

Massachusetts Sentencing Commission

Survey of Sentencing Practices FY 2002



May 2003

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Executive Summary

The legislation which established the Massachusetts Sentencing Commission (commission) directed the commission to conduct a comprehensive survey of sentencing practices. This report updates earlier surveys of sentencing practices which began as part of the process of formulating sentencing guidelines. The present survey considers those individuals convicted in the courts of the commonwealth during FY 2002. The survey considers the nature of the sentence imposed following conviction, including sentences to probation or incarceration. Further, the survey presents the length of sentences imposed when those sentences include a period of incarceration.

Throughout the report the sentencing guidelines grid is used as a framework for the analysis. This allows for the seriousness of the offense of conviction and the criminal history of the defendant to be considered in relation to observed sentencing practices.

Some highlights from the survey of sentencing practices are:

- There were an estimated 60,604 convicted defendants in FY 2002:
- Of the 60,604 convictions in FY 2002:
 - 94.9% were in the district court and
 - 5.1% were in the superior court;
- For those defendants convicted of offenses assigned to the sentencing guidelines grid:
 - The overall incarceration rate was 33.4%:
 - the district court incarceration rate was 30.7%;
 - the superior court incarceration rate was 77.1%;
 - With respect to the sentencing zones on the sentencing guidelines grid:
 - 4.0% of the defendants were classified in the incarceration zone;
 - 66.1% of the defendants were classified in the discretionary zone;
 - 29.3% of the defendants were classified in the intermediate sanctions zone; and,
 - 0.5% of the defendants were not classified to a sentencing zone;
 - Of the incarcerated defendants, 91.9% were sentenced to a house of correction and 8.1% were sentenced to the Department of Correction (DOC);
 - Of the incarcerated superior court defendants, 39.0% were sentenced to a house of correction and 61.0% were sentenced to the DOC;

- For state prison sentences, the median minimum state prison sentence was 48.0 months and the median maximum state prison sentence was 60.0 months;
- For house of correction sentences, the median sentence length was 4.2 months;
- Of the incarcerated defendants, 42.6% also had a period of post release probation supervision imposed through a split or from & after probation sentence;
- Of the incarcerated superior court defendants, 54.7% also had a period of post release probation supervision.
- There were an estimated 671 convictions for mandatory drug offenses of which 49.6% were sentenced to a house of correction and 50.4% were sentenced to the DOC.
- For those defendants convicted of offenses not assigned to the sentencing grid:
 - There were an estimated 7,330 convictions for OUI offenses; and,
 - There were an estimated 98 convictions for mandatory firearms offenses.
- For all convicted defendants:
 - 14.8% of all convicted defendants were female;
 - 85.2% of all convicted defendants were male;
 - The mean age of convicted defendants at the time of disposition was 32.3 years, and ranged from 17 years to 91 years.
 - 61.8% of all convicted defendants were white;
 - 16.4% of all convicted defendants were black;
 - 17.5% of all convicted defendants were hispanic;
 - 2.1% of all convicted defendants were of other races; and,
 - the race was unknown for 2.2% of the defendants.
 - 19.8% of defendants convicted of mandatory drug offenses were white, and 80.2% of defendants convicted of mandatory drug offenses were racial/ethnic minorities (23.2% were black, 55.4% were hispanic, and 1.5% were other races).
 - 64.3% of all convicted defendants were born in Massachusetts;
 - 26.1% of all convicted defendants were born in another state or U.S. territory;
 - 7.9% of all convicted defendants were born outside of the United States; and,
 - the place of birth was unknown for 1.7% of the defendants.

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**MASSACHUSETTS SENTENCING COMMISSION
SURVEY OF SENTENCING PRACTICES
FY 2002**

PART I. THE MASSACHUSETTS SENTENCING COMMISSION

BACKGROUND OF THE SENTENCING COMMISSION

The Massachusetts Sentencing Commission (commission) was established by Chapter 432 of the Acts of 1993 as “an independent commission within the judicial branch of the commonwealth”¹ whose purpose was “to recommend sentencing policies and practices for the commonwealth.”² Legislation pertaining to the commission was later codified in the Massachusetts General Laws as c. 211E.³ The commission submitted its recommended sentencing guidelines in April 1996.⁴ A legislative hearing on the report was held by the Joint Committee on Criminal Justice in July 1996.

Sentencing guidelines legislation based on those recommendations was filed in December 1996.⁵ In June 1997, the Joint Committee on Criminal Justice held a hearing on the sentencing guidelines legislation. The guidelines legislation did not come to a vote in the 1997-1998 legislative session and the sentencing guidelines legislation was re-filed for consideration in the 1999-2000 legislative session and in the 2001-2002 legislative session.^{6, 7} The Joint Committee on Criminal Justice held hearings on this

¹ St. 1993, c. 432 §1(a).

² St. 1993, c. 432 § 2.

³ St. 1996, c. 12.

⁴ Massachusetts Sentencing Commission, *Report to the General Court*, April 10, 1996.

⁵ Filed for the 1997-1998 legislative session as Senate No. 135 and House No. 2634.

⁶ Filed for the 1999-2000 legislative session as Senate No. 198 and House No. 1521.

⁷ Filed for the 2001-2002 legislative session as Senate No. 1004 and House No. 3497.

legislation in May 1999 and May 2001. In October 2001 the House of Representatives voted to engross the sentencing guidelines legislation but no further action was taken during that session.⁸ Sentencing guidelines legislation has been re-filed for consideration during the 2003-2004 legislative session.⁹ A hearing on this legislation was held on May 21, 2003.

Sentencing Guidelines Grid

The proposed sentencing guidelines are in the form of a sentencing guidelines grid. The vertical axis of the grid is comprised of nine levels of offense seriousness, ranging from level 1, the lowest level of offense seriousness, to level 9, the highest level of offense seriousness. The horizontal axis of the grid is comprised of five categories of defendant criminal history, ranging from criminal history category A, “No/Minor Record” to criminal history category E, “Serious Violent Record”. The resulting grid, comprising a total of forty-five cells, is also divided into three sentencing zones: the “incarceration zone”; the “discretionary zone”; and, the “intermediate sanction” zone. A detailed description of proposed sentencing guidelines can be found in the *Report to the General Court*.¹⁰ The sentencing guidelines grid is shown in Figure 1. The definition of the criminal history groups is contained in Appendix A.

CURRENT ROLE OF THE SENTENCING COMMISSION

The mission of the commission is to promote truth-in-sentencing by formulating uniform sentencing policies, developing systematic sentencing guidelines, and integrating intermediate sanctions within the sentencing guidelines.

Monitoring

In developing the sentencing guidelines, the legislation directed the commission to conduct a comprehensive survey of sentencing practices:

⁸ The guidelines legislation was reported out of the Criminal Justice Committee as House 4596 and was engrossed as House 4642 on October 9, 2001 by a vote of 126 to 19.

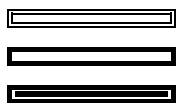
⁹ Filed for the 2003-2004 legislative session as Senate No. 219 and House Nos. 2749, 2750, and 3302.

¹⁰ Massachusetts Sentencing Commission, *op. cit.*

Figure 1. Sentencing Guidelines Grid

Level	Illustrative Offense	Sentence Range				
9	Murder	Life	Life	Life	Life	Life
8	Rape of Child with Force Aggravated Rape Armed Burglary	96 - 144 Mos.	108 - 162 Mos.	120 - 180 Mos.	144 - 216 Mos.	204 - 306 Mos.
7	Armed Robbery (Gun) Rape Mayhem	60 - 90 Mos.	68 - 102 Mos.	84 - 126 Mos.	108 - 162 Mos.	160 - 240 Mos.
6	Manslaughter (Invd) Armed Robbery (Nogun) A&B DW (Sign. injury)	40 - 60 Mos.	45 - 67 Mos.	50 - 75 Mos.	60 - 90 Mos.	80 - 120 Mos.
5	Unarmed Robbery Stalking (Viol. of Order) Unarmed Burglary Larceny (\$50,000+)	12 - 36 Mos. IS-IV IS-III IS-II	24 - 36 Mos. IS-IV IS-III IS-II	36 - 54 Mos.	48 - 72 Mos.	60 - 90 Mos.
4	Larceny From a Person A&B DW (Mod. injury) B&E (Dwelling) Larceny (\$10,000-\$50,000)	0 - 24 Mos. IS-IV IS-III IS-II	3 - 30 Mos. IS-IV IS-III IS-II	6 - 30 Mos. IS-IV IS-III IS-II	20 - 30 Mos.	24 - 36 Mos.
3	A&B DW (No/minor injury) B&E (Not dwelling) Larceny (\$250 to \$10,000)	0 - 12 Mos. IS-IV IS-III IS-II IS-I	0 - 15 Mos. IS-IV IS-III IS-II IS-I	0 - 18 Mos. IS-IV IS-III IS-II IS-I	0 - 24 Mos. IS-IV IS-III IS-II	6 - 24 Mos. IS-IV IS-III IS-II
2	Assault Larceny Under \$250	IS-III IS-II IS-I	0 - 6 Mos. IS-III IS-II IS-I	0 - 6 Mos. IS-III IS-II IS-I	0 - 9 Mos. IS-IV IS-III IS-II IS-I	0 - 12 Mos. IS-IV IS-III IS-II IS-I
1	Operate After Suspension Disorderly Conduct Vandalism	IS-II IS-I	IS-III IS-II IS-I	IS-III IS-II IS-I	0 - 3 Mos. IS-IV IS-III IS-II IS-I	0 - 6 Mos. IS-IV IS-III IS-II IS-I
	Criminal History Scale	A No/Minor Record	B Moderate Record	C Serious Record	D Violent or Repetitive	E Serious Violent

Sentencing Zone



Incarceration Zone

Discretionary Zone (Incarceration/Intermediate Sanctions)

Intermediate Sanction Zone

Intermediate Sanction Level

IS-IV 24-Hour Restriction
 IS-III Daily Accountability
 IS-II Standard Supervision
 IS-I Financial Accountability

The numbers in each cell represent the range from which the judge selects the maximum sentence (Not More Than);
 The minimum sentence (Not Less Than) is 2/3rds of the maximum sentence and constitutes the initial parole eligibility date.

The commission shall conduct an empirical study in order to ascertain, to the extent practical, a survey of those individuals appearing before the commonwealth's criminal courts, and those committed to probation, prison and jail. It should also include the average sentence imposed for all offenses prior to the promulgation by the commission of the sentencing guidelines, and the length of prison terms actually served in those cases.¹¹

The commission included a survey of sentencing practices when completing its 1996 recommendations.¹² The original survey of sentencing practices covered the period of FY 1994, or July 1, 1993 through June 30, 1994. This report continues the published series of annual surveys of sentencing practices by providing data for FY 2002.

Further, the commission has ongoing responsibilities for monitoring sentencing practices:

The commission periodically shall assess the impact of the sentencing guidelines in order to determine the type and amount of correctional resources needed. In particular, the commission shall examine the impact of said guidelines on intermediate sanctions and correctional institutions and may consult with all appropriate authorities for this purpose.¹³

The commission continues to meet these ongoing monitoring requirements through publication of annual surveys of sentencing practices for each fiscal year beginning with FY 1994 and through other specialized studies of sentencing issues such as the study of the impact of truth-in-sentencing reform.¹⁴ In FY 2002, the commission completed a comprehensive recidivism study as directed by the legislature in House 4100.¹⁵ The commission anticipates completing a study of sex offenders, including juvenile sex offenders, in FY 2003.

Training

The proposed sentencing guidelines are currently in voluntary use in many courts. The commission is involved in training court practitioners in the use of sentencing guidelines. The commission developed a *Sentencing Guide* for use by court practitioners when

¹¹ G.L. c. 211E § 3(c).

¹² Massachusetts Sentencing Commission, *op. cit.*

¹³ G.L. c. 211E § 3(f).

¹⁴ Massachusetts Sentencing Commission, *Survey of Sentencing Practices: Truth-in-Sentencing Reform in Massachusetts*, October 2000.

¹⁵ Massachusetts Sentencing Commission, *Comprehensive Recidivism Study*, June 2002.

referring to the proposed guidelines during sentencing.¹⁶ The commission maintains the *Felony and Misdemeanor Master Crime List* which contains basic sentencing information for those criminal offenses which are punishable by an imprisonment term and serves as a reference guide to the proposed sentencing guidelines for those offenses.¹⁷

Information Resource

The commission is also responsible to:

... serve as a clearinghouse for the collection, preparation, and dissemination of information on sentencing practices and assist courts, departments, and agencies in the development, maintenance, and coordination of sound sentencing practices.¹⁸

The current report serves to meet this responsibility of the commission.

Pilot Projects

The commission conducted pilot projects in the superior court and at three district court sites to consider the impact of the proposed sentencing guidelines on court operations and to assess the use of sentencing guidelines as a framework for sentencing defendants to intermediate sanctions.¹⁹ These pilot projects combine to encourage the voluntary use of the guidelines and to develop knowledge that will be useful for full implementation of sentencing guidelines. The commission supports the development of intermediate sanctions and completed a data demonstration project in conjunction with the Office of Community Corrections that developed a data collection strategy to support future research and evaluation efforts of these new sentencing options.²⁰

¹⁶ Massachusetts Sentencing Commission, *Sentencing Guide*, February 1998.

¹⁷ Massachusetts Sentencing Commission, *Felony and Misdemeanor Master Crime List*, November 1999.

¹⁸ G.L. c. 211E § 1(c)(7).

¹⁹ Massachusetts Sentencing Commission, *Special Report to the Commission: Superior Court Pilot Sentencing Project - Report of Findings*, May 1996; Massachusetts Sentencing Commission, *Special Report to the Commission: Sentencing Guidelines District Court Pilot Project, Findings from the Lynn District Court*, May 1997; and Massachusetts Sentencing Commission, *Special Report to the Commission: Sentencing Guidelines District Court Pilot Project: Findings from the Haverhill District Court*, July 1997. Other pilot sites included Worcester Central District Court and the Hampden Superior Court.

²⁰ Massachusetts Sentencing Commission and Office of Community Corrections, *Community Corrections Centers Data Demonstration Project*, March 2001.

PART II. SURVEY OF SENTENCING PRACTICES

The results of the survey of sentencing practices are presented in this section. Additional statistical results are presented in Appendix B. The method used to develop the statistical estimates of sentencing practices is described in Appendix A.

SENTENCING PRACTICES: OVERVIEW

Sentencing Practices: Court Department

Fiscal Year 2002 (FY 2002) covers the period July 1, 2001 through June 30, 2002. During this period there were an estimated 60,604 convictions in the courts of the Commonwealth. As indicated in Table 1, there were 57,516 convictions in the district court, representing 94.9% of all convictions, and 3,088 convictions in the superior court, representing 5.1% of all convictions.

Table 1. Month of Conviction by Court Department

Month of Conviction	District Court	Superior Court	All Courts
July 2001	4,318	173	4,491
August 2001	4,947	203	5,150
September 2001	4,546	199	4,745
October 2001	5,427	251	5,678
November 2001	4,944	272	5,216
December 2001	4,352	242	4,594
January 2002	5,167	339	5,506
February 2002	4,552	272	4,824
March 2002	4,871	345	5,216
April 2002	4,876	289	5,165
May 2002	5,083	290	5,373
June 2002	4,433	213	4,646
Total	57,516	3,088	60,604

Sentencing Practices: County

There are fourteen counties in Massachusetts. As indicated in Table 2, the number of convictions ranged from 64 in Nantucket County to 9,950 in Worcester County. Eight of the fourteen counties (Worcester, Middlesex, Suffolk, Essex, Hampden, Bristol, Plymouth and Norfolk) accounted for 89.7% of all convictions in Massachusetts.

Table 2. County of Conviction by Court Department

County of Conviction	District Court	Superior Court	All Courts
Barnstable	2,153	112	2,265
Berkshire	1,449	103	1,552
Bristol	5,499	274	5,773
Dukes	162	0	162
Essex	7,089	245	7,334
Franklin	880	72	952
Hampden	6,060	685	6,745
Hampshire	1,150	75	1,225
Middlesex	7,978	472	8,450
Nantucket	64	0	64
Norfolk	3,454	185	3,639
Plymouth	3,921	124	4,045
Suffolk	8,006	442	8,448
Worcester	9,651	299	9,950
Total	57,516	3,088	60,604

Sentencing Practices: Truth-in-Sentencing Reform

Sentencing reform legislation, commonly known as truth-in-sentencing legislation, became effective on July 1, 1994. During FY 2002, an estimated 0.9% of all cases were sentenced under pre-truth-in-sentencing provisions (old law) and 99.1% were sentenced under post-truth-in-sentencing provisions (new law). Table 3 shows estimates for the sentencing law under which defendants were sentenced by court department.

Table 3. Truth-in-Sentencing Status by Court Department

Sentencing Law	District Court		Superior Court		All Courts	
	N	%	N	%	N	%
Old Law	496	0.9%	59	1.9%	555	0.9%
New Law	57,020	99.1%	3,029	98.1%	60,049	99.1%
Total	57,516	100.0%	3,088	100.0%	60,604	100.0%

Sentencing Practices: Number of Charges

At the time of conviction a defendant can be sentenced for one or more charges. Table 4 shows the number of charges resulting in conviction at the current sentencing event by court department. The number of convicted charges ranged from 1 to 200 and the mean number of charges resulting in conviction was 2.1. Overall, 33,901, or 55.9% of the defendants were convicted of a single charge and 26,703, or 44.1% were convicted of two or more charges. The proportion of defendants convicted of multiple charges was higher in the superior court than in the district court

- 24,594 or 42.8% of the district court defendants were convicted of two or more charges and the mean number of charges for all district court defendants was 2.0; and,
- 2,109 or 68.3% of the superior court defendants were convicted of two or more charges and the mean number of charges for all superior court defendants was 3.3.

Table 4. Number of Charges Resulting in Conviction by Court Department

Number of Charges	District Court		Superior Court		All Courts	
	N	%	N	%	N	%
One	32,922	57.2%	979	31.7%	33,901	55.9%
Two	12,241	21.3%	763	24.7%	13,004	21.5%
Three	5,591	9.7%	454	14.7%	6,045	10.0%
Four	2,815	4.9%	267	8.6%	3,082	5.1%
Five to Nine	3,265	5.7%	477	15.4%	3,742	6.2%
Ten or More	682	1.2%	148	4.8%	830	1.4%
Total	57,516	100.0%	3,088	100.0%	60,604	100.0%
Highest	200		76		200	
Mean	2.0		3.3		2.1	

Sentencing Practices: Type of Sentence Imposed

Table 5 shows the type of sentence imposed for all convicted defendants: life, state prison, other DOC, house of correction, house of correction / split, probation, fine, and other. The most frequently imposed type of sentence was probation.

As indicated in Table 5, the type of sentence imposed differed in the district court and the superior court. The district court can not impose sentences to the state prison. Therefore, there are no district court sentences of life, state prison, or other DOC. All sentencing options are available in the superior court.

An estimated 63 defendants received a sentence to life. Of the 63 convicted defendants who received a life sentence, 57 were convicted of murder and six were convicted of other offenses (aggravated rape (2), assault w/i rape second offense (1), armed robbery (1), rape of child (1), and accessory before the offense of murder(1)).

Table 5. Type of Sentence Imposed by Court Department

Type of Sentence	District Court	Superior Court	All Courts
Life		63	63
State Prison		1,386	1,386
Other DOC		8	8
House of Correction	10,734	633	11,367
House of Correction / Split	5,503	309	5,812
Probation	29,774	676	30,450
Fine	7,908	2	7,910
Other	3,597	11	3,608
Total	57,516	3,088	60,604

Sentencing Practices: Penalty Structure

In Massachusetts, felonies are defined as any offense punishable by imprisonment in the state prison, and misdemeanors are all other offenses.²¹ For many felonies, judges have the option to sentence an offender to state prison or to a house of correction. Table 6 shows the penalty structure associated with the governing offense by court department. For purposes of this analysis, governing offenses were divided into four categories: felony with no house of correction alternative (e.g. robbery), felony with house of correction alternative (and no district court jurisdiction) (e.g. mayhem), felony with house of correction alternative (and district court or joint jurisdiction)(e.g. A&B with dangerous weapon), and misdemeanor (e.g. A&B).

As indicated in Table 6, 31.0% of all defendants were convicted of felonies and 69.0% of all defendants were convicted of misdemeanors. As expected, the penalty structure associated with the governing offense differed by court department:

- of those defendants convicted in the district court, 27.8% were convicted of felonies and 72.2% were convicted of misdemeanors;
- of those defendants convicted in the superior court, 91.1% were convicted of felonies and 8.9% were convicted of misdemeanors; and,
- of those defendants convicted in the superior court, 58.5% were convicted of offenses with district court jurisdiction (felonies with joint jurisdiction or misdemeanors).

Table 6. Penalty Structure of Governing Offense by Court Department

Penalty Structure	District Court		Superior Court		All Courts	
	N	%	N	%	N	%
Felony / No House Alternative	0	0.0%	873	28.3%	873	1.4%
Felony / House Alternative / No District Court Jurisdiction	0	0.0%	407	13.2%	407	0.7%
Felony / House Alternative / District Court Jurisdiction	15,971	27.8%	1,533	49.6%	17,504	28.9%
Sub-Total Felonies	15,971	27.8%	2,813	91.1%	18,784	31.0%
Misdemeanor	41,545	72.2%	275	8.9%	41,820	69.0%
Total	57,516	100.0%	3,088	100.0%	60,604	100.0%

²¹ G.L. c. 274 § 1.

Sentencing Practices: Grid Assignment

Based on governing offense, convicted defendants were classified as to the applicability of the sentencing guidelines grid. The sentencing guidelines grid was not intended to be used for sentencing all defendants. Consistent with proposed sentencing guidelines, three major defendant groups were not assigned to the sentencing guidelines grid:

(1) defendants convicted of OUI offenses, (2) defendants convicted of mandatory firearms offenses; and, (3) defendants convicted of offenses for which there is no jail option.

For purposes of statistical reporting, defendants convicted of murder were assigned to the sentencing guidelines grid. The mandatory life sentence for murder is not impacted by the proposed sentencing guidelines. The commission assigned the offense of murder to level 9, but murder is not subject to the sentencing guidelines.

As shown in Table 7, it was estimated that 52,188 or 86.1% of all defendants were convicted of offenses for which the sentencing guidelines grid applied and 8,416 or 13.9% of all defendants were convicted of offenses for which the sentencing guidelines grid did not apply. Of the defendants convicted of offenses for which the sentencing guidelines grid did not apply: 7,330 or 12.1% of all defendants were convicted of OUI offenses; 98 or 0.2% were convicted of mandatory firearms offenses; and, 988 or 1.6% were convicted of non-jailable offenses.

