

**SENTENCE LENGTH OF OFFENDERS SENTENCED UNDER IMMIGRATION GUIDELINES  
BY SENTENCE RELATIVE TO THE GUIDELINE RANGE (OPTION 4: SIX CATEGORIES)<sup>1</sup>  
Fiscal Year: 2012**

SENTENCING GUIDELINE	TOTAL			WITHIN RANGE			UPWARD DEPARTURES <sup>2</sup>			OTHERWISE ABOVE RANGE <sup>2</sup>			GOV'T SPONSORED BELOW RANGE			DOWNWARD DEPARTURES <sup>3</sup>			OTHERWISE BELOW RANGE <sup>3</sup>		
	N	Mean	Med	N	Mean	Med	N	Mean	Med	N	Mean	Med	N	Mean	Med	N	Mean	Med	N	Mean	Med
<b>TOTAL<sup>4</sup></b>	<b>82,097</b>	<b>45</b>	<b>24</b>	<b>42,797</b>	<b>45</b>	<b>21</b>	<b>578</b>	<b>85</b>	<b>57</b>	<b>1,053</b>	<b>85</b>	<b>60</b>	<b>22,962</b>	<b>39</b>	<b>24</b>	<b>2,705</b>	<b>41</b>	<b>24</b>	<b>12,002</b>	<b>48</b>	<b>24</b>
<b>TOTAL IMMIGRATION</b>	<b>23,229</b>	<b>18</b>	<b>12</b>	<b>12,752</b>	<b>16</b>	<b>10</b>	<b>194</b>	<b>30</b>	<b>24</b>	<b>271</b>	<b>32</b>	<b>24</b>	<b>7,288</b>	<b>19</b>	<b>15</b>	<b>842</b>	<b>25</b>	<b>24</b>	<b>1,882</b>	<b>20</b>	<b>18</b>
§2L1.1	2,273	17	12	1,013	21	16	89	28	24	14	81	45	920	11	9	32	11	4	205	12	9
§2L1.2	19,454	19	13	10,599	17	10	96	31	24	227	30	24	6,242	20	18	790	26	24	1,500	23	22
§2L2.1	304	15	12	176	17	12	4	50	50	8	44	33	59	8	0	2	--	--	55	11	8
§2L2.2	1,198	5	3	964	5	3	5	17	15	22	20	14	67	7	6	18	4	1	122	6	4

<sup>1</sup> This table only includes USSG Chapter Two, Part L (Immigration) cases sentenced under the following guidelines: §§2L1.1 (Alien Smuggling), 2L1.2 (Unlawful Entering or Remaining in the United States), 2L2.1 (Trafficking In Immigration Documents, or Making False or Fraudulent Immigration Statements), 2L2.2 (Acquiring Fraudulent Immigration Documents). Descriptions of variables used in this table are provided in Appendix A.

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

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

<sup>4</sup> Of the 84,173 cases, 2,076 were excluded due to one or more of the following reasons: missing information from the submitted documents that prevented the comparison of the sentence and the guideline range (1,499), or missing sentencing information (726). Of these 2,076 cases, 21 were sentenced under one of the four immigration guidelines listed in this table.

SOURCE: This was produced using the U.S. Sentencing Commission's Interactive Sourcebook (isb.ussc.gov) using the Commission's fiscal year 2012 Datafile, USSCFY2012.

