



Bureau of Justice Statistics

State Court Sentencing of Convicted Felons, 2002

Statistical Tables

A large, solid red rectangular area that occupies the bottom half of the page, likely serving as a placeholder for a table or additional content.



State Court Sentencing of Convicted Felons, 2002

Statistical Tables

<http://www.ojp.usdoj.gov/bjs/abstract/scsc02st.htm>

By
Matthew R. Durose
Statistician

Patrick A. Langan, Ph.D.
Statistician

May 2005, NCJ 208910

Methodology

Sampling

Using a stratified cluster sampling design, 300 counties were selected for the 2002 National Judicial Reporting Program (NJRP). While there were 3,141 counties or county equivalents in the Nation in 2002, 36 reported their NJRP data in combination with another county or county equivalent. This left 3,105 jurisdictions to be divided into 20 strata. Each county was assigned to one stratum by meeting the conditions for that stratum.

The largest 75 counties in the United States (as defined by the 2000 resident population) were separated from the 3,105 jurisdictions (see table). Each State was then assigned a "cost-factor" (1, 3, 5) which reflected the overall cost of collecting their 2000 NJRP data. Counties in States where data collection is not costly were assigned a "1." Counties in States where data collection is moderately costly were assigned a "3." Counties in States where data collection is costly were assigned a "5."

Counties in each "cost-factor" group were then separated into categories based on the size of their 2000 population. Among the Nation's largest 75 counties, those assigned a cost-factor 1 were separated into 2 strata (defined by year 2000 population size), cost-factor 3 counties remained in one stratum, and cost-factor 5 counties were separated into 2 strata (defined by year 2000 population size). Among counties that were not one of the Nation's largest 75, those assigned a cost-factor of 1 were separated into 5 strata (defined by year 2000 population size). Cost-factor 3 counties were separated into 4 strata (defined by year 2000 population size), and cost-factor 5 counties were separated into 5 strata (defined by year 2000 population size).

Because the 75 largest counties account for a disproportionately large

NJRP sampling design, 2002

Stratum	Total number of counties in stratum	Defining characteristics of each county in this stratum in 2000	Approximate sampling rate	Number of counties sampled
1 of 75 most populous counties in 2000				
0	11	Population greater than 1,900,000	1 in 1	11
Not in stratum 0				
Cost-factor of 1 - not sampled				
11	12	Population between 900,001 and 1,900,000	1 in 1	12
12	13	Population between 679,001 and 900,000	1 in 1	13
31	15	Cost-factor of 3	nearly 1 in 1	13
Cost-factor of 5				
51	10	Population between 1,000,001 and 1,900,000	1 in 3	3
52	14	Population between 679,001 and 1,000,000	1 in 2	6
Not 1 of 75 most populous counties in 2000				
Cost-factor of 1				
111	193	Population between 97,001 and 679,000	1 in 1	106
112	168	Population between 54,001 and 97,000	1 in 8	20
113	309	Population between 25,001 and 54,000	1 in 11	26
114	231	Population between 16,001 and 25,000	1 in 23	10
115	497	Population between 1 and 16,000	1 in 33	15
Cost-factor of 3				
131	107	Population between 97,001 and 679,000	1 in 4	23
132	88	Population between 44,001 and 97,000	1 in 17	5
133	234	Population between 15,001 and 44,000	1 in 39	6
134	336	Population between 1 and 15,000	1 in 112	3
Cost-factor of 5				
151	81	Population between 160,001 and 679,000	1 in 7	11
152	146	Population between 64,001 and 160,000	1 in 18	8
153	220	Population between 31,001 and 64,000	1 in 44	5
154	140	Population between 18,001 and 31,000	1 in 70	2
155	280	Population between 1 and 18,000	1 in 140	2

amount of serious crime in the Nation, they were given a greater chance of being selected than the remaining counties.

Altogether, 58 out of the 75 largest counties were sampled. All 36 counties in strata 0, 11, and 12 were selected for the sample. Strata 31, 51, and 52 consisted of the remaining 22 counties sampled from the largest 75 counties. Strata 111, 112, 113, 114, 115, 131, 132, 133, 134, 151, 152, 153, 154, and 155 included 242 counties sampled from among the 3,030 not among the 75 largest.

The final sample thus included 300 counties (58 out of the 75 largest counties, and 242 out of the remaining 3,030 counties). Case-level data were successfully obtained on 455,690 convicted felons sentenced in 2002 from these 300 counties. Of these,

314,477 cases were in the 75 largest counties.

The 36 sampled counties in strata 0, 11, and 12 were self-representing only, and their sampled cases therefore had a sampling weight of 1. The remaining strata were selected to represent their respective strata so that the sampled felony conviction cases had weights greater than 1.

Sampling error

National estimates of the number of convictions for individual crime categories and for the aggregate total had a coefficient of variation of 4.1%. Standard errors for some of the tables in this report are available on the Internet: <<http://www.ojp.usdoj.gov/bjs/abstract/fssc02.htm>>. Where this report compares 2002 NJRP figures to those from prior years' NJRP data, the

differences discussed were statistically significant at the .05 level.

