

**Table 49**  
**CRIMINAL HISTORY CATEGORY AND CITIZENSHIP OF OFFENDERS**  
**SENTENCED UNDER IMMIGRATION GUIDELINES<sup>1</sup>**  
**Fiscal Year 1997**

|                                  | TOTAL<br>(ALL CASES) <sup>2</sup> |              | TOTAL<br>(\$2L CASES) |              | 2L1.1 <sup>3</sup> |              | 2L1.2 <sup>4</sup> |              | 2L2.1 <sup>5</sup> |              | 2L2.2 <sup>6</sup> |              |
|----------------------------------|-----------------------------------|--------------|-----------------------|--------------|--------------------|--------------|--------------------|--------------|--------------------|--------------|--------------------|--------------|
|                                  | n                                 | %            | n                     | %            | n                  | %            | n                  | %            | n                  | %            | n                  | %            |
| <b>TOTAL</b>                     | <b>46,130</b>                     | <b>100.0</b> | <b>5,362</b>          | <b>100.0</b> | <b>1,147</b>       | <b>21.4</b>  | <b>3,515</b>       | <b>65.6</b>  | <b>192</b>         | <b>3.6</b>   | <b>508</b>         | <b>9.5</b>   |
| <b>U. S. CITIZEN</b>             |                                   |              |                       |              |                    |              |                    |              |                    |              |                    |              |
| <b>Criminal History Category</b> |                                   |              |                       |              |                    |              |                    |              |                    |              |                    |              |
| <b>Total</b>                     | <b>32,700</b>                     | <b>100.0</b> | <b>431</b>            | <b>100.0</b> | <b>279</b>         | <b>100.0</b> | <b>46</b>          | <b>100.0</b> | <b>53</b>          | <b>100.0</b> | <b>53</b>          | <b>100.0</b> |
| <b>Category I</b>                | <b>18,212</b>                     | <b>55.7</b>  | <b>223</b>            | <b>51.7</b>  | <b>152</b>         | <b>54.5</b>  | <b>2</b>           | <b>4.4</b>   | <b>41</b>          | <b>77.4</b>  | <b>28</b>          | <b>52.8</b>  |
| <b>Category II</b>               | <b>3,719</b>                      | <b>11.4</b>  | <b>52</b>             | <b>12.1</b>  | <b>35</b>          | <b>12.5</b>  | <b>4</b>           | <b>8.7</b>   | <b>3</b>           | <b>5.7</b>   | <b>10</b>          | <b>18.9</b>  |
| <b>Category III</b>              | <b>4,306</b>                      | <b>13.2</b>  | <b>62</b>             | <b>14.4</b>  | <b>39</b>          | <b>14.0</b>  | <b>10</b>          | <b>21.7</b>  | <b>6</b>           | <b>11.3</b>  | <b>7</b>           | <b>13.2</b>  |
| <b>Category IV</b>               | <b>2,292</b>                      | <b>7.0</b>   | <b>41</b>             | <b>9.5</b>   | <b>30</b>          | <b>10.8</b>  | <b>7</b>           | <b>15.2</b>  | <b>2</b>           | <b>3.8</b>   | <b>2</b>           | <b>3.8</b>   |
| <b>Category V</b>                | <b>1,227</b>                      | <b>3.8</b>   | <b>18</b>             | <b>4.2</b>   | <b>11</b>          | <b>3.9</b>   | <b>4</b>           | <b>8.7</b>   | <b>1</b>           | <b>1.9</b>   | <b>2</b>           | <b>3.8</b>   |
| <b>Category VI</b>               | <b>2,944</b>                      | <b>9.0</b>   | <b>35</b>             | <b>8.1</b>   | <b>12</b>          | <b>4.3</b>   | <b>19</b>          | <b>41.3</b>  | <b>0</b>           | <b>0.0</b>   | <b>4</b>           | <b>7.6</b>   |
| <b>NON-U.S. CITIZEN</b>          |                                   |              |                       |              |                    |              |                    |              |                    |              |                    |              |
| <b>Criminal History Category</b> |                                   |              |                       |              |                    |              |                    |              |                    |              |                    |              |
| <b>Total</b>                     | <b>13,430</b>                     | <b>100.0</b> | <b>4,931</b>          | <b>100.0</b> | <b>868</b>         | <b>100.0</b> | <b>3,469</b>       | <b>100.0</b> | <b>139</b>         | <b>100.0</b> | <b>455</b>         | <b>100.0</b> |
| <b>Category I</b>                | <b>7,843</b>                      | <b>58.4</b>  | <b>1,372</b>          | <b>27.8</b>  | <b>676</b>         | <b>77.9</b>  | <b>244</b>         | <b>7.0</b>   | <b>112</b>         | <b>80.6</b>  | <b>338</b>         | <b>74.3</b>  |
| <b>Category II</b>               | <b>1,065</b>                      | <b>7.9</b>   | <b>381</b>            | <b>7.7</b>   | <b>73</b>          | <b>8.4</b>   | <b>255</b>         | <b>7.4</b>   | <b>15</b>          | <b>10.8</b>  | <b>38</b>          | <b>8.4</b>   |
| <b>Category III</b>              | <b>1,531</b>                      | <b>11.4</b>  | <b>847</b>            | <b>17.2</b>  | <b>63</b>          | <b>7.3</b>   | <b>736</b>         | <b>21.2</b>  | <b>8</b>           | <b>5.8</b>   | <b>40</b>          | <b>8.8</b>   |
| <b>Category IV</b>               | <b>1,025</b>                      | <b>7.6</b>   | <b>738</b>            | <b>15.0</b>  | <b>29</b>          | <b>3.3</b>   | <b>689</b>         | <b>19.9</b>  | <b>1</b>           | <b>0.7</b>   | <b>19</b>          | <b>4.2</b>   |
| <b>Category V</b>                | <b>715</b>                        | <b>5.3</b>   | <b>578</b>            | <b>11.7</b>  | <b>18</b>          | <b>2.1</b>   | <b>549</b>         | <b>15.8</b>  | <b>1</b>           | <b>0.7</b>   | <b>10</b>          | <b>2.2</b>   |
| <b>Category VI</b>               | <b>1,251</b>                      | <b>9.3</b>   | <b>1,017</b>          | <b>20.6</b>  | <b>9</b>           | <b>1.0</b>   | <b>996</b>         | <b>28.7</b>  | <b>2</b>           | <b>1.4</b>   | <b>10</b>          | <b>2.2</b>   |

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

<sup>2</sup>Of the 48,848 total cases, 2,718 were excluded due to one or both of the following reasons: missing citizenship information (2,115) or missing criminal history category (1,446).

<sup>3</sup>Of the 1,161 cases sentenced pursuant to USSG §2L1.1, 14 were excluded due to one or both of the following reasons: missing citizenship information (14) or missing criminal history category (1).

<sup>4</sup>Of the 3,612 cases sentenced pursuant to USSG §2L1.2, 97 were excluded due to missing citizenship information.

<sup>5</sup>Of the 193 cases sentenced pursuant to USSG §2L2.1, one was excluded due to missing citizenship information.

<sup>6</sup>Of the 517 cases sentenced pursuant to USSG §2L2.2, nine were excluded due to missing citizenship information.

SOURCE: U.S. Sentencing Commission, 1997 Datafile, USSCFY97.