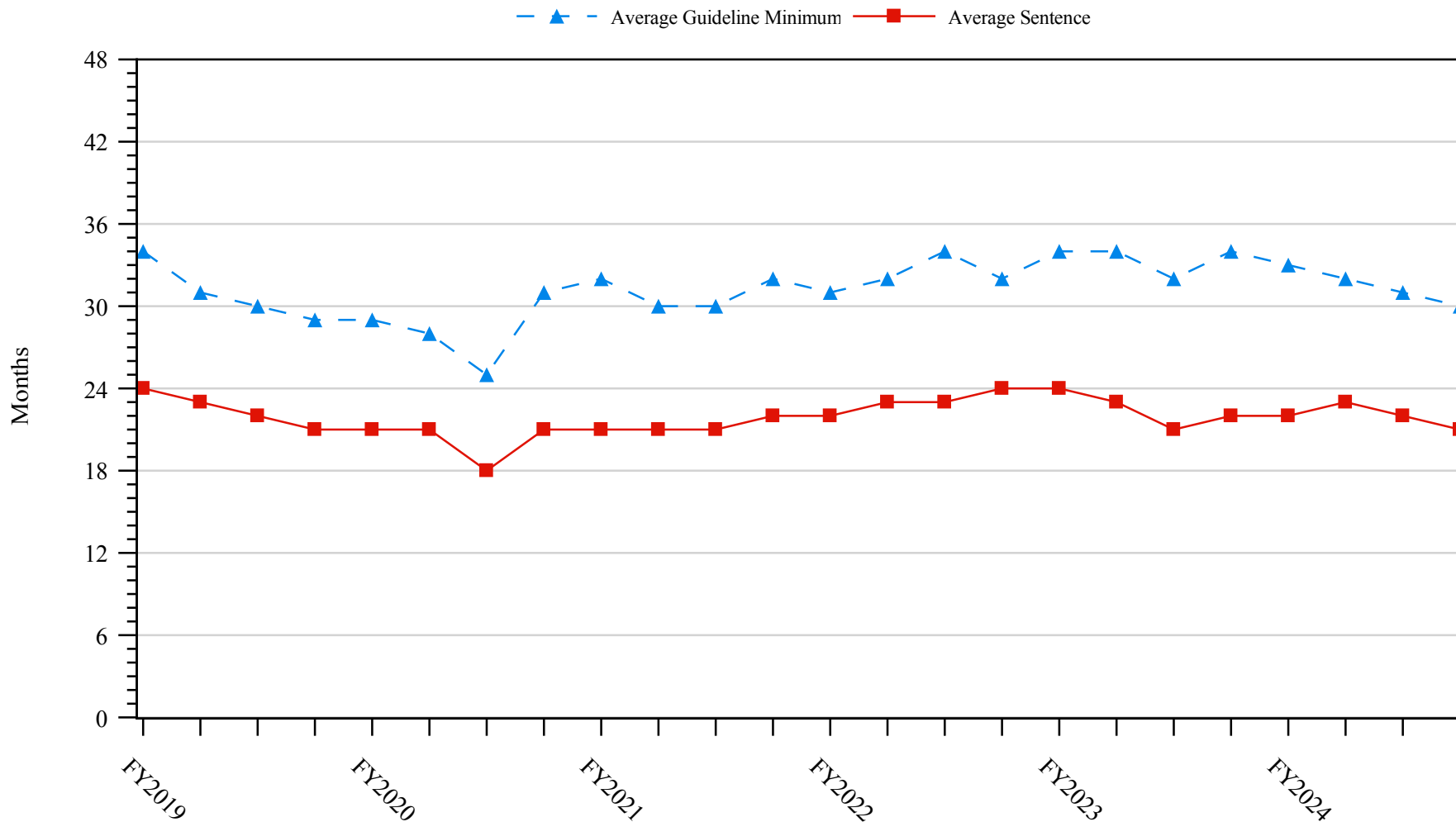
Figure 5
SENTENCE LENGTH AND GUIDELINE MINIMUM QUARTERLY DATA
FOR SENTENCED INDIVIDUALS¹
Fiscal Years 2019 - 2024



¹ Cases with guideline minimums of life or probation were included in the guideline minimum average computations as 470 months and zero months, respectively. Cases with sentences of 470 months or greater (including life) or probation were included in the sentence average computations as 470 months and zero months, respectively. The information presented in this figure includes conditions of confinement as described in USSG §5C1.1. Guideline minimums account for applicable statutory mandatory penalties. Descriptions of variables used in this figure are provided in Appendix A.

SOURCE: U.S. Sentencing Commission, 2019 - 2024 Datafiles, USSCFY19 - USSCFY24.

Figure 6
SENTENCE LENGTH AND GUIDELINE MINIMUM QUARTERLY DATA
FOR INDIVIDUALS SENTENCED UNDER §2B1.1 (THEFT, PROPERTY DESTRUCTION, AND FRAUD)¹
Fiscal Years 2019 - 2024

