

Sourcebook of criminal justice statistics Online

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Table 5.25.2004

Defendants sentenced in U.S. District Courts

By offense, and type and length of sentence, fiscal year 2004

Offense	Type of sentence										
	Imprisonment								Life	Death	Other <sup>c</sup>
	Total defendants sentenced	Total imprisonment	Regular sentences <sup>a</sup>					Average sentence in months <sup>b</sup>			
		6 months or less	7 through 12 months	13 through 35 months	36 through 60 months	Over 60 months					
Total	73,616	60,676	6,425	5,042	16,221	12,583	16,766	59.5	214	5	3,420
GENERAL OFFENSES											
Homicide	186	174	8	13	29	26	72	113.2	21	3	2
Murder-first degree	111	106	5	3	4	15	53	157.8	21	3	2
Murder-second degree	23	23	0	0	2	6	15	124.3	0	0	0
Manslaughter	52	45	3	10	23	5	4	28.2	0	0	0
Robbery	1,221	1,200	18	13	92	362	709	102.2	2	0	4
Bank	1,175	1,156	17	13	89	348	683	102.3	2	0	4
Postal	22	21	0	0	1	5	15	140.2	0	0	0
Other	24	23	1	0	2	9	11	65.0	0	0	0
Assault	685	484	86	45	150	95	69	36.4	0	0	39
Burglary	60	51	3	9	23	10	3	29.5	0	0	3
Bank	0	X	X	X	X	X	X	X	X	X	X
Postal	20	19	1	5	9	3	1	26.4	0	0	0
Interstate shipments	1	1	0	0	1	0	0	18.0	0	0	0
Other	39	31	2	4	13	7	2	32.1	0	0	3
Larceny and theft	2,375	987	227	164	308	117	90	27.2	0	0	81
Bank	167	69	16	13	17	11	10	33.3	0	0	2
Postal	424	288	53	55	114	26	10	21.1	0	0	30
Interstate shipments	219	175	8	15	61	46	38	46.7	0	0	7
Other U.S. property	1,202	261	114	52	53	10	3	12.3	0	0	29
Transport stolen property	167	121	14	15	46	19	21	39.4	0	0	6
Other	196	73	22	14	17	5	8	27.0	0	0	7
Embezzlement	781	383	126	55	101	21	3	15.5	0	0	77
Bank	315	209	73	24	42	9	0	11.9	0	0	61
Postal	200	36	15	7	7	3	0	12.0	0	0	4
Other	266	138	38	24	52	9	3	20.7	0	0	12
Fraud	9,587	6,442	1,432	873	2,119	847	363	26.0	1	0	807
Income tax	445	269	53	53	106	39	13	24.5	0	0	5
Lending institution	1,188	999	236	120	328	123	70	27.5	0	0	122
Postal	1,362	919	121	128	375	176	98	36.0	0	0	21
Veterans and allotments	4	1	0	0	1	0	0	21.0	0	0	0
Securities and Exchange	79	57	4	3	22	12	13	46.9	0	0	3
Social Security	473	267	85	32	57	18	3	15.4	0	0	72
False personation	27	13	1	2	2	5	0	26.4	0	0	3
Nationality laws	226	206	66	24	62	24	1	15.3	0	0	29
Passport fraud	440	328	74	18	17	7	3	12.2	0	0	209
False claims and statements	1,769	1,260	449	178	296	69	23	15.4	0	0	245
Other	3,574	2,123	343	315	853	374	139	28.7	1	0	98
Motor vehicle theft	110	96	2	7	29	5	40	113.6	4	1	8
Forgery and counterfeiting	1,058	693	118	124	305	73	40	24.4	0	0	33
Transport forged securities	0	X	X	X	X	X	X	X	X	X	X
Postal forgery	0	X	X	X	X	X	X	X	X	X	X
Other forgery	81	46	9	10	17	3	0	17.2	0	0	7
Counterfeiting	977	647	109	114	288	70	40	24.8	0	0	26
Sex offenses	1,157	1,095	19	19	350	268	428	76.3	5	0	6
Sexual abuse	431	404	9	6	68	60	252	109.0	5	0	4
Other	726	691	10	13	282	208	176	57.6	0	0	2
Drug laws	25,702	23,920	1,140	1,441	4,181	5,553	10,669	82.5	146	0	790
Miscellaneous general offenses	13,177	9,315	503	572	2,324	2,227	3,317	74.3	32	1	339
Bribery	148	70	13	6	29	15	5	27.8	0	0	2
Drunk driving and traffic	2,874	304	107	20	5	7	1	7.3	0	0	164
Escape <sup>f</sup>	408	380	74	114	145	34	4	17.7	0	0	9
Extortion, racketeering, threats	883	712	34	44	174	195	234	76.9	6	0	25
Gambling and lottery	19	6	2	0	2	2	0	23.5	0	0	0
Kidnaping	83	75	1	2	16	14	35	115.3	3	0	4
Perjury	71	46	6	10	15	9	1	25.6	0	0	5
Weapons and firearms	7,889	7,379	188	316	1,837	1,921	3,001	80.4	23	1	92
Other	802	343	78	60	101	30	36	30.8	0	0	38