Sources of data

State courts were the source of NJRP data for about 44% of the 300 counties sampled. For other counties, sources included prosecutors' offices, sentencing commissions, and statistical agencies.

For 299 of the 300 counties sampled, individual-level NJRP records were obtained electronically (from diskettes or the Internet). The one remaining county provided data through photocopies of official documents. All data were collected by the U.S. Census Bureau.

Targeted population

Since it was impractical to target sentences in 2002, cases sampled from 26 Pennsylvania counties, 1 Florida county, 8 Maryland counties, 15 Michigan counties, 12 Minnesota counties, 15 New Jersey counties, and 6 Oklahoma counties were sentenced in 2001; and cases sampled from 1 Ohio county were sentenced in 2003.

The 2002 NJRP data files obtained from Miami-Dade (FL) and Dallas (TX) showed far fewer felony convictions than shown by court data sources for these counties. To correct the number of felony cases from these counties in 2002, the data were adjusted upward. The 2002 conviction data from Lake County (FL) were adjusted to account for less than a full year of reporting.

Crime definitions

Find the definitions in *Felony Sentences in State Courts, 1996* <<http://www.ojp.usdoj.gov/bjs/abstract/fssc96.htm>>.

Related reading

Data used in this report were also used in the BJS publication *Felony Sentences in State Courts, 2002* (NCJ 206916).

The Bureau of Justice Statistics is the statistical agency of the U.S. Department of Justice. Lawrence A. Greenfeld is director.

These tables were prepared by Matthew R. Durose. Erica Schmitt assisted with verification.

Sample design and selection were performed by Terri L. Carter under the supervision of Carma R. Hogue of the Economic Statistical Methods and Programming Division of the U.S. Census Bureau.

Data collection and processing were performed by Victoria Campbell, Martha Greene, Monica Hill, Neil MacLean, and Patricia Torreyson under the supervision of Latrice Brogsdale-Davis of the Governments Division of the U.S. Census Bureau.

May 2005, NCJ 208910

Data presented in this report may be obtained from the National Archive of Criminal Justice Data at the University of Michigan, 1-800-999-0960.

The archive is linked to the BJS website:
<<http://www.ojp.usdoj.gov/bjs/>>

State Court Sentencing of Convicted Felons, 2002 – Statistical Tables

Methodology

Felony case processing in State courts, 2002

Table 4.1. Estimated number of felony convictions in State courts, by offense and type of conviction, 2002

Table 4.2. Distribution of types of felony convictions in State courts, by offense, 2002

Table 4.3. Offense distribution of felons convicted in State courts, by type of conviction, 2002

Table 4.4. Distribution of types of felony sentences imposed in State courts, by type of conviction and offense, 2002

Table 4.5. Average felony sentence lengths in State courts, by the type of conviction, type of sentence imposed, and offense, 2002

Table 4.6. Distribution of types of sentences imposed on felons convicted of murder or nonnegligent manslaughter, by type of conviction, 2002

Table 4.7. Distribution of the number of felony convictions for persons sentenced in State courts, by type of conviction, 2002

Table 4.8. Distribution of types of sentences imposed in State courts, by number of felony convictions and type of conviction, 2002

Table 4.9. Time between arrest and felony conviction in State courts, by offense and type of conviction, 2002

Table 4.10. Time between felony conviction and sentencing in State courts, by offense and type of conviction, 2002

Table 4.11. Time between arrest and sentencing for persons convicted of a felony in State courts, by offense and type of conviction, 2002

Table 4.12. Average felony sentence lengths in State courts, by number of felony convictions, type of conviction, and type of sentence, 2002

State Court Sentencing of Convicted Felons, 2002 -- Statistical Tables

Table 4.1. Estimated number of felony convictions in State courts, by offense and type of conviction, 2002

Most serious conviction offense	Estimated number of felons convicted by --				
	Total	Trial		Guilty plea	
		Total	Jury	Bench	
All offenses	1,051,000	52,250	26,020	26,220	998,750
Violent offenses	197,030	19,090	12,500	6,590	177,940
Murder /a	8,990	2,850	2,380	470	6,140
Sexual assault /b	35,500	3,520	2,700	830	31,970
Rape	10,980	1,760	1,330	430	9,220
Other sexual assault	24,520	1,560	1,220	340	22,960
Robbery	38,430	3,560	2,460	1,100	34,860
Aggravated assault	95,600	7,640	4,240	3,390	87,960
Other violent /c	18,510	1,520	720	800	16,990
Property offenses	325,200	11,920	4,100	7,820	313,280
Burglary	100,640	4,440	1,780	2,650	96,200
Larceny /d	124,320	4,400	1,500	2,900	119,920
Motor vehicle theft	18,530	570	360	210	17,960
Fraud /e	100,240	3,070	810	2,260	97,170
Drug offenses	340,330	14,530	6,350	8,170	325,810
Possession	127,530	3,070	1,590	1,480	124,460
Trafficking	212,810	11,460	4,770	6,690	201,340
Weapon offenses	32,470	2,130	1,030	1,100	30,330
Other offenses /f	155,970	4,580	2,040	2,540	151,390

Note: Detail may not add to the total because of rounding.