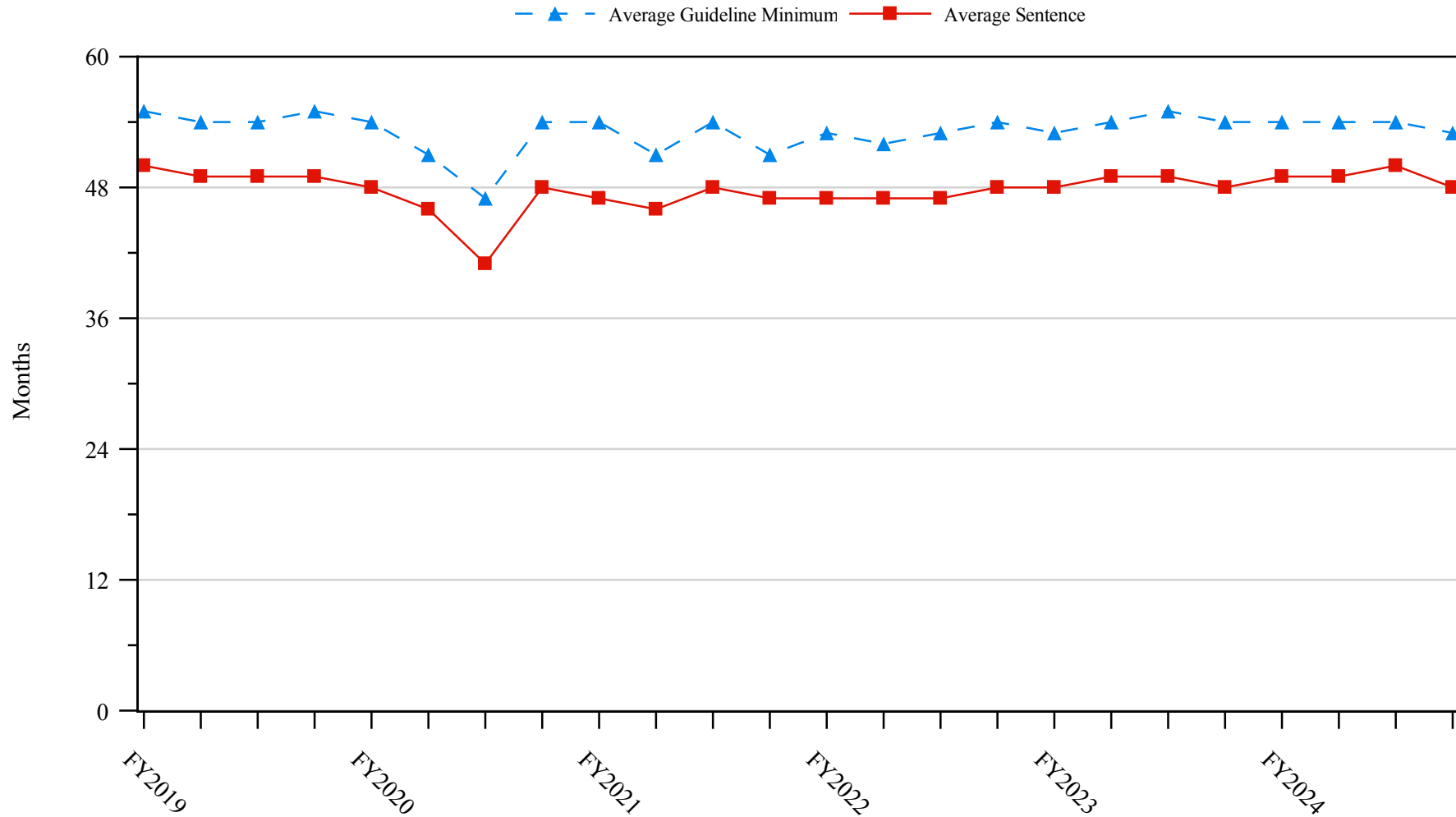


¹ Figure includes only cases with a primary sentencing guideline of USSG §2B1.1 (Larceny, Embezzlement, and Other Forms of Theft; Offenses Involving Stolen Property; Property Damage or Destruction; Fraud and Deceit; Forgery; Offenses Involving Altered or Counterfeit Instruments Other than Counterfeit Bearer Obligations of the United States). Additionally, cases with an amendment year prior to 2001 were excluded from this figure because prior to this time fraud cases were reported separately as USSG §2F1.1. Cases with guideline minimums of life or probation were included in the guideline minimum average computations as 470 months and zero months, respectively. Cases with sentences of 470 months or greater (including life) or probation were included in the sentence average computations as 470 months and zero months, respectively. The information presented in this figure includes conditions of confinement as described in USSG §5C1.1. Guideline minimums account for applicable statutory mandatory penalties. Descriptions of variables used in this figure are provided in Appendix A.

SOURCE: U.S. Sentencing Commission, 2019 - 2024 Datafiles, USSCFY19 - USSCFY24.

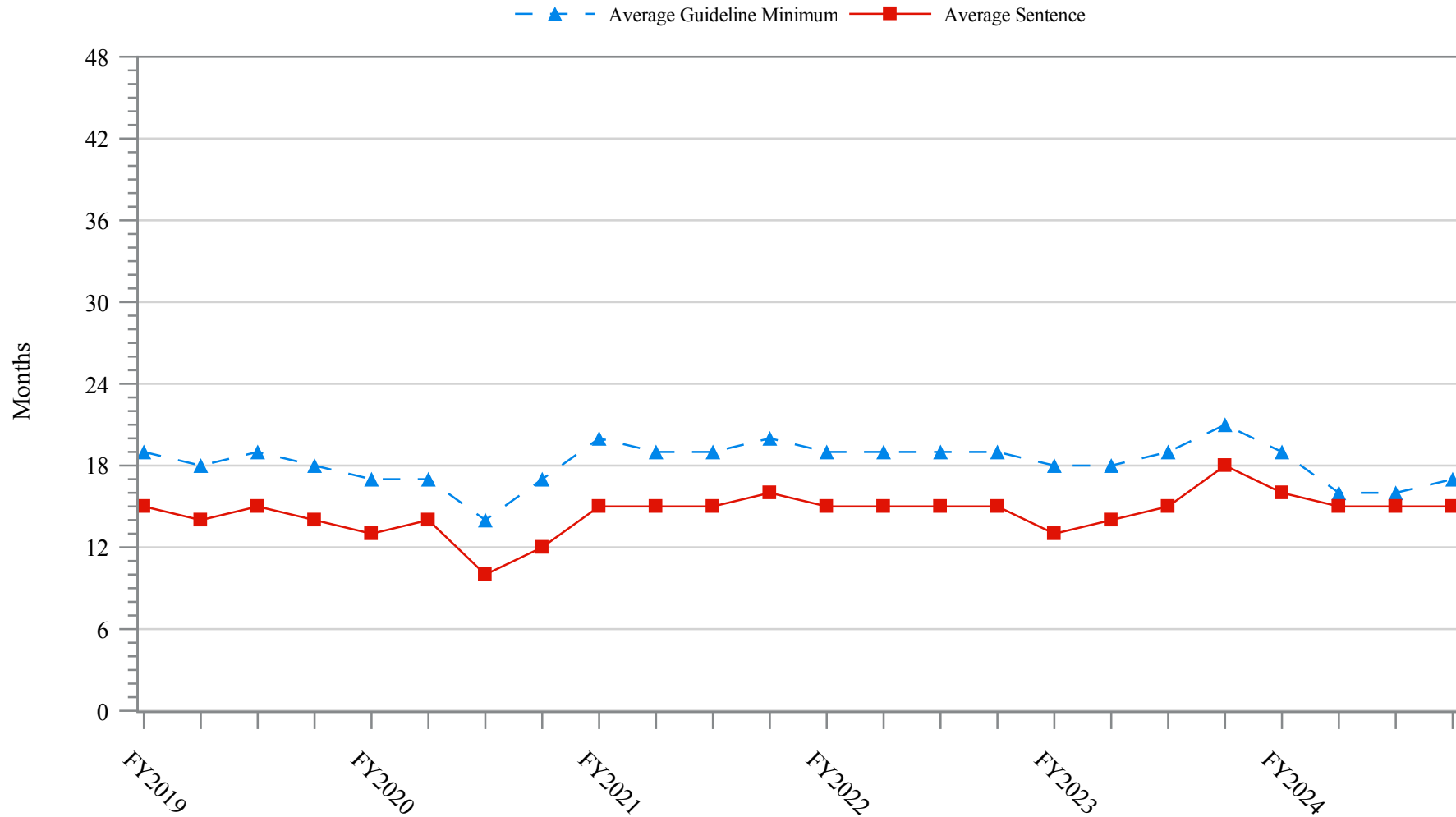
Figure 7

**SENTENCE LENGTH AND GUIDELINE MINIMUM QUARTERLY DATA
FOR INDIVIDUALS SENTENCED UNDER §2K2.1 (UNLAWFUL POSSESSION OF OR TRANSACTION IN FIREARMS)¹
Fiscal Years 2019 - 2024**



¹ Figure includes only cases with a primary sentencing guideline of USSG §2K2.1 (Unlawful Receipt, Possession, or Transportation of Firearms or Ammunition; Prohibited Transactions Involving Firearms or Ammunition). Cases with guideline minimums of life or probation were included in the guideline minimum average computations as 470 months and zero months, respectively. Cases with sentences of 470 months or greater (including life) or probation were included in the sentence average computations as 470 months and zero months, respectively. The information presented in this figure includes conditions of confinement as described in USSG §5C1.1. Guideline minimums account for applicable statutory mandatory penalties. Descriptions of variables used in this figure are provided in Appendix A.

