

Table 50

**MEAN AND MEDIAN SENTENCES OF OFFENDERS SENTENCED UNDER IMMIGRATION GUIDELINES
BY DEPARTURE STATUS¹
Fiscal Year 2002 (Prior to Enactment of the PROTECT Act)**

SENTENCING GUIDELINE	DEPARTURE STATUS														
	TOTAL			Within Range			Substantial Assistance Departure			Downward Departure			Upward Departure		
	n	Mean	Med	n	Mean	Med	n	Mean	Med	n	Mean	Med	n	Mean	Med
TOTAL²	58,183	47.6	26.0	37,818	51.7	27.0	10,110	46.3	30.0	9,801	30.6	18.0	454	105.9	60.0
TOTAL (IMMIGRATION CASES)³	9,397	25.2	21.0	6,014	25.2	18.0	247	16.1	12.0	3,083	25.4	24.0	53	54.8	33.0
§2L1.1	1,700	14.3	12.0	870	17.4	13.0	123	9.6	8.0	699	10.5	10.0	8	81.4	30.0
§2L1.2	6,807	30.2	24.0	4,352	30.0	24.0	82	31.3	30.5	2,331	30.2	30.0	42	51.4	35.0
§2L2.1	256	13.7	10.0	178	16.4	14.7	41	5.8	0.0	35	7.2	6.0	2	--	--
§2L2.2	634	5.2	4.0	614	5.0	4.0	1	--	--	18	10.6	10.0	1	--	--

¹Immigration/Naturalization guidelines are found in USSG Chapter Two, Part L. Descriptions of variables used in this table are provided in Appendix A.

²Of the 64,366 cases, 6,183 were excluded due to one or more of the following reasons: no analogous guidelines (365), missing departure information (5,317), or missing sentencing information (1,051).

³The following number of immigration cases were excluded due to missing departure and/or sentencing information: 69 cases under §2L1.1; 269 cases under §2L1.2; 26 cases under §2L2.1; and 73 cases under §2L2.2.

SOURCE: U.S. Sentencing Commission, 2002 Datafile, USSCFY02.