

Sourcebook of criminal justice statistics Online

http://www.albany.edu/sourcebook/pdf/t5132002.pdf

Table 5.13.2002

Federal defendants released or detained prior to trial in U.S. District Courts

By offense, United States, fiscal year 2002

| Most serious offense charged           | Number of defendants |          |          | Percent of defendants released at any time before case disposition |                        |                |                       |                     | Percent of defendants detained at any time before case disposition |                                  |                         |                        |             |                  |
|--|----------------------|----------|----------|--|------------------------|----------------|-----------------------|---------------------|--|----------------------------------|-------------------------|------------------------|-------------|------------------|
|  |                      |          |          | All releases   | Released on:           |                |                       |                     | All detentions   | Held on bail for:                |                         |                        |             |                  |
|  | Total                | Released | Detained |  | Financial <sup>a</sup> | Unsecured bond | Personal recognizance | Conditional release |  | Temporary detention <sup>b</sup> | Part of pretrial period | All of pretrial period | Denied bail | Other detentions |
| All offenses <sup>c</sup>              | 71,572               | 32,140   | 52,515   | 44.9%  | 19.0%                  | 47.3%          | 29.1%                 | 4.7%                | 73.4%  | 2.1%                             | 21.8%                   | 10.9%                  | 53.9%       | 11.3%            |
| Violent offenses                       | 3,104                | 1,091    | 2,549    | 35.1   | 11.2                   | 34.4           | 47.9                  | 6.5                 | 82.1   | 0.6                              | 17.2                    | 2.3                    | 64.0        | 15.8             |
| Murder, nonnegligent manslaughter      | 163                  | 52       | 147      | 31.9   | 7.7                    | 19.2           | 69.2                  | 3.8                 | 90.2   | 0.0                              | 15.6                    | 0.7                    | 68.7        | 15.0             |
| Negligent manslaughter                 | 16                   | 10       | 12       | 62.5   | B                      | B              | B                     | B                   | 75.0   | 0.0                              | 50.0                    | 8.3                    | 41.7        | 0.0              |
| Assault                                | 747                  | 460      | 445      | 61.6   | 4.8                    | 27.6           | 57.0                  | 10.7                | 59.6   | 0.2                              | 30.6                    | 3.8                    | 53.5        | 11.9             |
| Robbery                                | 1,785                | 392      | 1,640    | 22.0   | 20.4                   | 45.2           | 29.8                  | 4.6                 | 91.9   | 0.7                              | 12.1                    | 2.2                    | 67.7        | 17.3             |
| Sexual abuse <sup>d</sup>              | 256                  | 141      | 180      | 55.1   | 2.8                    | 32.6           | 63.8                  | 0.7                 | 70.3   | 0.6                              | 30.0                    | 1.1                    | 55.0        | 13.3             |
| Kidnaping                              | 99                   | 26       | 90       | 26.3   | 46.2                   | 30.8           | 19.2                  | 3.8                 | 90.9   | 1.1                              | 17.8                    | 1.1                    | 64.4        | 15.6             |
| Threats against the President          | 38                   | 10       | 35       | 26.3   | B                      | B              | B                     | B                   | 92.1   | 2.9                              | 17.1                    | 2.9                    | 57.1        | 20.0             |
| Property offenses                      | 13,772               | 10,838   | 5,531    | 78.7   | 10.7                   | 54.7           | 32.6                  | 2.0                 | 40.2   | 0.7                              | 41.8                    | 4.8                    | 42.3        | 10.4             |
| Fraudulent offenses                    | 11,087               | 8,701    | 4,466    | 78.5   | 11.7                   | 57.6           | 29.5                  | 1.2                 | 40.3   | 0.7                              | 41.5                    | 5.0                    | 42.7        | 10.1             |
| Embezzlement                           | 1,351                | 1,262    | 228      | 93.4   | 3.5                    | 57.4           | 36.9                  | 2.1                 | 16.9   | 0.0                              | 56.1                    | 3.5                    | 32.9        | 7.5              |
| Fraud <sup>e</sup>                     | 8,192                | 6,282    | 3,472    | 76.7   | 13.8                   | 56.6           | 28.5                  | 1.1                 | 42.4   | 0.7                              | 39.9                    | 4.9                    | 44.7        | 9.8              |
| Forgery                                | 169                  | 126      | 76       | 74.6   | 7.9                    | 63.5           | 27.8                  | 0.8                 | 45.0   | 3.9                              | 40.8                    | 5.3                    | 39.5        | 10.5             |