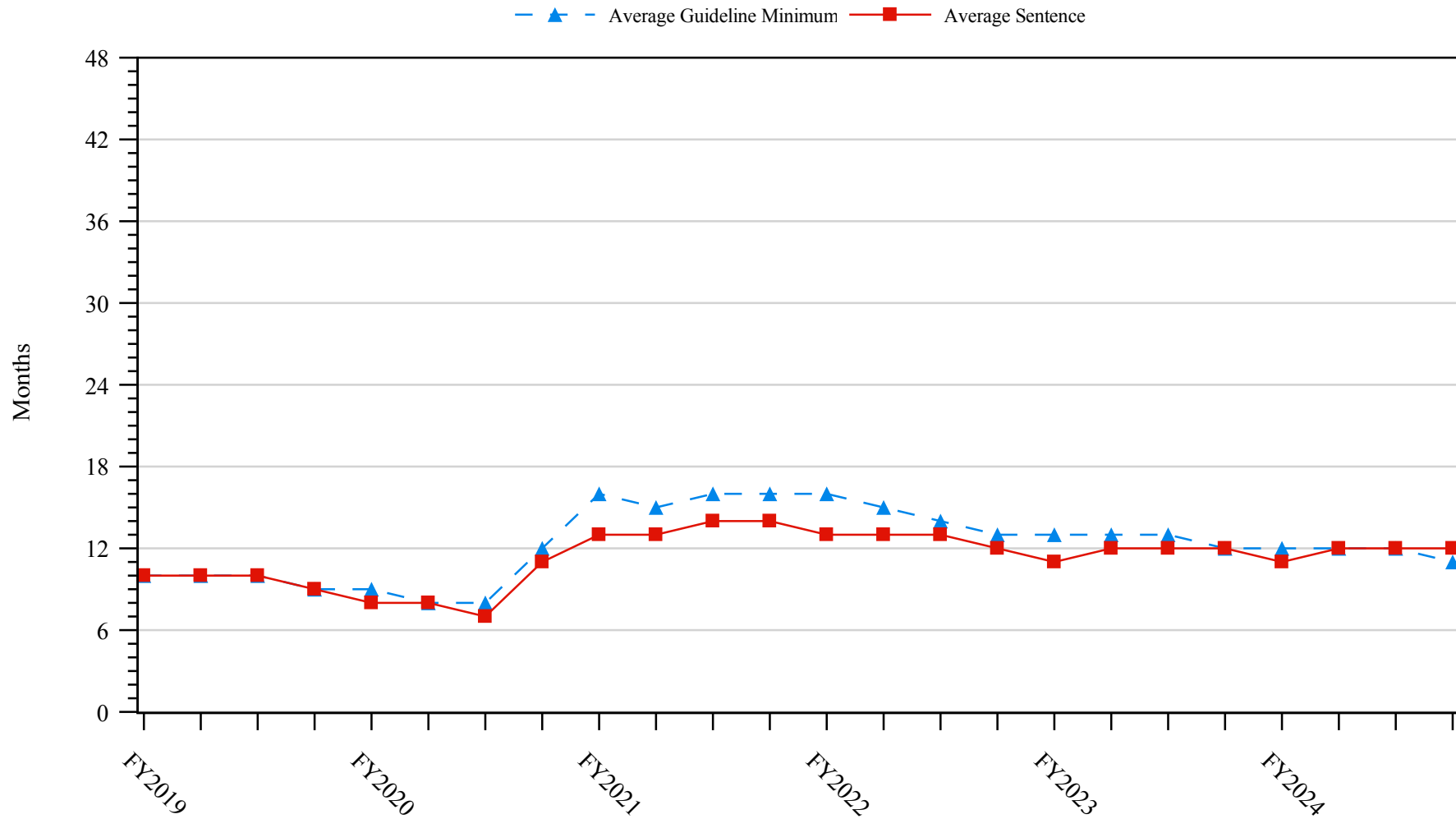
Figure 8
SENTENCE LENGTH AND GUIDELINE MINIMUM QUARTERLY DATA
FOR INDIVIDUALS SENTENCED UNDER §2L1.1 (ALIEN SMUGGLING)¹
Fiscal Years 2019 - 2024



¹ Figure includes only cases with a primary sentencing guideline of USSG §2L1.1 (Smuggling, Transporting, or Harboring an Unlawful Alien). Cases with guideline minimums of life or probation were included in the guideline minimum average computations as 470 months and zero months, respectively. Cases with sentences of 470 months or greater (including life) or probation were included in the sentence average computations as 470 months and zero months, respectively. The information presented in this figure includes conditions of confinement as described in USSG §5C1.1. Guideline minimums account for applicable statutory mandatory penalties. Descriptions of variables used in this figure are provided in Appendix A.

Figure 9

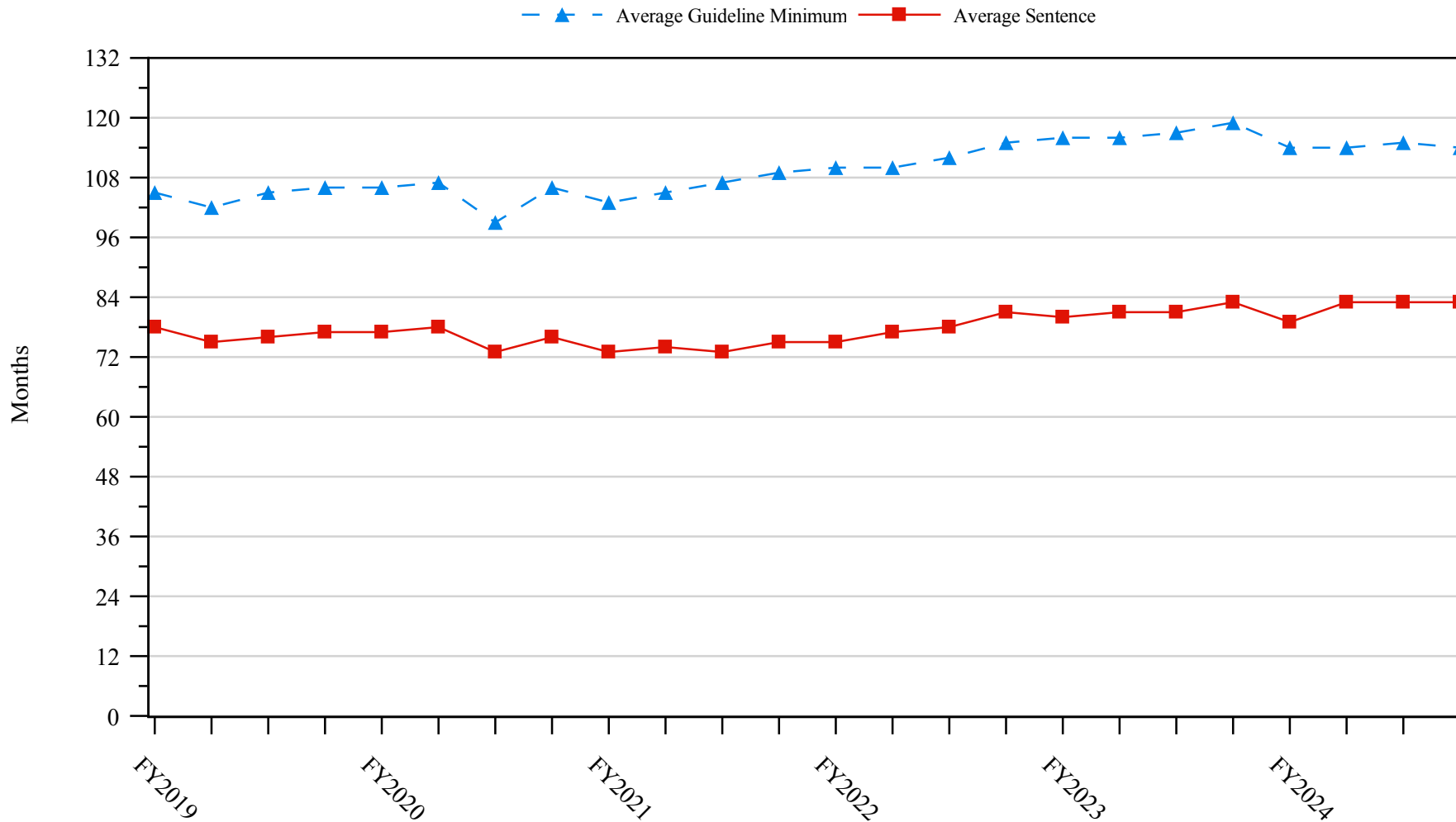
**SENTENCE LENGTH AND GUIDELINE MINIMUM QUARTERLY DATA
FOR INDIVIDUALS SENTENCED UNDER §2L1.2 (UNLAWFUL ENTERING OR REMAINING IN THE UNITED STATES)¹
Fiscal Years 2019 - 2024**