Table 7. Grid Assignment by Court Department

Grid Assignment	District Court		Superior Court		All Courts	
	N	%	N	%	N	%
Assigned to Grid	49,184	85.5%	3,004	97.3%	52,188	86.1%
Not Assigned to Grid						
OUI Offenses	7,306	12.7%	24	0.8%	7,330	12.1%
Mandatory Gun Offenses	38	0.1%	60	1.9%	98	0.2%
Non-jailable Offenses	988	1.7%	0	0.0%	988	1.6%
Sub-total	8,332	14.5%	84	2.7%	8,416	13.9%
Total	57,516	100.0%	3,088	100.0%	60,604	100.0%

SENTENCING PRACTICES: OFFENSES ASSIGNED TO THE GRID

In this section, the sentencing practices related to the 52,188 defendants convicted of offenses for which the sentencing guidelines grid applies are discussed.

Sentencing Practices: Grid Cell Assignment

Table 8 shows the grid cell assignment of all convicted defendants by court department and is useful in contrasting the volume and type of cases in district and superior court. The number in each grid cell represents the total number of defendants who were convicted of an offense at that offense seriousness level and whose criminal history was classified in the corresponding criminal history group.

Sentencing Zone. Most defendants were classified into the discretionary zone on the grid. Of the 52,188 convicted defendants:

- an estimated 2,091 or 4.0% were classified within the incarceration zone;
- an estimated 34,518 or 66.1% were classified within the discretionary zone;
- an estimated 15,309 or 29.3% were classified within the intermediate sanction zone; and,
- an estimated 270 or 0.5% were not classified into a specific zone.

In both the district court and the superior court, the most frequently occurring classification was the discretionary zone on the sentencing guidelines grid: 67.0% of the defendants convicted in the district court and 51.5% of the defendants convicted in the superior court were classified in the discretionary zone. Defendants convicted in superior court were more likely than their district court counterparts to be classified within the incarceration zone on the sentencing guidelines grid: an estimated 42.4% of the defendants convicted in the superior court were classified in the incarceration zone compared to 1.7% of the defendants convicted in the district court. Defendants convicted in district court were more likely to be classified within the intermediate sanction zone on the sentencing guidelines grid than their superior court counterparts: 30.9% of the defendants convicted in the district court were classified in the intermediate sanctions zone compared to 3.5% of the defendants convicted in the superior court.

Offense Seriousness Level. Most defendants were convicted of offenses in the lower levels of offense seriousness: an estimated 45,660 or 87.5% of the convicted defendants were assigned to offense seriousness levels 1 through 3; an estimated 5,897 or 11.3% of the convicted defendants were assigned to offense seriousness levels 4 through 6; and, an

estimated 361 or 0.7% of the convicted defendants were assigned to offense seriousness levels 7 through 9.

The most frequently occurring offense seriousness level was level 3 with an estimated 18,698 of all convictions (35.8%). In the district court, level 3 was the most frequently occurring offense seriousness level, accounting for an estimated 18,209 or 37.0% of all district court convictions. In the superior court, level 4 was the most frequently occurring offense seriousness level, accounting for an estimated 974 or 32.4% of all superior court convictions.

Criminal History Group. Most convicted defendants were assigned to the less serious criminal history groups on the sentencing guidelines grid. The most frequently assigned criminal history group was Group A, No/Minor Record, which accounted for 19,480 or 37.3% of all convicted defendants. The most serious criminal history group, Group E, accounted for 26 of the convicted defendants. The criminal history of defendants was more serious among those convicted in the superior court than the district court. Of the defendants convicted in the district court, 16,642 or 33.8% were assigned to criminal history groups C, D, or E. In comparison, of the defendants convicted in the superior court, 1,133 or 37.7% were assigned to criminal history groups C, D, or E.

Grid Cell. The most frequently occurring grid cell was “2A”: 6,606 or 12.7% of all convicted defendants were assigned to grid cell “2A”. In the district court, the most frequently occurring grid cell was “2A”: 6,514 or 13.2% of all defendants convicted in the district court were assigned to grid cell “2A”. As indicated in Table 41, the four most frequently occurring offenses in grid cell “2A” in the district court were operating to endanger, shoplifting, compulsory insurance violation, and CSA possession of Class D substance. In the superior court, the most frequently occurring grid cell was “4A”: 326 or 10.9% of all defendants convicted in the superior court were assigned to grid cell “4A”. As indicated in Table 42, the three most frequently occurring offenses in grid cell “4A” in the superior court were CSA distribution Class B, CSA distribution Class A, and CSA distribution cocaine.

Table 8. Grid Cell Assignment by Court Department

DISTRICT COURT								SUPERIOR COURT								ALL COURTS							
	A	B	C	D	E	N	%		A	B	C	D	E	N	%		A	B	C	D	E	N	%
9	0	0	0	0	0	0	0.0%	9	22	17	7	10	1	57	1.9%	9	22	17	7	10	1	57	0.1%
8	0	0	0	0	0	0	0.0%	8	50	34	17	16	1	118	3.9%	8	50	34	17	16	1	118	0.2%
7	0	0	0	0	0	0	0.0%	7	71	36	39	39	1	186	6.2%	7	71	36	39	39	1	186	0.4%
6	3	2	5	2	0	12	0.0%	6	230	131	118	120	3	602	20.0%	6	233	133	123	122	3	614	1.2%
5	223	225	150	107	0	705	1.4%	5	121	63	52	67	0	303	10.1%	5	344	288	202	174	0	1,008	1.9%
4	1,172	934	648	542	5	3,301	6.7%	4	326	263	192	193	0	974	32.4%	4	1,498	1,197	840	735	5	4,275	8.2%
3	6,283	5,199	3,633	3,088	6	18,209	37.0%	3	221	89	74	105	0	489	16.3%	3	6,504	5,288	3,707	3,193	6	18,698	35.8%
2	6,514	4,856	2,953	2,509	6	16,838	34.2%	2	92	40	26	26	0	184	6.1%	2	6,606	4,896	2,979	2,535	6	17,022	32.6%
1	4,031	2,986	1,673	1,233	3	9,926	20.2%	1	8	3	2	1	0	14	0.5%	1	4,039	2,989	1,675	1,234	3	9,940	19.0%
N.A.	69	45	39	40	0	193	0.4%	N.A.	44	10	13	10	0	77	2.6%	N.A.	113	55	52	50	0	270	0.5%
Total	18,295	14,247	9,101	7,521	20	49,184	100.0%	Total	1,185	686	540	587	6	3,004	100.0%	Total	19,480	14,933	9,641	8,108	26	52,188	100.0%
%	37.2%	29.0%	18.5%	15.3%	0.0%	100.0%		%	39.4%	22.8%	18.0%	19.5%	0.2%	100.0%		%	37.3%	28.6%	18.5%	15.5%	0.0%	100.0%	

Sentencing Zone	N	%
Incarceration Zone	816	1.7%
Discretionary Zone	32,971	67.0%
Intermediate Sanction Zone	15,204	30.9%
Unassigned	193	0.4%
Total	49,184	100.0%

Sentencing Zone	N	%
Incarceration Zone	1,275	42.4%
Discretionary Zone	1,547	51.5%
Intermediate Sanction Zone	105	3.5%
Unassigned	77	2.6%
Total	3,004	100.0%

Sentencing Zone	N	%
Incarceration Zone	2,091	4.0%
Discretionary Zone	34,518	66.1%
Intermediate Sanction Zone	15,309	29.3%
Unassigned	270	0.5%
Total	52,188	100.0%

Sentencing Practices: Incarceration Rates

Sentences were assigned to one of two groups: those involving some period of incarceration (life, state prison, other DOC, house of correction, and house of correction / split) and those involving no period of incarceration (probation, fines, and other sentences). The incarceration rate was estimated by dividing the number of defendants receiving a period of incarceration into the total number of convicted defendants.

Table 9 shows incarceration rates by grid cell assignment for all convicted defendants. For FY 2002, the estimated incarceration rate was 33.4%: 17,407 defendants received a sentence to incarceration out of 52,188 convicted defendants.

The incarceration rate was higher for those defendants in higher levels of offense seriousness and for defendants in the more serious criminal history groups:

- the incarceration rate for defendants convicted of offenses at offense seriousness level 1 was 14.1% and the incarceration rate for defendants convicted of offenses at offense seriousness level 8 was 97.5%; and,
- the incarceration rate for defendants in criminal history group A was 19.7% and the incarceration rate for defendants in criminal history group D was 53.0%.

The incarceration rate was related to the sentencing zone in which the defendant fell in the sentencing guidelines grid:

- for defendants in the incarceration zone, the incarceration rate was 83.4%;
- for defendants in the discretionary zone, the incarceration rate was 39.2%; and,
- for defendants in the intermediate sanction zone, the incarceration rate was 13.2%.

Table 9. Incarceration Status by Grid Cell Assignment, All Courts

ALL DEFENDANTS							INCARCERATED DEFENDANTS							INCARCERATION RATE						
	A	B	C	D	E	N		A	B	C	D	E	N		A	B	C	D	E	Rate
9	22	17	7	10	1	57	9	22	17	7	10	1	57	9	100.0%	100.0%	100.0%	100.0%	100.0%	100.0%
8	50	34	17	16	1	118	8	48	34	17	15	1	115	8	96.0%	100.0%	100.0%	93.8%	100.0%	97.5%
7	71	36	39	39	1	186	7	63	35	36	38	1	173	7	88.7%	97.2%	92.3%	97.4%	100.0%	93.0%
6	233	133	123	122	3	614	6	166	112	113	118	3	512	6	71.2%	84.2%	91.9%	96.7%	100.0%	83.4%
5	344	288	202	174	0	1,008	5	150	147	129	137	0	563	5	43.6%	51.0%	63.9%	78.7%	N.A.	55.9%
4	1,498	1,197	840	735	5	4,275	4	731	854	632	618	3	2,838	4	48.8%	71.3%	75.2%	84.1%	60.0%	66.4%
3	6,504	5,288	3,707	3,193	6	18,698	3	1,408	1,986	1,872	1,985	3	7,254	3	21.6%	37.6%	50.5%	62.2%	50.0%	38.8%
2	6,606	4,896	2,979	2,535	6	17,022	2	922	1,337	1,075	1,045	2	4,381	2	14.0%	27.3%	36.1%	41.2%	33.3%	25.7%
1	4,039	2,989	1,675	1,234	3	9,940	1	301	467	326	303	0	1,397	1	7.5%	15.6%	19.5%	24.6%	0.0%	14.1%
N.A.	113	55	52	50	0	270	N.A.	34	28	26	29	0	117	N.A.	30.1%	50.9%	50.0%	58.0%	N.A.	43.3%
Total	19,480	14,933	9,641	8,108	26	52,188	Total	3,845	5,017	4,233	4,298	14	17,407	Total	19.7%	33.6%	43.9%	53.0%	53.8%	33.4%

Sentencing Zone	N
Incarceration Zone	2,091
Discretionary Zone	34,518
Intermediate Sanction Zone	15,309
Unassigned	270
Total	52,188

Sentencing Zone	N
Incarceration Zone	1,744
Discretionary Zone	13,530
Intermediate Sanction Zone	2,016
Unassigned	117
Total	17,407

Sentencing Zone	Incarceration Rate
Incarceration Zone	83.4%
Discretionary Zone	39.2%
Intermediate Sanction Zone	13.2%
Unassigned	43.3%
Total	33.4%

District Court Incarceration Rates. Table 10 shows incarceration rates by grid cell assignment for all defendants convicted in district court. For FY 2002, the estimated district court incarceration rate was 30.7%: 15,091 defendants received a sentence to incarceration out of 49,184 convicted defendants. District court incarceration rates were similar in pattern to overall incarceration rates.

District court incarceration rates were higher for defendants convicted of offenses in the higher levels of offense seriousness and for defendants in the more serious criminal history groups:

- the incarceration rate for defendants convicted of offenses at offense seriousness level 1 was 14.0% and the incarceration rate for defendants convicted of offenses at offense seriousness level 4 was 61.3%; and,
- the incarceration rate for defendants in criminal history group A was 16.9% and the incarceration rate for defendants in criminal history group D was 50.2%.

District court incarceration rates varied by sentencing zone:

- district court defendants in the incarceration zone had an incarceration rate of 74.9%;
- district court defendants in the discretionary zone had an incarceration rate of 37.7%; and,
- district court defendants in the intermediate sanction zone had an incarceration rate of 13.1%.

Table 10. Incarceration Status by Grid Cell Assignment, District Court

ALL DEFENDANTS							INCARCERATED DEFENDANTS							INCARCERATION RATE						
	A	B	C	D	E	N		A	B	C	D	E	N		A	B	C	D	E	Total
9	0	0	0	0	0	0	9	0	0	0	0	0	0	9	N.A.	N.A.	N.A.	N.A.	N.A.	N.A.
8	0	0	0	0	0	0	8	0	0	0	0	0	0	8	N.A.	N.A.	N.A.	N.A.	N.A.	N.A.
7	0	0	0	0	0	0	7	0	0	0	0	0	0	7	N.A.	N.A.	N.A.	N.A.	N.A.	N.A.
6	3	2	5	2	0	12	6	2	2	5	2	0	11	6	66.7%	100.0%	100.0%	100.0%	N.A.	91.7%
5	223	225	150	107	0	705	5	62	93	83	78	0	316	5	27.8%	41.3%	55.3%	72.9%	N.A.	44.8%
4	1,172	934	648	542	5	3,301	4	505	620	459	436	3	2,023	4	43.1%	66.4%	70.8%	80.4%	60.0%	61.3%
3	6,283	5,199	3,633	3,088	6	18,209	3	1,314	1,932	1,819	1,912	3	6,980	3	20.9%	37.2%	50.1%	61.9%	50.0%	38.3%
2	6,514	4,856	2,953	2,509	6	16,838	2	893	1,313	1,060	1,024	2	4,292	2	13.7%	27.0%	35.9%	40.8%	33.3%	25.5%
1	4,031	2,986	1,673	1,233	3	9,926	1	301	466	325	302	0	1,394	1	7.5%	15.6%	19.4%	24.5%	0.0%	14.0%
N.A.	69	45	39	40	0	193	N.A.	15	21	17	22	0	75	N.A.	21.7%	46.7%	43.6%	55.0%	N.A.	38.9%
Total	18,295	14,247	9,101	7,521	20	49,184	Total	3,092	4,447	3,768	3,776	8	15,091	Total	16.9%	31.2%	41.4%	50.2%	40.0%	30.7%

Sentencing Zone	N
Incarceration Zone	816
Discretionary Zone	32,971
Intermediate Sanction Zone	15,204
Unassigned	193
Total	49,184

Sentencing Zone	N
Incarceration Zone	611
Discretionary Zone	12,420
Intermediate Sanction Zone	1,985
Unassigned	75
Total	15,091

Sentencing Zone	Incarceration Rate
Incarceration Zone	74.9%
Discretionary Zone	37.7%
Intermediate Sanction Zone	13.1%
Unassigned	38.9%
Total	30.7%

Superior Court Incarceration Rates. Table 11 shows incarceration rates by grid cell assignment for all defendants convicted in superior court. For FY 2002, the estimated superior court incarceration rate was 77.1%: 2,316 defendants received a sentence to incarceration out of 3,004 convicted defendants. Superior court incarceration rates were similar in pattern to overall incarceration rates.

Superior court incarceration rates were higher for defendants convicted of offenses in the higher levels of offense seriousness and for defendants in the more serious criminal history groups:

- the incarceration rate for defendants convicted of offenses in offense seriousness level 2 was 48.4% and the incarceration rate for defendants convicted of offenses in offense seriousness level 8 was 97.5%; and,
- the incarceration rate for defendants in criminal history group A was 63.5% and the incarceration rate for defendants in criminal history group D was 88.9%.

The incarceration rate varied by sentencing zone:

- superior court defendants in the incarceration zone had an incarceration rate of 88.9%;
- superior court defendants in the discretionary zone had an incarceration rate of 71.8%; and,
- superior court defendants in the intermediate sanction zone had an incarceration rate of 29.5%.

Table 11. Incarceration Status by Grid Cell Assignment, Superior Court

ALL DEFENDANTS							INCARCERATED DEFENDANTS							INCARCERATION RATE						
	A	B	C	D	E	N		A	B	C	D	E	N		A	B	C	D	E	Rate
9	22	17	7	10	1	57	9	22	17	7	10	1	57	9	100.0%	100.0%	100.0%	100.0%	100.0%	100.0%
8	50	34	17	16	1	118	8	48	34	17	15	1	115	8	96.0%	100.0%	100.0%	93.8%	100.0%	97.5%
7	71	36	39	39	1	186	7	63	35	36	38	1	173	7	88.7%	97.2%	92.3%	97.4%	100.0%	93.0%
6	230	131	118	120	3	602	6	164	110	108	116	3	501	6	71.3%	84.0%	91.5%	96.7%	100.0%	83.2%
5	121	63	52	67	0	303	5	88	54	46	59	0	247	5	72.7%	85.7%	88.5%	88.1%	N.A.	81.5%
4	326	263	192	193	0	974	4	226	234	173	182	0	815	4	69.3%	89.0%	90.1%	94.3%	N.A.	83.7%
3	221	89	74	105	0	489	3	94	54	53	73	0	274	3	42.5%	60.7%	71.6%	69.5%	N.A.	56.0%
2	92	40	26	26	0	184	2	29	24	15	21	0	89	2	31.5%	60.0%	57.7%	80.8%	N.A.	48.4%
1	8	3	2	1	0	14	1	0	1	1	1	0	3	1	0.0%	33.3%	50.0%	100.0%	N.A.	21.4%
N.A.	44	10	13	10	0	77	N.A.	19	7	9	7	0	42	N.A.	43.2%	70.0%	69.2%	70.0%	N.A.	54.5%
Total	1,185	686	540	587	6	3,004	Total	753	570	465	522	6	2,316	Total	63.5%	83.1%	86.1%	88.9%	100.0%	77.1%

Sentencing Zone	N
Incarceration Zone	1,275
Discretionary Zone	1,547
Intermediate Sanction Zone	105
Unassigned	77
Total	3,004

Sentencing Zone	N
Incarceration Zone	1,133
Discretionary Zone	1,110
Intermediate Sanction Zone	31
Unassigned	42
Total	2,316

Sentencing Zone	Incarceration Rate
Incarceration Zone	88.9%
Discretionary Zone	71.8%
Intermediate Sanction Zone	29.5%
Unassigned	54.5%
Total	77.1%

Sentencing Practices: Jurisdiction of Incarceration Sentences

In order to consider the jurisdictional placement of offenders sentenced to incarceration for an offense assigned to the sentencing guidelines grid, Table 12 shows the penalty structure associated with the governing offense and the jurisdiction of the sentence actually imposed by court department.

- Of all defendants sentenced to incarceration, 51.3% were convicted of felonies and 48.7% were convicted of misdemeanors;
- Of defendants convicted in the district court and sentenced to incarceration, 44.8% were convicted of felonies and 55.2% were convicted of misdemeanors;
- Of defendants convicted in the superior court and sentenced to incarceration, 93.8% were convicted of felonies and 6.2% were convicted of misdemeanors.
- Of all defendants sentenced to incarceration, 15,994 (91.9%) were sentenced to houses of correction and 1,413 (8.1%) were sentenced to the DOC;
- Of those defendants convicted in the district court, all were sentenced to houses of correction; and,
- Of those defendants convicted in the superior court, 1,413 (61.0%) were sentenced to the DOC and 903 (39.0%) were sentenced to houses of correction.

Table 12. Jurisdiction Status by Penalty Structure and Court Department

Penalty Structure	District Court		Superior Court		Total	
	N	%	N	%	N	%
Felonies						
Felony / No House Alternative	0	0.0%	760	32.8%	760	4.4%
Felony / House Alternative / No District Court Jurisdiction						
Sentenced to DOC	0	0.0%	213	9.2%	213	1.2%
Sentenced to House of Correction	0	0.0%	128	5.5%	128	0.7%
Felony / House Alternative / District Court Jurisdiction						
Sentenced to DOC	0	0.0%	440	19.0%	440	2.5%
Sentenced to House of Correction	6,762	44.8%	632	27.3%	7,394	42.5%
Sub-Total Felonies	6,762	44.8%	2,173	93.8%	8,935	51.3%
Misdemeanor / House	8,329	55.2%	143	6.2%	8,472	48.7%
Total	15,091	100.0%	2,316	100.0%	17,407	100.0%
All Sentences to DOC	0	0.0%	1,413	61.0%	1,413	8.1%
All Sentences to Houses of Correction	15,091	100.0%	903	39.0%	15,994	91.9%
Total	15,091	100.0%	2,316	100.0%	17,407	100.0%

Sentencing Practices: State Prison Sentences

In this section some of the characteristics of state prison sentences are discussed. Life sentences and other DOC sentences are not included in this analysis, even though the defendants were sentenced to the jurisdiction of the DOC. Both male and female defendants are included in this analysis. The analysis further focuses on those defendants assigned to the sentencing guidelines grid, excluding offenders sentenced for mandatory firearms and OUI offenses but including defendants sentenced for mandatory drug offenses.

Minimum and Maximum Sentence Length. State prison sentences have both a minimum (not less than) and a maximum (not more than) term. For example, a defendant may be sentenced to a term of 72 to 108 months (6 to 9 years) in the state prison. Parole eligibility is set at the minimum sentence and minimum sentences to the state prison are generally 1 year or more.

Table 13 shows the minimum and maximum sentence length for state prison sentences. The mean minimum sentence imposed was 57.3 months and ranged from 12.0 months to 480.0 months (or 40 years). The median minimum state prison sentence was 48.0 months. The mean maximum sentence imposed was 68.2 months and ranged from 12.0 months to 600.0 months (or 50 years). The median maximum state prison sentence was 60.0 months. Figure 2 graphically shows the minimum sentence length for state prison sentences and Figure 3 graphically shows the maximum sentence for state prison sentences.