| Counterfeiting                         | 1,375                | 1,031    | 690      | 75.0   | 9.2                    | 63.3           | 26.7                  | 0.8                 | 50.2   | 0.6                              | 45.1                    | 5.8                    | 36.2        | 12.3             |
| Other offenses                         | 2,685                | 2,137    | 1,065    | 79.6   | 7.0                    | 42.5           | 45.3                  | 5.1                 | 39.7   | 0.8                              | 42.8                    | 4.0                    | 40.7        | 11.6             |
| Burglary                               | 107                  | 57       | 80       | 53.3   | 10.5                   | 29.8           | 56.1                  | 3.5                 | 74.8   | 0.0                              | 38.8                    | 5.0                    | 43.8        | 12.5             |
| Larceny <sup>f</sup>                   | 2,022                | 1,703    | 681      | 84.2   | 5.1                    | 40.8           | 48.3                  | 5.8                 | 33.7   | 0.1                              | 47.6                    | 5.3                    | 36.3        | 10.7             |
| Motor vehicle theft                    | 193                  | 104      | 131      | 53.9   | 23.1                   | 58.7           | 17.3                  | 1.0                 | 67.9   | 4.6                              | 23.7                    | 0.8                    | 56.5        | 14.5             |
| Arson and explosives                   | 154                  | 103      | 90       | 66.9   | 13.6                   | 53.4           | 33.0                  | 0.0                 | 58.4   | 2.2                              | 33.3                    | 0.0                    | 50.0        | 14.4             |
| Transportation of stolen property      | 121                  | 98       | 50       | 81.0   | 17.3                   | 51.0           | 29.6                  | 2.0                 | 41.3   | 0.0                              | 54.0                    | 0.0                    | 38.0        | 8.0              |
| Other property offenses <sup>g</sup>   | 88                   | 72       | 33       | 81.8   | 2.8                    | 43.1           | 45.8                  | 8.3                 | 37.5   | 0.0                              | 39.4                    | 6.1                    | 39.4        | 15.2             |
| Drug offenses                          | 27,771               | 11,396   | 23,346   | 41.0   | 29.2                   | 45.0           | 22.5                  | 3.3                 | 84.1   | 1.9                              | 25.6                    | 9.5                    | 53.1        | 9.8              |
| Trafficking                            | 25,286               | 10,006   | 21,846   | 39.6   | 31.1                   | 47.3           | 19.5                  | 2.1                 | 86.4   | 1.6                              | 25.7                    | 9.7                    | 53.6        | 9.4              |
| Other                                  | 2,485                | 1,390    | 1,500    | 55.9   | 15.8                   | 28.7           | 44.0                  | 11.6                | 60.4   | 7.1                              | 25.1                    | 6.4                    | 45.5        | 15.9             |
| Public-order offenses                  | 7,841                | 5,441    | 3,407    | 69.4   | 12.5                   | 41.0           | 35.5                  | 11.0                | 43.5   | 0.9                              | 28.6                    | 3.8                    | 46.7        | 20.0             |
| Regulatory offenses                    | 2,518                | 1,634    | 1,265    | 64.9   | 14.6                   | 46.6           | 33.8                  | 5.0                 | 50.2   | 0.9                              | 28.1                    | 5.0                    | 41.2        | 24.7             |
| Agriculture                            | 11                   | 11       | 2        | 100.0  | 9.1                    | 9.1            | 63.6                  | 18.2                | 18.2   | B                                | B                       | B                      | B           | B                |
| Antitrust                              | 27                   | 27       | 15       | 100.0  | 14.8                   | 48.1           | 37.0                  | 0.0                 | 55.6   | 0.0                              | 100.0                   | 0.0                    | 0.0         | 0.0              |
| Food and drug                          | 43                   | 42       | 6        | 97.7   | 14.3                   | 50.0           | 33.3                  | 2.4                 | 14.0   | B                                | B                       | B                      | B           | B                |
| Transportation                         | 109                  | 88       | 44       | 80.7   | 14.8                   | 43.2           | 38.6                  | 3.4                 | 40.4   | 0.0                              | 43.2                    | 4.5                    | 45.5        | 6.8              |
| Civil rights                           | 73                   | 62       | 17       | 84.9   | 17.7                   | 43.5           | 38.7                  | 0.0                 | 23.3   | 0.0                              | 41.2                    | 0.0                    | 35.3        | 23.5             |
| Communications                         | 62                   | 56       | 19       | 90.3   | 12.5                   | 55.4           | 32.1                  | 0.0                 | 30.6   | 0.0                              | 63.2                    | 10.5                   | 21.1        | 5.3              |
| Customs laws                           | 79                   | 58       | 47       | 73.4   | 36.2                   | 44.8           | 17.2                  | 1.7                 | 59.5   | 0.0                              | 51.1                    | 17.0                   | 27.7        | 4.3              |