¹ Figure includes only cases with a primary sentencing guideline of USSG §2L1.2 (Unlawful Entering or Remaining in the United States). Cases with guideline minimums of life or probation were included in the guideline minimum average computations as 470 months and zero months, respectively. Cases with sentences of 470 months or greater (including life) or probation were included in the sentence average computations as 470 months and zero months, respectively. The information presented in this figure includes conditions of confinement as described in USSG §5C1.1. Guideline minimums account for applicable statutory mandatory penalties. Descriptions of variables used in this figure are provided in Appendix A.

SOURCE: U.S. Sentencing Commission, 2019 - 2024 Datafiles, USSCFY19 - USSCFY24.

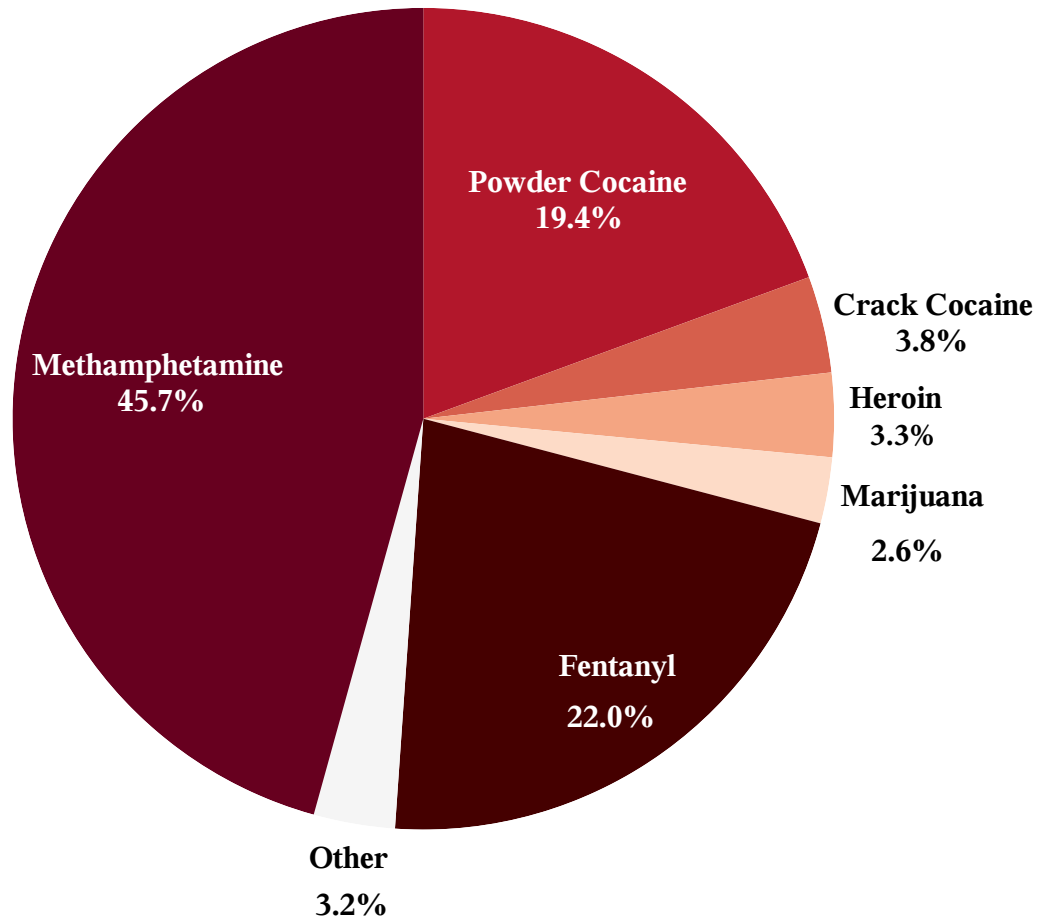
Figure 10
SENTENCE LENGTH AND GUIDELINE MINIMUM QUARTERLY DATA
FOR INDIVIDUALS SENTENCED UNDER §2D1.1 (UNLAWFUL DRUG TRAFFICKING OR MANUFACTURING)¹
Fiscal Years 2019 - 2024



¹ Figure includes only cases with a primary sentencing guideline of USSG §2D1.1 (Unlawful Manufacturing, Importing, Exporting, or Trafficking (Including Possession with Intent to Commit These Offenses); Attempt or Conspiracy). Cases with guideline minimums of life or probation were included in the guideline minimum average computations as 470 months and zero months, respectively. Cases with sentences of 470 months or greater (including life) or probation were included in the sentence average computations as 470 months and zero months, respectively. The information presented in this figure includes conditions of confinement as described in USSG §5C1.1. Guideline minimums account for applicable statutory mandatory penalties. Descriptions of variables used in this figure are provided in Appendix A.

SOURCE: U.S. Sentencing Commission, 2019 - 2024 Datafiles, USSCFY19 - USSCFY24.

Figure 11
DISTRIBUTION OF PRIMARY DRUG TYPE
IN FEDERAL DRUG CASES^{1,2}
Fiscal Year 2024