This table is based on an estimated 492,848 cases. However, figures are adjusted for cases missing a designation of conviction type.

a/ Includes nonnegligent manslaughter.

b/ Includes rape.

c/ Includes offenses such as negligent manslaughter and kidnaping.

d/ Includes motor vehicle theft.

e/ Includes forgery and embezzlement.

f/ Composed of nonviolent offenses such as receiving stolen property and vandalism.

State Court Sentencing of Convicted Felons, 2002 -- Statistical Tables

Table 4.2. Distribution of types of felony convictions in State courts, by offense, 2002

Most serious conviction offense	Percent of felons convicted by --				Guilty plea
	Total	Trial			
		Total	Jury	Bench	
All offenses	100 %	5 %	2 %	3 %	95 %
Violent offenses	100 %	10 %	7 %	3 %	90 %
Murder /a	100	32	27	5	68
Sexual assault /b	100	10	8	2	90
Rape	100	16	12	4	84
Other sexual assault	100	6	5	1	94
Robbery	100	9	6	3	91
Aggravated assault	100	8	4	4	92
Other violent /c	100	8	4	4	92
Property offenses	100 %	4 %	1 %	3 %	96 %
Burglary	100	4	2	2	96
Larceny /d	100	4	1	3	96
Motor vehicle theft	100	3	2	1	97
Fraud /e	100	3	1	2	97
Drug offenses	100 %	4 %	2 %	2 %	96 %
Possession	100	2	1	1	98
Trafficking	100	5	2	3	95
Weapon offenses	100 %	7 %	3 %	4 %	93 %
Other offenses /f	100 %	3 %	1 %	2 %	97 %

Note: See note on table 4.1.

a/ Includes nonnegligent manslaughter.

b/ Includes rape.

c/ Includes offenses such as negligent manslaughter and kidnaping.

d/ Includes motor vehicle theft.

e/ Includes forgery and embezzlement.

f/ Composed of nonviolent offenses such as receiving stolen property and vandalism.

State Court Sentencing of Convicted Felons, 2002 -- Statistical Tables

Table 4.3. Offense distribution of felons convicted in State courts, by type of conviction, 2002

Most serious conviction offense	Percent convicted by --				
	Total	Trial			Guilty plea
	Total	Total	Jury	Bench	
All offenses	100 %	100 %	100 %	100 %	100 %
Violent offenses	19 %	37 %	48 %	25 %	18 %
Murder /a	1	5	9	2	1
Sexual assault /b	3	7	10	3	3
Robbery	4	7	9	4	3
Aggravated assault	9	15	16	13	9
Other violent /c	2	3	3	3	2
Property offenses	31 %	23 %	16 %	30 %	31 %
Burglary	10	8	7	10	10
Larceny /d	12	8	6	11	12
Fraud /e	10	6	3	9	10
Drug offenses	32 %	28 %	24 %	31 %	33 %
Possession	12	6	6	6	12
Trafficking	20	22	18	26	20
Weapons offenses	3 %	4 %	4 %	4 %	3 %
Other offenses /f	15 %	9 %	8 %	10 %	15 %

Note: See note on tables 4.1.

a/ Includes nonnegligent manslaughter.

b/ Includes rape.

c/ Includes offenses such as negligent manslaughter and kidnaping.

d/ Includes motor vehicle theft.

e/ Includes forgery and embezzlement.

f/ Composed of nonviolent offenses such as receiving stolen property and vandalism.

State Court Sentencing of Convicted Felons, 2002 -- Statistical Tables

Table 4.4. Distribution of types of felony sentences imposed in State courts, by type of conviction and offense, 2002