Table 13. State Prison Sentences: Minimum and Maximum Sentence Length

Sentence Length	Minimum		Maximum	
	N	%	N	%
Under 24 Months	68	5.1%	45	3.4%
24 to 35 Months	231	17.2%	116	8.6%
36 to 47 Months	366	27.3%	334	24.9%
48 to 59 Months	147	11.0%	137	10.2%
60 to 71 Months	218	16.2%	270	20.1%
72 to 83 Months	69	5.1%	87	6.5%
84 to 95 Months	58	4.3%	88	6.6%
96 to 107 Months	39	2.9%	56	4.2%
108 to 119 Months	17	1.3%	33	2.5%
120 to 179 Months	81	6.0%	107	8.0%
180 to 239 Months	37	2.8%	37	2.8%
240 Months or More	11	0.8%	32	2.4%
Total	1,342	100.0%	1,342	100.0%
Lowest	12.0 Months		12.0 Months	
Highest	480.0 Months		600.0 Months	
Mean	57.3 Months		68.2 Months	
Median	48.0 Months		60.0 Months	

Figure 2. State Prison Sentences: Minimum Sentence Length

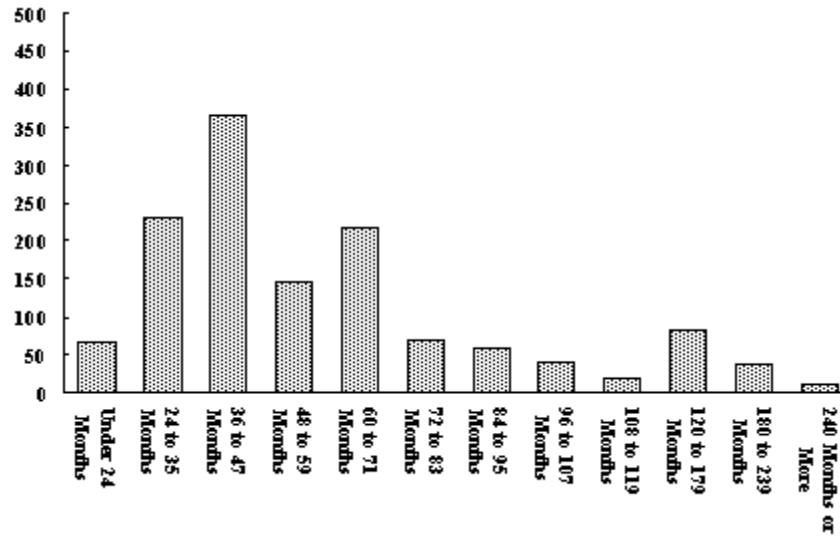
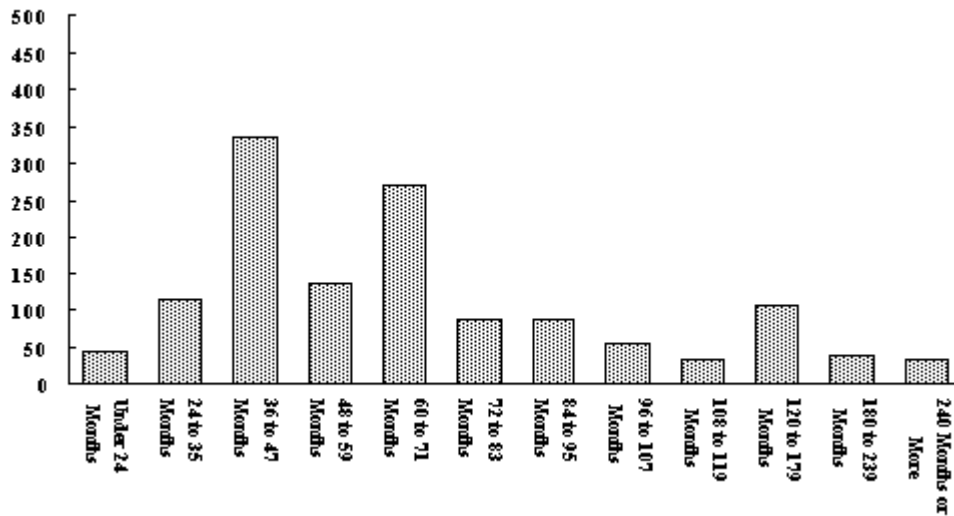


Figure 3. State Prison Sentences: Maximum Sentence Length



Minimum to Maximum Sentence Ratio and Difference. Under current sentencing laws, judges are generally not constrained when setting the ratio or difference between the minimum and maximum sentences to state prison. Thus, a judge might impose a sentence of 60 to 180 months (5 to 15 years) where the minimum sentence is 33% of the maximum sentence and where the difference between the minimum and maximum sentence is 120 months (10 years). Alternatively, a judge might impose a sentence of 60 months to 60 months and 1 day (5 years to 5 years and 1 day), where the minimum sentence represents about 99% of the maximum sentence and where the difference between the minimum and maximum sentence is 1 day. Under proposed sentencing guidelines, the minimum sentence will be required to be two-thirds of the maximum sentence and the minimum sentence represents parole eligibility. Judges would not be able to impose a sentence where the difference between the minimum and maximum sentence is one day, a common sentencing practice today which precludes parole consideration.

Table 14 shows the ratio of minimum to maximum sentence lengths for all convicted defendants sentenced to the state prison by type of offense (mandatory drug offense or other offense). Table 15 shows the difference between the minimum and maximum sentences for all convicted defendants with state prison sentences by type of offense (mandatory drug offense or other offense).

In 44.9% of the state prison sentences imposed for offenses other than mandatory drug offenses, the minimum sentence was at least 90% of the maximum sentence, and in 63.5% of the state prison sentences for mandatory drug offenses the minimum sentence was at least 90% of the maximum sentence. It was estimated that 77.1% of state prison sentences for offenses other than mandatory drug offenses had a minimum to maximum ratio that was narrower than the two-thirds ratio called for under the proposed guidelines legislation, that is the minimum sentence was at least 70% of the maximum sentence.

In 61.7% of the state prison sentences imposed for mandatory drug offenses, the difference between the minimum and maximum sentences was one day. In 42.1% of the state prison sentences for offenses other than mandatory drug offenses, the difference between the minimum and maximum sentence was one day. Overall, 47.0% of all state prison sentences had a difference of one day between the minimum and maximum, sentences which preclude parole consideration. Based on sentence structure, 53.0% of defendants sentenced to state prison could be considered for parole release and

supervision at the end of that sentence and 47.0% would not be eligible for parole consideration. The largest difference between a minimum and maximum state prison sentence was 180 months imposed in a sentence of 420 to 600 months (35 to 50 years).

Table 14. State Prison Sentences: Minimum to Maximum Sentence Ratio by Type of Offense

Minimum-to- Maximum Ratio	Mandatory		Other Offenses	
	N	%	N	%
1% to 9%	0	0.0%	0	0.0%
10% to 19 %	0	0.0%	0	0.0%
20% to 29%	0	0.0%	2	0.2%
30% to 39%	0	0.0%	5	0.5%
40% to 49%	0	0.0%	2	0.2%
50% to 59%	6	1.8%	28	2.8%
60% to 69%	35	10.4%	193	19.2%
70% to 79%	34	10.1%	147	14.6%
80% to 89%	48	14.2%	177	17.6%
90% and Over	214	63.5%	451	44.9%
Total	337	100.0%	1,005	100.0%

Table 15. State Prison Sentences: Minimum-to-Maximum Sentence Difference by Type of Offense

Minimum-to- Maximum Difference	Mandatory		Other Offenses	
	N	%	N	%
1 Day	208	61.7%	423	42.1%
2 Days to 5 Months	1	0.3%	5	0.5%
6 to 11 Months	21	6.2%	54	5.4%
12 to 23 Months	56	16.6%	225	22.4%
24 to 35 Months	48	14.2%	217	21.6%
36 to 47 Months	3	0.9%	44	4.4%
48 to 59 Months	0	0.0%	11	1.1%
60 to 119 Months	0	0.0%	22	2.2%
120 Months or More	0	0.0%	4	0.4%
Total	337	100.0%	1,005	100.0%

Sentencing Practices: House of Correction Sentences

In this section, some of the characteristics of house of correction sentences are discussed. This analysis includes those defendants with a house of correction sentence as well as those defendants with a house of correction / split sentence. For defendants sentenced to a house of correction / split sentence, the committed portion of the sentence was included in the analysis; the total or the suspended portion of the sentence was not considered in the analysis. The analysis considers those defendants assigned to the sentencing guidelines grid and does not include those offenders not assigned to the grid, that is defendants convicted of OUI offenses or mandatory firearms offenses. Defendants sentenced to a house of correction from either the district or superior court are included in this analysis. Male and female defendants are included even though some female defendants with a house of correction sentence may be committed to a correctional facility for women under the jurisdiction of the DOC. A total of 159 defendants with missing sentence information were excluded from the analysis.

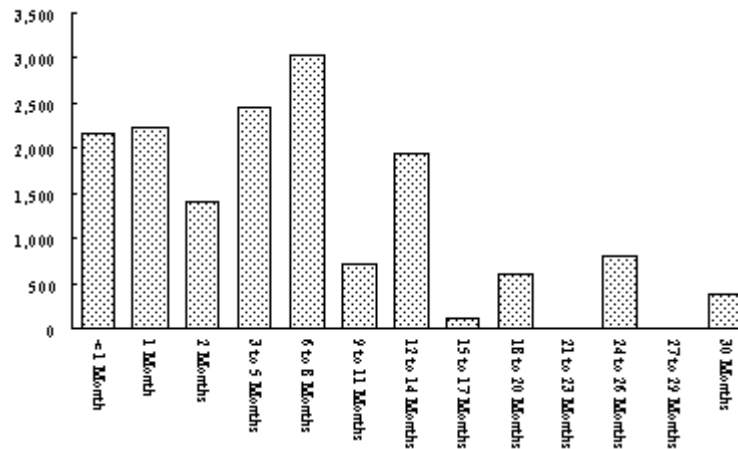
Sentences to houses of correction do not have a minimum sentence and can range from one day up to thirty months. For most defendants sentenced to a house of correction with a sentence of 60 days or more, parole eligibility is set at one-half of the maximum sentence length. Under the proposed sentencing guidelines, house of correction sentences would have both a minimum and maximum sentence, the minimum sentence would be set at two-thirds of the maximum sentence and would constitute the initial parole eligibility date. Under proposed sentencing guidelines, the maximum time that a defendant sentenced to the house of correction could be supervised by parole would be reduced from one-half of the sentence to one-third of the sentence.

House of correction sentences ranged from 1 day to 30 months. The mean house of correction sentence was 6.7 months and the median house of correction sentence was 4.2 months. Table 16 shows the sentence length of house of correction sentences by court department. Most of the house of correction sentences were imposed in the district court. The range of house of correction sentences imposed in the district court and the superior court was equally broad, ranging from 1 day to 30 months. The mean house of correction sentence imposed in the district court was 6.1 months while the mean house of correction sentence imposed in the superior court was 17.9 months. The median house of correction sentence imposed in the district court was 3.7 months while the median house of correction sentence imposed in the superior court was 18.0 months. It is estimated that 11,451 or 72.3% of the defendants sentenced to a house of correction had a sentence of 2 months or more and would be eligible for parole consideration. Figure 4 graphically shows the sentence length for house of correction sentences.

Table 16. House of Correction Sentences: Sentence Length by Court Department

Sentence	District Court		Superior Court		All Courts	
	N	%	N	%	N	%
< 1 Month	2,154	14.4%	4	0.4%	2,158	13.6%
1 Month	2,206	14.8%	20	2.2%	2,226	14.1%
2 Months	1,387	9.3%	14	1.6%	1,401	8.8%
3 to 5 Months	2,408	16.1%	42	4.7%	2,450	15.5%
6 to 8 Months	2,950	19.8%	81	9.0%	3,031	19.1%
9 to 11 Months	666	4.5%	40	4.4%	706	4.5%
12 to 14 Months	1,755	11.8%	182	20.2%	1,937	12.2%
15 to 17 Months	106	0.7%	13	1.4%	119	0.8%
18 to 20 Months	516	3.5%	98	10.9%	614	3.9%
21 to 23 Months	12	0.1%	3	0.3%	15	0.1%
24 to 26 Months	573	3.8%	228	25.3%	801	5.1%
27 to 29 Months	5	0.0%	2	0.2%	7	0.0%
30 Months	196	1.3%	174	19.3%	370	2.3%
Total	14,934	100.0%	901	100.0%	15,835	100.0%
Lowest	1 Day		1 Day		1 Day	
Highest	30.0 Months		30.0 Months		30.0 Months	
Mean	6.1 Months		17.9 Months		6.7 Months	
Median	3.7 Months		18.0 Months		4.2 Months	

Figure 4. House of Correction Sentences: Sentence Length



Sentencing Practices: Comparing Existing Sentences and Proposed Guidelines

All existing sentences were compared with the proposed sentencing guidelines in order to estimate whether the sentence imposed was below the guideline range, within the guideline range, or above the guideline range. The method for estimating departure rates is described in Appendix A. Table 17 shows the results of this analysis. Overall, it was estimated that 90.1% of current sentences fall within the proposed guidelines and 9.9% of current sentences fall outside of proposed guidelines (an estimated 2.9% were below the guidelines and an estimated 7.0% were above the guidelines). For most district court cases, guideline ranges are deliberately broad and departures are relatively rare. As indicated in the table, the proportion of sentences that fell outside the proposed guidelines varied by offense seriousness level and type of offense:

- the proportion of sentences outside of the guidelines was the lowest at offense seriousness level 3, where an estimated 2.2% of all sentences were outside of the proposed guidelines and almost all of those sentences were above the proposed ranges (For most cells, the lower limit of the range is zero);
- the proportion of sentences outside of the guidelines was the highest at offense seriousness level 7, where an estimated 77.3% of all sentences were outside of the proposed ranges (50.3% were below the proposed guidelines and 27.0% were above the proposed guidelines);
- when comparing the sentences imposed for mandatory drug offenses with the proposed sentencing guidelines, it was estimated that 62.9% of the current mandatory drug sentences were within the sentencing guidelines ranges and that 37.1% were outside of the sentencing guidelines (including 1.5% below the proposed guidelines and 35.6% above the proposed guidelines); and,
- when comparing the sentences imposed for all other offenses it was estimated that 90.5% were within the sentencing guidelines ranges and 9.5% were outside of the sentencing guidelines (including 2.9% below the ranges and 6.7% above the ranges); and,
- for all offenses at levels 6 through 8, 47.0% of the sentences were below the guideline ranges, 24.7% were within, and 28.4% were above;
- for mandatory drug offenses at levels 6 through 8, 0.7% were below the guideline ranges, 36.6% were within, and 62.7% were above; and,
- for all other offenses at levels 6 through 8, 55.2% were below the guideline ranges, 22.5% were within, and 22.3% were above.

Table 17. Comparison of Existing Sentences and Proposed Guidelines by Offense Seriousness Level and Type of Offense

Type of Offense and Offense Seriousness Level	Below		Within		Above		Total	
	N	%	N	%	N	%	N	%
All Offenses								
Level 9	0	0.0%	57	100.0%	0	0.0%	57	100.0%
Level 8	33	36.3%	23	25.3%	35	38.5%	91	100.0%
Level 7	93	50.3%	42	22.7%	50	27.0%	185	100.0%
Level 6	291	47.5%	154	25.2%	167	27.3%	612	100.0%
Level 5	429	42.6%	447	44.4%	130	12.9%	1,006	100.0%
Level 4	633	14.8%	3,303	77.4%	332	7.8%	4,268	100.0%
Level 3	1	0.0%	18,224	97.8%	412	2.2%	18,637	100.0%
Level 2	0	0.0%	15,581	91.8%	1,386	8.2%	16,967	100.0%
Level 1	0	0.0%	8,806	88.7%	1,127	11.3%	9,933	100.0%
Total	1,480	2.9%	46,637	90.1%	3,639	7.0%	51,756	100.0%
Other Offenses								
Level 9	0	0.0%	57	100.0%	0	0.0%	57	100.0%
Level 8	33	37.9%	23	26.4%	31	35.6%	87	100.0%
Level 7	93	58.1%	36	22.5%	31	19.4%	160	100.0%
Level 6	290	57.2%	111	21.9%	106	20.9%	507	100.0%
Level 5	422	47.0%	421	46.9%	55	6.1%	898	100.0%
Level 4	631	16.4%	2,956	77.0%	252	6.6%	3,839	100.0%
Level 3	1	0.0%	18,224	97.8%	412	2.2%	18,637	100.0%
Level 2	0	0.0%	15,581	91.8%	1,386	8.2%	16,967	100.0%
Level 1	0	0.0%	8,806	88.7%	1,127	11.3%	9,933	100.0%
Total	1,470	2.9%	46,215	90.5%	3,400	6.7%	51,085	100.0%
Mandatory Drug Offenses								
Level 9	0	N.A.	0	N.A.	0	N.A.	0	N.A.
Level 8	0	0.0%	0	0.0%	4	100.0%	4	100.0%
Level 7	0	0.0%	6	24.0%	19	76.0%	25	100.0%
Level 6	1	1.0%	43	41.0%	61	58.1%	105	100.0%
Level 5	7	6.5%	26	24.1%	75	69.4%	108	100.0%
Level 4	2	0.5%	347	80.9%	80	18.6%	429	100.0%
Level 3	0	N.A.	0	N.A.	0	N.A.	0	N.A.
Level 2	0	N.A.	0	N.A.	0	N.A.	0	N.A.
Level 1	0	N.A.	0	N.A.	0	N.A.	0	N.A.
Total	10	1.5%	422	62.9%	239	35.6%	671	100.0%

Sentencing Practices: Post-Release Supervision

For those defendants sentenced to incarceration, release to the community may be at the end of the sentence or may be at the discretion of the Parole Board. For many defendants a sentence to incarceration may also include a term of post-release probation supervision through a split sentence or a from & after probation sentence. In this section sentence structure is considered in relation to post-release supervision options.

Parole Eligibility. For sentences to incarceration, the defendants eligibility for early release at the discretion of the Parole Board is established by sentence structure and sentence length. Under proposed sentencing guidelines, all sentences to incarceration will have a minimum and a maximum term and the minimum sentence will be required to be two-thirds of the maximum sentence and the minimum sentence will represent initial parole eligibility.

For those defendants sentenced to state prison the initial parole eligibility is established at the minimum sentence and final release is established at the maximum sentence. As discussed earlier, a common sentencing practice is the imposition of state prison sentences with a difference between the minimum and maximum sentence of one day, a sentence which precludes parole consideration. Overall, 47.0% of state prison sentences had a difference of one day between minimum and maximum sentence. Therefore, an estimated 53.0% of defendants sentenced to state prison could be considered for parole release and supervision at the end of that sentence. Under proposed sentencing guidelines, all defendants sentenced to the state prison pursuant to the guidelines would be eligible for parole consideration.

For those defendants sentenced to a house of correction, parole eligibility is established at one-half of the sentence length. In general, those defendants with a sentence of 60 days or more are eligible for consideration for parole release. An estimated 72.3% of all defendants sentenced to the house of correction would be eligible for parole consideration. Under proposed sentencing guidelines, the maximum time that a defendant sentenced to a house of correction could be supervised by parole would be reduced from one-half of the sentence to one-third of the sentence.

Post-Release Probation Supervision. When imposing a sentence, a judge may want to sentence the defendant to both a term of incarceration and a term of post-release probation supervision. This can be accomplished for most defendants through the use of split sentences or from & after probation sentences. Prior to truth-in-sentencing reform, judges could impose state prison / split sentences or house of correction / split sentences. Subsequent to truth-in-sentencing reform, state prison / split sentences are no longer

available as a sentencing option. Currently, in the case of a defendant convicted of a single charge, a judge may be able to impose a house of correction / split sentence; and, in the case of a defendant convicted of multiple charges, a judge may impose a sentence of incarceration on one charge and a sentence to from & after probation on a second charge.

Table 18 shows post-release probation supervision status by type of sentence and court department for those defendants sentenced to incarceration. It was estimated that 42.6% of the incarceration sentences also involved a period of post-release probation supervision through the use of a split sentence or from & after probation sentence. The proportion of incarceration sentences involving a period of post-release probation supervision was higher in the superior court than in the district court:

- an estimated 6,152 or 40.8% of the incarceration sentences imposed in the district court involved some period of post-release probation supervision; and,
- an estimated 1,267 or 54.7% of the incarceration sentences imposed in the superior court involved some period of post-release probation supervision, including:
 - 69.9% of those sentenced to houses of correction from the superior court; and,
 - 45.0% of those sentenced to the DOC.

Of those defendants convicted of two or more charges and sentenced to incarceration, 5,681 or 51.0% had a sentence that included from & after probation, including 4,562 or 48.2% of the district court defendants with two or more convictions and 1,119 or 66.7% of the superior court defendants with two or more convictions. Of the superior court defendants sentenced to incarceration with two or more convictions for an offense other than a mandatory drug offense, 986 or 75.3% had a sentence that included from & after probation.

Table 18. Post-Release Probation Supervision by Type of Sentence, Jurisdiction and Court Department

Post-Release Probation Supervision Status	District Court		Superior Court		All Courts	
	N	%	N	%	N	%
Type of Sentence						
Life						
With From & After Probation			14	0.6%	14	0.1%
Without From & After Probation			49	2.1%	49	0.3%
Sub-Total			63	2.7%	63	0.4%
State Prison						
With From & After Probation			617	26.6%	617	3.5%
Without From & After Probation			725	31.3%	725	4.2%
Sub-Total			1,342	57.9%	1,342	7.7%
Other DOC						
Split or From & After Probation			5	0.2%	5	0.0%
Without Split or From & After Probation			3	0.1%	3	0.0%
Sub-Total			8	0.3%	8	0.0%
House of Correction						
With From & After Probation	1,251	8.3%	332	14.3%	1,583	9.1%
Without From & After Probation	8,939	59.2%	272	11.7%	9,211	52.9%
Sub-Total	10,190	67.5%	604	26.1%	10,794	62.0%
House of Correction / Split	4,901	32.5%	299	12.9%	5,200	29.9%
Total All Sentences	15,091	100.0%	2,316	100.0%	17,407	100.0%
Jurisdiction						
House of Correction						
Split or From & After Probation	6,152	40.8%	631	69.9%	6,783	42.4%
Without Split or From & After Probation	8,939	59.2%	272	30.1%	9,211	57.6%
Sub-Total	15,091	100.0%	903	100.0%	15,994	100.0%
Department of Correction						
Split or From & After Probation			636	45.0%	636	45.0%
Without Split or From & After Probation			777	55.0%	777	55.0%
Sub-Total			1,413	100.0%	1,413	100.0%
All Jurisdictions						
Split or From & After Probation	6,152	40.8%	1,267	54.7%	7,419	42.6%
Without Split or From & After Probation	8,939	59.2%	1,049	45.3%	9,988	57.4%
Total	15,091	100.0%	2,316	100.0%	17,407	100.0%

Individuals beginning a period of probation can begin that sentence directly following a sentence or following release from a period of incarceration. Table 19 shows estimates of the manner in which the probation portion of sentences were imposed. This analysis assumes that all non-incarceration sentences include some probation supervision. Overall it was estimated that 34,781 or 82.4% of the probation sentences began as a non-incarcerative sentence and 7,419 or 17.6% will begin after a period of incarceration. The type of probation sentence varied by court department. Among district court defendants, most probation sentences were imposed as non-incarcerative sentences and among superior court defendants most probation sentences were imposed as a post-incarcerative portion of the sentence:

- in the district court, 84.7% of the probation sentences began as a non-incarcerative sentence and 15.3% will begin after a period of incarceration; and,
- in the superior court, 35.2% of the probation sentences began as a non-incarcerative sentence and 64.8% will begin after a period of incarceration.