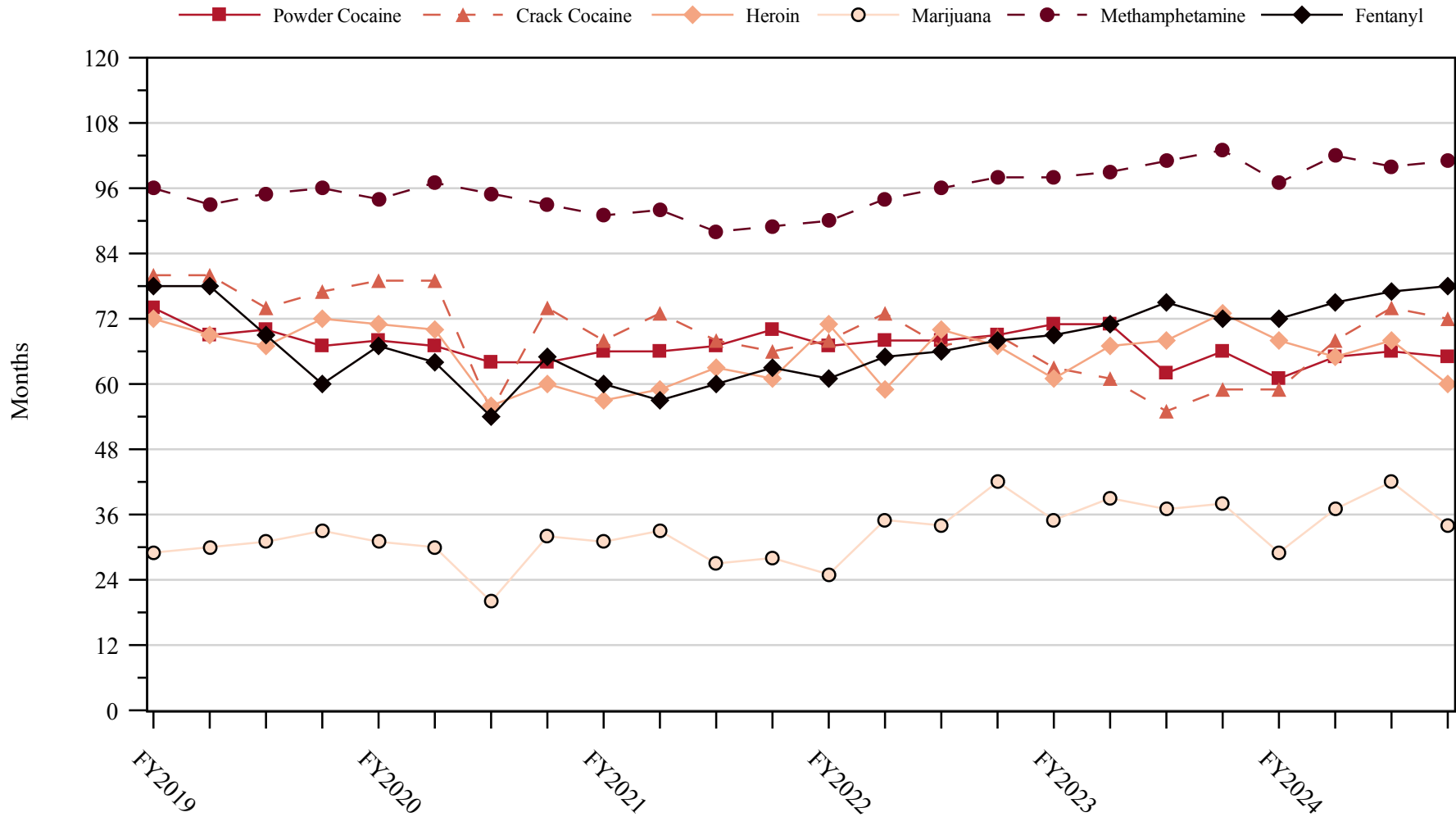


¹ Of the 61,678 cases, in 18,150 the individual was sentenced under USSG Chapter Two, Part D (Drugs). The 'Fentanyl' category includes both Fentanyl (N-phenyl-N-[1-(2-phenylethyl)-4-piperidinyl] Propanamide) and Fentanyl Analogue. Descriptions of variables used in this figure are provided in Appendix A.

² The 'Other' drug category includes the remaining primary drug types of which the following have more than 50 cases: Oxycodone/Oxycontin (227), and Hydrocodone (63).

SOURCE: U.S. Sentencing Commission, 2024 Datafile, USSCFY24.

Figure 12
SENTENCE LENGTH IN DRUG TRAFFICKING CASES
BY MAJOR DRUG TYPE QUARTERLY DATA¹
Fiscal Years 2019 - 2024



¹ Only individuals 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.

Appendix A

Descriptions of Datafiles and Variables

Introduction

The Commission collects and analyzes data on federal sentences to support its various activities. As authorized by Congress, the Commission's numerous research responsibilities include (1) the establishment of a research and development program to serve as a clearinghouse and information center for the collection, preparation, and dissemination of information on federal sentencing practices; (2) the publication of data concerning the sentencing process; (3) the systematic collection and dissemination of information concerning sentences actually imposed and the relationship of such sentences to the factors set forth in section 3553(a) of title 18, United States Code; and (4) the systematic collection and dissemination of information regarding the effectiveness of sentences imposed.¹

The Commission maintains a comprehensive, computerized data collection system which forms the basis for its clearinghouse of federal sentencing information and which contributes to the agency's research mission.

Pursuant to 28 U.S.C. § 994(w), the chief judge of each district is required to ensure that within 30 days of entry of judgment in a criminal case, the sentencing court submits a report of sentence to the Commission that includes (1) the judgment and commitment order; (2) the written statement of reasons; (3) any plea agreement; (4) the indictment or other charging document; (5) the presentence report; and (6) any other information the Commission requests. Information on minor and petty offenses are not reported to the Commission as the sentencing guidelines do not apply in those cases.² Cases in which a sentence of death was imposed also are not available in this dataset for this same reason.³

Standard information on each case is extracted from sentencing documents received and computerized for analysis. Note that for all tables, total percentages may not add up to exactly 100 percent due to rounding.

Variables

The following section describes the variables used in this report.

Attribution Category for Sentences Outside the Range

All categories replicate the list of checkboxes available on the Statement of Reasons form. Not all checkbox categories are available in both the departure section and sentences outside the guideline system section on this form and multiple checkboxes may be indicated in a single case so that totals in a table may exceed the total number of cases. The Commission uses these checkboxes in determining government sponsorship: all cases in which one of the pursuant to a plea agreement boxes is indicated are attributed to the government. Additionally, other types of Statement of Reasons forms may indicate sponsorship in writing, and these attributions are also included in the appropriate category.

¹ 28 U.S.C. §§ 995(a)(12) and (14) – (16).

² See U.S. SENTENCING COMM'N, *Guidelines Manual*, §1B1.9 (Nov. 2023).

³ See 18 U.S.C. §§ 3591-99 for the sentencing procedures that apply in death penalty cases.

Circuit

Information on judicial *Circuit* is generated using the location of the judicial district in which the person was sentenced.

Citizenship Status

Information on the *Citizenship Status* of sentenced individuals is obtained from the Presentence Report. Persons are categorized as one of the following: “U.S. citizen,” “resident alien,” “illegal alien,” “extradited alien,” or “non-U.S. citizen, alien status unknown.” The latter four categories are collapsed into the category of “non-U.S. citizen.”

District

Information on the judicial *District* in which sentencing occurred is obtained from the Judgment and Commitment Order.

Downward Departure

Downward Departure consists of cases in which the sentence imposed was below the applicable guideline range and for which the court cited a reason on Part V of the Statement of Reasons form (Departures Pursuant to the Guidelines Manual). In these cases, the court may also have cited 18 U.S.C. § 3553 or factors or reasons specifically prohibited in the provisions, policy statements, or commentary of the sentencing guidelines as additional reasons. This category includes departures that result from government motions as well as from motions by the parties.

Downward Variance

Downward Variance consists of cases in which the sentence imposed was below the applicable guideline range and for which the court cited a reason on Part VI of the Statement of Reasons form (Court Determination for a Variance). This category includes variances which result from government motions as well as from motions by the defendant.

Extent of Decrease

Extent of Decrease is calculated based on the difference between the sentence length (including any months of alternative confinement as defined in USSG §5C1.1) and the guideline minimum (including any statutory trumps) for below range cases. Life imprisonment sentences and cases where the guideline minimum is zero months or life are excluded from all extent of decrease calculations due to the logical difficulty in calculating a decrease from these values. High values of the sentence are capped at 470 months for analytical purposes.

Extent of Increase

Extent of Increase is calculated based on the difference between the guideline maximum (including any statutory trumps) and the sentence length (including any months of alternative confinement as defined in USSG §5C1.1) for above range cases. Life sentences and cases where the guideline minimum is life are excluded from all extent of increase calculations due to the logical difficulty in calculating an increase from these values. High values of the sentence are capped at 470 months for analytical purposes.