Most serious conviction offense	Percent of felons sentenced to --						
	Total	Incarceration			Nonincarceration		
		Total	Prison	Jail	Total	Probation	Other
Trial							
All offenses	100 %	79 %	59 %	20 %	21 %	18 %	3 %
Violent offenses	100 %	89 %	75 %	14 %	11 %	9 %	2 %
Murder /a	100	98	98	1	2	1	1
Sexual assault /b	100	93	83	10	7	7	--
Robbery	100	98	90	7	2	2	--
Aggravated assault	100	84	60	24	16	12	4
Other violent /c	100	70	51	19	30	30	--
Property offenses	100 %	70 %	44 %	27 %	30 %	23 %	7 %
Burglary	100	78	57	21	22	15	6
Larceny /d	100	75	42	33	25	20	5
Fraud /e	100	54	29	25	46	35	11
Drug offenses	100 %	72 %	54 %	18 %	28 %	26 %	2 %
Possession	100	75	35	41	25	24	--
Trafficking	100	71	58	13	29	27	2
Weapon offenses	100 %	83 %	63 %	20 %	17 %	15 %	2 %
Other offenses /f	100 %	75 %	37 %	38 %	25 %	19 %	6 %
Jury							
All offenses	100 %	90 %	75 %	15 %	10 %	8 %	2 %
Violent offenses	100 %	94 %	85 %	9 %	6 %	5 %	1 %
Murder /a	100	98	97	1	2	1	1
Sexual assault /b	100	96	91	5	4	3	1
Robbery	100	98	93	5	2	2	1
Aggravated assault	100	89	69	19	11	10	1
Other violent /c	100	81	68	13	19	19	--
Property offenses	100 %	85 %	61 %	24 %	15 %	11 %	5 %
Burglary	100	90	74	16	10	7	2
Larceny /d	100	84	56	28	16	13	3
Fraud /e	100	74	41	34	26	13	12
Drug offenses	100 %	87 %	72 %	15 %	13 %	12 %	1 %
Possession	100	79	53	27	21	20	1
Trafficking	100	89	78	11	11	10	1
Weapon offenses	100 %	95 %	76 %	19 %	5 %	3 %	2 %
Other offenses /f	100 %	85 %	58 %	27 %	15 %	12 %	4 %

Table 4.4. Distribution of types of felony sentences imposed in State courts, by type of conviction and offense, 2000 (cont.)

Most serious conviction offense	Percent of felons sentenced to --						
	Total	Incarceration			Nonincarceration		
		Total	Prison	Jail	Total	Probation	Other
Bench							
All offenses	100 %	66 %	40 %	26 %	34 %	29 %	5 %
Violent offenses	100 %	80 %	57 %	23 %	20 %	17 %	4 %
Murder /a	100	99	99	--	1	1	--
Sexual assault /b	100	81	57	25	19	19	--
Robbery	100	97	83	14	3	3	--
Aggravated assault	100	75	46	29	25	17	8
Other violent /c	100	60	35	24	40	40	--
Property offenses	100 %	62 %	34 %	27 %	38 %	30 %	8 %
Burglary	100	69	45	24	31	22	9
Larceny /d	100	70	34	35	30	24	6
Fraud /e	100	47	24	22	54	43	10
Drug offenses	100 %	59 %	38 %	21 %	41 %	38 %	2 %
Possession	100	70	16	54	30	30	--
Trafficking	100	57	43	14	43	40	3
Weapon offenses	100 %	68 %	47 %	21 %	32 %	29 %	4 %
Other offenses /f	100 %	66 %	19 %	47 %	34 %	25 %	8 %
Guilty plea							
All offenses	100 %	66 %	36 %	30 %	34 %	31 %	3 %
Violent offenses	100 %	74 %	47 %	28 %	26 %	23 %	3 %
Murder /a	100	93	88	5	7	6	1
Sexual assault /b	100	80	56	24	20	17	3
Robbery	100	84	64	19	16	14	2
Aggravated assault	100	66	34	33	34	30	3
Other violent /c	100	73	38	34	27	25	2
Property offenses	100 %	62 %	32 %	30 %	38 %	34 %	3 %
Burglary	100	72	45	27	28	26	2
Larceny /d	100	61	25	35	39	36	4
Fraud /e	100	55	27	27	45	41	4
Drug offenses	100 %	63 %	35 %	28 %	37 %	33 %	4 %
Possession	100	58	29	29	42	38	4
Trafficking	100	66	38	28	34	30	3
Weapon offenses	100 %	67 %	36 %	31 %	33 %	29 %	4 %
Other offenses /f	100 %	67 %	31 %	36 %	33 %	30 %	3 %

Note: See note on table 1.2.

--Less than 0.5%.

a/ Includes nonnegligent manslaughter.

b/ Includes rape.

c/ Includes offenses such as negligent manslaughter and kidnaping.

d/ Includes motor vehicle theft.

e/ Includes forgery and embezzlement.

f/ Composed of nonviolent offenses such as receiving stolen property and vandalism.

State Court Sentencing of Convicted Felons, 2002 -- Statistical Tables

Table 4.5. Average felony sentence lengths in State courts, by the type of conviction, type of sentence imposed, and offense, 2002