See notes at end of table.

Total	Probation				Average sentence in months <sup>d</sup>	Other <sup>a</sup>	Fine only
	6 months or less	7 through 12 months	13 through 35 months	36 months and over			
10,715	451	2,530	2,037	5,200	30.3	497	2,225
12	0	1	2	9	42.0	0	0
5	0	0	1	4	48.0	0	0
0	X	X	X	X	X	X	X
7	0	1	1	5	37.7	0	0
21	0	0	3	18	45.0	0	0
19	0	0	3	16	44.2	0	0
1	0	0	0	1	36.0	0	0
1	0	0	0	1	70.0	0	0
177	13	56	42	62	25.5	4	24
9	0	0	0	9	45.3	0	0
X	X	X	X	X	X	X	X
1	0	0	0	1	36.0	0	0
0	X	X	X	X	X	X	X
8	0	0	0	8	46.5	0	0
1,236	102	278	194	642	31.0	20	152
98	1	6	19	69	39.7	3	0
136	0	10	26	98	36.0	2	0
44	0	2	6	34	37.1	2	0
808	95	225	114	363	28.4	11	133
46	0	1	2	42	47.5	1	0
104	6	34	27	36	26.4	1	19
393	5	54	87	226	36.0	21	5
104	4	19	19	45	26.6	17	2
163	1	31	38	92	34.2	1	1
126	0	4	30	89	46.1	3	2
3,106	52	384	611	1,915	35.7	144	39
174	6	18	48	101	33.9	1	2
187	1	16	24	101	31.9	45	2
437	9	20	81	321	42.3	6	6
3	0	0	1	2	40.0	0	0
20	0	2	4	14	44.4	0	2
205	4	16	23	151	40.9	11	1
13	0	3	3	7	27.7	0	1
20	1	3	2	5	17.0	9	0
112	2	21	26	46	25.8	17	0
497	7	86	128	249	31.6	27	12
1,438	22	199	271	918	36.1	28	13
14	0	1	1	9	29.6	3	0
361	3	22	88	241	37.1	7	4
X	X	X	X	X	X	X	X
X	X	X	X	X	X	X	X
33	1	3	5	23	36.2	1	2
328	2	19	83	218	37.2	6	2
59	1	5	3	46	41.2	4	3
27	1	3	1	22	39.3	0	0
32	0	2	2	24	42.8	4	3
1,707	39	451	346	762	28.4	109	75
2,131	143	923	359	657	24.0	49	1,731
78	2	13	18	45	36.5	0	0
1,038	87	769	116	57	14.2	9	1,532
27	1	6	8	10	24.1	2	1
170	3	8	47	107	34.5	5	1
13	0	0	5	8	36.0	0	0
8	1	5	0	2	23.1	0	0
25	0	0	13	12	33.3	0	0
487	7	46	108	301	34.9	25	23
285	42	76	44	115	29.7	8	174