Gender

Gender is obtained from the Presentence Report.

Government Motion (Variance)

Government Motion (Variance) consists of cases in which the sentence imposed was below the applicable guideline range pursuant to a government motion and for which the court cited a reason on Part VI of the Statement of Reasons (SOR) form (Court Determination for a Variance). These cases are determined by a yearly case review by Commission staff of both the reasons for the below range sentence and the coding by Commission staff of any indication of government sponsorship as indicated on the Statement of Reasons for below range cases. The SOR form has specific checkboxes to indicate the origins of the variance, but cases that do not use this form may also indicate in writing the origins of the variance. Additionally, all cases with one or more of the following reasons were classified as being sponsored by the government regardless of whether the SOR indicated sponsorship: pursuant to a plea agreement

(binding, non-binding, or unknown), fast track, savings to the government, early plea, waiver of indictment and/or appeal, other government motion, global disposition, due to stipulations, facilitated early release of a material witness, joint recommendation, and a large number of immigration cases. This category does not include cases with USSG §5K1.1 Substantial Assistance departures or USSG §5K3.1 Early Disposition Program (EDP) departures.

Guideline Sentencing Range

The *Guideline Sentencing Range* is taken from the Statement of Reasons provided by the sentencing court. Alternatively, if the Statement of Reasons is missing, then the information is taken from the Presentence Report.

For tables in this report, unless otherwise indicated, the guideline sentencing range does not take into account applicable statutory restrictions on either the maximum or the minimum of the range; therefore, it may differ from the available range, which does take into account the statutory restrictions.

Non-Government Departure

Non-Government Departure consists of cases in which the sentence imposed was outside the applicable guideline range and for which the court cited a reason on Part V of the Statement of Reasons form (Departures Pursuant to the Guidelines Manual) other than USSG §5K1.1 or USSG §5K3.1, and where the government did not initiate, propose, or stipulate to the sentence.

Non-Government Variance

Non-Government Variance consists of cases in which the sentence imposed was outside the applicable guideline range and for which the court cited a reason on Part VI of the Statement of Reasons form (Court Determination for a Variance), and where the government did not initiate, propose, or stipulate to the sentence.

Other Government Motion (Downward Departure)

Other Government Motion is determined by a yearly case review by Commission staff of both the reasons for the below range sentence and the coding by Commission staff of any indication of government sponsorship as indicated on the Statement of Reasons for below range cases. The SOR form has specific checkboxes to indicate the origins of the departure, but cases that do not use this form may also indicate in writing the origins of the departure. Additionally, all cases with one or more of the following reasons were classified as being sponsored by the government regardless of whether the SOR indicated sponsorship: pursuant to a plea agreement (binding, non-binding, or unknown), fast track, savings to the government, early plea, waiver of indictment and/or appeal, other government motion, global disposition, due to stipulations, facilitated early release of a material witness, joint recommendation, and a large number of immigration cases. This category does not include cases with USSG §5K1.1 Substantial Assistance departures or USSG §5K3.1 Early Disposition Program (EDP) departures.

Primary Drug Type

Information on *Primary Drug Type* is obtained from the Presentence Report, Judgment and Commitment Order, or Plea Agreement. It is recorded only if at least one of the statutes of conviction recorded by the Commission is an offense under title 21 of the United States Code or an offense under another title when the underlying conduct involves a controlled substance. Information about type of drug in the text and tables is derived from the primary drug type (i.e., the type that produces the highest base offense level).

The category *Fentanyl* includes cases in which the drug involved is Fentanyl (N-phenyl-N-[1-(2-phenylethyl)-4-piperidinyl] Propanamide) and cases in which the court determined the substance involved to be a Fentanyl analogue, as defined in the *Guidelines Manual*. The category *Marijuana* includes Hashish and Hashish oil. The category *Methamphetamine* includes pure (actual) methamphetamine, “Ice,” methamphetamine mixture, and methamphetamine precursors sentenced under any drug trafficking guideline other than USSG §2D1.11 (for example ephedrine and pseudoephedrine). All drug types not listed separately in this report are collapsed into the “Other” drug category.

Primary Guideline

When more than one sentencing guideline is applied in a case, the *Primary Guideline* is the guideline that has the highest adjusted offense level (this includes the Base Offense Level, all applicable Specific Offense Characteristics, and Chapter Three Adjustments prior to the application of Multiple Count Units).

Race

Information on *Race* is obtained from the Presentence Report in separate categories of race and ethnicity (*White, Black, Native American or Alaskan Native, Asian or Pacific Islander, Multiracial, and "Other"*). Ethnicity data indicates whether a sentenced individual is of Hispanic origin. For purposes of this report, individuals whose ethnic background is designated as Hispanic are represented as Hispanic in all tables regardless of racial background. The *Other* race category includes individuals of Native American or Alaskan Native, Asian or Pacific Islander, Multiracial, and "Other" origin.

Sentence Imposed or Sentence Length

Sentence Imposed or *Sentence Length* reports the mean and median terms of the sentence imposed in months. It also includes any time served amounts and imprisonment under USSG §5G1.3. This information is obtained from the Judgment and Commitment Order. Mean and median sentence lengths are rounded to the nearest month. Probation sentences are included as zero months. Any portion of a sentence that is an alternative confinement as described in USSG §5C1.1 is included.

Cases in which a sentence is imposed, but where the length is indeterminable, are excluded. When sentences are expressed as "time served" on the Judgment and Commitment Order, Commission staff uses the dates in federal custody to determine the length of time served when an individual has been in custody the entire time. If the individual has been in and out of custody, or the start date is unclear/missing, then the Commission assigns a value of one day as a minimal time served amount for these cases. In cases where the court imposes a sentence of life imprisonment, a numeric value is necessary to include these cases in any sentence length analysis. Accordingly, life sentences are reported as 470 months, a length consistent with the average life expectancy of individuals sentenced for federal offenses given the average age of those person. Sentences of greater than 470 months are also reported as 470 months. The footnote in the relevant tables and figures indicates when this occurs.

Sentenced Individuals

Each *Sentenced Individual* or case, as recorded by the Commission, involves a single sentencing event for a single person. Multiple counts of conviction, including counts of conviction charged on multiple indictments, are considered a single sentencing event if a single sentence was imposed for the counts on the same day at the same time by the same judge. An individual may account for more than one case if the person was involved in more than one sentencing event during the fiscal year. Data on co-defendants in the same sentencing will appear as separate cases.

Sentence Type

Using sentencing information obtained from the Judgment and Commitment Order, the *Total Receiving Imprisonment* category includes the number of individuals sentenced (and percent of *Total Cases*) who received a commitment to the Bureau of Prisons. This category is the sum of cases in *Prison Only* and the *Prison and Alternatives* categories.

The *Total Receiving Probation* category includes the number of individuals sentenced (and the percent of *Total Cases*) who received a term of probation with or without a condition of community confinement, intermittent confinement, or home detention. This category is the sum of *Probation Only* and *Probation and Alternatives* categories.

The *Prison Only* category includes individuals sentenced to a term of imprisonment only, with no additional conditions of community confinement, home detention or intermittent confinement.

The *Prison and Alternatives* category includes all cases in which individuals received prison and conditions of alternative confinement as defined in USSG §5C1.1. This category includes, but is not

limited to, Zone A, Zone B, or Zone C cases receiving prison with additional conditions of a term of community confinement, home detention, or intermittent confinement.