Most serious conviction offense	Maximum sentence length (in months) for convictions by --									
	Total		Trial						Guilty plea	
	Mean	Median	Mean	Median	Jury		Bench		Mean	Median
Sentences to prison										
All offenses	57 mo	36 mo	114 mo	72 mo	140 mo	120 mo	69 mo	42 mo	52 mo	36 mo
Violent offenses	88 mo	60 mo	162 mo	120 mo	186 mo	180 mo	104 mo	60 mo	77 mo	55 mo
Murder /a	213	245	297	480	302	**	296	480	184	180
Sexual assault /b	104	60	206	144	226	180	112	72	89	60
Robbery	91	60	162	120	187	168	105	72	81	60
Aggravated assault	57	37	93	60	105	72	68	37	52	36
Other violent /c	55	26	95	48	131	96	39	18	50	24
Property offenses	42 mo	36 mo	69 mo	48 mo	94 mo	60 mo	46 mo	30 mo	41 mo	34 mo
Burglary	49	36	89	60	116	80	59	54	47	36
Larceny /d	36	24	51	36	66	48	39	30	35	24
Fraud /e	38	27	50	24	81	60	32	24	37	27
Drug offenses	54 mo	40 mo	84 mo	60 mo	104 mo	96 mo	54 mo	42 mo	51 mo	36 mo
Possession	36	28	63	43	67	54	51	22	36	26
Trafficking	60	48	87	62	111	108	54	42	58	48
Weapon offenses	44 mo	36 mo	63 mo	60 mo	75 mo	60 mo	46 mo	36 mo	42 mo	36 mo
Other offenses /f	38 mo	36 mo	56 mo	36 mo	58 mo	48 mo	50 mo	30 mo	37 mo	36 mo
Sentences to jail										
All offenses	7 mo	6 mo	9 mo	6 mo	8 mo	6 mo	9 mo	7 mo	7 mo	6 mo
Violent offenses	9 mo	6 mo	10 mo	9 mo	9 mo	8 mo	11 mo	9 mo	8 mo	6 mo
Murder /a	9	12	8 *	9 *	8 *	9 *	/	/	9	12
Sexual assault /b	9	6	10	7	12	8	8	7	9	6
Robbery	12	12	14	12	10	12	17	23	12	12
Aggravated assault	7	6	10	8	9	8	10	8	7	6
Other violent /c	10	12	9	12	5	3	10	12	10	11
Property offenses	7 mo	6 mo	7 mo	6 mo	8 mo	6 mo	7 mo	6 mo	7 mo	6 mo
Burglary	9	6	10	8	11	6	9	9	9	6
Larceny /d	7	6	7	6	6	4	7	6	7	6
Fraud /e	6	4	6	6	5	6	7	6	6	4
Drug offenses	7 mo	6 mo	9 mo	5 mo	7 mo	5 mo	9 mo	6 mo	7 mo	6 mo
Possession	4	3	4	3	4	4	3	2	4	3
Trafficking	9	6	13	12	10	6	14	12	9	6
Weapon offenses	9 mo	7 mo	10 mo	10 mo	8 mo	7 mo	12 mo	10 mo	8 mo	7 mo
Other offenses /f	6 mo	6 mo	8 mo	6 mo	6 mo	6 mo	9 mo	7 mo	6 mo	6 mo

Table 4.5. Average felony sentence lengths in State courts, by the type of conviction, type of sentence imposed, and offense, 2000 (cont.)

Most serious conviction offense	Maximum sentence length (in months) for convictions by --									
	Total		Total		Trial		Bench		Guilty plea	
	Mean	Median	Mean	Median	Mean	Median	Mean	Median	Mean	Median
Sentences to probation										
All offenses	36 mo	30 mo	36 mo	36 mo	32 mo	24 mo	36 mo	36 mo	36 mo	30 mo
Violent offenses	41 mo	36 mo	40 mo	36 mo	37 mo	30 mo	41 mo	36 mo	41 mo	36 mo
Murder /a	78	72	27 *	24 *	29 *	24 *	12 *	12 *	83	72
Sexual assault /b	56	36	45	36	39	25	46	60	57	36
Robbery	50	60	48	60	43	60	54	53	50	60
Aggravated assault	37	36	40	36	39	36	41	36	37	36
Other violent /c	36	24	37	36	31 *	24 *	39	36	36	24
Property offenses	35 mo	24 mo	37 mo	36 mo	36 mo	24 mo	38 mo	36 mo	35 mo	24 mo
Burglary	38	36	45	36	35	24	48	60	38	36
Larceny /d	34	24	38	36	40	36	37	36	34	24
Fraud /e	35	24	33	36	30	24	33	36	35	24
Drug offenses	35 mo	30 mo	33 mo	36 mo	25 mo	18 mo	35 mo	36 mo	35 mo	30 mo
Possession	31	24	20	12	25	24	17	12	31	24
Trafficking	37	36	35	36	25	18	37	36	37	36
Weapon offenses	36 mo	36 mo	35 mo	36 mo	36 mo*	36 mo*	35 mo	36 mo	36 mo	36 mo
Other offenses /f	36 mo	24 mo	34 mo	36 mo	34 mo	24 mo	34 mo	36 mo	36 mo	24 mo

Note: See note on tables 1.2 and 1.3.

/ No sample cases available for estimate.

* Estimate based on 10 or fewer sample cases.

** Because the median includes felons sentenced to life in prison, the median sentence to prison is greater than 50 years.

a/ Includes nonnegligent manslaughter.

b/ Includes rape.

c/ Includes offenses such as negligent manslaughter and kidnaping.

d/ Includes motor vehicle theft.

e/ Includes forgery and embezzlement.

f/ Composed of nonviolent offenses such as receiving stolen property and vandalism.

