

Table 29

**WITHIN-RANGE CASES: POSITION OF SENTENCE FOR OFFENDERS
IN EACH PRIMARY OFFENSE CATEGORY¹
Fiscal Year 2001**

PRIMARY OFFENSE	TOTAL	Guideline Minimum		Lower Half of Range		Midpoint of Range		Upper Half of Range		Guideline Maximum	
		n	%	n	%	n	%	n	%	n	%
TOTAL	29,177	18,188	62.3	3,101	10.6	2,346	8.0	1,525	5.2	4,017	13.8
Murder	31	8	25.8	2	6.5	2	6.5	2	6.5	17	54.8
Manslaughter	31	11	35.5	3	9.7	3	9.7	3	9.7	11	35.5
Kidnapping/Hostage Taking	23	10	43.5	7	30.4	0	0.0	2	8.7	4	17.4
Sexual Abuse	146	70	47.9	15	10.3	14	9.6	12	8.2	35	24.0
Assault	261	112	42.9	32	12.3	30	11.5	18	6.9	69	26.4
Robbery	941	496	52.7	150	15.9	89	9.5	85	9.0	121	12.9
Arson	25	12	48.0	0	0.0	2	8.0	1	4.0	10	40.0
Drugs - Trafficking	11,008	8,056	73.2	1,010	9.2	648	5.9	322	2.9	972	8.8
Drugs - Communication Facility	261	67	25.7	0	0.0	10	3.8	7	2.7	177	67.8
Drugs - Simple Possession	303	178	58.7	28	9.2	20	6.6	20	6.6	57	18.8
Firearms	2,698	1,359	50.4	322	11.9	348	12.9	186	6.9	483	17.9
Burglary/B&E	22	10	45.5	3	13.6	3	13.6	3	13.6	3	13.6
Auto Theft	86	48	55.8	8	9.3	10	11.6	6	7.0	14	16.3
Larceny	1,346	912	67.8	117	8.7	86	6.4	67	5.0	164	12.2
Fraud	3,542	2,144	60.5	390	11.0	337	9.5	206	5.8	465	13.1
Embezzlement	506	363	71.7	78	15.4	20	4.0	15	3.0	30	5.9
Forgery/Counterfeiting	831	498	59.9	69	8.3	86	10.3	64	7.7	114	13.7
Bribery	86	62	72.1	9	10.5	6	7.0	4	4.7	5	5.8
Tax	288	202	70.1	23	8.0	19	6.6	12	4.2	32	11.1
Money Laundering	424	288	67.9	47	11.1	24	5.7	25	5.9	40	9.4
Racketeering/Extortion	263	108	41.1	26	9.9	14	5.3	15	5.7	100	38.0
Gambling/Lottery	63	49	77.8	3	4.8	4	6.3	3	4.8	4	6.3
Civil Rights	57	40	70.2	2	3.5	4	7.0	4	7.0	7	12.3
Immigration	4,228	2,053	48.6	644	15.2	396	9.4	341	8.1	794	18.8
Pornography/Prostitution	352	147	41.8	26	7.4	55	15.6	31	8.8	93	26.4
Prison Offenses	206	107	51.9	20	9.7	28	13.6	15	7.3	36	17.5
Administration of Justice Offenses	590	381	64.6	33	5.6	57	9.7	34	5.8	85	14.4
Environmental/Wildlife	96	72	75.0	4	4.2	8	8.3	4	4.2	8	8.3
National Defense	3	2	66.7	0	0.0	0	0.0	0	0.0	1	33.3
Antitrust	10	8	80.0	1	10.0	0	0.0	0	0.0	1	10.0
Food & Drug	42	37	88.1	0	0.0	1	2.4	1	2.4	3	7.1
Other Miscellaneous Offenses	408	278	68.1	29	7.1	22	5.4	17	4.2	62	15.2

¹Of the 59,897 cases, 35,128 were sentenced within the applicable guideline range. Of those, 31,901 had complete guideline application information. An additional 2,724 cases were excluded due to several logical criteria. Descriptions of variables used in this table are provided in Appendix A.

SOURCE: U.S. Sentencing Commission, 2001 Datafile, USSCFY01.