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Defendants sentenced in U.S. District Courts

By offense, and type and length of sentence, fiscal year 2004--Continued

Offense	Total defendants sentenced	Total imprisonment	Imprisonment						Type of sentence			
			Regular sentences <sup>a</sup>						Average sentence in months <sup>b</sup>	Life	Death	Other <sup>c</sup>
			6 months or less	7 through 12 months	13 through 35 months	36 through 60 months	Over 60 months	Over 60 months				
<b>SPECIAL OFFENSES</b>												
Immigration laws	15,190	14,735	2,564	1,578	5,867	2,816	848	26.4	0	0	1,062	
Liquor, Internal Revenue	1	1	1	0	0	0	0	6.0	0	0	0	
Federal statutes	2,326	1,100	178	129	343	163	115	36.7	3	0	169	
Agricultural/conservation acts	206	51	22	4	6	4	1	14.8	0	0	14	
Antitrust violations	16	6	4	0	0	0	0	3.0	0	0	2	
Food and Drug Act	63	12	2	2	0	2	4	44.6	0	0	2	
Migratory bird laws	117	1	0	0	1	0	0	15.0	0	0	0	
Motor Carrier Act	5	1	0	0	1	0	0	25.0	0	0	0	
National defense laws	0	X	X	X	X	X	X	X	X	X	X	
Civil rights	64	53	3	6	19	15	10	42.7	0	0	0	
Contempt	49	35	14	4	6	4	2	19.4	0	0	5	
Customs laws	75	38	4	8	12	7	1	24.2	0	0	6	
Postal laws <sup>d</sup>	121	20	10	1	2	1	0	8.0	0	0	6	
Other	1,610	883	119	104	296	130	97	39.2	3	0	134	

Note: See Note, table 5.24.2004.

<sup>a</sup>Includes sentences of at least 1 month that may be followed by a term of probation (mixed sentences).

<sup>b</sup>Excludes life sentences, death sentences, deportation, suspended sentences, sealed sentences, imprisonment of 4 days or less, and no sentence.

<sup>c</sup>Includes deportation, suspended sentences, sealed sentences, imprisonment of 4 days or less, and no sentence.

<sup>d</sup>Excludes supervised release, probation of 4 days or less, suspended sentences, sealed sentences, and no sentence.

<sup>e</sup>Includes supervised release, probation of 4 days or less, suspended sentences, sealed sentences, and no sentence.

<sup>f</sup>Includes escape from custody, aiding or abetting an escape, failure to appear in court, and bail jumping.

<sup>g</sup>Includes obstructing mail, mailing nonmailable material, and other postal regulations.

Source: Administrative Office of the United States Courts, *Judicial Business of the United States Courts: 2004 Annual Report of the Director* (Washington, DC: USGPO, 2005), pp. 220-223.

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Total	Probation				Average sentence in months <sup>d</sup>	Other <sup>e</sup>	Fine only
	6 months or less	7 through 12 months	13 through 35 months	36 months and over			
452	18	45	63	214	26.2	112	3
0	X	X	X	X	X	X	X
1,037	75	310	238	390	26.6	24	189
127	16	46	29	36	23.8	0	28
9	0	0	4	5	38.7	0	1
47	1	18	11	17	27.1	0	4
58	12	34	8	4	15.5	0	58
4	X	X	3	1	25.5	0	0
X	X	X	X	X	X	X	X
11	2	2	3	3	24.4	1	0
11	0	1	2	8	36.0	0	3
35	0	10	8	17	34.9	0	2
98	7	33	29	27	23.0	2	3
637	37	166	141	272	28.0	21	90