

**Table 45**

**SENTENCES RELATIVE TO THE GUIDELINE RANGE FOR DRUG OFFENDERS BY EACH DRUG TYPE<sup>1</sup>**  
**Fiscal Year 2005, Post-Booker (January 12, 2005, through September 30, 2005)**

DRUG TYPE	TOTAL	WITHIN GUIDELINE RANGE		ABOVE RANGE DEPARTURE <sup>2</sup>		ABOVE RANGE DEPARTURE W/ BOOKER <sup>2</sup>		ABOVE RANGE WITH W/ BOOKER <sup>2</sup>		REMAINING ABOVE RANGE <sup>2</sup>	
		Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent
<b>TOTAL</b>	<b>18,197</b>	<b>9,747</b>	<b>53.6</b>	<b>14</b>	<b>0.1</b>	<b>3</b>	<b>0.0</b>	<b>60</b>	<b>0.3</b>	<b>61</b>	<b>0.3</b>
<b>Powder Cocaine</b>	<b>4,172</b>	2,334	55.9	1	0.0	0	0.0	11	0.3	15	0.4
<b>Crack Cocaine</b>	<b>4,024</b>	2,094	52.0	1	0.0	3	0.1	14	0.3	12	0.3
<b>Heroin</b>	<b>1,255</b>	617	49.2	2	0.2	0	0.0	5	0.4	3	0.2
<b>Marijuana</b>	<b>4,340</b>	2,436	56.1	7	0.2	0	0.0	18	0.4	23	0.5
<b>Methamphetamine</b>	<b>3,605</b>	1,876	52.0	1	0.0	0	0.0	9	0.2	7	0.2
<b>Other</b>	<b>801</b>	390	48.7	2	0.2	0	0.0	3	0.4	1	0.1

<sup>1</sup>Of the 53,674 cases, 18,743 were sentenced under USSG Chapter Two, Part D (Drugs). Of these, 18,519 were sentenced under §§2D1.1 (Drug Trafficking), 2D1.2 (Protected Locations), 2D1.5 (Continuing Criminal Enterprise), 2D1.6 (Communication Facility), 2D1.8 (Rent/Manage Drug Establishment), or 2D2.1 (Simple Possession). Of these 18,519 cases, 322 were excluded due to one or both of the following reasons: missing information needed to determine the relationship between the sentence imposed and the guideline range (314) or missing drug type (9). Descriptions of variables used in this table are provided in Appendix A.

**Table 45 (cont.)**

<b>DRUG TYPE</b>	<b>§5K1.1 SUBSTANTIAL ASSISTANCE</b>		<b>§5K3.1 EARLY DISPOSITION</b>		<b>OTHER GOV'T SPONSORED</b>		<b>BELOW RANGE DEPARTURE<sup>5</sup></b>		<b>BELOW RANGE DEPARTURE W/ BOOKER<sup>3</sup></b>		<b>BELOW RANGE W/ BOOKER<sup>3</sup></b>		<b>REMAINING BELOW RANGE<sup>3</sup></b>	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent
<b>TOTAL</b>	4,710	<b>25.9</b>	713	<b>3.9</b>	531	<b>2.9</b>	388	<b>2.1</b>	167	<b>0.9</b>	1,214	<b>6.7</b>	589	<b>3.2</b>
<b>Powder Cocaine</b>	1,130	<b>27.1</b>	80	1.9	121	2.9	80	1.9	32	0.8	234	5.6	134	3.2
<b>Crack Cocaine</b>	1,172	<b>29.1</b>	6	0.1	110	2.7	81	2.0	51	1.3	340	8.4	140	3.5
<b>Heroin</b>	313	<b>24.9</b>	9	0.7	39	3.1	55	4.4	12	1.0	124	9.9	76	6.1
<b>Marijuana</b>	776	<b>17.9</b>	580	13.4	121	2.8	87	2.0	27	0.6	171	3.9	94	2.2
<b>Methamphetamine</b>	1,078	<b>29.9</b>	36	1.0	130	3.6	62	1.7	33	0.9	264	7.3	109	3.0
<b>Other</b>	241	<b>30.1</b>	2	0.2	10	1.2	23	2.9	12	1.5	81	10.1	36	4.5

<sup>2</sup>See Tables 24-24C for a list of departure reasons comprising these categories.

<sup>3</sup>See Tables 25-25C for a list of departure reasons comprising these categories.

SOURCE: U.S. Sentencing Commission, 2005 Datafile, USSCFY05, Post-Booker Only Cases (January 12, 2005, through September 30, 2005).