State Court Sentencing of Convicted Felons, 2002 -- Statistical Tables

Table 4.6. Distribution of types of sentences imposed on felons convicted of murder or nonnegligent manslaughter, by type of conviction, 2002

Type of conviction	Type of sentence for murder or nonnegligent manslaughter			
	Total	Life	Death	Other*
Total	100 %	24 %	1 %	75 %
Trial	100	42	1	57
Jury	100	45	2	53
Bench	100	34	0	66
Guilty plea	100	13	0	87

Note: Zero represents no cases in sample.

*Includes a probation or an incarceration sentence expressed in days, months, or years.

State Court Sentencing of Convicted Felons, 2002 -- Statistical Tables

Table 4.7. Distribution of the number of felony convictions for persons sentenced in State courts, by type of conviction, 2002

Type of conviction	Percent of felons sentenced for --		
	Total	One felony conviction	Two or more felony convictions
Total	100 %	69 %	31 %
Trial	100	60	40
Jury	100	53	47
Bench	100	64	36
Guilty plea	100	69	31

Note: This table is based on an estimated 492,848 cases.

The number of convictions pertains to current, not past, convictions.

State Court Sentencing of Convicted Felons, 2002 -- Statistical Tables

Table 4.8. Distribution of types of felony sentences imposed in State courts, by number of felony conviction offenses and type of conviction, 2002

Type of conviction	Percent of felons sentenced to --						
	Total	Incarceration			Nonincarceration		
		Total	Prison	Jail	Total	Probation	Other
One felony conviction							
Total	100 %	66 %	33 %	32 %	34 %	31 %	3 %
Trial	100	78	54	24	22	19	3
Jury	100	88	72	16	12	10	2
Bench	100	67	36	31	33	28	4
Guilty plea	100	65	32	33	35	31	3
Two or more felony convictions							
Total	100 %	68 %	44 %	24 %	32 %	29 %	3 %
Trial	100	81	66	15	19	16	4
Jury	100	92	79	13	8	7	1
Bench	100	64	47	17	36	29	7
Guilty plea	100	67	43	24	33	30	3

Note: See note on table 1.2.

The number of convictions pertains to current, not past, convictions.

Detail may not sum to total because of rounding.

State Court Sentencing of Convicted Felons, 2002 -- Statistical Tables

Table 4.9. Time between arrest and felony conviction in State courts, by offense and type of conviction, 2002

Most serious conviction offense	Median time (in days)	Following arrest, cumulative percent convicted within --				
		1 week	1 month	3 months	6 months	1 year
Total						
All offenses	145	3 %	13 %	34 %	58 %	84 %
Violent offenses	194	1 %	9 %	24 %	47 %	77 %
Murder /a	380	--	1	4	18	47
Sexual assault /b	246	2	6	17	35	70
Robbery	174	1	8	25	52	82
Aggravated assault	177	1	10	26	51	80
Other violent /c	175	2	11	27	52	79
Property offenses	128	3 %	15 %	38 %	62 %	85 %
Burglary	134	3	14	36	62	87
Larceny /d	110	3	20	44	66	86
Fraud /e	151	2	9	32	57	81
Drug offenses	132	4 %	15 %	38 %	61 %	84 %
Possession	93	7	22	49	70	89
Trafficking	151	3	11	32	56	82
Weapon offenses	120	2 %	19 %	41 %	66 %	88 %
Other offenses /f	146	2 %	10 %	31 %	60 %	87 %
Trial						
All offenses	333	-- %	1 %	5 %	18 %	57 %
Violent offenses	375	0 %	-- %	3 %	14 %	49 %
Murder /a	503	0	0	0	4	28
Sexual assault /b	394	0	0	2	12	45
Robbery	300	0	--	2	18	61
Aggravated assault	353	0	1	7	18	54
Other violent /c	302	0	0	2	27	59
Property offenses	258	0 %	2 %	8 %	28 %	69 %
Burglary	244	0	1	5	30	73
Larceny /d	258	0	1	8	26	66
Fraud /e	282	0	10	20	27	68
Drug offenses	329	-- %	-- %	4 %	15 %	58 %
Possession	360	0	1	11	27	52
Trafficking	328	--	--	3	13	59
Weapon offenses	313	0 %	-- %	1 %	15 %	64 %
Other offenses /f	285	-- %	8 %	14 %	26 %	69 %

Table 4.9. Time between arrest and felony conviction in State courts, by offense and type of conviction, 2000 (cont.)

