

**Table 5.1. Sentence types for offenders sentenced in criminal cases terminated, by offense, October 1, 2007–September 30, 2008**

Most serious offense of conviction	Total offenders sentenced <sup>a</sup>	Percent of offenders convicted and sentenced to—		
		Incarceration <sup>b</sup>	Probation <sup>c</sup>	Fine only
<b>All offenses<sup>d</sup></b>	82,823	77.9 %	11.7 %	3.4 %
<b>Felonies</b>	75,832	83.9 %	8.9 %	0.4 %
<b>Violent offenses</b>	2,442	93.4 %	4.5 %	0.1 %
Murder	115	92.2	4.3	0.0
Assault	576	84.7	11.5	0.2
Robbery	1,268	97.2	1.7	0.1
Sexual abuse	381	94.2	3.7	0.3
Kidnapping	82	95.1	2.4	0.0
Threats against the President	20	95.0	0.0	0.0
<b>Property offenses</b>	11,908	61.8 %	27.0 %	0.7 %
Fraudulent	10,371	63.3	24.5	0.7
Embezzlement	490	46.9	40.8	0.8
Fraud	9,023	64.0	23.5	0.7
Forgery	38	50.0	39.5	0.0
Counterfeiting	820	66.1	25.6	0.6
Other	1,537	51.6	43.5	0.6
Burglary	45	82.2	11.1	2.2
Larceny	1,081	40.9	54.1	0.5
Motor vehicle theft	25	84.0	4.0	8.0
Arson and explosives	190	82.6	14.2	0.0
Transportation of stolen property	137	77.4	19.7	0.0
Other property offenses	59	50.8	40.7	1.7
<b>Drug offenses</b>	26,323	91.7 %	3.9 %	0.3 %
Trafficking	26,198	91.8	3.8	0.3
Possession and other drug offenses	125	62.4 %	28.0 %	4.0 %
<b>Public-order offenses</b>	6,434	75.2 %	19.5 %	1.1 %
Regulatory	810	47.3	40.9	4.3
Agriculture	5	^	^	^
Antitrust	25	24.0	32.0	44.0
Food and drug	31	19.4	67.7	6.5
Transportation	140	41.4	47.1	2.9
Civil rights	72	76.4	19.4	1.4
Communications	93	43.0	53.8	1.1
Custom laws	54	51.9	33.3	1.9
Postal laws	32	18.8	78.1	0.0
Other regulatory offenses	358	50.6	35.8	3.9
Other	5,624	79.3	16.4	0.6
Tax law violations	487	65.3	33.5	1.2
Bribery	137	75.2	21.9	0.0
Perjury, contempt, and intimidation	226	72.1	21.7	0.9
National defense	49	75.5	18.4	0.0
Escape	956	64.5	28.5	0.3
Racketeering and extortion	1,766	82.1	11.6	1.0
Gambling	80	33.8	61.3	0.0
Liquor offenses	3	^	^	^
Nonviolent sex offenses	1,683	97.0	1.9	0.2
Obscene material	13	69.2	30.8	0.0
Traffic offenses	16	81.3	18.8	0.0
Wildlife	41	19.5	75.6	0.0
Environmental	38	42.1	44.7	5.3
All other felonies	129	49.6	45.7	0.0
<b>Weapon offenses</b>	8,054	92.0 %	5.5 %	0.3 %
<b>Immigration offenses</b>	20,671	85.0 %	3.4 %	0.2 %
<b>Misdemeanors</b>	6,865	11.8 %	42.8 %	36.7 %
Fraudulent property offenses	789	21.3	34.3	4.1
Larceny	829	7.4	60.1	30.3
Drug possession	635	14.3	67.4	14.2
Immigration offenses	387	51.4	12.7	3.4
Traffic offenses	2,562	3.1	33.8	61.7
Other misdemeanors	1,663	12.7	49.6	33.3

Note: In this table "Murder" includes nonnegligent manslaughter; "Sexual abuse" includes only violent sex offenses; "Fraud" excludes tax fraud; "Larceny" excludes transportation of stolen property; "Other property offenses" excludes fraudulent property offense and includes destruction of property and trespassing; "Tax law violations" includes tax fraud; "Obscene material" denotes the mail or transport thereof; "All other felonies" includes felonies with unclassifiable offense type; "Misdemeanors" includes misdemeanors, petty offenses, and unknown offense levels; and "Drug possession" also includes other drug misdemeanors.

<sup>a</sup> Too few cases to obtain statistically reliable data.

<sup>b</sup> Includes offenders receiving incarceration, probation, split or mixed sentences, and fines. Not represented in the percentage columns, but included in the totals, are offenders receiving deportation, suspended sentences, sealed sentences, imprisonment of 4 days or less, and no sentences.

<sup>c</sup> All sentences to incarceration, including split, mixed, life, and indeterminate.

<sup>d</sup> Includes offenders with split and mixed sentences.

<sup>e</sup> Total includes offenders whose sentence could not be determined.

Source: Administrative Office of the U.S. Courts criminal master file, fiscal year.