| Postal laws                            | 135                  | 125      | 24       | 92.6   | 2.4                    | 50.4           | 45.6                  | 1.6                 | 17.8   | 0.0                              | 41.7                    | 0.0                    | 50.0        | 8.3              |
| Other regulatory offenses              | 1,979                | 1,165    | 1,091    | 58.9   | 14.8                   | 46.5           | 32.5                  | 6.2                 | 55.1   | 1.1                              | 24.0                    | 4.7                    | 42.6        | 27.6             |
| Other offenses                         | 5,323                | 3,807    | 2,142    | 71.5   | 11.7                   | 38.6           | 36.1                  | 13.6                | 40.2   | 0.8                              | 28.8                    | 3.2                    | 50.0        | 17.2             |
| Tax law violations including tax fraud | 545                  | 523      | 89       | 96.0   | 7.8                    | 55.8           | 35.0                  | 1.3                 | 16.3   | 0.0                              | 71.9                    | 6.7                    | 14.6        | 6.7              |
| Bribery                                | 117                  | 95       | 41       | 81.2   | 20.0                   | 55.8           | 22.1                  | 2.1                 | 35.0   | 0.0                              | 46.3                    | 9.8                    | 31.7        | 12.2             |
| Perjury, contempt, intimidation        | 195                  | 142      | 96       | 72.8   | 12.7                   | 45.8           | 41.5                  | 0.0                 | 49.2   | 1.0                              | 41.7                    | 2.1                    | 29.2        | 26.0             |
| National defense                       | 96                   | 77       | 28       | 80.2   | 11.7                   | 23.4           | 14.3                  | 50.6                | 29.2   | 3.6                              | 32.1                    | 3.6                    | 42.9        | 17.9             |
| Escape                                 | 699                  | 74       | 658      | 10.6   | 4.1                    | 50.0           | 33.8                  | 12.2                | 94.1   | 1.4                              | 4.9                     | 2.3                    | 67.6        | 23.9             |
| Racketeering and extortion             | 850                  | 536      | 546      | 63.1   | 38.8                   | 39.7           | 20.3                  | 1.1                 | 64.2   | 0.5                              | 33.0                    | 2.9                    | 52.6        | 11.0             |
| Gambling offenses                      | 62                   | 59       | 5        | 95.2   | 16.9                   | 44.1           | 39.0                  | 0.0                 | 8.1  | B                                | B                       | B                      | B           | B                |
| Liquor offenses                        | 27                   | 25       | 19       | 92.6   | 8.0                    | 16.0           | 76.0                  | 0.0                 | 70.4   | 0.0                              | 89.5                    | 0.0                    | 10.5        | 0.0              |
| Nonviolent sex offenses                | 683                  | 473      | 353      | 69.3   | 14.2                   | 53.1           | 30.2                  | 2.5                 | 51.7   | 0.3                              | 37.1                    | 2.3                    | 44.8        | 15.6             |
| Mail or transport of obscene material  | 39                   | 28       | 19       | 71.8   | 28.6                   | 67.9           | 3.6                   | 0.0                 | 48.7   | 0.0                              | 36.8                    | 0.0                    | 52.6        | 10.5             |
| Traffic offenses                       | 1,259                | 1,160    | 99       | 92.1   | 2.2                    | 21.8           | 42.8                  | 33.2                | 7.9  | 2.0                              | 53.5                    | 11.1                   | 18.2        | 15.2             |
| Wildlife                               | 128                  | 126      | 9        | 98.4   | 4.0                    | 38.1           | 51.6                  | 6.3                 | 7.0  | B                                | B                       | B                      | B           | B                |
| Environmental                          | 33                   | 33       | 3        | 100.0  | 3.0                    | 51.5           | 39.4                  | 6.1                 | 9.1  | B                                | B                       | B                      | B           | B                |
| All other offenses <sup>h</sup>        | 590                  | 456      | 177      | 77.3   | 5.9                    | 38.4           | 45.6                  | 10.1                | 30.0   | 0.6                              | 31.1                    | 2.3                    | 45.2        | 20.9             |
| Weapons offenses                       | 4,729                | 2,054    | 3,670    | 43.4   | 15.7                   | 52.9           | 29.6                  | 1.8                 | 77.6   | 1.0                              | 22.2                    | 3.2                    | 57.4        | 16.1             |
| Immigration offenses                   | 14,262               | 1,253    | 13,966   | 8.8  | 37.8                   | 34.8           | 11.3                  | 16.0                | 97.9   | 3.8                              | 6.4                     | 21.0                   | 59.0        | 9.7              |