Table 19. Type of Probation Sentence Imposed by Court Department

Type of Probation Sentence Imposed	District Court		Superior Court		All Courts	
	N	%	N	%	N	%
Non-Incarcerative Sentence	34,093	84.7%	688	35.2%	34,781	82.4%
Split or From & After Probation	6,152	15.3%	1,267	64.8%	7,419	17.6%
Total	40,245	100.0%	1,955	100.0%	42,200	100.0%

Table 20 shows the relationship between type of offense and the imposition of post-release probation supervision for incarcerated defendants. Post-release probation supervision is used frequently as part of the sentence for incarcerated sex offenders and less frequently for other types of incarcerated defendants. It was estimated that 313 or 73.5% of the incarcerated defendants convicted of a sex offense had a sentence which included a period of post-release probation supervision. In contrast 1,406 or 36.4% of incarcerated drug defendants had a sentence which included a period of post-release probation supervision. Therefore, in superior court, probation tends to be used less as an alternative to incarceration and more as a means of post-incarceration supervision, particularly for sex offenders.

Table 20. Post-Release Probation Supervision by Type of Offense and Court Department

Type of Offense and Court Department	No Post Release Probation		Post Release Probation		Total	
	N	%	N	%	N	%
All Courts						
Person	2,409	46.5%	2,776	53.5%	5,185	100.0%
Sex	113	26.5%	313	73.5%	426	100.0%
Property	2,356	54.9%	1,934	45.1%	4,290	100.0%
Drug Offenses	2,459	63.6%	1,406	36.4%	3,865	100.0%
Motor Vehicle	1,624	72.5%	617	27.5%	2,241	100.0%
Other	1,027	73.4%	373	26.6%	1,400	100.0%
Total	9,988	57.4%	7,419	42.6%	17,407	100.0%
District Court						
Person	2,087	47.9%	2,274	52.1%	4,361	100.0%
Sex	52	26.9%	141	73.1%	193	100.0%
Property	2,267	56.9%	1716	43.1%	3,983	100.0%
Drug Offenses	1,932	63.5%	1110	36.5%	3,042	100.0%
Motor Vehicle	1,614	73.3%	588	26.7%	2,202	100.0%
Other	987	75.3%	323	24.7%	1,310	100.0%
Sub-Total	8,939	59.2%	6,152	40.8%	15,091	100.0%
Superior Court						
Person	322	39.1%	502	60.9%	824	100.0%
Sex	61	26.2%	172	73.8%	233	100.0%
Property	89	29.0%	218	71.0%	307	100.0%
Drug Offenses	527	64.0%	296	36.0%	823	100.0%
Motor Vehicle	10	25.6%	29	74.4%	39	100.0%
Other	40	44.4%	50	55.6%	90	100.0%
Sub-Total	1,049	45.3%	1,267	54.7%	2,316	100.0%

Sentencing Practices: Type of Offense

The governing offense was used to classify all convicted defendants to a type of offense group: person, sex, property, drug, motor vehicle, weapons, public order, and other offenses. Consideration of the type of offense is another way to contrast the volume and characteristics of cases in the district court and the superior court. In this section the type of offense of the governing offense and secondary offenses is presented. Additional analysis of the type of offense for sex offenses and drug offenses is also presented.

Type of Offense: Governing Offense. Figure 5 and Table 21 show the type of offense by court department.²² The type of offense varied by court department. In the district court the most frequently occurring offenses were motor vehicle which accounted for 11,794 or 24.0% of all district court convictions, followed by property offenses (11,627 or 23.6% of all district court convictions), and person offenses (11,145 or 22.7% of all district court convictions). In the superior court the most frequently occurring offenses were person offenses which accounted for 1,044 or 34.8% of all superior court convictions followed by drug offenses which accounted for 1,008 or 33.6% of all superior court convictions.

Type of Offense: Secondary Convictions. Defendants may be convicted of multiple types of offenses at the time of sentencing. In the previous analyses, defendants were classified to a type of offense category based solely on the governing offense. In Table 22 defendants are classified by type of offense on the basis of all offenses of conviction. For example, 667 defendants were classified as sex offenders on the basis of governing offense and an additional 36 defendants were classified as sex offenders on the basis of a conviction for a secondary offense (these 36 defendants were convicted of some other type of offense as the governing offense). Thus, a total of 703 defendants were classified as sex offenders on the basis of this expanded classification.

²² In Figure 5 and Table 21 the “other” category includes weapons, public order, and other offenses.

Figure 5. Type of Offense by Court Department

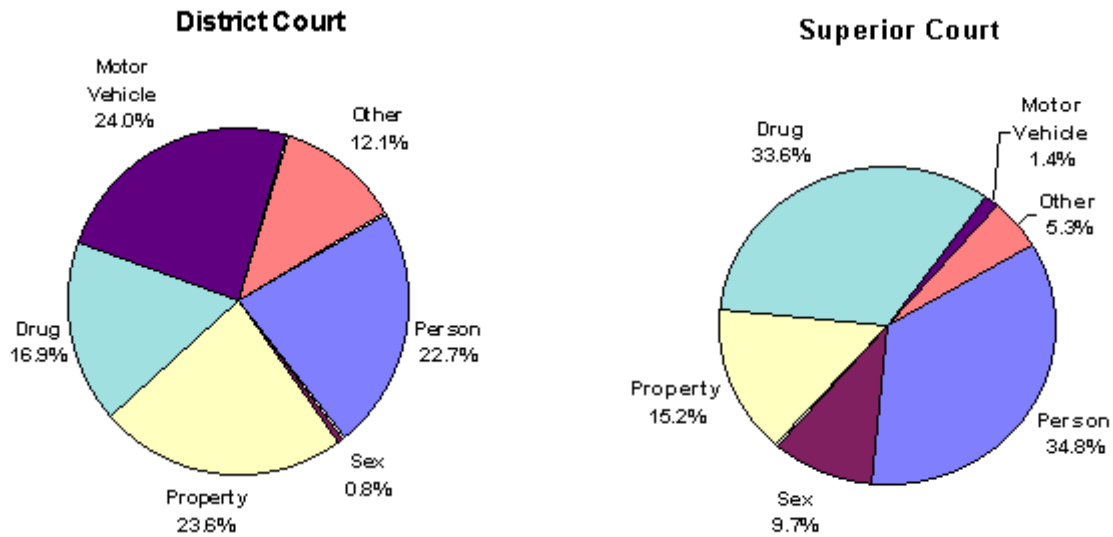


Table 21. Type of Offense by Offense Seriousness Level and Court Department

Type of Offense	District Court		Superior Court		Total	
	N	%	N	%	N	%
Person	11,145	22.7%	1,044	34.8%	12,189	23.4%
Sex	375	0.8%	292	9.7%	667	1.3%
Property	11,627	23.6%	457	15.2%	12,084	23.2%
Drug	8,302	16.9%	1,008	33.6%	9,310	17.8%
Motor Vehicle	11,794	24.0%	43	1.4%	11,837	22.7%
Other	5,941	12.1%	160	5.3%	6,101	11.7%
Total	49,184	100.0%	3,004	100.0%	52,188	100.0%

Table 22. Type of Offense: Governing Offense and Secondary Offense

Type of Offense and Court Department	Governing Offense	Other than Governing Offense	Total All Offenses of Conviction
All Courts			
Person	12,189	1,381	13,570
Sex	667	36	703
Property	12,084	2,798	14,882
Drug	9,310	1,786	11,096
Motor Vehicle	11,837	2,888	14,725
Weapons	557	503	1,060
Public Order	2,975	2,580	5,555
Other	2,569	4,919	7,488
District Court			
Person	11,145	1,219	12,364
Sex	375	25	400
Property	11,627	2,622	14,249
Drug	8,302	1,719	10,021
Motor Vehicle	11,794	2,825	14,619
Weapons	517	333	850
Public Order	2,952	2,550	5,502
Other	2,472	4,637	7,109
Superior Court			
Person	1,044	162	1,206
Sex	292	11	303
Property	457	176	633
Drug	1,008	67	1,075
Motor Vehicle	43	63	106
Weapons	40	170	210
Public Order	23	30	53
Other	97	282	379

Type of Offense: Sex Offenses. There were an estimated 667 defendants convicted of a sex offense as the governing offense. These defendants were further classified as to the nature of the sex offense: sex offense involving adult victim, sex offense involving child victim, and other sex offenses.

Table 23 shows the nature of sex offense by court department. As indicated in the table, sex offenders were convicted as frequently in district court as in superior court (375 in the district court and 292 in the superior court). The most frequently occurring category in both court departments was sex offenses involving child victims. The nature of the sex offense and the specific offense varied by court department:

- of all sex offenders:
 - 49.5% were convicted of an offense involving a child victim;
 - 30.6% were convicted of an offense involving an adult victim; and,
 - 19.9% were convicted of some other sex offense.
- of the 292 sex offenders convicted in the superior court:
 - 67.5% were convicted of an offense involving a child victim;
 - 29.8% were convicted of an offense involving an adult victim; and,
 - 2.7% were convicted of some other sex offense.

Table 23. Sex Offenses: Nature of Offense by Court Department

Sex Offense	District Court		Superior Court		All Courts	
	N	%	N	%	N	%
Offense with Adult Victim						
Rape, Aggravated	0	0.0%	18	6.2%	18	2.7%
Rape	0	0.0%	21	7.2%	21	3.1%
Assault w/I Rape	0	0.0%	8	2.7%	8	1.2%
Assault w/I Rape, 2nd	0	0.0%	1	0.3%	1	0.1%
A&B Indecent	117	31.2%	32	11.0%	149	22.3%
A&B Indecent, Mentally Retarded	0	0.0%	2	0.7%	2	0.3%
Kidnap / Sexual Assault	0	0.0%	1	0.3%	1	0.1%
Incest	0	0.0%	3	1.0%	3	0.4%
Drug for Sexual Intercourse	0	0.0%	1	0.3%	1	0.1%
Sub-Total	117	31.2%	87	29.8%	204	30.6%
Offense with Child Victim						
Rape of Child, Forcible	0	0.0%	31	10.6%	31	4.6%
Rape of Child	0	0.0%	112	38.4%	112	16.8%
Assault w/I Rape, Child	0	0.0%	4	1.4%	4	0.6%
A&B Indecent Child	132	35.2%	50	17.1%	182	27.3%
Act Unnatural, Child	1	0.3%	0	0.0%	1	0.1%
Sub-Total	133	35.5%	197	67.5%	330	49.5%
Other Sex Offense						
Open and Gross	125	33.3%	8	2.7%	133	19.9%
Sub-Total	125	33.3%	8	2.7%	133	19.9%
Total	375	100.0%	292	100.0%	667	100.0%

Type of Offense: Drug Offenses. There were an estimated 9,310 defendants convicted of a drug offense as the governing offense. These defendants were further classified as to the nature of the drug offense (distribution or possession) and the class of substance involved in the offense (Class A, Class B, Class C, Class D, or Class E).^{23, 24} A number of drug offenses were not assigned to either category (conspiracy, forging prescription, larceny of drug, inhaling toxic vapors, and giving drugs to prisoners).

Table 24 shows the nature of drug offense and class of substance by court department. There is a difference in the nature of drug offenses convicted in the district court and the superior court:

- in the district court, 2,991 or 36.0% of the drug offenses were classified as distribution offenses, 5,149 or 62.0% were classified as possession offenses, and 162 or 2.0% were not assigned to either category;
- in the superior court, 920 or 91.3% of the drug offenses were classified as distribution offenses, 45 or 4.5% were classified as possession offenses, and 43 or 4.3% were not assigned to either category;
- in the district court, the most frequently occurring drug offense involved possession of a Class D substance which accounted for 1,882 or 22.7% of all drug offenses convicted in the district court; and,
- in the superior court, the most frequently occurring drug offense involved distribution of a Class B substance which accounted for 590 or 58.5% of all drug offenses in the superior court.

²³ For purposes of this analysis, all cases involving trafficking, distribution, possession with intent to distribute, manufacturing, dispensing, or inducing minor to distribute were classified as distribution offenses. Cases convicted of distributing counterfeit substances or paraphernalia were assigned to the category of distribution offenses but no class of drug was assigned. Cases convicted of presence of Class A or hypodermic / syringe violations were assigned to the possession category.

²⁴ For purposes of this analysis all offenses involving heroin were assigned to the Class A category, all offenses involving cocaine were assigned to the Class B category, and all offenses involving marijuana were assigned to the Class D category. Cases convicted of inducing minor to distribute or distribution within a school zone were assigned to the class of substance for the underlying offense.

Table 24. Drug Offenses: Nature of Offense and Class of Substance by Court Department

Drug Offense	District Court		Superior Court		All Courts	
	N	%	N	%	N	%
Distribution Offenses						
Class A	1,058	12.7%	297	29.5%	1,355	14.6%
Class B	1,193	14.4%	590	58.5%	1,783	19.2%
Class C	40	0.5%	1	0.1%	41	0.4%
Class D	620	7.5%	31	3.1%	651	7.0%
Class E	28	0.3%	0	0.0%	28	0.3%
Other Distribution Offenses	52	0.6%	1	0.1%	53	0.6%
Sub-Total	2,991	36.0%	920	91.3%	3,911	42.0%
Possession Offenses						
Class A	1,448	17.4%	12	1.2%	1,460	15.7%
Class B	1,268	15.3%	22	2.2%	1,290	13.9%
Class C	48	0.6%	0	0.0%	48	0.5%
Class D	1,882	22.7%	11	1.1%	1,893	20.3%
Class E	55	0.7%	0	0.0%	55	0.6%
Hypodermic/Syringe	448	5.4%	0	0.0%	448	4.8%
Sub-Total	5,149	62.0%	45	4.5%	5,194	55.8%
Other Drug Offenses	162	2.0%	43	4.3%	205	2.2%
Total	8,302	100.0%	1,008	100.0%	9,310	100.0%

Type of Offense: Mandatory Drug Offenses. In this section, some of the characteristics of sentences imposed for mandatory drug offenses are discussed. Those defendants convicted of mandatory drug offenses were assigned to the sentencing guidelines grid and were included in all previously stated statistics.

Table 25 shows the number of defendants convicted of mandatory drug offenses by governing offense, offense seriousness level, criminal history group, and court department. There were an estimated 671 defendants convicted of mandatory drug offenses during FY 2002. Four offenses, distribution within a school zone,²⁵ distribution of cocaine, trafficking cocaine 14 to 28 grams, and trafficking cocaine 28 to 100 grams, accounted for 581 or 86.6% of the convictions for mandatory drug offenses in FY 2002.

The most frequently occurring mandatory drug offense was distribution in a school zone, with 297 convictions or 44.3% of all mandatory drug convictions. A sentence for distribution within a school zone is required to be a minimum of two years to be served from & after the sentence for the underlying offense. The method employed in the current analysis considers distribution within a school zone to be the governing offense only when the sentence imposed for the distribution within a school zone charge was longer than the sentence imposed for the underlying drug charge. Therefore, there were additional defendants convicted of distribution in a school zone who are not otherwise reported in this category. Additional statistical information on school zone offenders can be found in Appendix B.

An estimated 412 or 61.4% of the defendants convicted of mandatory drug offenses were classified as criminal history groups A or B, and 259 or 38.6% were classified as criminal history groups C, D, or E.

²⁵ The offense category distribution within a school zone includes all violations of c. 94C § 32J within defined school, park, or playground zones. This category includes all convictions of c. 94C § 32J where the underlying offense involves trafficking, manufacturing, distributing, dispensing, cultivation, selling, or possession with intent to manufacture, distribute, dispense, cultivate, or sell.

Table 25. Mandatory Drug Offenses: Governing Offense by Offense Seriousness Level, Criminal History Group, and Court Department

Governing Offense, Offense Seriousness Level and Court Department	Criminal History Group					Total
	A	B	C	D	E	
Superior Court						
Level 8 (15 Year Mandatory)						
Traffic Heroin 200+ grams	0	0	0	0	0	0
Traffic Cocaine 200+ grams	2	2	0	0	0	4
Sub-Total	2	2	0	0	0	4
Level 7 (7 to 10 Year Mandatory)						
Traffic Heroin 100 to 200 grams	0	0	0	0	0	0
Traffic Heroin 28 to 100 grams	2	1	1	0	0	4
Traffic Cocaine 100to 200 grams	11	7	1	2	0	21
Sub-Total	13	8	2	2	0	25
Level 6 (5 Year Mandatory)						
Traffic Heroin 14 to 28 grams	9	4	2	1	0	16
Traffic Cocaine 28 to 100 grams	30	20	11	6	0	67
Distribute Class A, 2nd Offense	0	0	6	7	0	13
Distribute Cocaine, 2nd Offense	0	1	4	0	1	6
Induce Minor to Distribute	1	1	1	0	0	3
Sub-Total	40	26	24	14	1	105
Level 5 (3 Year Mandatory)						
Traffic Cocaine 14 to 28 grams	41	24	13	9	0	87
Distribute Class B, 2nd Offense	0	9	9	3	0	21
Sub-Total	41	33	22	12	0	108
Level 4 (1 to 2 Year Mandatory)						
Distribute Cocaine	46	40	30	14	0	130
Traffic Marijuana 50 to 100 pounds	2	0	0	0	0	2
Distribution w/i School or Park	33	41	32	13	0	119
Sub-Total	81	81	62	27	0	251
Sub-Total Superior Court	177	150	110	55	1	493
District Court						
Distribution w/i School or Park	36	49	45	48	0	178
Total	213	199	155	103	1	671

All convictions for mandatory drug offenses include a sentence to incarceration. Table 26 shows the jurisdiction to which the sentence was imposed by court department. The superior court has jurisdiction over all mandatory drug offenses. The district court has joint jurisdiction over only one mandatory drug offense, distribution within a school zone. As required, all district court convictions for mandatory drug offenses were sentenced to a house of correction. Of the superior court convictions for mandatory drug offenses, 155 or 31.4% were sentenced to a house of correction and 338 or 68.6% were sentenced to the DOC. Of all convictions for mandatory drug offenses, 333 or 49.6% were sentenced to a house of correction and 338 or 50.4% were sentenced to the DOC.

Table 26. Mandatory Drug Offenses: Jurisdiction by Court Department

Jurisdiction	District Court		Superior Court		All Courts	
	N	%	N	%	N	%
House of Correction	178	100.0%	155	31.4%	333	49.6%
Department of Correction	0	0.0%	338	68.6%	338	50.4%
Total	178	100.0%	493	100.0%	671	100.0%

SENTENCING PRACTICES: OFFENSES NOT ASSIGNED TO THE GRID

The sentencing guidelines grid was not intended for use in sentencing every convicted defendant. As indicated in Table 7, there were 8,416 defendants representing 13.9% of the sample who were convicted of offenses for which the sentencing guidelines grid did not apply. In this section some discussion of the defendants convicted of OUI offenses and mandatory firearms offenses is presented.

Sentencing Practices: OUI Offenses

Convictions for Operating Under the Influence (OUI) offenses are not included in the sentencing guidelines grid. It was estimated that there were 7,330 convictions for OUI offenses in FY 2002. This includes convictions involving the operation of motor vehicles or boats and includes convictions involving the use of alcohol or drugs. Convictions for operating a motor vehicle after license suspended for an OUI offense are also included in this analysis. Defendants charged with an OUI offense that resulted in a disposition of continued without a finding (CWOFF) were not included in this sample, as a CWOFF disposition was not considered a conviction for the purposes of the survey of sentencing practices. Table 27 shows the type of sentence imposed for OUI offenses by court

department. For sentences involving a period of incarceration to a house of correction, the length of sentence imposed is also shown.

Table 27. OUI Offenses: Type of Sentence Imposed by Court Department

Sentence Imposed	District Court		Superior Court		All Courts	
	N	%	N	%	N	%
State Prison Sentence	0	0.0%	11	45.8%	11	0.2%
House of Correction Sentence						
Less than 1 month	69	0.9%	0	0.0%	69	0.9%
1 Month	86	1.2%	0	0.0%	86	1.2%
2 Months	209	2.9%	0	0.0%	209	2.9%
3 to 5 Months	201	2.8%	1	4.2%	202	2.8%
6 to 8 Months	318	4.4%	1	4.2%	319	4.4%
9 to 11 Months	50	0.7%	0	0.0%	50	0.7%
12 to 14 Months	95	1.3%	2	8.3%	97	1.3%
15 to 17 Months	4	0.1%	0	0.0%	4	0.1%
18 to 20 Months	34	0.5%	0	0.0%	34	0.5%
21 to 23 Months	1	0.0%	0	0.0%	1	0.0%
24 to 26 Months	24	0.3%	5	20.8%	29	0.4%
27 to 29 Months	0	0.0%	0	0.0%	0	0.0%
30 Months	12	0.2%	3	12.5%	15	0.2%
Missing Sentence Information	3	0.0%	0	0.0%	3	0.0%
Sub-Total	1,106	15.1%	12	50.0%	1,118	15.3%
Probation	4,870	66.7%	1	4.2%	4,871	66.5%
Fine	1,251	17.1%	0	0.0%	1,251	17.1%
Other	79	1.1%	0	0.0%	79	1.1%
Total	7,306	100.0%	24	100.0%	7,330	100.0%

Sentencing Practices: Mandatory Firearms Offenses

There were an estimated 98 defendants convicted where the governing offense was a mandatory firearms offense.

SENTENCING PRACTICES: DEMOGRAPHIC CHARACTERISTICS

In this section certain demographic characteristics of convicted defendants (gender, age, race, and place of birth) are discussed in relation to observed sentencing outcomes. The legislature directed the commission to consider certain defendant characteristics when developing sentencing guidelines:

. . . The commission shall assure that the guidelines are neutral as to the race, sex, national origin, creed, religion and socio-economic status of offenders.²⁶

In two separate studies, the Supreme Judicial Court suggested the need for further study of the relationship between defendant demographic characteristics and sentencing outcomes. In a study of gender bias in the courts, the Supreme Judicial Court noted the need for research that would be able to relate defendant gender, crimes committed, and criminal histories with disposition and sentencing outcomes.²⁷ In a study of racial and ethnic bias in the courts, the Supreme Judicial Court indicated the need to develop a consistent set of data that would allow an analysis of the relationship between sentencing practices and defendant characteristics.²⁸ Further, the Supreme Judicial Court recommended that the commission would be an appropriate entity to conduct such an inquiry:

After discovering some troubling patterns in preliminary research, the Commission on Racial and Ethnic Bias in the Courts believes that the legislature should allocate funds to the Sentencing Commission or to the Trial Court for a comprehensive study of sentencing disparities.²⁹

In the current survey of sentencing practices, the commission presents summary data on the relationship between the demographic characteristics of defendants and sentencing outcomes.

