

Table 5.2. Type and length of sentences imposed for sentenced offenders, by offense, October 1, 2007–September 30, 2008

Most serious offense of conviction	Offenders convicted and sentenced in criminal cases that terminated during fiscal year 2008					
	Number				Sentence length	
	Total ^a	Incarceration ^b	Probation ^c	Fine only	Incarceration ^d	Probation ^d
All offenses^e	82,823	64,529	9,686	2,803	60.6 mo	34.4 mo
Felonies	75,832	63,610	6,747	280	61.4 mo	40.6 mo
Violent offenses	2,442	2,282	109	3	110.8 mo	39.3 mo
Murder	115	106	5	0	119.6	^
Assault	576	488	66	1	56.1	35.3
Robbery	1,268	1,232	22	1	100.6	49.1
Sexual abuse	381	359	14	1	203.4	39.8
Kidnapping	82	78	2	0	212.0	^
Threats against the President	20	19	0	0	36.1	...
Property offenses	11,908	7,363	3,211	79	30.8 mo	40.1 mo
Fraudulent	10,371	6,570	2,542	70	30.2	39.6
Embezzlement	490	230	200	4	23.4	38.2
Fraud	9,023	5,779	2,117	61	30.7	39.6
Forgery	38	19	15	0	27.2	44
Counterfeiting	820	542	210	5	27.0	40.3
Other	1,537	793	669	9	35.6	42.3
Burglary	45	37	5	1	25.6	^
Larceny	1,081	442	585	5	21.5	42.8
Motor vehicle theft	25	21	1	2	33.9	^
Arson and explosives	190	157	27	0	81.6	38.7
Transportation of stolen property	137	106	27	0	35.5	38.3
Other property offenses	59	30	24	1	18.9	38.3
Drug offenses	26,323	24,137	1,024	71	85.1 mo	42.9 mo
Trafficking	26,198	24,059	989	66	85.2	43.3
Possession and other	125	78	35	5	49.3	29.8
Public-order offenses	6,434	4,841	1,256	69	68.5 mo	40.1 mo
Regulatory	810	383	331	35	33.2	35.5
Agriculture	5	3	1	1	^	^
Antitrust	25	6	8	11	^	^
Food and drug	31	6	21	2	^	34.3
Transportation	140	58	66	4	39.6	34.5
Civil rights	72	55	14	1	51.6	31.7
Communications	93	40	50	1	22.7	31.7
Custom laws	54	28	18	1	17.9	44.7
Postal laws	32	6	25	0	^	32.2
Other regulatory offenses	358	181	128	14	33.0	37.9
Other	5,624	4,458	925	34	71.6	41.7
Tax law violations	487	318	163	6	27.4	39.2
Bribery	137	103	30	0	28.3	35
Perjury, contempt, and intimidation	226	163	49	2	61.0	40.3
National defense	49	37	9	0	121.0	^
Escape	956	617	272	3	19.6	36.1
Racketeering and extortion	1,766	1,450	204	17	82.7	42.7
Gambling	80	27	49	0	14.6	33.8
Liquor offenses	3	0	3	0	...	^
Nonviolent sex offenses	1,683	1,633	32	4	96.4	112.7
Obscene material	13	9	4	0	^	^
Traffic offenses	16	13	3	0	34.2	^
Wildlife	41	8	31	0	^	41.4
Environmental	38	16	17	2	17.1	26.8
All other felonies	129	64	59	0	34.7	49.3
Weapon offenses	8,054	7,411	441	21	88.2 mo	40.3 mo
Immigration offenses	20,671	17,576	706	37	22.3 mo	41.1 mo
Misdemeanors	6,865	809	2,937	2,521	5.0 mo	20 mo
Fraudulent property offense	789	168	271	32	2.4	30.9
Larceny	829	61	498	251	5.4	20.8
Drug possession	635	91	428	90	6.7	18.4
Immigration offenses	387	199	49	13	4.2	20
Traffic offenses	2,562	79	866	1,582	3.7	13.8
Other misdemeanors	1,663	211	825	553	7.5	23.3

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 offenses 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.

...Less than 0.5%.

^ No cases of this type occurred in the data.

^ Too few cases to obtain statistically reliable data.

^aTotal may not equal the sum of individual sanctions. The sum may exceed the total because split and mixed sentences are counted in incarceration and probation. Alternatively, the total may exceed the sum as the total includes offenders receiving deportation, suspended sentences, sealed sentences, imprisonment of 4 days or less, and no sentences.

^bAll sentences to incarceration, including split, mixed, life, and indeterminate sentences.

^cIncludes offenders with split and mixed sentences.

^dExcludes sentences of life, death, and indeterminate sentences.

^eTotal includes offenders whose sentence could not be determined.

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