

Table 5.36

Sentences imposed under the U.S. Sentencing Commission guidelines

By primary offense and type of sentence, fiscal year 1995

Primary offense	Imprisonment								Probation					
	Total cases	Total receiving imprisonment		Prison only		Prison/ community split sentence ^a		Total receiving probation		Probation and confinement		Probation only		
		Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent	
Total	38,114	29,982	78.7%	28,290	74.2%	1,692	4.4%	8,132	21.3%	2,967	7.8%	5,165	13.6%	
Murder	85	81	95.3	81	95.3	0	X	4	4.7	3	3.5	1	1.2	
Manslaughter	47	43	91.5	38	80.9	5	10.6	4	8.5	3	6.4	1	2.1	
Kidnaping, hostage-taking	62	61	98.4	61	98.4	0	X	1	1.6	1	1.6	0	X	
Sexual abuse	177	166	93.8	160	90.4	6	3.4	11	6.2	5	2.8	6	3.4	
Assault	388	318	82.0	306	78.9	12	3.1	70	18.0	25	6.4	45	11.6	
Robbery	1,594	1,573	98.7	1,530	96.0	43	2.7	21	1.3	8	0.5	13	0.8	
Arson	97	85	87.6	83	85.6	2	2.1	12	12.4	7	7.2	5	5.2	
Drug offenses														
Trafficking	14,116	13,381	94.8	13,126	93.0	255	1.8	735	5.2	346	2.5	389	2.8	
Communication facility	331	270	81.6	257	77.6	13	3.9	61	18.4	20	6.0	41	12.4	
Simple possession	759	393	51.8	363	47.8	30	4.0	366	48.2	61	8.0	305	40.2	
Firearms	2,566	2,352	91.7	2,258	88.0	94	3.7	214	8.3	95	3.7	119	4.6	
Burglary, breaking and entering	66	59	89.4	57	86.4	2	3.0	7	10.6	6	9.1	1	1.5	
Auto theft	147	109	74.2	105	71.4	4	2.7	38	25.9	17	11.6	21	14.3	
Larceny	2,443	945	38.7	798	32.7	147	6.0	1,498	61.3	429	17.6	1,069	43.8	
Fraud	5,864	3,646	62.2	3,090	52.7	556	9.5	2,218	37.8	911	15.5	1,307	22.3	
Embezzlement	809	457	56.5	282	34.9	175	21.6	352	43.5	106	13.1	246	30.4	
Forgery, counterfeiting	787	442	56.2	401	51.0	41	5.2	345	43.8	115	14.6	230	29.2	
Bribery	302	180	59.6	146	48.3	34	11.3	122	40.4	59	19.5	63	20.9	
Tax	737	266	36.1	207	28.1	59	8.0	471	63.9	260	35.3	211	28.6	
Money laundering	831	612	73.6	572	68.8	40	4.8	219	26.4	83	10.0	136	16.4	
Racketeering, extortion	413	372	90.1	363	87.9	9	2.2	41	9.9	19	4.6	22	5.3	
Gambling, lottery	217	54	24.9	40	18.4	14	6.5	163	75.1	80	36.9	83	38.2	
Civil rights	102	55	53.9	54	52.9	1	1.0	47	46.1	15	14.7	32	31.4	
Immigration	3,160	2,863	90.6	2,819	89.2	44	1.4	297	9.4	59	1.9	238	7.5	
Pornography, prostitution	95	73	76.8	70	73.7	3	3.2	22	23.2	9	9.5	13	13.7	
Prison offenses	373	349	93.6	328	87.9	21	5.6	24	6.4	8	2.1	16	4.3	
Administration of justice offenses	717	473	66.0	433	60.4	40	5.6	244	34.0	87	12.1	157	21.9	
Environmental, wildlife	114	36	31.6	27	23.7	9	7.9	78	68.4	20	17.5	58	50.9	
National defense	35	31	88.6	29	82.9	2	5.7	4	11.4	1	2.9	3	8.6	
Anti-trust	18	12	66.7	12	66.7	0	X	6	33.3	4	22.2	2	11.1	
Food and drug	60	14	23.3	12	20.0	2	3.3	46	76.7	11	18.3	35	58.3	
Other	602	211	35.1	182	30.2	29	4.8	391	65.0	94	15.6	297	49.3	

Note: See Note, table 5.34. Of the 38,500 guideline cases, 386 cases were excluded due to one or more of the following conditions: missing primary offense category, 123; missing sentencing information, 152; and cases in which a defendant received no imprisonment or probation, 113.

^aA term of imprisonment followed by supervised release with a condition of community confinement or home detention.

Source: U.S. Sentencing Commission, *Annual Report 1995* (Washington, DC: U.S. Sentencing Commission, 1996), p. 60.