

**Sourcebook of criminal justice statistics Online**

http://www.albany.edu/sourcebook/pdf/t5292010.pdf

Table 5.29.2010

**Sentences imposed in U.S. District Courts under the U.S. Sentencing Commission guidelines**

By primary offense and type of sentence, fiscal year 2010

Primary offense	Total cases	Imprisonment						Probation					
		Total receiving imprisonment		Prison only		Prison/ community split sentence <sup>a</sup>		Total receiving probation		Probation and confinement		Probation only	
		Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent
Total	83,120	74,660	89.8%	72,615	87.4%	2,045	2.5%	8,460	10.2%	2,356	2.8%	6,104	0.1%
Murder	66	65	98.5	64	97.0	1	1.5	1	1.5	0	X	1	1.5
Manslaughter	64	63	98.4	61	95.3	2	3.1	1	1.6	1	1.6	0	X
Kidnaping, hostage-taking	38	38	100.0	38	100.0	0	X	0	X	0	X	0	X
Sexual abuse	383	371	96.9	364	95.0	7	1.8	12	3.1	7	1.8	5	1.3
Assault	622	518	83.3	492	79.1	26	4.2	104	16.7	23	3.7	81	13.0
Robbery	1,080	1,037	96.0	1,002	92.8	35	3.2	43	4.0	20	1.9	23	2.1
Arson	75	72	96.0	68	90.7	4	5.3	3	4.0	1	1.3	2	2.7
<b>Drug offenses</b>													
Trafficking	23,499	22,663	96.4	22,081	94.0	582	2.5	836	3.6	319	1.4	517	2.2
Communication facility <sup>b</sup>	512	423	82.6	413	80.7	10	2.0	89	17.4	29	5.7	60	11.7
Simple possession	986	677	68.7	676	68.6	1	0.1	309	31.3	24	2.4	285	28.9
Firearms	7,976	7,531	94.4	7,344	92.1	187	2.3	445	5.6	186	2.3	259	3.2
Burglary, breaking and entering	36	27	75.0	27	75.0	0	X	9	25.0	5	13.9	4	11.1
Motor vehicle theft	91	70	76.9	68	74.7	2	2.2	21	23.1	8	8.8	13	14.3
Larceny	1,506	612	40.6	542	36.0	70	4.6	894	59.4	225	14.9	669	44.4
Fraud	8,028	6,233	77.6	5,766	71.8	467	5.8	1,795	22.4	625	7.8	1,170	14.6
Embezzlement	423	190	44.9	149	35.2	41	9.7	233	55.1	52	12.3	181	42.8
Forgery, counterfeiting	879	634	72.1	581	66.1	53	6.0	245	27.9	80	9.1	165	18.8
Bribery	223	163	73.1	148	66.4	15	6.7	60	26.9	26	11.7	34	15.2
Tax	661	416	62.9	355	53.7	61	9.2	245	37.1	115	17.4	130	19.7
Money laundering	806	620	76.9	584	72.5	36	4.5	186	23.1	53	6.6	133	16.5
Racketeering, extortion	674	607	90.1	589	87.4	18	2.7	67	9.9	17	2.5	50	7.4
Gambling, lottery	76	24	31.6	23	30.3	1	1.3	52	68.4	19	25.0	33	43.4
Civil rights	59	41	69.5	40	67.8	1	1.7	18	30.5	8	13.6	10	16.9
Immigration	28,499	27,481	96.4	27,258	95.6	223	0.8	1,018	3.6	170	0.6	848	3.0
Child pornography	1,884	1,857	98.6	1,821	96.7	36	1.9	27	1.4	11	0.6	16	0.8
Prison offenses	423	403	95.3	383	90.5	20	4.7	20	4.7	6	1.4	14	3.3
Administration of justice offenses	1,137	812	71.4	747	65.7	65	5.7	325	28.6	88	7.7	237	20.8
Environmental, wildlife	143	43	30.1	36	25.2	7	4.9	100	69.9	14	9.8	86	60.1
National defense	69	61	88.4	60	87.0	1	1.4	8	11.6	3	4.3	5	7.2
Antitrust	15	12	80.0	10	66.7	2	13.3	3	20.0	1	6.7	2	13.3
Food and drug	73	26	35.6	21	28.8	5	6.8	47	64.4	5	6.8	42	57.5
Other	2,114	870	41.2	804	38.0	66	3.1	1,244	58.8	215	10.2	1,029	48.7

Note: These data are from the U.S. Sentencing Commission's fiscal year 2010 Offender Dataset, which includes information on 83,946 cases sentenced under the Sentencing Reform Act (guideline cases) during fiscal year 2010 (Oct. 1, 2009 through Sept. 30, 2010) for which data were received by the Commission as of Feb. 14, 2011. Given the nature of the data file and reporting requirements, the following types of cases are not included in the data presented here: cases initiated but for which no convictions were obtained, defendants convicted for whom no sentences were yet issued, defendants sentenced but for whom no data were submitted to the Commission, and cases not sentenced under the Sentencing Reform Act (non-guideline cases).

A case or defendant is defined as a single sentencing event for an individual defendant (even if multiple indictments or multiple convictions are consolidated for sentencing). Multiple defendants in a single sentencing event are treated as separate cases. If an individual defendant is sentenced more than once during the fiscal year, each sentencing event is identified as a separate case. (Source, Appendix A.)

Of the 83,946 guideline cases, 826 cases were excluded due to one or both of the following conditions: missing sentencing information, 12; or cases in which a defendant received no imprisonment or probation, 814.

<sup>a</sup>A term of imprisonment followed by supervised release with a condition of community confinement, home detention, or intermittent confinement.

<sup>b</sup>Refers to the use of a device, such as a telephone, in a drug trafficking offense.

Source: U.S. Sentencing Commission, *2010 Sourcebook of Federal Sentencing Statistics*, Table 12 [Online]. Available: [http://www.ussc.gov/Data\\_and\\_Statistics/Annual\\_Reports\\_and\\_Sourcebooks/2010/Table12.pdf](http://www.ussc.gov/Data_and_Statistics/Annual_Reports_and_Sourcebooks/2010/Table12.pdf) [May 26, 2011].