²⁶ G.L. c. 211E § 3 (e).

²⁷ Supreme Judicial Court, *Report of the Gender Bias Study of the Supreme Judicial Court*, Boston, 1989, p. 121.

²⁸ Supreme Judicial Court, *Equal Justice: Eliminating the Barriers, Final Report of the Commission to Study Racial and Ethnic Bias in the Courts*, Boston, September 1994, p. 92.

²⁹ *Ibid.*, p. 92.

Sentencing Practices: Defendant Gender

As indicated in Figure 6, 14.8% of the convicted defendants were female and 85.2% of the convicted defendants were male.

Figure 6. Defendant Gender

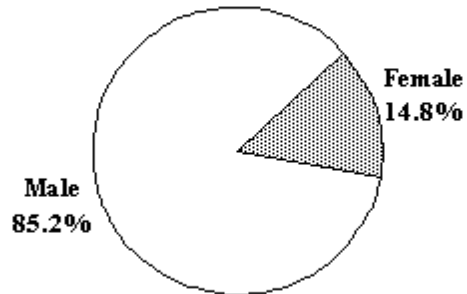


Table 28 shows the gender of defendants by court department. Of the defendants convicted in district court, 48,872 or 85.0% were male and 8,644 or 15.0% were female; and, of the defendants convicted in superior court, 2,783 or 90.1% were male and 305 or 9.9% were female.

Table 28. Defendant Gender by Court Department

Gender	District Court		Superior Court		All Courts	
	N	%	N	%	N	%
Male	48,872	85.0%	2,783	90.1%	51,655	85.2%
Female	8,644	15.0%	305	9.9%	8,949	14.8%
Total	57,516	100.0%	3,088	100.0%	60,604	100.0%

Table 29 shows the grid cell assignment of convicted defendants by gender. While male and female defendants are represented to some extent at every level on the sentencing

guidelines grid, female defendants were more often classified in the lower levels of offense seriousness and the less serious criminal history groups than male defendants:

- 1.4% of the female defendants were in the incarceration zone of the grid compared with 4.5% of the male defendants;
- 78.7% of the female defendants were classified as criminal history group A or B compared with 63.7% of the male defendants;
- 56.0% of the female defendants were classified as offense seriousness level 1 or 2 compared with 50.9% of the male defendants; and,
- the most frequently occurring grid cell for female defendants was “2A”; and the most frequently occurring grid cell for male defendants was “3A.”

Table 29. Defendant Gender by Grid Cell Assignment

MALE								FEMALE								ALL DEFENDANTS							
	A	B	C	D	E	N	%		A	B	C	D	E	N	%		A	B	C	D	E	N	%
9	22	17	7	10	1	57	0.1%	9	0	0	0	0	0	0	0.0%	9	22	17	7	10	1	57	0.1%
8	49	31	17	16	1	114	0.3%	8	1	3	0	0	0	4	0.1%	8	50	34	17	16	1	118	0.2%
7	63	34	37	39	1	174	0.4%	7	8	2	2	0	0	12	0.2%	7	71	36	39	39	1	186	0.4%
6	208	124	117	122	3	574	1.3%	6	25	9	6	0	0	40	0.5%	6	233	133	123	122	3	614	1.2%
5	317	273	193	169	0	952	2.1%	5	27	15	9	5	0	56	0.7%	5	344	288	202	174	0	1,008	1.9%
4	1,229	1,027	740	700	5	3,701	8.3%	4	269	170	100	35	0	574	7.4%	4	1,498	1,197	840	735	5	4,275	8.2%
3	5,247	4,451	3,336	2,973	6	16,013	36.1%	3	1,257	837	371	220	0	2,685	34.5%	3	6,504	5,288	3,707	3,193	6	18,698	35.8%
2	5,149	3,884	2,530	2,299	6	13,868	31.2%	2	1,457	1,012	449	236	0	3,154	40.6%	2	6,606	4,896	2,979	2,535	6	17,022	32.6%
1	3,433	2,610	1,511	1,184	3	8,741	19.7%	1	606	379	164	50	0	1,199	15.4%	1	4,039	2,989	1,675	1,234	3	9,940	19.0%
N.A.	83	42	46	49	0	220	0.5%	N.A.	30	13	6	1	0	50	0.6%	N.A.	113	55	52	50	0	270	0.5%
Total	15,800	12,493	8,534	7,561	26	44,414	100.0%	Total	3,680	2,440	1,107	547	0	7,774	100.0%	Total	19,480	14,933	9,641	8,108	26	52,188	100.0%

Sentencing Zone	N	%
Incarceration Zone	1,986	4.5%
Discretionary Zone	29,505	66.4%
Intermediate Sanction Zone	12,703	28.6%
Unassigned	220	0.5%
Total	44,414	100.0%

Sentencing Zone	N	%
Incarceration Zone	105	1.4%
Discretionary Zone	5,013	64.5%
Intermediate Sanction Zone	2,606	33.5%
Unassigned	50	0.6%
Total	7,774	100.0%

Sentencing Zone	N	%
Incarceration Zone	2,091	4.0%
Discretionary Zone	34,518	66.1%
Intermediate Sanction Zone	15,309	29.3%
Unassigned	270	0.5%
Total	52,188	100.0%

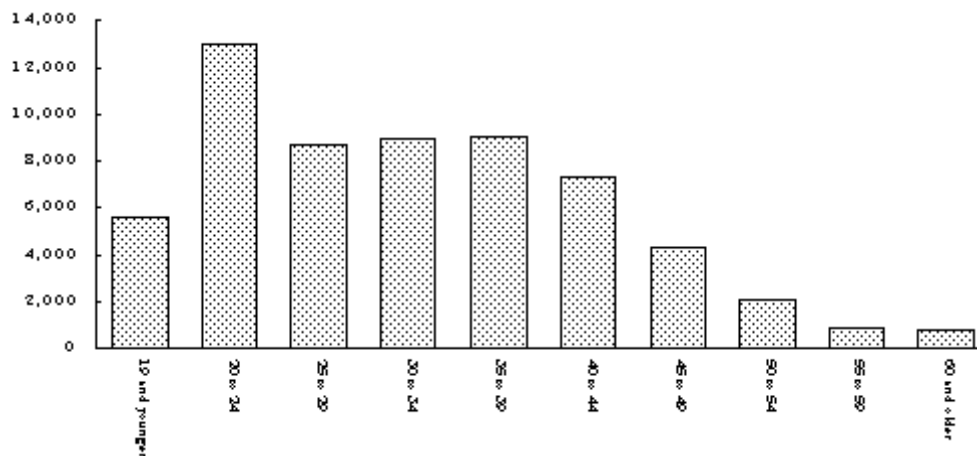
Sentencing Practices: Defendant Age at Disposition

The age of defendants at the time of disposition ranged from 17 years to 91 years. The mean age at disposition was 32.3 years and the median age at disposition was 31 years. Table 30 shows the age at disposition for all defendants by court department. Figure 7 graphically shows the age at disposition for all defendants.

Table 30. Defendant Age at Disposition by Court Department

Age at Disposition	District Court	Superior Court	All Courts
19 and younger	5,327	224	5,551
20 to 24	12,283	751	13,034
25 to 29	8,136	525	8,661
30 to 34	8,506	446	8,952
35 to 39	8,634	413	9,047
40 to 44	7,020	327	7,347
45 to 49	4,148	198	4,346
50 to 54	1,977	89	2,066
55 to 59	828	56	884
60 and older	657	59	716
Total	57,516	3,088	60,604
Youngest	17 Years	17 Years	17 Years
Oldest	91 Years	81 Years	91 Years
Mean	32.3 Years	32.0 Years	32.3 Years
Median	31 Years	30 Years	31 Years

Figure 7. Defendant Age at Disposition



Sentencing Practices: Defendant Race

In this section, defendant race is reported by court department, grid assignment, and type of offense. Defendant race is not available for 2.2% of the convicted defendants. Further discussion of the method used to collect defendant race and the rate of missing information can be found in Appendix A.

As indicated in Figure 8, 61.8% of the convicted defendants were white, 16.4% were black, 17.5% were hispanic, and 2.1% were other races. The race was unknown for 2.2% of the convicted defendants.

Figure 8. Defendant Race

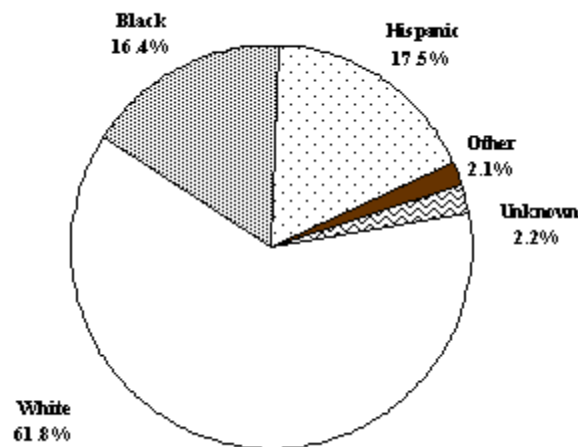


Table 31 shows defendant race by court department. The proportion of white defendants was higher in the district court than the superior court and the proportion of black defendants, hispanic defendants, and defendants of other races was higher in the superior court than the district court. Of the defendants convicted in the district court, 62.8% were white, and 35.0% were racial/ethnic minorities (16.1% were black, 16.8% were hispanic, and 2.1% were other races). The race was unknown for 2.1 % of the defendants convicted in the district court. Of the defendants convicted in the superior court, 43.0% were white, and 54.2% were racial/ethnic minorities (21.3% were black, 30.5% were hispanic, and 2.3% were other races). The race was unknown for 2.8% of the defendants convicted in the superior court.

Table 31. Defendant Race By Court Department

Defendant Race	District Court		Superior Court		All Courts	
	N	%	N	%	N	%
White	36,137	62.8%	1,328	43.0%	37,465	61.8%
Black	9,284	16.1%	658	21.3%	9,942	16.4%
Hispan ic	9,691	16.8%	943	30.5%	10,634	17.5%
Other	1,184	2.1%	72	2.3%	1,256	2.1%
Unknown	1,220	2.1%	87	2.8%	1,307	2.2%
Total	57,516	100.0%	3,088	100.0%	60,604	100.0%

Table 32 shows defendant race by grid assignment, type of offense, and mandatory status for drug offenses. The racial composition of convicted defendants varied by type of offense and grid assignment particularly among defendants convicted of mandatory drug offenses:

- 61.8% of all defendants were white, 36.0% of all defendants were racial/ethnic minorities (16.4% were black, 17.5% were hispanic, and 2.1% were other races), and the race was unknown for 2.2% of all defendants; and,
- 19.8% of defendants convicted of mandatory drug offenses were white, and 80.2% of defendants convicted of mandatory drug offenses were racial/ethnic minorities (23.2% were black, 55.4% were hispanic, and 1.5% were other races).

Within the category of drug offenses the racial composition of convicted defendants also varied:

- 47.4% of defendants convicted of all drug offenses were white and 50.6% were racial/ethnic minorities;
- 58.1% of defendants convicted of possession offenses were white and 40.0% were racial/ethnic minorities;
- 34.2% of defendants convicted of non-mandatory distribution offenses were white and 63.3% were racial/ethnic minorities; and,
- 19.8% of defendants convicted of mandatory distribution offenses were white and 80.2% were racial/ethnic minorities.

Table 32. Defendant Race by Type of Offense and Grid Assignment

Offense Type and Grid Assignment	White		Black		Hispanic		Other		Unknown		Total	
	N	%	N	%	N	%	N	%	N	%	N	%
Sentencing Grid												
Person Offenses	7,014	57.5%	2,460	20.2%	2,278	18.7%	250	2.1%	187	1.5%	12,189	100.0%
Sex Offenses	435	65.2%	88	13.2%	99	14.8%	19	2.8%	26	3.9%	667	100.0%
Property Offenses	7,322	60.6%	2,310	19.1%	1,879	15.5%	297	2.5%	276	2.3%	12,084	100.0%
Drug Offenses												
Mandatory / Distribution	133	19.8%	156	23.2%	372	55.4%	10	1.5%	0	0.0%	671	100.0%
Non-Mandatory / Distribution	1,107	34.2%	752	23.2%	1,243	38.4%	55	1.7%	83	2.6%	3,240	100.0%
Possession	3,016	58.1%	928	17.9%	1,069	20.6%	82	1.6%	99	1.9%	5,194	100.0%
Other Drug Offense	154	75.1%	18	8.8%	29	14.1%	0	0.0%	4	2.0%	205	100.0%
Sub-total Drug	4,410	47.4%	1,854	19.9%	2,713	29.1%	147	1.6%	186	2.0%	9,310	100.0%
Motor Vehicle	7,365	62.2%	1,861	15.7%	1,990	16.8%	278	2.3%	343	2.9%	11,837	100.0%
Weapons	248	44.5%	157	28.2%	122	21.9%	17	3.1%	13	2.3%	557	100.0%
Public Order and Other Offenses	3,442	62.1%	830	15.0%	965	17.4%	106	1.9%	201	3.6%	5,544	100.0%
Sub-total Grid	30,236	57.9%	9,560	18.3%	10,046	19.2%	1,114	2.1%	1,232	2.4%	52,188	100.0%
Not Assigned to Grid												
OUI Offenses	6,477	88.4%	277	3.8%	417	5.7%	125	1.7%	34	0.5%	7,330	100.0%
Mandatory Firearms	20	20.4%	45	45.9%	31	31.6%	1	1.0%	1	1.0%	98	100.0%
Non-jailable	732	74.1%	60	6.1%	140	14.2%	16	1.6%	40	4.0%	988	100.0%
Sub-Total No Grid	7,229	85.9%	382	4.5%	588	7.0%	142	1.7%	75	0.9%	8,416	100.0%
Grand Total	37,465	61.8%	9,942	16.4%	10,634	17.5%	1,256	2.1%	1,307	2.2%	60,604	100.0%

Sentencing Practices: Defendant Place of Birth

Table 33 shows place of birth by court department. For all defendants, 64.3% were born in Massachusetts, 26.1% were born in some other area of the United States, and 7.9% were born outside of the United States. The place of birth was unknown for 1.7% of the defendants. Further detailed tables on defendant place of birth can be found in Appendix B.

Table 33. Defendant Place of Birth By Court Department

Place of Birth	District Court		Superior Court		All Courts	
	N	%	N	%	N	%
Massachusetts						
Barnstable	672	1.2%	37	1.2%	709	1.2%
Berkshire	946	1.6%	47	1.5%	993	1.6%
Bristol	2,970	5.2%	151	4.9%	3,121	5.1%
Dukes	52	0.1%	0	0.0%	52	0.1%
Essex	3,776	6.6%	99	3.2%	3,875	6.4%
Franklin	384	0.7%	13	0.4%	397	0.7%
Hampden	3,396	5.9%	267	8.6%	3,663	6.0%
Hampshire	579	1.0%	19	0.6%	598	1.0%
Middlesex	6,096	10.6%	255	8.3%	6,351	10.5%
Nantucket	14	0.0%	1	0.0%	15	0.0%
Norfolk	2,239	3.9%	64	2.1%	2,303	3.8%
Plymouth	1,448	2.5%	47	1.5%	1,495	2.5%
Suffolk	9,860	17.1%	517	16.7%	10,377	17.1%
Worcester	4,702	8.2%	127	4.1%	4,829	8.0%
No County Designated	185	0.3%	8	0.3%	193	0.3%
Total	37,319	64.9%	1,652	53.5%	38,971	64.3%
Other United States						
Northeast	5,987	10.4%	391	12.7%	6,378	10.5%
Midwest	791	1.4%	41	1.3%	832	1.4%
South	2,605	4.5%	141	4.6%	2,746	4.5%
West	732	1.3%	30	1.0%	762	1.3%
U.S. Territory	4,640	8.1%	463	15.0%	5,103	8.4%
Total	14,755	25.7%	1,066	34.5%	15,821	26.1%
Outside United States						
Western Hemisphere	2,492	4.3%	218	7.1%	2,710	4.5%
Europe and Eurasia	915	1.6%	45	1.5%	960	1.6%
East Asia and Pacific	469	0.8%	25	0.8%	494	0.8%
Africa	463	0.8%	17	0.6%	480	0.8%
Near East	97	0.2%	4	0.1%	101	0.2%
South Asia	33	0.1%	0	0.0%	33	0.1%
Total	4,469	7.8%	309	10.0%	4,778	7.9%
Unknown	973	1.7%	61	2.0%	1,034	1.7%
Total	57,516	100.0%	3,088	100.0%	60,604	100.0%

PART III. SUMMARY

The survey of sentencing practices is a comprehensive study of defendants convicted in the courts of the commonwealth during FY 2002. In the survey, the offense of conviction and the criminal history of the defendant are linked with the sentencing outcome using the framework of the proposed sentencing guidelines grid. The survey notes the type of sentence imposed, the incarceration rate, and the sentence length for those defendants sentenced to a period of incarceration. The survey of sentencing practices provides a rich source of data for use by the commission in meeting its on-going responsibilities to monitor sentencing practices and to develop sentencing policy. Other criminal justice policy makers and members of the public interested in sentencing issues may find the survey useful as well.

APPENDIX A. METHOD

Data Collection Method

The survey of sentencing practices is based on an analysis of the Court Activity Record Information (CARI) database maintained by the Office of the Commissioner of Probation. The commission uses a copy of the database maintained at the Criminal History Systems Board (CHSB) for purposes of conducting this analysis.

The CARI database includes records of all criminal charges arraigned in adult criminal courts throughout the Commonwealth, including the superior court, district court, Boston Municipal Court, and US District Courts located within Massachusetts. The existence of this database affords the commission with a centralized source of information regarding current sentencing decisions in combination with a comprehensive set of information regarding the adult and juvenile criminal history of all defendants.

The analysis focuses on the disposition field in the database in order to identify those charges that resulted in conviction and the sentences resulting from those convictions. Further analysis focuses on the offense as it is recorded in the database along with any accompanying descriptive information in order to identify the offense of conviction.

Conviction Definition

For purposes of conducting the survey of sentencing practices, only charges resulting in conviction are included in the analysis. A consistent definition of conviction is applied throughout the analysis. A vocabulary table including a sub-set of “words” is applied to an analysis of the disposition field of the CARI database to indicate convicted charges. Dispositions that are considered convictions include: guilty filed, guilty, probation, fine, house of correction commitment, state prison commitment, split sentence, and suspended sentence. Dispositions that are not considered convictions include: continued without finding, filed (absent a finding of guilt), dismissed, not guilty, and nol prossed.

Only those charges that were disposed of during the sampling time period were included in the construction of the sample. Charges that were excluded from the sample include:

- Charges that were disposed of with a result other than conviction during the sampling time period;
- Charges that were pending during the sampling time period; and,
- Charges that were arraigned during the sampling period but which were disposed of after the sampling period.

Sampling Frame

The date at which a determination of conviction / non-conviction was initially entered for the charge is referred to as the disposition date. The disposition date was identified through an analysis of the disposition field and is the date preceding the first conviction or disposition word for the charge. The charges selected for further analysis are those which reached a final disposition during a selected time frame.

If a sentence was subject to a revise & revoke procedure subsequent to the initial disposition date, the date on which the sentence was revised & revoked was considered the disposition date and the revised sentence was used in the further construction of the sample.

For the present survey, those charges reaching final disposition and resulting in conviction during FY 2002, or the period July 1, 2001, through June 30, 2002 constitute the initial sample of charges upon which further analysis is based. All charges reaching a conviction disposition during this time period are included in the sample regardless of when the offense occurred or when the charge was originally arraigned. Charges with an original disposition of CWOFF for which a finding of guilty was entered during FY 2002 are included in the sample.

Type of Sentence Imposed

Each convicted charge is classified into one of nine sentence groups:

- Life Sentence
- State Prison / Split Sentence
- State Prison Sentence
- Reformatory Sentence
- House of Correction / Split Sentence
- House of Correction Sentence
- Probation Sentence
- Fine Sentence
- Other Sentence

Life Sentences. Life sentences appear as a separate sentence group from the state prison category. A life sentence is any disposition in which the word “life” appears, excluding life time probation sentences. While most life sentences are given for the offense of murder, life sentences may be imposed for other offenses. Life sentences may also be in the form of a term of years to life. For example, a sentence for the offense of Armed

Robbery may be expressed as “20 years to life”. Under the habitual offender sentencing statute, those offenders receiving life sentences as habitual offenders are included in the life sentence group. In FY 2002, 63 defendants were classified in the life sentence group including six convicted of offenses other than murder. Of the six defendants sentenced to life for offenses other than murder, four were sentenced as habitual offenders.

Split Sentences. Split sentences are characterized by a sentence that includes both a term of incarceration, the split portion, and a suspended sentence. Split sentences were defined as those dispositions with one or more split sentence words as defined in the vocabulary table.

A further distinction was made between split sentences to be served at the DOC (state prison / split sentence) and split sentences to be served at a house of correction (house of correction / split sentence). State prison / split sentences were those sentences with a minimum suspended term; a maximum suspended term of more than 30 months; or, split sentences with no sentence length information but convicted in a superior court. Although state prison / split sentences can no longer be given for offenses committed after July 1, 1994, some cases were sentenced in FY 2002 for offenses occurring prior to that time and thus a state prison / split sentence could be imposed. In FY 2002, there were five state prison / split sentences imposed. These sentences are reported in the “other DOC” sentence category. House of correction / split sentences were those split sentences with no minimum suspended term; split sentences with a maximum suspended term of 30 months or less; or, split sentences with no sentence length information but convicted in a district court.

State Prison Sentences. State prison sentences are those sentences with one or more valid incarceration words with some additional characteristics. State prison sentences are those sentences with a minimum and a maximum term of incarceration of any length; one or more words specifying a state sentence with no minimum or maximum sentence length; or incarceration sentences with no sentence length information imposed by a superior court. Of the 1,386 defendants classified as state prison sentences, none were sentenced as habitual offenders.