Most serious conviction offense	Median time (in days)	Following arrest, cumulative percent convicted within --				
		1 week	1 month	3 months	6 months	1 year
Guilty plea						
All offenses	162	3 %	9 %	29 %	54 %	82 %
Violent offenses	209	1 %	6 %	20 %	43 %	76 %
Murder /a	318	--	1	6	29	58
Sexual assault /b	246	2	5	16	33	72
Robbery	178	1	8	25	51	81
Aggravated assault	202	1	7	20	45	78
Other violent /c	252	2	5	15	37	67
Property offenses	160	2 %	8 %	28 %	55 %	82 %
Burglary	161	2	8	27	55	84
Larceny /d	158	2	9	30	56	82
Fraud /e	159	2	6	28	54	80
Drug offenses	145	4 %	12 %	34 %	58 %	83 %
Possession	100	8	19	47	68	89
Trafficking	162	3	9	29	54	80
Weapon offenses	162	1 %	9 %	28 %	55 %	84 %
Other offenses /f	148	2 %	8 %	29 %	59 %	87 %

Note: "Total" includes all cases, whether or not conviction type was known, and are based on an estimated 178,224 cases in 66 counties. Trial figures are based on an estimated 4,829 cases in 50 counties; guilty plea figures, 116,714 cases in 57 counties.

--Less than 0.5%.

a/ Includes nonnegligent manslaughter.

b/ Includes rape.

c/ Includes offenses such as negligent manslaughter and kidnaping.

d/ Includes motor vehicle theft.

e/ Includes forgery and embezzlement.

f/ Composed of nonviolent offenses such as receiving stolen property and vandalism.

State Court Sentencing of Convicted Felons, 2002 -- Statistical Tables

Table 4.10. Time between felony conviction and sentencing in State courts, by offense and type of conviction, 2002

Most serious conviction offense	Percent of felons sentenced within:			
	Total	0-1 day	2-60 days	61 days or more
Total				
All offenses	100 %	68 %	17 %	15 %
Violent offenses	100 %	60 %	22 %	17 %
Murder /a	100	52	27	21
Sexual assault /b	100	59	21	20
Robbery	100	54	27	19
Aggravated assault	100	64	20	16
Other violent /c	100	58	24	17
Property offenses	100 %	71 %	16 %	14 %
Burglary	100	66	18	16
Larceny /d	100	73	15	12
Fraud /e	100	72	14	14
Drug offenses	100 %	69 %	16 %	15 %
Possession	100	74	15	11
Trafficking	100	65	17	18
Weapon offenses	100 %	69 %	21 %	11 %
Other offenses /f	100 %	69 %	17 %	15 %
Trial				
All offenses	100 %	41 %	36 %	23 %
Violent offenses	100 %	39 %	38 %	23 %
Murder /a	100	34	43	23
Sexual assault /b	100	48	29	23
Robbery	100	31	43	26
Aggravated assault	100	40	38	22
Other violent /c	100	46	37	18
Property offenses	100 %	46 %	32 %	22 %
Burglary	100	46	32	22
Larceny /d	100	57	23	20
Fraud /e	100	32	44	24
Drug offenses	100 %	41 %	32 %	27 %
Possession	100	45	27	28
Trafficking	100	39	34	27
Weapon offenses	100 %	33 %	45 %	22 %
Other offenses /f	100 %	44 %	36 %	20 %

Table 4.10. Time between felony conviction and sentencing in State courts, by offense and type of conviction, 2000 (cont.)

Most serious conviction offense	Percent of felons sentenced within:			
	Total	0-1 day	2-60 days	61 days or more
Guilty plea				
All offenses	100 %	58 %	22 %	20 %
Violent offenses	100 %	52 %	26 %	22 %
Murder /a	100	52	27	22
Sexual assault /b	100	49	27	24
Robbery	100	41	35	24
Aggravated assault	100	57	22	20
Other violent /c	100	56	26	18
Property offenses	100 %	60 %	20 %	20 %
Burglary	100	55	24	21
Larceny /d	100	63	18	19
Fraud /e	100	61	20	19
Drug offenses	100 %	57 %	22 %	21 %
Possession	100	53	25	21
Trafficking	100	59	20	21
Weapon offenses	100 %	49 %	31 %	20 %
Other offenses /f	100 %	61 %	20 %	18 %

Note: "Total" includes all cases, whether or not conviction type was known, and are based on an estimated 523,747 cases in 126 counties. Trial figures are based on an estimated 9,269 cases in 83 counties; guilty plea figures, 267,593 cases in 93 counties. Detail may not add to the total because of rounding.

a/ Includes nonnegligent manslaughter.

b/ Includes rape.

c/ Includes offenses such as negligent manslaughter and kidnaping.

d/ Includes motor vehicle theft.

e/ Includes forgery and embezzlement.

f/ Composed of nonviolent offenses such as receiving stolen property and vandalism.