See notes on next page.

Table 5.13.2002

**Federal defendants released or detained prior to trial in U.S. District Courts**

By offense, United States, fiscal year 2002--Continued

Note: These data are from the U.S. Department of Justice, Bureau of Justice Statistics' Federal Justice Statistics Program database. Sources of information include the Executive Office for U.S. Attorneys, the Administrative Office of the United States Courts, the U.S. Sentencing Commission, the U.S. Marshals Service, the Drug Enforcement Administration, and the Federal Bureau of Prisons. The Administrative Office of the United States Courts also maintains data collected by the Federal Pretrial Services Agency (PSA), the U.S. Courts of Appeals, and the Federal probation and supervision service.

Tables presenting pretrial release and detention information were created from the PSA data files. The data describe 71,572 defendants who terminated pretrial services during fiscal year 2002 and whose cases were filed by complaint, indictment, or information.

"Released" defendants includes some defendants who also were detained prior to trial; "detained" defendants includes some defendants who also were released prior to trial. Total includes defendants for whom release status data were unavailable. For methodology and definitions of terms, see [Appendix 11](#).

<sup>a</sup>Includes deposit bond, surety bond, and collateral bond.

<sup>b</sup>Held under 18 U.S.C. 3142 pending deportation, action on prior pretrial release, or probation or parole review.

<sup>c</sup>Includes 93 defendants for whom offense category could not be determined, 67 of whom were released, 46 of whom were detained.

<sup>d</sup>Includes only violent sex offenses.

<sup>e</sup>Excludes tax fraud.

<sup>f</sup>Excludes transportation of stolen property.

<sup>g</sup>Excludes fraudulent property offenses; includes destruction of property and trespass.

<sup>h</sup>Includes offenses with unclassifiable offense type.

Source: U.S. Department of Justice, Bureau of Justice Statistics, *Compendium of Federal Justice Statistics, 2002*, NCJ 205368 (Washington, DC: U.S. Department of Justice, 2004), pp. 42, 44. Table adapted by SOURCEBOOK staff.