Other DOC Sentences. This category includes state prison / split sentences, reformatory sentences, and some habitual offender sentences. Reformatory sentences were those incarceration sentences with no minimum term of incarceration and a maximum term of incarceration greater than 30 months. Although reformatory sentences can no longer be given for offenses committed after July 1, 1994, some cases were sentenced in FY 2002 for offenses occurring prior to that time and thus a reformatory sentence could be imposed. In FY 2002 there were no reformatory sentences imposed. The sentence

structure of habitual offenders is often similar to that of reformatory sentences, that is only a single sentence length is imposed, which is the statutory maximum. These defendants were also included in the “Other DOC” group unless a life or state prison sentence was imposed. In FY 2002, two defendants were sentenced as habitual offenders and classified in the “Other DOC” group. One defendant who was convicted of a felony and held while sentencing was continued generally was classified in the “Other DOC” group.

House of Correction Sentences. House of correction sentences are those sentences with one or more valid incarceration words with some additional characteristics. House of correction sentences have no minimum term of incarceration and have a maximum term of incarceration of 30 months or less. House of correction sentences may be imposed by either the superior or district court.

Probation Sentences. Probation sentences are those sentences with one or more valid probation words. Probation sentences include sentences to straight probation as well as those with a suspended sentence to the state prison or house of correction. The estimates of the number of probation sentences does not include all defendants receiving probation supervision. Many defendants are supervised during a pre-trial period of probation, are supervised as the result of a non-conviction disposition (e.g. CWO or general continuance), or are supervised from & after a period of incarceration (e.g. split sentence or from & after probation).

Other Sentences. The other sentence group is the default group assigned for all convicted defendants. Most of the convictions in this group are the result of a guilty filed disposition.

Sentencing Hierarchy. In some instances an individual charge may be subject to multiple sentencing conditions upon conviction. For example, a fine may be given in conjunction with a house of correction sentence and a “split” sentence includes a term of incarceration along with a term of probation supervision. In all cases, the charge was assigned to a unique sentence group in a hierarchical fashion with precedence indicated by the order in which the sentence groups appear above. Beginning with the FY 2002 survey of sentencing practices all cases where a sentencing event included both a house of correction and a house of correction / split sentence were reviewed. When the committed portion of the house of correction / split sentence was longer than the house of correction sentence, the house of correction / split sentence was considered the governing offense; where the split portion of the house of correction / split sentence and the house of correction sentence were of the same length, the charge associated with the highest offense seriousness level was considered the governing offense; and where offense

seriousness levels were the same, the charge associated with the split sentence was considered the governing offense.

Initial Sentence. The analysis focuses on the initial sentence given for a particular charge. Therefore, a charge that was originally sentenced to a fine and subsequently resulted in a commitment to a house of correction in lieu of payment of the fine was treated as a fine sentence. Similarly, a charge that was originally sentenced to straight probation or a suspended sentence and subsequently resulted in a commitment to a state or county correctional facility as a result of a probation violation was considered to be initially sentenced to a term of probation supervision.

Stayed Sentences. Adjustments to the assigned sentence group were made based on an analysis of the disposition field for the use of stayed sentencing. This was done in an attempt to distinguish short-term stays of sentence execution from longer term stays that resemble suspended sentences. Defendants with a sentence to incarceration where the time between the date of disposition and the date until which the sentence was stayed was 12 months or more were assumed to have non-incarcerative sentences. Defendants with a sentence to incarceration where the time between the date of disposition and the date until which the sentence was stayed was less than 12 months were considered to have a sentence to incarceration. For defendants whose sentence was defined as a house of correction / split sentence or a state prison / split sentence, no change in assigned sentence group was made. Further, for defendants whose sentence group was defined as a non-incarcerative sentence, no change in the sentence group was made.

Sentence Length

For each incarcerative sentence group, a sentence length was selected:

Life	Life
State Prison	Minimum sentence
State Prison / Split	Split or committed sentence
Reformatory	Maximum sentence
House of Correction	Maximum sentence
House of Correction / Split	Split or committed sentence

In the analysis, sentence length is expressed in months and was derived using the following formula:

$[\text{sentence-length-years} * 12] + [\text{sentence-length-months}] + [\text{sentence-length-days} / 30].$

When calculating mean sentence length, cases with missing information were excluded from the analysis. There were a total of 163 cases with missing sentence length information, representing approximately 0.9% of the incarceration sentences. The number of cases with missing sentence length information is noted in Table 34.

Table 34. Cases with Missing Sentence Information by Selected Defendant Characteristics and Grid Assignment

Defendant Characteristic	Sentencing Guidelines Grid	Other
House of Correction Sentence	155	0
House of Correction / Split Sentence	4	3
Other DOC	1	0
District Court	157	3
Superior Court	3	0
Old Law	6	0
New Law	154	3
Mandatory Offense	0	0
Other Offense	160	3

Offense Seriousness Level

All offenses were assigned to one of nine levels of offense seriousness, ranging from level 1, the lowest level of offense seriousness, to level 9, the highest level of offense seriousness. The assigned levels of offense seriousness were consistent with the levels of offense seriousness as assigned by the commission.

Offense titles in the CARI data base are assumed to reflect the offense of conviction. For each charge in the current sentence of a defendant, the offense, offense descriptors, court, type of sentence and length of sentence imposed were evaluated in order to ensure consistency with this assumption. In some instances the offense title was adjusted to a more appropriate level. For example, a conviction for rape in a district court or a conviction for rape with a house of correction sentence, was considered to be a conviction of Indecent Assault and Battery. During the data collection process for the FY 1999 Survey of Sentencing Practices, several changes were made to the offense seriousness levels of certain offenses. All data for the period FY 1994 to FY 1998 were restated to be consistent with these revisions.

Where the offense could be categorized in a number of statutory sections, the section associated with the lowest level of ranking was selected. For drug offenses where the class of substance was unknown and the criminal record of the defendant did not otherwise indicate a class of substance, it was assumed that the possession, distribution, or trafficking charge involved a class B substance.

Staircased Offenses

For offenses where the commission assigned staircasing factors, the offense was generally assigned to the lowest level among the various staircasing levels. The analysis employed the following additional assumptions in assigning an offense seriousness level for the current offense of conviction:

Manslaughter	Level 8	Descriptive information indicates voluntary manslaughter No descriptive information and state prison sentence No descriptive information and state prison / split sentence No descriptive information and reformatory sentence
	Level 6	Descriptive information indicates involuntary manslaughter No descriptive information and house of correction sentence No descriptive information and house of correction / split sentence No descriptive information and non-incarceration sentence
Armed Robbery	Level 7	All cases where descriptive information indicates use of gun Random assignment of cases with no descriptive information such that 25% of all armed robbery cases are assigned to level 7
	Level 6	All cases where descriptive information does not include the use of a gun Random assignment of cases with no descriptive information such that 75% of all armed robbery cases are assigned to level 6
A&B w/DW	Level 6	Superior court state prison sentence Superior court state prison / split sentence Superior court reformatory sentence
	Level 4	Superior court house of correction sentence Superior court house of correction / split sentence District court incarceration sentence of 12 months or more

	Level 3	Superior court non-incarceration sentence District court incarceration sentence of less than 12 months District court non-incarceration sentence
Larceny More / RSG More	Level 4	State prison sentence State prison / split sentence Reformatory sentence
	Level 3	House of correction sentence House of correction / split sentence Non-incarceration sentence
Vehicular Homicide	Level 6	State prison sentence State prison / split sentence Reformatory sentence OUI and reckless or negligent indicated and house of correction sentence of 12 months or more OUI and reckless or negligent indicated and house of correction / split sentence of 12 months or more
	Level 4	OUI indicated and reckless or negligent not indicated and house of correction sentence OUI indicated and reckless or negligent not indicated and house of correction / split sentence OUI indicated and reckless or negligent not indicated and non-incarceration sentence OUI not indicated and reckless indicated and house of correction sentence OUI not indicated and reckless indicated and house of correction / split sentence OUI not indicated and reckless indicated and non- incarceration sentence
	Level 3	OUI not indicated and reckless not indicated and house of correction sentence OUI not indicated and reckless not indicated and house of correction / split sentence OUI not indicated and reckless not indicated and non- incarceration sentence
B&E	Level 4	State prison sentence State prison / split sentence Reformatory sentence

Level 3	House of correction sentence
	House of correction / split sentence
	Non-incarceration sentence

Sentencing Events

All charges reaching final disposition on a single date for a particular defendant were considered to constitute a “sentencing event”. The sentencing event constitutes the unit of analysis for the survey of sentencing practices and represents that event at which a charge, or group of charges, reaches final disposition and conviction. As currently defined, a sentencing event occurs on a single calendar day. Throughout the narrative, the terms convictions, defendants, and convicted defendants are used to refer to a “sentencing event”.

An individual defendant can have multiple sentencing events during any sampling time period. Individual defendants can appear multiple times in the sample, but are limited to a single sentencing event during any calendar month. One or more charges can be included in a sentencing event along with the initial conviction and sentencing decisions for each charge within that event. The sentencing event charges could have been arraigned on diverse dates. One or more courts can be included in a sentencing event. Federal court cases maintained in the CARI database were excluded from the construction of sentencing events.

From all charges disposed of at a “sentencing event”, a single charge was designated the “governing offense”. The charges were first ranked according to sentence group using the following hierarchy: life sentence, state prison sentence, reformatory sentence, state prison / split sentence, house of correction sentence, house of correction / split sentence, probation sentence, fine sentence, and other sentence. Within a sentence group, the charge with the longest sentence was selected, and within a sentence length, the charge with the most serious offense level as defined by the commission was selected. Within an offense level, the docket number assigned determined the charge selected as the governing offense.

In the FY 2002 Survey of Sentencing Practices all other charges resulting in a conviction as part of the ‘sentencing event’ were reviewed and were called ‘secondary convictions’: This survey reports on the total number of charges resulting in conviction (see Table 4) and the type of offense in those secondary convictions (see Table 22).

The method used to assign the “governing offense” differs in some respects from the method used to assign the “governing offense” under guidelines. Under guidelines, the governing offense will always be associated with the highest offense level. The

assignment of “governing offense” for purposes of the survey of sentencing practices incorporates information about the sentence imposed and was not solely based on the offense seriousness level. The offense seriousness level of all convicted charges in the sentencing event were reviewed in order to estimate the number of cases where a secondary conviction had a higher offense seriousness level than the governing offense. Under the method used to assign governing offenses, a defendant sentenced to incarceration for Armed Robbery (level 6 or 7) with a probation sentence for home invasion (level 8) would be assigned to the lower offense level due to incarceration status and sentence length.

Table 35 shows the offense seriousness level assigned to the governing offense and the highest offense seriousness level for all convicted offenses. Of the 52,188 defendants convicted of offenses assigned to the sentencing grid, 50,908 or 97.5% had all of their convictions at or below the level of the governing offense and 1,280 or 2.5% had one or more convictions at a level higher than the governing offense. The most frequently occurring was a defendant assigned to offense level 1 who was also convicted of an offense assigned to offense level 2. For example, a defendant who had a probation sentence for driving after suspension (level 1) and a guilty filed for compulsory insurance violation (level 2) would be assigned to the lower offense level. Defendants assigned to level 1 with one or more convictions at level 2 accounted for 474 or 37.0% of these cases. Table 36 shows the specific offense associated with the highest offense seriousness level for the 1,280 cases.

Table 35. Offense Seriousness Level: Governing Offense and all Offenses of Conviction

Governing Level	All Convictions at That Level or Below		One or More Convictions at a Higher Level		Total	
	N	%	N	%	N	%
9	57	100.0%	0	0.0%	57	100.0%
8	118	100.0%	0	0.0%	118	100.0%
7	180	96.8%	6	3.2%	186	100.0%
6	599	97.6%	15	2.4%	614	100.0%
5	997	98.9%	11	1.1%	1008	100.0%
4	4203	98.3%	72	1.7%	4275	100.0%
3	18488	98.9%	210	1.1%	18698	100.0%
2	16658	97.9%	364	2.1%	17022	100.0%
1	9338	93.9%	602	6.1%	9940	100.0%
None Assigned	270	100.0%	0	0.0%	270	100.0%
Total	50908	97.5%	1280	2.5%	52188	100.0%

Governing Level	Highest Offense Level (All Convictions)									
	0	1	2	3	4	5	6	7	8	9
9	0	0	0	0	0	0	0	0	0	57
8	0	0	0	0	0	0	0	0	118	0
7	0	0	0	0	0	0	0	180	6	0
6	0	0	0	0	0	0	599	8	7	0
5	0	0	0	0	0	997	10	0	1	0
4	0	0	0	0	4203	24	35	8	5	0
3	0	0	0	18488	55	120	31	4	0	0
2	0	0	16658	320	33	9	2	0	0	0
1	0	9338	474	114	4	10	0	0	0	0
None	270	0	0	0	0	0	0	0	0	0
Total	270	9338	17132	18922	4295	1160	677	200	137	57

Level	Offense - Highest Level	N	Level	Offense - Highest Level	N	Level	Offense - Highest Level	N	Level	Offense - Highest Level	N
8	Armed Assault In D well	8	5	A&B Child w/Injury	3	3	A&B	102	2	Assault	4
8	Rape Of Child w/Force	1	5	Indecent A &B On Child	1	3	A&B Dome stic	3	2	Larceny Less	1
8	Home Invasion	9	5	Robbery Unarmed	13	3	A&B Dangerous Weapon	18	2	Credit Card Misuse	1
8	Burglary, Armed	1	5	Intimidation	132	3	Assault Dangerous Weapon	19	2	B&E w/i Misdemeanor	1
			5	Common & Notorious Thief	1	3	Unnatural Acts	1	2	Property Destruction	12
7	Murder, Attempted	1	5	Burglary	12	3	Child Pornography Possess	1	2	Tagging Property	2
7	Mayhem	1				3	Restraining Order Violation	12	2	Receiving Stolen Goods	20
7	Rape	3	4	A&B Elderly / Disabled	1	3	Larceny Mo re	34	2	Possession Class A	4
7	Assault w/i Rape Child	1	4	A&B To Collect Loan	1	3	Larceny Building	6	2	Possession Class A H eroin	1
7	Armed Robbery Gun	2	4	Indecent A&B	7	3	Larceny Firearm	1	2	Possession Class B	6
7	Armed Assault w/i Murder	11	4	Assault w/i Rob	1	3	Larceny MV	4	2	Possession Class C	1
7	Confine And Put In Fear	1	4	Stalking	2	3	Fraud	2	2	Possession Class D	9
			4	Larceny Person	30	3	Possess B urglarious T ools	11	2	Distribute Class D	1
6	Manslaughter	1	4	Distribute Class A	13	3	B&E	45	2	Possession	5
6	Assault To Kill or Maim	5	4	Distribute Class B	30	3	Mal Dest Property More	8	2	Distribute Paraphenalia	1
6	Rape Of Child	8	4	Larceny Cont Sub	1	3	Receiving Stolen Goods Over	3	2	Operate to Endanger	25
6	Assault w/i Rape	1	4	Giving Prisoner Cont Sub	2	3	Receiving Stolen Goods MV	11	2	Use W ithout Auth ority	8
6	Robbery Unarmed + 60	5	4	Leaving Scene Death	1	3	Forgery And Uttering	41	2	Operate After Suspension 2nd	5
6	Armed Robbery	40	4	Escape	2	3	Burning Property	1	2	Compulsory Insurance	233
6	Armed Assault w/i Rob	12	4	Extortion	1	3	Leaving Scene Property	67	2	Counterfe i A lter MV	8
6	Carjacking	5				3	Leaving Scene Personal Injury	5	2	False Statement On	1
6	Burning Dwelling House	1				3	Gun Serial Number	4	2	Prostitution	5
						3	Interfere Police or Firefighter	5	2	Open And Gross	1
						3	Carrying Dangerous Weapon	26	2	Firearm Possess w/o Permit	2
						3	Throw Object On Public Way	1	2	Impersonate/Disguise	3
						3	Sex Offender Fail Register	2	2	Failure to Appear	2
									2	Fireworks	2
									2	Resisting Arrest	46
									2	False Report Of Crime	2
									2	True Name Law	42
									OUI Offenses		
									2	OUI	15
									2	OUI, 2ND	5
									3	OUI, 3RD	1
									Mandatory Firearms		
									5	Possess Sawed Off Shotgun	1

Criminal History Group

Each defendant was assigned to a criminal history group in accordance with the five level criminal history scale established by the commission:

- E Serious Violent Record
Two or more prior convictions for offenses in level 7 through 9

- D Violent or Repetitive Record
One prior conviction for offenses in levels 7 through 9, or
Two or more prior convictions for offenses in levels 5 or 6, or
Six or more prior convictions in levels 3, 4, 5 or 6

- C Serious Record
One prior conviction for offenses at levels 5 or 6, or
Three to five prior convictions for offenses in levels 3 or 4

- B Moderate Record
One or two prior convictions for offenses in 3 or 4, or
Six or more prior convictions for offenses in levels 1 or 2

- A No/Minor Record
One to five prior convictions for offenses in levels 1 or 2, or
No prior convictions of any kind

In assigning cases to one of the five categories in the criminal history scale both the number of prior convictions and the seriousness of each prior conviction was considered.

Convictions. Only charges resulting in conviction were included in the construction of the criminal history scale. The conviction definition used for constructing the sentencing event was applied to the construction of the criminal history scale.

Prior Convictions. The criminal history includes only those charges which reached a final disposition prior to the disposition date of the current sentencing event. An assumption was made that for both criminal history events and for sentencing events, the date of arraignment for a charge is always on or before the disposition date for the charge. For arraignment events, it was further assumed that charges are substantially disposed of in order of arraignment. Therefore, the criminal history includes those charges which

resulted in a conviction and whose arraignment date precedes the arraignment date of the governing offense in the current sentencing event.

Multiple Prior Convictions. The criminal history scale counts multiple convictions resulting from separate charges as a single conviction if those charges have the same arraignment date. This is consistent with the policy of the commission that multiple convictions arising from the same incident should be counted as one prior conviction, based on the most serious offense. All cases arraigned on a single date constitute an arraignment event. An arraignment event includes only convicted charges, can include charges disposed of on diverse dates, and can include federal court cases that appear as part of the CARI database.

Selecting a Governing Offense. From all charges disposed of at an “arraignment event” a single charge is designated the “governing offense” for purposes of assigning the criminal history group. The charge with the highest offense seriousness level as defined by the commission is selected as the governing offense. If multiple charges have the same offense seriousness level, the charge with the earliest disposition date is selected as the governing offense. Each arraignment event counts only once in the criminal history, regardless of the number of charges disposed of at that event.

The method may underestimate the number of defendants in the highest criminal history groups. For staircased offenses, the method calls for assigning the prior convictions to the lower(est) offense seriousness level. For example, all prior convictions for Armed Robbery where the use of gun was not specifically noted, were assigned to level 6, thereby underestimating those that were at level 7 (display of gun). Further, the method did not take into account the presumption that prior convictions with the same arraignment date represent a single incident (one prior conviction) may be rebutted and some such prior convictions may be counted as separate prior convictions.

There are differences in construction between the sentencing event and the arraignment event that should be noted. In the sentencing event, the longest sentence determines the governing offense, and in the arraignment event, the most serious offense (as defined by the commission) determines the governing offense. For example, a defendant has two charges disposed of in a single date: Aggravated Rape (guilty filed) and Assault and Battery by means of a Dangerous Weapon (2-3 years committed). The sentencing event is defined for the charge with the longest sentence, Assault and Battery by means of a Dangerous Weapon, and the arraignment event is defined for the charge with the highest offense seriousness level, Aggravated Rape.

In the FY 1999 Survey of Sentencing Practices, changes were made to the estimates of defendants criminal history that result in fewer defendants classified in criminal history group A and E. All criminal history estimates for the period FY 1994 to FY 1998 were restated to be consistent with these revisions.

Juvenile Criminal History

Consistent with the policy established by the commission, juvenile criminal history was also considered in the construction of the criminal history scale. Adjudications of delinquency for offenses classified in levels 7, 8, and 9 were counted for purposes of classifying the defendant into one of five criminal history groups; other adjudications of delinquency in the juvenile record were not counted for purposes of classifying the defendant into one of the five criminal history groups. There was no age limit on the age of the juvenile at the time of conviction, all noted adjudications were considered, regardless of the age of the defendant at the time of the juvenile criminal history or the current age of the adult defendant.

In evaluating the juvenile criminal record a set of assumptions parallel to the adult model were followed: only those offenses resulting in an adjudication of delinquency were considered; an incident based approach was applied to counting juvenile adjudications (only one juvenile adjudication per arraignment event); and, the most serious charge for which the juvenile was adjudicated at each arraignment event counts towards the juvenile criminal history. Some further assumptions used in the construction of the juvenile criminal history model include: all juvenile criminal history adjudications were assumed to precede any adult criminal history convictions; and there was no constraint on the types of offenses that could be charged in juvenile courts.

When considering juvenile charges, no modifications to offense title by court, or sentence type were made. It was assumed that juvenile court has jurisdiction over all offenses and all dispositions were available for all offenses.

The following types of adjudications were counted toward the juvenile criminal history: DYS commitments (imposed or suspended), probation, and adjudicated delinquent/filed. The following types of adjudications were not considered juvenile adjudications: “G Filed” or “Fine” with no specific finding of “Adj Del” with the filing or fine.

Youthful Offender Dispositions

The youthful offender law allows judges sitting in juvenile court to sentence certain juvenile offenders to an adult sentence or to a combination adult / DYS sentence.³⁰

Adjudications in juvenile court under the youthful offender law were treated separately from other juvenile adjudications. Adjudications under the youthful offender law which resulted in the imposition of an adult sentence by the juvenile court were not included as convictions or sentencing events for the purposes of constructing the sample for the current survey of sentencing practices. For juveniles charged with murder, the cases are heard in adult court. If those cases resulted in a commitment to DYS, the case was not included in the sample. If those cases resulted in an adult sentence, the case was included in the sample.

During FY 2002 there were 307 cases where a defendant sentenced as an adult also had a prior adjudication under the youthful offender law that could affect the classification of the defendant into a criminal history group. Adjudications under the youthful offender law were classified as to the type of sentence imposed: adult sentence, combination adult/DYS sentence, or DYS sentence. For some records, the disposition information on multiple records was used to assign the sentence type.

- all adjudications under the youthful offender act for offenses classified in levels 7, 8, or 9 were counted as convictions for purposes of classifying the defendant into one of five criminal history groups;
- adjudications under the youthful offender act for which an adult sentence was imposed for offenses classified in levels 1 through 6 as convictions were counted for purposes of classifying the defendant into one of five criminal history groups; and,
- adjudications under the youthful offender act for which a combination adult/DYS sentence or a DYS sentence was imposed for an offense classified in levels 1 through 6 were not counted for purposes of criminal history group classification.

