

## 2. BURGLARY AND TRESPASS

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### §2B2.1. Burglary of a Residence or a Structure Other than a Residence

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- (a) Base Offense Level:
  - (1) **17**, if a residence; or
  - (2) **12**, if a structure other than a residence.
  
- (b) Specific Offense Characteristics
  - (1) If the offense involved more than minimal planning, increase by **2** levels.
  - (2) If the loss exceeded \$5,000, increase the offense level as follows:

LOSS (APPLY THE GREATEST)	INCREASE IN LEVEL
(A) \$5,000 or less	no increase
(B) More than \$5,000	add <b>1</b>
(C) More than \$20,000	add <b>2</b>
(D) More than \$95,000	add <b>3</b>
(E) More than \$500,000	add <b>4</b>
(F) More than \$1,500,000	add <b>5</b>
(G) More than \$3,000,000	add <b>6</b>
(H) More than \$5,000,000	add <b>7</b>
(I) More than \$9,500,000	add <b>8</b> .

- (3) If a firearm, destructive device, or controlled substance was taken, or if the taking of such item was an object of the offense, increase by **1** level.
- (4) If a dangerous weapon (including a firearm) was possessed, increase by **2** levels.

#### Commentary

**Statutory Provisions:** 18 U.S.C. §§ 2113(a), 2115, 2117, 2118(b). For additional statutory provision(s), see Appendix A (Statutory Index).

#### Application Notes:

1. “**Firearm**,” “**destructive device**,” and “**dangerous weapon**” are defined in the Commentary to §1B1.1 (Application Instructions).
2. “**Loss**” means the value of the property taken, damaged, or destroyed.