State Court Sentencing of Convicted Felons, 2002 -- Statistical Tables

Table 4.11. Time between arrest and sentencing for persons convicted of a felony in State courts, by offense and type of conviction, 2002

Most serious conviction offense	Median time (in days)	Following arrest, cumulative percent sentenced within --				
		1 week	1 month	3 months	6 months	1 year
Total						
All offenses	184	1 %	7 %	26 %	49 %	78 %
Violent offenses	218	1 %	5 %	19 %	41 %	74 %
Murder /a	412	--	--	3	13	42
Sexual assault /b	265	1	2	11	30	67
Rape	261	1	3	15	34	69
Other sexual assault	270	1	2	9	27	66
Robbery	222	--	2	14	39	75
Aggravated assault	188	1	6	24	48	79
Other violent /c	207	1	7	20	44	78
Property offenses	172	1 %	8 %	27 %	52 %	80 %
Burglary	161	2	8	28	55	82
Larceny /d	168	1	10	30	53	81
Motor vehicle theft	99	2	20	47	69	88
Fraud /e	194	1	6	24	47	77
Drug offenses	175	1 %	9 %	29 %	51 %	79 %
Possession	130	3	15	41	60	84
Trafficking	196	1	6	23	46	76
Weapon offenses	154	2 %	12 %	33 %	57 %	84 %
Other offenses /f	184	1 %	6 %	23 %	49 %	81 %
Trial						
All offenses	243	0 %	3 %	13 %	36 %	72 %
Violent offenses	302	0 %	2 %	7 %	24 %	63 %
Murder /a	448	0	0	0	5	35
Sexual assault /b	363	0	2	6	19	50
Rape	353	0	2	7	22	53
Other sexual assault	405	0	0	3	11	45
Robbery	285	0	--	3	21	65
Aggravated assault	259	0	3	10	32	72
Other violent /c	273	0	2	12	28	78
Property offenses	190	0 %	5 %	17 %	47 %	79 %
Burglary	187	0	10	20	47	80
Larceny /d	182	0	2	10	50	80
Motor vehicle theft	180	0	0	6	60	73
Fraud /e	212	0	3	20	44	75
Drug offenses	204	0 %	1 %	19 %	41 %	76 %
Possession	230	0	1	4	31	70
Trafficking	200	0	2	21	43	77
Weapon offenses	256	0 %	-- %	10 %	27 %	71 %
Other offenses /f	243	0 %	9 %	16 %	37 %	73 %

Table 4.11. Time between arrest and sentencing for persons convicted of a felony in State courts, by offense and type of conviction, 2000 (cont.)

Most serious conviction offense	Median time (in days)	Following arrest, cumulative percent sentenced within --				
		1 week	1 month	3 months	6 months	1 year
Guilty plea						
All offenses	193	1 %	4 %	19 %	42 %	75 %
Violent offenses	249	1 %	2 %	13 %	34 %	70 %
Murder /a	383	0	0	4	16	45
Sexual assault /b	272	1	1	9	26	67
Rape	306	--	1	10	24	64
Other sexual assault	249	1	2	9	27	69
Robbery	238	--	1	12	36	73
Aggravated assault	234	1	3	17	38	72
Other violent /c	256	1	2	7	33	70
Property offenses	205	1 %	4 %	20 %	44 %	76 %
Burglary	190	1	4	20	48	79
Larceny /d	206	1	4	21	44	76
Motor vehicle theft	180	2	7	25	51	80
Fraud /e	223	1	4	20	41	74
Drug offenses	211	2 %	5 %	21 %	43 %	75 %
Possession	188	4	9	28	48	83
Trafficking	224	1	3	19	41	72
Weapon offenses	212	1 %	3 %	18 %	44 %	77 %
Other offenses /f	193	1 %	4 %	21 %	47 %	80 %

Note: "Total" includes all cases, whether or not conviction type was known, and are based on an estimated 324,359 cases in 126 counties. Trial figures are based on an estimated 14,837 cases in 83 counties; guilty plea figures, 174,868 cases in 95 counties.

--Less than 0.5%.

a/ Includes nonnegligent manslaughter.

b/ Includes rape.

c/ Includes offenses such as negligent manslaughter and kidnaping.

d/ Includes motor vehicle theft.

e/ Includes forgery and embezzlement.

f/ Composed of nonviolent offenses such as receiving stolen property and vandalism.

State Court Sentencing of Convicted Felons, 2002 -- Statistical Tables

Table 4.12. Average felony sentence lengths in State courts, by number of felony convictions, type of conviction, and type of sentence, 2002

Type of sentence	Maximum sentence length (in months) for convictions by --					
	Total		Trial		Guilty plea	
	Mean	Median	Mean	Median	Mean	Median
One felony conviction						
Incarceration	32 mo	18 mo	71 mo	36 mo	29 mo	15 mo
Prison	48	33	99	60	47	36
Jail	7	6	9	6	7	6
Probation	37	36	34	36	34	24
More than one felony conviction						
Incarceration	45 mo	24 mo	108 mo	60 mo	42 mo	24 mo
Prison	62	36	133	87	61	46
Jail	7	6	7	6	7	6
Probation	39	36	38	36	40	36

Note: See note on tables 1.2 and 1.3.

The number of convictions pertains to current, not past convictions.

"Total" includes all cases, whether or not conviction type was known.