In evaluating the youthful offender criminal record a set of assumptions parallel to the adult model were followed: only those offenses resulting in an adjudication as a youthful offender were considered; an incident based approach was applied to counting adjudications (only one adjudication per arraignment event); and, the most serious charge

³⁰ St. 1996, c. 200 was effective for offenses committed on or after October 1, 1996 except for juveniles charged with murder. For these individuals the effective date of the law was July 27, 1996.

for which the juvenile was adjudicated at each arraignment event counts towards the criminal history. Some further assumptions used in the construction of the youthful offender criminal history model include:

- the disposition date of the youthful offender adjudication was considered and had to be prior to the disposition of the adult record;
- there was no constraint on the types of offenses that could be indicted as youthful offenders;
- descriptive information available in the record was considered in assigning the offense seriousness level;
- adjudicated cases with the same arraignment date were assigned to the same sentence type in a hierarchical fashion (adult, combination, DYS);
- cases were assigned to the adult sentence group if there was any term of incarceration that was committed, including split sentences or incarcerations that occurred as the result of a violation of probation;
- cases were assigned to the combination sentence group if there was any term of incarceration that was suspended; and,
- cases were assigned to the DYS sentence group if there was a committed or suspended term to DYS, probation with no term, or delinquent filed.

Sentencing Guidelines Grid Assignment

Consistent with the classification under proposed guidelines, most cases were assigned to the sentencing guidelines grid. Those cases assigned to the sentencing guidelines grid include all cases where the sentencing guidelines grid would have been considered if the sentencing guidelines had been enacted along with those defendants convicted of murder. Those cases not assigned to the sentencing guidelines grid include convictions for OUI offenses, mandatory firearms offenses, and offenses for which a sentence of imprisonment is not provided by statute. In constructing the FY 1999 Survey of Sentencing Practices data base the grid assignment of certain offenses was modified. All data from the period FY 1994 to FY 1998 were restated to be consistent with these changed definitions.

Sentencing for the offense of murder would not be changed under the proposed sentencing guidelines. However, murder is used to illustrate level 9 on the sentencing guidelines grid and those defendants convicted of murder have been included as level 9 for purposes of statistical reporting in this survey of sentencing practices.

The method should not be considered a comprehensive compilation of OUI sentencing. Many first offense OUI cases are disposed of through a CWOFF and thus were not included

in this sample. The method should not be considered a comprehensive compilation of sentencing for non-jailable offenses. Many charges and convictions for non-jailable offenses were not systematically included as part of the CARI database.

For each case assigned to the sentencing guidelines grid, the intersection of the offense seriousness level and criminal history group constitutes the grid cell for the defendant. Each of the grid cells is further assigned to one of three sentencing zones: incarceration, discretionary, or intermediate sanctions.

A number of cases were placed in an unassigned level of offense seriousness. These cases involve convictions for offenses for which the commission recommended that the offense seriousness level be contingent on the associated criminal activity. Convictions involving an attempt, conspiracy, or accessory are placed into this unassigned level of offense seriousness category.

Truth-in-Sentencing Definition

During FY 2002, defendants were sentenced under the provisions of the old law (pre-truth-in-sentencing reform) and the new law (post-truth-in-sentencing reform). The law under which a defendant was sentenced is based on the date on which the offense occurred. The date of offense is not available in the CARI database upon which the survey of sentencing practices was based. The method used to estimate the sentencing law applicable in an individual case involved an evaluation of the arraignment date, court department, and sentence imposed:

- cases sentenced in the superior court with an arraignment date prior to September 1, 1994 were assumed to be an old law cases;
- cases sentenced in the superior court with an arraignment date of September 1, 1994 or later were assumed to be new law cases;
- cases sentenced in the district court with an arraignment date prior to July 1, 1994 were assumed to be old law cases;
- cases sentenced in district court with an arraignment date of July 1, 1994 or later were assumed to be new law cases;
- for cases sentenced to state prison for 12 months or less, superior court arraignment dates prior to September 1, 1994, and related district court arraignment dates of July 1, 1994 or later were assumed to be new law cases; and,
- for all courts and arraignment dates, reformatory sentences, suspended state prison sentences, and state prison / split sentences were assumed to be old law cases.

Throughout the narrative the term old law refers to cases sentenced under the pre-truth-in-sentencing reform statutes and the term new law refers to cases sentenced under post-truth-in-sentencing statutes.

Court Department

All convictions were assigned to one of two court departments, district court or superior court, based on the court associated with the conviction of the governing offense.

District Court. Boston Municipal Court is included in the district court category. During FY 2002 a number of convictions occurred in Jury-of-Six sessions. These convictions were included in the district court category.

Juvenile Court. There were a number of adult defendants convicted in juvenile court during the sampling frame. These convictions were most often associated with the charge of failure to send child to school or contributing to delinquency. These convictions were included in the district court category.

Adjudications under the youthful offender law which result in the imposition of an adult sentence by the juvenile court were not included as convictions for the purposes of constructing the sample for the current survey of sentencing practices.

Federal Court. Criminal charges disposed of in a federal district court located in Massachusetts are generally included as a part of the CARI database. These dispositions are not included in defining the sentencing event, even if the charge was disposed of and resulted in a conviction during the sampling period. These dispositions were included in assessing the criminal history of defendants.

Jurisdiction

All sentences to incarceration were assigned to the jurisdiction of the DOC or to the jurisdiction of a house of correction. All house of correction sentences and house of correction / split sentences were assumed to be within the jurisdiction of a house of correction. All life sentences, state prison sentences, and other DOC sentences were assumed to be within the jurisdiction of the DOC. During FY 2002, some female defendants with house of correction sentences were in the custody of the DOC at the correctional facility for females. For purposes of the statistical analysis, these female defendants were considered within the jurisdiction of a house of correction.

For certain offenses, such as manslaughter, when imposing a sentence of incarceration, a superior court judge may sentence a defendant to the jurisdiction of a house of correction or to the jurisdiction of the DOC. For other offenses, such as Robbery, a superior court judge, when imposing a sentence of incarceration, may only sentence a defendant to the jurisdiction of the DOC. Finally, for other offenses, such as Assault & Battery, a superior court judge, when imposing a sentence of incarceration may only sentence a defendant to the jurisdiction of a house of correction. Subsequent to truth-in-sentencing reform, district court judges, when imposing a sentence of incarceration, can only impose a sentence to a house of correction. Prior to truth-in-sentencing reform, district court judges could impose reformatory sentences. In FY 2002 there were no district court incarceration sentences to the jurisdiction of the DOC.

Comparison of Existing Sentencing and Proposed Sentencing Guidelines

The actual sentence imposed was compared to the sentencing guidelines range for all cases assigned to the sentencing guidelines grid in order to estimate whether the sentence was below the guideline range, within the guideline range, or above the guideline range. The method used to assign the cases was:

- all incarceration sentences imposed in the intermediate sanction zone were considered above the range and all non-incarceration sentences imposed in the incarceration zone were considered below the range;
- for incarceration sentences in the discretionary zone and the incarceration zone the length of the sentence was compared with the sentencing range using the following method:
 - all life sentences at offense level 9 and grid cell “8E” were considered to be within the range and all other life sentences were considered to be above the range;
 - the minimum sentence of all “old law” state prison sentences was compared to the range;
 - the maximum sentence of all “new law” state prison sentences was compared to the range;
 - the committed portion of all state prison / split sentences was compared to the range;
 - the sentence length of all house of correction sentences was compared to the range;
 - the committed portion of all house of correction / split sentences was compared to the range

- the comparative analysis was not completed for 432 individuals. Excluded from the comparative analysis were all reformatory sentences, all cases not assigned to an offense seriousness level, all incarceration sentences with missing sentence length, and defendants convicted of six offenses where statutory minimum incarceration sentences might be imposed (home invasion, armed assault in dwelling, armed burglary, child pornography (level 6), distribution of paraphernalia, and drug for sexual intercourse);
- in all cases where the sentence length was compared to the range the sentence length was not truncated or rounded prior to making the comparison. Thus, a “new law” state prison sentence of 5 years to 5 years and 1 day imposed in grid cell “6A” was considered an upward departure based on the maximum sentence being 1 day over the upper limit of the range; and,
- beginning with the FY 2000 sample, all cases convicted in the district court and assigned to a grid cell with a lower limit of more than 30 months were considered to have a grid cell range of 20 to 30 months.

Post-Release Probation Supervision

For those sentencing events for which a life sentence, state prison sentence, reformatory sentence, or house of correction sentence was imposed for the governing offense, any remaining charges for which the defendant was convicted were evaluated to determine if a probation sentence, state prison / split sentence or house of correction / split sentence was also imposed as part of that sentencing event. Incarceration sentences were only considered to have a period of post-release probation supervision if the sentences were imposed as part of the same sentencing event. The offense seriousness level for incarceration sentences involving a period of post-release probation supervision was taken from the governing offense which is that offense associated with the incarceration portion of the sentence, regardless of the relative offense seriousness level of the offense associated with any other sentences.

Demographic Characteristics

Offender demographics characteristics (gender, age, race, and place of birth) were collected from the offender identification section of the CARI database. The CARI database maintains multiple identification records to capture multiple identification information reported by the defendant (e.g. aliases and dates of birth). Where multiple identification records were available for a particular defendant, those records were scanned for completeness of demographic information. Among those records with complete demographic information, that record with the oldest recorded date of birth was used, that is the date of birth which makes the offender appear to be older. Using this data collection method, date of birth and gender were available for 100.0% of convicted defendants.

Race was not universally available. All of the tables contain in the report include those defendants for whom race is missing in the statistical tabulations. Table 37 shows the availability of defendant race by month of disposition, sentence type, county of conviction, court department, and gender.

Place of birth was collected from the open text field in the CARI database and was not universally available. Place of birth does not indicate either the citizenship status or the immigration status of the defendant.

- For defendants born in Massachusetts, place of birth was assigned to a specific city or town and county. The source of city and town names and associated county designations was the “Massachusetts Counties, Cities and Towns” and “Unincorporated and Unofficial Names of Massachusetts Communities” lists maintained by the Secretary of the Commonwealth.³¹ In some cases, defendants were assigned to Massachusetts, where no city or town was specified.
- For defendants born in another state or U.S. territory, the place of birth was assigned to the state or territory. States and U.S. territories were further grouped by regions using the definitions of the U.S. Census Bureau.³²
- For defendants born outside of the United States, the name assigned to the country was taken from the list of independent states of the world maintained by the U.S.

³¹ These lists are available at <http://www.state.ma.us/sec/ele/elecct/cctidx.htm> and <http://www.state.ma.us/sec/cis/cisuno/unoidx.htm>.

³² U.S. Census Bureau, *Census 2000 Geographic Terms and Concepts*, page A-27.

Department of State.³³ The short form name of the country was used in all statistical tables. All countries were further assigned to a geographic region consistent with the assignments made by the U.S. Department of State. In some cases defendants were assigned to a geographic region where no country was specified (e.g. Africa, West Indies, Central America, Asia, or South America). For some islands in the Western Hemisphere where the geographic region would change for European protectorates or departments of France, the protectorate or department name was maintained and the case was retained in the Western Hemisphere classification.

³³ Bureau of Intelligence and Research, U.S. Department of State, *Independent States in the World*, <http://www.state.gov/s/inr/rls/4250.htm>.

Table 37. Availability of Defendant Race by Selected Defendant Characteristics

Defendant Characteristic	Race Known		Race Unknown		Total	
	N	%	N	%	N	%
Disposition Month						
July 2001	4,385	97.6%	106	2.4%	4,491	100.0%
August 2001	5,032	97.7%	118	2.3%	5,150	100.0%
September 2001	4,635	97.7%	110	2.3%	4,745	100.0%
October 2001	5,559	97.9%	119	2.1%	5,678	100.0%
November 2001	5,125	98.3%	91	1.7%	5,216	100.0%
December 2001	4,508	98.1%	86	1.9%	4,594	100.0%
January 2002	5,383	97.8%	123	2.2%	5,506	100.0%
February 2002	4,698	97.4%	126	2.6%	4,824	100.0%
March 2002	5,109	97.9%	107	2.1%	5,216	100.0%
April 2002	5,068	98.1%	97	1.9%	5,165	100.0%
May 2002	5,247	97.7%	126	2.3%	5,373	100.0%
June 2002	4,548	97.9%	98	2.1%	4,646	100.0%
Total	59,297	97.8%	1,307	2.2%	60,604	100.0%
Sentence Group						
Life	58	92.1%	5	7.9%	63	100.0%
State Prison	1,337	96.5%	49	3.5%	1,386	100.0%
Other DOC	7	87.5%	1	12.5%	8	100.0%
House	11,132	97.9%	235	2.1%	11,367	100.0%
House / split	5,757	99.1%	55	0.9%	5,812	100.0%
Probation	30,017	98.6%	433	1.4%	30,450	100.0%
Fine	7,540	95.3%	370	4.7%	7,910	100.0%
Other	3,449	95.6%	159	4.4%	3,608	100.0%
Total	59,297	97.8%	1,307	2.2%	60,604	100.0%
County						
Barnstable	2,229	98.4%	36	1.6%	2,265	100.0%
Berkshire	1,542	99.4%	10	0.6%	1,552	100.0%
Bristol	5,651	97.9%	122	2.1%	5,773	100.0%
Dukes	158	97.5%	4	2.5%	162	100.0%
Essex	7,229	98.6%	105	1.4%	7,334	100.0%
Franklin	949	99.7%	3	0.3%	952	100.0%
Hampden	6,598	97.8%	147	2.2%	6,745	100.0%
Hampshire	1,214	99.1%	11	0.9%	1,225	100.0%
Middlesex	8,258	97.7%	192	2.3%	8,450	100.0%
Nantucket	64	100.0%	-	0.0%	64	100.0%
Norfolk	3,581	98.4%	58	1.6%	3,639	100.0%
Plymouth	4,008	99.1%	37	0.9%	4,045	100.0%
Suffolk	8,281	98.0%	167	2.0%	8,448	100.0%
Worcester	9,535	95.8%	415	4.2%	9,950	100.0%
Total	59,297	97.8%	1,307	2.2%	60,604	100.0%
Court Department						
District	56,296	97.9%	1,220	2.1%	57,516	100.0%
Superior	3,001	97.2%	87	2.8%	3,088	100.0%
Total	59,297	97.8%	1,307	2.2%	60,604	100.0%
Gender						
Female	8,697	97.2%	252	2.8%	8,949	100.0%
Male	50,600	98.0%	1,055	2.0%	51,655	100.0%
Total	59,297	97.8%	1,307	2.2%	60,604	100.0%

APPENDIX B. ADDITIONAL STATISTICAL TABLES

The first table in this appendix presents additional information about defendants convicted of the offense of distribution of controlled substance in a school zone. The second table presents additional detailed information on defendant place of birth. The next seven tables present additional detailed information on the governing offenses of convicted defendants from the survey of sentencing practices.

School Zone Offenders

The most frequently occurring mandatory drug offense was distribution in a school zone, with 297 convictions, or 44.3% of all mandatory drug convictions. A sentence for distribution within a school zone is required to be a minimum of two years to be served from & after the sentence for the underlying drug offense. The method employed in the current analysis considers distribution within a school zone to be the governing offense only when the sentence imposed for the distribution within a school zone charge was longer than the sentence imposed for the underlying drug charge. Therefore, there were additional offenders convicted of distribution in a school zone. Table 38 shows some additional information on those offenders convicted of school zone offenses.

The first portion of the table considers all defendants convicted of one or more charges for distribution within a school zone whether the school zone charge was the governing offense or some other offense. As indicated in this table:

- There were 297 defendants for whom the school zone offense was the governing offense; and,
- There were 59 defendants who had one or more convictions of school zone for whom the school zone offense was not the governing offense, because the sentence received on the other offense was longer than the sentence imposed for the school zone offense:
 - 39 had a mandatory drug offense as the governing offense; and,
 - 20 had some other offense as the governing offense.

The second portion of the table considers the nature of the underlying drug offense and the sentence imposed for that offense for those 356 defendants with one or more convictions of distribution in a school zone. Of these 356 defendants:

- the underlying drug offense was a mandatory drug offense for 42 defendants; and,

- the underlying drug offense was a non-mandatory drug offense for 314 defendants.
- 292 had a house of correction sentence imposed for the underlying drug offense and of these sentences 175 were for 1 day;
- 63 had a state prison sentence imposed for the underlying drug offense; and,
- 1 had some other sentence imposed for the underlying drug offense.

The final portion of the table shows the racial composition of the 356 school zone defendants.

Place of Birth

Table 39 shows detailed place of birth information for those defendants born outside of Massachusetts. The information is shown by geographic region and then alphabetically by geographic name.

Incarceration Status

Table 40 shows incarceration status by governing offense for all convicted defendants assigned to the sentencing guidelines grid. Offenses are shown in descending order of offense seriousness level. For each offense, the total number of convicted defendants, the number of incarcerated defendants, and the incarceration rate are shown. The same information is shown for each criminal history group.

For example, the offense of Indecent A&B On Child is a level 5 offense. A total of 182 defendants were convicted of this offense including 118 in criminal history group A, 32 in criminal history group B, 20 in criminal history group C, 12 in criminal history group D, and none in criminal history group E. Of the 182 convicted defendants, a total of 109 received a sentence of incarceration, for an overall incarceration rate of 60%. Of the 118 defendants in criminal history group A, a total of 58 received a sentence of incarceration, for an incarceration rate of 49%; of the 32 defendants in criminal history group B, a total of 22 received a sentence of incarceration for an incarceration rate of 69%; of the 20 defendants in criminal history group C, 18 received a sentence of incarceration for an incarceration rate of 90%; and of the 12 defendants in criminal history group D, 11 received a sentence of incarceration, for an incarceration rate of 92%.

Table 41 shows the same information for defendants convicted in district court. For example, as indicated in Table 41, there were a total of 132 convictions for Indecent A&B

on Child in the district court. Of these 132 convictions, 71 resulted in a sentence to incarceration for an overall incarceration rate of 54%. The number of convicted defendants, the number of incarcerated defendants, and the incarceration rate is also shown for each criminal history group.

Table 42 shows the same information for defendants convicted in superior court. As indicated in Table 42, there were a total of 50 convictions for Indecent A&B on Child in the superior court. Of these 50 convictions, 38 resulted in a sentence to incarceration for an overall incarceration rate of 76%. As in the previous two tables, the number of convicted defendants, the number of incarcerated defendants, and the incarceration rate is also shown for each criminal history group.

State Prison Sentences

Table 43 and Table 44 show sentence length information for those defendants sentenced to the state prison by governing offense and grid cell assignment. In Table 43 the total number of convicted defendants, the mean minimum sentence, and the median minimum sentence are shown. For example, for the offense of armed assault w/i murder, a level 7 offense, there were 28 defendants sentenced to the state prison in FY 2002. The mean minimum state prison sentence for armed assault w/i murder was 66.4 months and the median minimum sentence for armed assault w/i murder was 60.0 months.

In Table 44 the total number of convicted defendants, the mean maximum sentence, and the median maximum sentence are shown. Again, using the example of the offense of armed assault w/i murder, a level 7 offense, there were a total of 28 defendants convicted of armed assault w/i murder and sentenced to the state prison. The mean maximum sentence for armed assault w/i murder was 81.9 months and the median sentence for armed assault w/i murder was 60.0 months.

House of Correction Sentences

Table 45 shows sentence length information for those defendants who were sentenced to a period of incarceration in a house of correction. The table includes defendants convicted in district court and superior court. The table includes defendants who received a house of correction sentence or a house of correction / split sentence. For defendants receiving a house of correction sentence, the maximum sentence length is used in the analysis and for defendants serving house of correction / split sentences, the split or committed portion of the sentence is used in the analysis. There were 159 cases where sentence length information was not available. These cases were excluded from the analysis.

The table shows the total number of convicted defendants, the mean sentence and the median sentence. For example, the offense Possession of Burglarious Tools is a level 3 offense. There were 72 defendants convicted of this offense and sentenced to a term of incarceration in a house of correction. The mean house of correction sentence was 8.4 months and the median house of correction sentence was 6.0 months. The number of convicted defendants and the mean and median sentence length are also shown for each criminal history group.

Type of Offense

Table 46 shows information on incarceration rates by type of offense. All offenses were assigned to a type of offense: person, sex, property, drug, motor vehicle, weapons, public order, and other. As indicated in Table 46:

- there were 12,189 defendants convicted of person offenses with an incarceration rate of 43%;
- there were 667 defendants convicted of sex offenses with an incarceration rate of 64%;
- there were 557 defendants convicted of weapons offenses with an incarceration rate of 44%;
- there were 12,084 defendants convicted of property offenses with an incarceration rate of 36%;
- there were 9,310 defendants convicted of drug offenses with an incarceration rate of 42%;
- there were 11,837 defendants convicted of motor vehicle offenses with an incarceration rate of 19%;
- there were 2,569 defendants convicted of other offenses with an incarceration rate of 26%; and,
- there were 2,975 defendants convicted of public order offenses with an incarceration rate of 16%.