The *Probation Only* category includes the number of individuals who received a term of probation without a condition of community confinement, intermittent confinement, or home detention.

The *Probation and Alternatives* category includes the number of individuals who received a term of probation with a condition of community confinement, intermittent confinement, or home detention.

The *Fine Only* category includes the number of individuals who received no prison, no probation, and no time of alternative confinement as defined in USSG §5C1.1. Most of these sentenced individuals received a fine and/or a special assessment.

Sentences Under the Guidelines Manual

This category includes individuals whose sentences are determined to be either within the guideline range or outside the guideline range and for which the court cited a reason on Part V of the Statement of Reasons form (Departures Pursuant to the Guidelines Manual). In these cases, the court may also have cited 18 U.S.C. § 3553 or factors or reasons specifically prohibited in the provisions, policy statements, or commentary of the sentencing guidelines as additional reasons. This category includes departures which result from government motions as well as from motions by the sentenced individual.

Type of Crime

Information on *Type of Crime* is obtained from the primary guideline detailed in the Presentence Report. If the primary guideline is an “attempt/conspiracy” guideline such as USSG §2X1.1, then the underlying guideline is used to determine the type of crime category. If there is no primary guideline provided, then information about the type of crime category is obtained from the statutes of conviction listed on the Judgment and Commitment Order. When the “type of crime” for the case is determined from the statutes of conviction, the offense applicable to the count of conviction with the highest statutory maximum becomes the “type of crime.” If two or more counts are found to have the same statutory maximum, the “type of crime” is selected according to which count of conviction has the highest statutory minimum. Finally, in the event of a small number of cases still tied, the “type of crime” that best represented the nature of the criminal behavior is chosen. For convenience in analysis, a summary variable describing “type of crime” is derived. This is generated by grouping similar primary offenses into a smaller set of categories. Note that the crime categories differ between the individual and organizational datafiles. Listed below are the type of crimes that are grouped into each of the crime categories used in the individual datafile tables for this report:

Administration of Justice includes obstructing or impeding officers, contempt, obstruction of justice, perjury or subornation of perjury, bribery of a witness, impersonation, failure to appear by defendant, failure to appear by material witness, commission of offense while on release, payment of witness, and misprision of a felony. This category includes persons sentenced under §§2A2.4, 2J1.1, 2J1.2, 2J1.3, 2J1.4, 2J1.6, 2J1.9, and 2X4.1 of the *Guidelines Manual*.

Antitrust includes bid-rigging, price-fixing, and market allocation agreement. This category includes individuals sentenced under §2R1.1 of the *Guidelines Manual*.

Arson includes property damage by explosives and use of fire or explosives to commit a federal felony. This category includes persons sentenced under §§2K1.4 and 2K1.7 (deleted) of the *Guidelines Manual*.

Assault includes attempt to commit murder, assault with intent to murder, threatening communication, aggravated assault, minor assault, and conspiracy that includes assault with attempt to murder. This category includes persons sentenced under §§2A2.1, 2A2.2, and 2A2.3 of the *Guidelines Manual*.

Bribery/Corruption includes offenses involving public officials and violations of federal election campaign laws, bribe involving officials, bribery — bank loan/commercial, loan or gratuity to bank examiner, *etc.*, gratuity involving officials, bribe or gratuity affecting employee plan, conflict of interest, payment or receipt of unauthorized compensation, and making, receiving, or failing to report a contribution, donation, or expenditure in violation of the Federal Election Campaign Act. This category includes persons sentenced under §§2B4.1, 2C1.1, 2C1.2, 2C1.3, 2C1.4 (deleted), 2C1.5, 2C1.6 (deleted), 2C1.7 (deleted), and 2C1.8 of the *Guidelines Manual*.

Burglary/Trespass includes burglary of a residence and burglary of a structure other than a residence, post office burglary, burglary of DEA premises (pharmacy), bank burglary, and trespass. This category includes persons sentenced under §§2B2.1, 2B2.2 (deleted), and 2B2.3 of the *Guidelines Manual*.

Child Pornography includes the receipt or possession of materials involving the sexual exploitation of minors. This category includes persons sentenced under §§2G2.2 and 2G2.4 (deleted) of the *Guidelines Manual*.

Commercialized Vice includes gambling, animal fighting, and prostitution offenses. This category includes persons sentenced under §2G1.1 where the court did NOT apply a Base Offense Level of 34, and all individuals sentenced under §§2E3.1, 2E3.2 (deleted), and 2E3.3 (deleted) of the *Guidelines Manual*.

Drug Possession includes simple possession of all drug types. This category includes persons sentenced under §2D2.1 of the *Guidelines Manual*.

Drug Trafficking includes drug distribution/manufacture — conspiracy, continuing criminal enterprise, drug distribution — employee under 21, drug distribution near school, drug import/export, drug distribution to person under 21, establish/rent drug operation, endangering human life while manufacturing, and narco-terrorism. This category includes persons sentenced under §§2D1.1, 2D1.2, 2D1.5, 2D1.6, 2D1.8, 2D1.10, and 2D1.14 of the *Guidelines Manual*.

Environmental includes waste discharge; specially protected fish, wildlife, and plants; recordkeeping; tampering; and falsification; tampering with a public water system; mishandling of environmental pollutants; and hazardous devices on federal lands. This category includes persons sentenced under §§2K3.1 (deleted), 2Q1.1, 2Q1.2, 2Q1.3, 2Q1.4, 2Q1.5 (deleted), 2Q1.6, 2Q2.1, and 2Q2.2 (deleted) of the *Guidelines Manual*.

Extortion/Racketeering includes extortion by force, or threat of injury or serious damage, extortionate extension of credit, blackmail, Hobbs Act extortion, travel in aid of racketeering, crime relating to racketeering, and violent crimes in aid of racketeering, unlawful conduct relating to contraband cigarettes, and labor racketeering. This category includes persons sentenced under §§2B3.2, 2B3.3, 2E1.1, 2E1.2, 2E1.3, 2E1.4, 2E1.5 (deleted), 2E2.1, 2E4.1, 2E5.1, 2E5.2 (deleted), 2E5.3, 2E5.4 (deleted), 2E5.5 (deleted), and 2E5.6 (deleted) of the *Guidelines Manual*.

Firearms includes unlawful receipt/possession/transportation of firearms, ammunition, or explosive material; prohibited transactions involving firearms or ammunition; possession of guns/explosives on aircraft; unlawful trafficking, *etc.*, in explosives; possession of guns/explosives in federal facility/schools; use of fire or explosives to commit felony; use of firearms or ammunition during crime; improper storage of explosive materials; and failure to report theft of explosive materials. This category includes persons sentenced under §§2K1.1, 2K1.2, 2K1.3, 2K1.5, 2K1.6, 2K2.1, 2K2.2, 2K2.3, 2K2.4, 2K2.5, 2K2.6, and 2K3.2 of the *Guidelines Manual*.

Food and Drug includes tampering with risk of death or injury, providing false information or tampering with products, tampering to injure business, odometer laws and regulations, and violation of regulations involving food, drugs, etc. This category includes persons sentenced under §§2N1.1, 2N1.2, 2N1.3, 2N2.1, and 2N3.1 of the *Guidelines Manual*.

Forgery/Counterfeiting/Copyright includes counterfeit bearer obligations and forgery/counterfeit (non-bearer obligations) as well as criminal infringement of copyright or trademark. This category includes persons sentenced under §§2B5.1, 2B5.2 (deleted), 2B5.3, and 2B5.4 (deleted) of the *Guidelines Manual*.

