

Supervised Release Charts and Revocation Worksheets

U.S. Sentencing Commission

9/15/2004

Classification of Offenses

(18 U.S.C. § 3559(a))

Maximum Sentence

Authorized

Life or Death

25 years +

10 years +

5 years +

1 year & 1 day +

More than 6 months

to 1 year

6 months or less

Class

Class A Felony

Class B Felony

Class C Felony

Class D Felony

Class E Felony

Class A Misdemeanor

Class B & C

Misdem. & Infractions²

Probation

Class of Offense *	Authorized Term of Probation **	Max. Imprisonment Upon Revocation ***
A or B Felony	Not authorized	The maximum statutory penalty for the offense
C,D, or E Felony	5 years but not less than 1 year	The maximum statutory penalty for the offense
Class A Misdemeanor.	5 years	The maximum statutory penalty for the offense

* 18 U.S.C. § 3559(a)

** 18 U.S.C. § 3561(b)

*** 18 U.S.C. § 3565(a)(2) – subsequent to Crime Bill 9/13/94

Supervised Release

Class Of Offense *	Authorized Term Of Supervised Release**	Max. Imprisonment Upon Revocation ***
A Felony	5 Years	5 Years
B Felony	5 Years	3 Years
C or D Felony	3 Years	2 Years
E Felony or Class A Misdem.	1 Year	1 Year

* 18 U.S.C. § 3559(a)

** 18 U.S.C. § 3583(b)

*** 18 U.S.C. § 3583(e)(3) – subsequent to

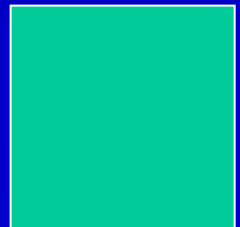
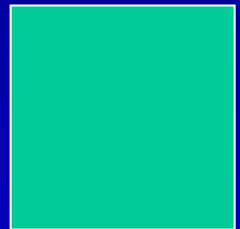
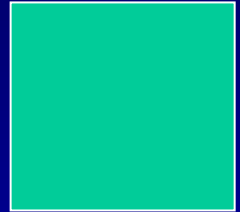
Crime Bill 9/13/94

Look to statutes for specific exceptions to these general rules

I. Upon Revocation of Supervised Release Can a New Term be Imposed?

Original offense on/after 9/13/94 through 4/29/03

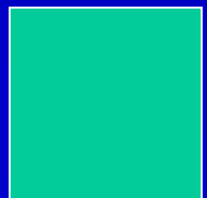
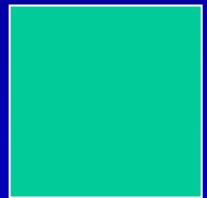
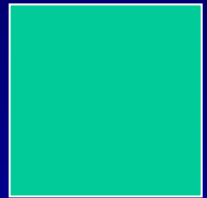
1. Determine the statutorily authorized maximum imprisonment available upon revocation (§ 3583(e)(3))
2. Subtract the amount of imprisonment to be imposed (in addition to any term of imprisonment imposed on prior revocation of the supervised release) upon revocation
3. If the difference is greater than zero an additional term of supervised release can be imposed



II. Determining the Term of Supervised Release Available Upon Revocation

Original offense on/after 9/13/94 through 4/29/03

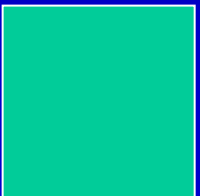
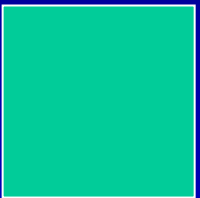
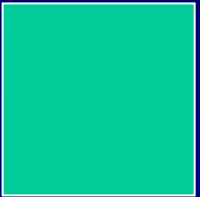
1. Determine the statutorily authorized maximum term of supervised release available for the original offense
2. Subtract the amount of imprisonment to be imposed (in addition to any term of imprisonment imposed on prior revocation of the supervised release) upon revocation
3. The difference is the maximum term of supervised release that can be imposed upon revocation of supervised release



Determining the Term of Supervised Release Available Upon Revocation

Original offense prior to 9/13/94

1. Determine the length of the current supervised release term being revoked (NOTE: Court may first extend term to statutory maximum (§3583(e)(2)))
2. Subtract the amount of imprisonment to be imposed (in addition to any term of imprisonment imposed on prior revocation of the supervised release) upon revocation
3. The difference is the maximum term of supervised release that can be imposed upon revocation of supervised release



Determining the Term of Supervised Release Available Upon Revocation

Original offense on/after 4/30/03

1. Determine the statutorily authorized maximum term of supervised release available for the original offense
2. Subtract the amount of imprisonment to be imposed upon revocation (without regard to any term of imprisonment imposed on prior revocation of the supervised release)
3. The difference is the maximum term of supervised release that can be imposed upon revocation of supervised release