Fraud/Theft/Embezzlement includes fraud and deceit, embezzlement — property, embezzlement from labor unions, embezzlement — mail/post office, embezzlement from benefit plans, bank embezzlement, bank larceny, theft from benefit plans, other theft — mail/post office, receipt/possession of stolen property, theft from labor union, theft or damage to cultural heritage resources, insider trading, and aggravated identity theft. This category includes persons sentenced under §§2B1.1, 2B1.2 (deleted), 2B1.3 (deleted), 2B1.4, 2B1.5, 2B1.6, 2F1.1 (deleted), and 2F1.2 (deleted) of the *Guidelines Manual*.

Immigration includes trafficking in U.S. passports, trafficking in entry documents, failure to surrender naturalization certificate, fraudulently acquiring U.S. passports, smuggling, transporting, or harboring an unlawful alien, fraudulently acquiring entry documents, and unlawfully entering or remaining in the U.S. This category includes persons sentenced under §§2L1.1, 2L1.2, 2L1.3 (deleted), 2L2.1, 2L2.2, 2L2.3 (deleted), 2L2.4 (deleted), and 2L2.5 of the *Guidelines Manual*.

Individual Rights includes interference with rights under color of law; force or threats to deny benefits or rights; obstructing an election or registration; manufacture, etc. — eavesdropping device; other deprivations/discrimination; obstructing correspondence; peonage, servitude, and slave trade; intercept communication or eavesdropping; and conspiracy to deprive individual of civil rights. This category includes persons sentenced under §§2H1.1, 2H1.2 (deleted), 2H1.3 (deleted), 2H1.4 (deleted), 2H1.5 (deleted), 2H2.1, 2H3.1, 2H3.2, 2H3.3, 2H4.1, and 2H4.2 of the *Guidelines Manual*.

Kidnapping includes hostage and ransom taking, abduction, unlawful restraint, and aircraft piracy. This category includes persons sentenced under §§2A4.1, 2A4.2, and 2A5.1 of the *Guidelines Manual*.

Manslaughter includes both involuntary and voluntary manslaughter. This category includes persons sentenced under §§2A1.3 and 2A1.4 of the *Guidelines Manual*.

Money Laundering includes laundering of monetary instruments, monetary transaction from unlawful activity, failure to file currency report, and failure to report monetary transactions. This category includes persons sentenced under §§2S1.1, 2S1.2 (deleted), 2S1.3, and 2S1.4 (deleted) of the *Guidelines Manual*.

Murder includes first degree murder, second degree murder, and conspiracy or solicitation to commit murder. This category includes persons sentenced under §§2A1.1, 2A1.2, and 2A1.5 of the *Guidelines Manual*.

National Defense includes treason, sabotage, espionage, evasion of military service, prohibited financial transactions and exports, providing material support to designated foreign terrorist organizations, nuclear, biological, and chemical weapons, and weapons of mass destruction. This category includes persons sentenced under §§2M1.1, 2M2.1, 2M2.2 (deleted), 2M2.3, 2M2.4 (deleted), 2M3.1, 2M3.2, 2M3.3, 2M3.4, 2M3.5, 2M3.6

(deleted), 2M3.7 (deleted), 2M3.8 (deleted), 2M3.9, 2M4.1, 2M5.1, 2M5.2, 2M5.3, 2M6.1, and 2M6.2 of the *Guidelines Manual*.

Obscenity/Other Sex Offenses includes failure to register as a sex offender, recordkeeping offenses involving production of sexually explicit material, and importing, mailing, transporting, or broadcasting obscene material. This category includes persons sentenced under §§2A3.5, 2A3.6, 2G2.5, 2G3.1, and 2G3.2 of the *Guidelines Manual*.

Prison Offenses includes contraband in prisons, riots in federal facilities, and escape. This category includes persons sentenced under §§2P1.1, 2P1.2, 2P1.3, and 2P1.4 (deleted) of the *Guidelines Manual*.

Robbery includes bank robbery, Hobbs Act robbery, post office robbery, other robbery, and carjacking. This category includes persons sentenced under §2B3.1 of the *Guidelines Manual*.

Sexual Abuse includes criminal sexual abuse, sexual abuse of a minor, sexual abuse of a ward, abusive sexual contact, transportation of minor for sex, sex trafficking of children, sex trafficking of adults by force, fraud or coercion, child pornography production, and child exploitation enterprises. This category includes persons sentenced under §2G1.1 who received a Base Offense Level of 34, and all individuals sentenced under §§2A3.1, 2A3.2, 2A3.3, 2A3.4, 2G1.2 (deleted), 2G1.3, 2G2.1, 2G2.3, and 2G2.6 of the *Guidelines Manual*.

Stalking/Harassing includes threatening or harassing communications, hoaxes, false liens, stalking, and domestic violence. This category includes persons sentenced under §§2A6.1 and 2A6.2 of the *Guidelines Manual*.

Tax includes non-payment of taxes, conspiracy to avoid taxes, offenses relating to withholding statements, aiding or advising tax fraud, failing to collect or truthfully account for and pay over taxes, failing to deposit collected taxes in required accounts after notice, alcohol and tobacco tax offenses, and customs taxes. This category includes persons sentenced under §§2T1.1, 2T1.2 (deleted), 2T1.3 (deleted), 2T1.4, 2T1.5 (deleted), 2T1.6, 2T1.7, 2T1.8, 2T1.9, 2T2.1, 2T2.2, 2T3.1, and 2T3.2 (deleted) of the *Guidelines Manual*.

Other Miscellaneous Offenses includes interference with a flight crew, unlawful sale, transportation, possession, manufacturing, or importation of drug paraphernalia, distributing, importing, or exporting listed chemicals, evading reporting or recordkeeping requirements involving chemicals, acquiring a controlled substance by fraud or forgery, border tunnels and subterranean passages, and all other felony and miscellaneous offenses not previously listed in any of the other categories or covered by specific guidelines. This category includes persons sentenced under §§2A5.2, 2D1.7, 2D1.11, 2D1.12, 2D1.13, 2D2.2, 2D2.3, 2D3.1, 2X5.1, 2X5.2, and 2X7.1 of the *Guidelines Manual*. In addition, this category includes persons sentenced under §§2X1.1, 2X2.1, 2X3.1, 2X6.1, and 2X7.2 of the *Guidelines Manual* if no underlying guideline was provided.

Upward Departure

Upward Departure consists of cases in which the sentence imposed was above the applicable guideline range and for which the court cited a reason on Part V of the Statement of Reasons form (Departures Pursuant to the Guidelines Manual). In these cases, the court may also have cited 18 U.S.C. § 3553 or factors or reasons specifically prohibited in the provisions, policy statements, or commentary of the sentencing guidelines as additional reasons. This category includes departures which result from government motions as well as from motions by the parties.

Upward Variance

Upward Variance consists of cases in which the sentence imposed was above the applicable guideline range and for which the court cited a reason on Part VI of the Statement of Reasons form (Court Determination for a Variance). This category includes variances which result from government motions as well as from motions by the defendant.

Within Guideline Range

Cases are classified in this category when the sentence is within both the guideline range and within the statutory minimum and maximum. The sentence must meet minimum zone requirements as well. In rare instances when a very small departure or variance is granted, but the sentence is still within the original guideline range, the sentence is reported as within range.

Year

Information on *Year* is obtained from the Judgment and Commitment Order. Unless otherwise indicated, the sentencing year is defined as the fiscal year in which the individual was sentenced.