**Table 38. Mandatory Drug Offenses: Selected Characteristics of Defendants
Convicted of Distribution in School Zone by Court Department**

	District Court		Superior Court		All Courts	
	N	%	N	%	N	%
Governing Offense						
Governing Offense: School Zone	178	99.4%	119	67.2%	297	83.4%
Governing Offense: Other Mandatory Drug	0	0.0%	39	22.0%	39	11.0%
Governing Offense: All Other Offenses	1	0.6%	19	10.7%	20	5.6%
Total	179	100.0%	177	100.0%	356	100.0%
Underlying Offense of Conviction						
Trafficking Cocaine 14-28 grams	0	0.0%	5	2.8%	5	1.4%
Trafficking Cocaine 28-100 grams	0	0.0%	5	2.8%	5	1.4%
Trafficking Cocaine 100-200 grams	0	0.0%	3	1.7%	3	0.8%
Trafficking Cocaine 200+ grams	0	0.0%	1	0.6%	1	0.3%
Trafficking Heroin 28-100 grams	0	0.0%	2	1.1%	2	0.6%
Distribution Class A	89	49.7%	78	44.1%	167	46.9%
Distribution Class A, 2nd Offender	0	0.0%	4	2.3%	4	1.1%
Distribution Class B	69	38.5%	52	29.4%	121	34.0%
Distribution Class B, 2nd Offender	0	0.0%	5	2.8%	5	1.4%
Distribution Cocaine / Mandatory	0	0.0%	15	8.5%	15	4.2%
Distribution Cocaine / 2nd	0	0.0%	2	1.1%	2	0.6%
Distribution Class C	1	0.6%	0	0.0%	1	0.3%
Distribution Class D	20	11.2%	4	2.3%	24	6.7%
Distribution Class E	0	0.0%	1	0.6%	1	0.3%
Total	179	100.0%	177	100.0%	356	100.0%
Sentence Imposed / Underlying Drug Offense						
Non-incarcerative Sentence	0	0.0%	1	0.6%	1	0.3%
House of Correction Sentence						
1 Day	117	65.4%	58	32.8%	175	49.2%
2 Days to 5 Months	10	5.6%	8	4.5%	18	5.1%
6 Months to 11 Months	19	10.6%	10	5.6%	29	8.1%
12 Months to 17 Months	23	12.8%	16	9.0%	39	11.0%
18 Months to 23 Months	0	0.0%	4	2.3%	4	1.1%
24 Months or More	10	5.6%	17	9.6%	27	7.6%
Sub-Total	179	100.0%	113	63.8%	292	82.0%
State Prison Sentence	0	0.0%	63	35.6%	63	17.7%
Total	179	100.0%	177	100.0%	356	100.0%
Defendant Race						
White	35	19.6%	16	9.0%	51	14.3%
Black	48	26.8%	41	23.2%	89	25.0%
Hispanic	95	53.1%	118	66.7%	213	59.8%
Other	1	0.6%	1	0.6%	2	0.6%
Unknown	0	0.0%	1	0.6%	1	0.3%
Total	179	100.0%	177	100.0%	356	100.0%

Table 39. Defendant Place of Birth, Specific States, U.S Territories, and Countries by Geographic Region

Northeast		South		West		Western Hemisphere	
Connecticut	923	Alabama	289	Alaska	20	Antigua and Barbuda	6
Maine	304	Arkansas	45	Arizona	58	Argentina	4
New Hampshire	455	Delaware	44	California	486	Aruba	2
New Jersey	643	District of Columbia	83	Colorado	49	Bahamas, the	5
New York	2,593	Florida	446	Hawaii	17	Barbados	40
Pennsylvania	412	Georgia	276	Idaho	7	Belize	4
Rhode Island	893	Kentucky	60	Montana	10	Bermuda	8
Vermont	155	Louisiana	101	Nevada	25	Bolivia	10
Sub-total	6,378	Maryland	122	New Mexico	15	Brazil	278
		Mississippi	122	Oregon	15	British Virgin Islands	1
Midwest		North Carolina	350	Utah	9	Canada	118
Illinois	229	Oklahoma	29	Washington	44	Cayman Islands	1
Indiana	51	South Carolina	191	Wyoming	7	Central America	1
Iowa	28	Tennessee	85	Sub-total	762	Chile	7
Kansas	37	Texas	172			Colombia	118
Michigan	157	Virginia	294	U.S. Territory		Costa Rica	16
Minnesota	26	West Virginia	37	American Samoa	1	Cuba	53
Missouri	52	Sub-total	2,746	Guam	2	Dominica	2
Nebraska	8			Puerto Rico	5,036	Dominican Republic	708
North Dakota	8			U.S. Virgin Islands	64	Ecuador	26
Ohio	172			Sub-total	5,103	El Salvador	221
South Dakota	8					Grenada	2
Wisconsin	56					Guatemala	218
Sub-total	832					Guyana	13
						Haiti	264
						Honduras	101
						Jamaica	198
						Mexico	108
						Nicaragua	7
						Panama	20
						Peru	28
						Saint Kitts and Nevis	1

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Saint Lucia	3	Portugal	334	Africa		Near East	
St Vincent and the Grenadines	4	Romania	3	Africa - No Country Specified	41	Algeria	13
South America (none specified)	8	Russia	64	Angola	23	Egypt	5
St Martin	1	Serbia and Montenegro	2	Botswana	1	Iran	7
Trinidad and Tobago	68	Spain	13	Cameroon	5	Israel	9
Uruguay	12	Sweden	1	Cape Verde	272	Jordan	5
Venezuela	16	Turkey	4	Congo (Kinshasa)	5	Kuwait	6
West Indies (none specified)	9	Ukraine	30	Cote D'ivoire	2	Lebanon	29
Sub-total	2,710	United Kingdom	83	Djibouti	1	Morocco	21
		Uzbekistan	2	Ethiopia	3	Saudi Arabia	3
Europe and Eurasia		Sub-total	960	Ghana	26	Syria	2
Albania	14			Guinea-Bissau	1	United Arab Emirates	1
Armenia	2	East Asia and Pacific		Kenya	22	Sub-total	101
Austria	1	Australia	7	Liberia	22		
Belgium	7	Cambodia	92	Malawi	2	South Asia	
Bosnia and Herzegovina	8	China	26	Nigeria	20	Afghanistan	2
Bulgaria	1	Indonesia	4	Senegal	2	Bangladesh	1
Croatia	2	Japan	23	Sierra Leone	3	India	17
Cyprus	1	Korea, South	37	Somalia	3	Nepal	2
Czech Republic	5	Laos	37	South Africa	5	Pakistan	11
Denmark	3	New Zealand	2	Sudan	2	Sub-total	33
Finland	1	Philippines	23	Tanzania	6		
France	22	Taiwan	2	Togo	2		
Germany	139	Thailand	64	Uganda	8		
Greece	35	Tonga	1	Zimbabwe	3		
Hungary	1	Vietnam	176	Sub-total	480		
Ireland	50	Sub-total	494				
Italy	56						
Kazakhstan	1						
Kyrgyzstan	1						
Latvia	1						
Lithuania	3						
Malta	1						
Monaco	1						
Netherlands	6						
Poland	62						

Table 40. Governing Offense by Grid Cell Assignment and Incarceration Status, All Courts

Level	Governing Offense	All Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
9	Murder	22	17	7	10	1	57	22	17	7	10	1	57	100%	100%	100%	100%	100%	100%
9	Sub-Total	22	17	7	10	1	57	22	17	7	10	1	57	100%	100%	100%	100%	100%	100%
8	Manslaughter	16	14	6	0	1	37	16	14	6	0	1	37	100%	100%	100%		100%	100%
8	Armed Assault In Dwell House	0	1	0	0	0	1	0	1	0	0	0	1		100%				100%
8	Rape, Aggravated	7	6	3	2	0	18	7	6	3	2	0	18	100%	100%	100%	100%		100%
8	Rape Of Child w/Force	17	5	4	5	0	31	16	5	4	5	0	30	94%	100%	100%	100%		97%
8	Armed Robbery Gun 2nd	0	0	0	1	0	1	0	0	0	1	0	1				100%		100%
8	Firearmed Assault w/i Murder	4	4	2	3	0	13	4	4	2	2	0	12	100%	100%	100%	67%		92%
8	Home Invasion	4	1	1	1	0	7	3	1	1	1	0	6	75%	100%	100%	100%		86%
8	Kidnapping Sexual Assault	0	1	0	0	0	1	0	1	0	0	0	1		100%				100%
8	Burglary, Armed	0	0	1	4	0	5	0	0	1	4	0	5			100%	100%		100%
8	Traffic Cocaine 200+	2	2	0	0	0	4	2	2	0	0	0	4	100%	100%				100%
8	Sub-Total	50	34	17	16	1	118	48	34	17	15	1	115	96%	100%	100%	94%	100%	97%
7	Murder, Attempted	1	0	1	0	0	2	0	0	1	0	0	1	0%		100%			50%
7	Mayhem	6	2	1	4	0	13	6	2	0	4	0	12	100%	100%	0%	100%		92%
7	A&B Child w/Injury Substantial	2	2	0	1	0	5	2	2	0	1	0	5	100%	100%		100%		100%
7	Rape	7	3	7	4	0	21	7	2	6	3	0	18	100%	67%	86%	75%		86%
7	Assault w/I Rape 2nd	0	0	0	0	1	1	0	0	0	0	1	1				100%		100%
7	Assault w/i Rape Child	4	0	0	0	0	4	4	0	0	0	0	4	100%					100%
7	Incest	1	2	0	0	0	3	0	2	0	0	0	2	0%	100%				67%
7	Drug for Sexual Intercourse	0	0	0	1	0	1	0	0	0	1	0	1				100%		100%
7	Armed Robbery Gun	18	13	19	17	0	67	14	13	19	17	0	63	78%	100%	100%	100%		94%
7	Armed Assault w/i Murder	11	4	7	8	0	30	10	4	6	8	0	28	91%	100%	86%	100%		93%
7	Carjacking, Armed	3	0	1	1	0	5	2	0	1	1	0	4	67%		100%	100%		80%
7	Kidnapping Firearm Armed	1	1	0	0	0	2	1	1	0	0	0	2	100%	100%				100%
7	Confine And Put In Fear	4	1	1	1	0	7	4	1	1	1	0	7	100%	100%	100%	100%		100%
7	Traffic Heroin 028-100	2	1	1	0	0	4	2	1	1	0	0	4	100%	100%	100%			100%
7	Traffic Cocaine 100-200	11	7	1	2	0	21	11	7	1	2	0	21	100%	100%	100%	100%		100%
7	Sub-Total	71	36	39	39	1	186	63	35	36	38	1	173	89%	97%	92%	97%	100%	93%

Level	Governing Offense	All Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
6	Manslaughter	6	3	0	0	0	9	5	3	0	0	0	8	83%	100%				89%
6	A&B Elderly / Disabled Ser Injury	0	1	0	1	0	2	0	1	0	1	0	2		100%		100%		100%
6	A&B Dangerous Weapon	16	12	17	19	2	66	16	12	17	19	2	66	100%	100%	100%	100%	100%	100%
6	Assault T o Kill or Maim	5	1	1	1	0	8	4	1	1	1	0	7	80%	100%	100%	100%		88%
6	Rape O f Child	70	19	13	10	0	112	50	17	11	10	0	88	71%	89%	85%	100%		79%
6	Assault w/i Rape	3	1	2	2	0	8	2	1	2	1	0	6	67%	100%	100%	50%		75%
6	Indecent A&B Mentally Retarded	1	0	1	0	0	2	0	0	0	0	0	0	0%		0%			0%
6	Child Pornography	2	0	0	0	0	2	1	0	0	0	0	1	50%					50%
6	Robbery Unarmed + 60	3	3	0	6	0	12	1	2	0	4	0	7	33%	67%		67%		58%
6	Armed Robbery	47	43	48	57	0	195	26	30	42	56	0	154	55%	70%	88%	98%		79%
6	Armed Assault w/i Rob	13	11	5	3	0	32	5	7	5	3	0	20	38%	64%	100%	100%		63%
6	Armed Aslt w/i Rob Over 65	0	0	0	1	0	1	0	0	0	1	0	1				100%		100%
6	Carjacking	5	3	6	3	0	17	4	3	6	3	0	16	80%	100%	100%	100%		94%
6	Kidnapping	0	2	2	3	0	7	0	2	2	3	0	7		100%	100%	100%		100%
6	Burning Dwelling House	12	7	4	1	0	24	3	6	3	1	0	13	25%	86%	75%	100%		54%
6	Distribute Class A 2nd	0	0	6	7	0	13	0	0	6	7	0	13			100%	100%		100%
6	Distribute Cocaine 2nd	0	1	4	0	1	6	0	1	4	0	1	6		100%	100%		100%	100%
6	Traffic Heroin 014-028	9	4	2	1	0	16	9	4	2	1	0	16	100%	100%	100%	100%		100%
6	Traffic Cocaine 028-100	30	20	11	6	0	67	30	20	11	6	0	67	100%	100%	100%	100%		100%
6	Induce M inor To D istribute	1	1	1	0	0	3	1	1	1	0	0	3	100%	100%	100%			100%
6	MV Hom icide - OUI Felony	9	1	0	1	0	11	9	1	0	1	0	11	100%	100%		100%		100%
6	Possess Explosive Device	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
6	Sub-Total	233	133	123	122	3	614	166	112	113	118	3	512	71%	84%	92%	97%	100%	83%
5	A&B Child w/Injury	23	12	5	6	0	46	9	6	2	3	0	20	39%	50%	40%	50%		43%
5	Indecent A &B On Child	118	32	20	12	0	182	58	22	18	11	0	109	49%	69%	90%	92%		60%
5	Unnatural Acts Child	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
5	Robbery Unarmed	21	10	13	32	0	76	8	7	9	28	0	52	38%	70%	69%	88%		68%
5	Intimidation	129	193	138	97	0	557	28	73	75	69	0	245	22%	38%	54%	71%		44%
5	Stalking Violation of Rest. Order	0	3	0	3	0	6	0	3	0	3	0	6		100%		100%		100%
5	Stalking 2nd	0	0	0	2	0	2	0	0	0	2	0	2				100%		100%
5	Common & Notorious Thief	2	0	0	2	0	4	1	0	0	2	0	3	50%			100%		75%
5	Burglary	4	3	3	8	0	18	3	3	3	7	0	16	75%	100%	100%	88%		89%
5	Gaming Enterprise	0	1	0	0	0	1	0	0	0	0	0	0		0%				0%
5	Distribute Class B 2nd	0	9	9	3	0	21	0	9	9	3	0	21		100%	100%	100%		100%
5	Traffic Cocaine 014-028	41	24	13	9	0	87	41	24	13	9	0	87	100%	100%	100%	100%		100%
5	Perjury or Suborn	5	1	1	0	0	7	1	0	0	0	0	1	20%	0%	0%			14%
5	Sub-Total	344	288	202	174	0	1008	150	147	129	137	0	563	44%	51%	64%	79%		56%

Level	Governing Offense	All Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
4	A&B Elderly / Disabled w/Injury	12	16	8	4	1	41	1	10	5	1	0	17	8%	63%	63%	25%	0%	41%
4	A&B Guard	0	0	3	8	0	11	0	0	2	6	0	8			67%	75%		73%
4	A&B Dangerous Weapon	75	84	61	89	1	310	75	84	61	89	1	310	100%	100%	100%	100%	100%	100%
4	A&B Dangerous Weapon + 60	0	0	1	0	0	1	0	0	1	0	0	1			100%			100%
4	A&B To Collect Loan	0	0	1	0	0	1	0	0	1	0	0	1			100%			100%
4	Indecent A&B	74	35	19	21	0	149	28	25	15	20	0	88	38%	71%	79%	95%		59%
4	Assault w/i Rob	3	2	1	2	0	8	3	2	1	1	0	7	100%	100%	100%	50%		88%
4	Stalking	15	14	7	7	0	43	6	6	6	4	0	22	40%	43%	86%	57%		51%
4	Harassment	4	11	10	4	0	29	1	4	4	2	0	11	25%	36%	40%	50%		38%
4	Larceny More	0	1	1	8	0	10	0	1	1	8	0	10		100%	100%	100%		100%
4	Larceny Person	143	146	90	85	1	465	65	98	59	64	1	287	45%	67%	66%	75%	100%	62%
4	Larceny Person + 65	7	5	3	4	0	19	4	4	1	3	0	12	57%	80%	33%	75%		63%
4	B&E	0	2	13	51	0	66	0	2	13	51	0	66		100%	100%	100%		100%
4	Enter by False Pretense	0	0	1	1	0	2	0	0	0	1	0	1			0%	100%		50%
4	Receiving Stolen Goods MV 2nd	0	2	5	6	0	13	0	2	5	6	0	13		100%	100%	100%		100%
4	Burning Building	3	2	4	3	0	12	2	2	3	3	0	10	67%	100%	75%	100%		83%
4	Burning to Defraud	5	1	0	1	0	7	1	0	0	0	0	1	20%	0%		0%		14%
4	Distribute Class A	397	325	228	215	0	1165	193	221	157	163	0	734	49%	68%	69%	76%		63%
4	Distribute Class B	596	380	240	112	1	1329	203	226	159	85	0	673	34%	59%	66%	76%	0%	51%
4	Distribute Cocaine	46	40	30	14	0	130	46	40	30	14	0	130	100%	100%	100%	100%		100%
4	Traffic Mar 50-100	2	0	0	0	0	2	2	0	0	0	0	2	100%					100%
4	Larceny Cont Sub	4	0	0	0	0	4	1	0	0	0	0	1	25%					25%
4	Giving Prisoner Cont Sub	4	3	3	4	0	14	1	2	3	4	0	10	25%	67%	100%	100%		71%
4	Control Substance School	69	90	77	61	0	297	69	90	77	61	0	297	100%	100%	100%	100%		100%
4	MV Homicide	0	1	0	0	0	1	0	1	0	0	0	1		100%				100%
4	MV Homicide - Reckless	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
4	MV Homicide - OUI	10	0	0	1	0	11	8	0	0	1	0	9	80%			100%		82%
4	Leaving Scene Death	3	0	0	0	0	3	3	0	0	0	0	3	100%					100%
4	OUI Serious Inj. Fel	12	1	4	5	0	22	12	1	4	5	0	22	100%	100%	100%	100%		100%
4	Assault Weapon, Possess	0	3	1	0	0	4	0	3	0	0	0	3		100%	0%			75%
4	Firearm Sale Violation	0	0	0	1	0	1	0	0	0	1	0	1				100%		100%
4	Escape	7	30	27	24	1	89	5	28	22	21	1	77	71%	93%	81%	88%	100%	87%
4	Bribery	4	0	0	0	0	4	1	0	0	0	0	1	25%					25%
4	Extortion	1	2	2	3	0	8	1	2	2	3	0	8	100%	100%	100%	100%		100%
4	Bomb Hoax	0	1	0	1	0	2	0	0	0	1	0	1		0%		100%		50%
4	Disinter Body	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
4	Sub-Total	1498	1197	840	735	5	4275	731	854	632	618	3	2838	49%	71%	75%	84%	60%	66%

Level	Governing Offense	All Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
3	A&B	2018	1710	1137	880	1	5746	450	571	531	549	1	2102	22%	33%	47%	62%	100%	37%
3	A&B Domestic	217	154	129	71	0	571	36	44	68	43	0	191	17%	29%	53%	61%		33%
3	A&B w/I Intimidate	3	2	1	1	0	7	1	0	0	0	0	1	33%	0%	0%	0%		14%
3	A&B Dangerous Weapon	525	384	254	142	0	1305	138	147	129	85	0	499	26%	38%	51%	60%		38%
3	A&B Dangerous Weapon + 60	2	2	2	0	0	6	0	0	2	0	0	2	0%	0%	100%			33%
3	Assault Dangerous Weapon	297	210	178	142	0	827	89	100	104	97	0	390	30%	48%	58%	68%		47%
3	Assault Dangerous Weapon + 60	0	1	0	0	0	1	0	0	0	0	0	0	0%	0%				0%
3	Unnatural Acts	2	5	1	0	0	8	0	1	0	0	0	1	0%	20%	0%			13%
3	Child Pornography Possess	14	0	3	0	0	17	3	0	2	0	0	5	21%		67%			29%
3	Kidnapping	2	0	0	2	0	4	1	0	0	0	0	1	50%			0%		25%
3	Violation Of Civil Rights	2	1	1	2	0	6	0	0	0	2	0	2	0%	0%	0%	100%		33%
3	Restraining Order Violation	322	477	378	285	0	1462	79	172	173	172	0	596	25%	36%	46%	60%		41%
3	Larceny	22	34	27	36	1	120	22	34	27	36	1	120	100%	100%	100%	100%	100%	100%
3	Larceny More	828	628	422	482	0	2360	118	194	175	247	0	734	14%	31%	41%	51%		31%
3	Larceny More + 60	4	0	2	2	0	8	2	0	1	1	0	4	50%		50%	50%		50%
3	Larceny Building	46	46	35	43	0	170	12	22	24	30	0	88	26%	48%	69%	70%		52%
3	Larceny Firearm	4	4	2	0	0	10	1	4	2	0	0	7	25%	100%	100%			70%
3	Larceny MV	76	82	59	91	0	308	28	57	44	71	0	200	37%	70%	75%	78%		65%
3	Embezzlement	7	1	0	1	0	9	4	1	0	0	0	5	57%	100%		0%		56%
3	Credit Card Misuse - More	16	11	4	8	0	39	3	7	3	8	0	21	19%	64%	75%	100%		54%
3	Fraud	21	17	11	4	0	53	1	4	2	3	0	10	5%	24%	18%	75%		19%
3	MV - Sales Violation	0	4	1	0	0	5	0	0	0	0	0	0		0%	0%			0%
3	Possess Burglariou s Tools	56	43	24	48	1	172	11	20	12	32	0	75	20%	47%	50%	67%	0%	44%
3	B&E	503	404	342	375	0	1624	164	215	235	256	0	870	33%	53%	69%	68%		54%
3	Mal Dest Property More	133	107	53	49	1	343	22	30	23	30	0	105	17%	28%	43%	61%	0%	31%
3	Receiving Stolen Goods Over	72	54	36	42	0	204	22	29	20	30	0	101	31%	54%	56%	71%		50%
3	Receiving Stolen Goods MV	203	150	113	121	1	588	56	89	80	97	1	323	28%	59%	71%	80%	100%	55%
3	Receiving Stolen Goods 2nd	0	2	0	4	0	6	0	1	0	4	0	5		50%		100%		83%
3	Forgery And Uttering	201	178	123	135	0	637	21	53	54	72	0	200	10%	30%	44%	53%		31%
3	Counterfeit	6	5	2	1	0	14	0	2	2	1	0	5	0%	40%	100%	100%		36%
3	Burning Property	14	7	5	2	0	28	0	5	3	1	0	9	0%	71%	60%	50%		32%
3	Burning Motor Vehicle	9	2	5	0	0	16	4	1	3	0	0	8	44%	50%	60%			50%
3	Illegal Lottery	1	1	0	0	0	2	0	0	0	0	0	0	0%	0%				0%
3	Gaming Register B ets	2	0	0	0	0	2	1	0	0	0	0	1	50%					50%
3	Possession Class A 2nd	3	10	15	17	0	45	2	7	8	10	0	27	67%	70%	53%	59%		60%
3	Possession Class A Heroin 2nd	1	5	5	7	0	18	1	2	4	5	0	12	100%	40%	80%	71%		67%
3	Possession Class B 2nd	9	21	21	18	0	69	4	12	10	11	0	37	44%	57%	48%	61%		54%
3	Possession Class C 2nd	0	0	0	1	0	1	0	0	0	1	0	1				100%		100%
3	Possession Class D 2nd	35	42	19	8	0	104	3	17	8	1	0	29	9%	40%	42%	13%		28%
3	Distribute Class C	21	12	5	2	0	40	3	8	2	0	0	13	14%	67%	40%	0%		33%
3	Distribute Class D 2nd	3	5	11	3	0	22	2	3	10	3	0	18	67%	60%	91%	100%		82%
3	Distribute Class E 2nd	1	2	0	0	0	3	0	2	0	0	0	2	0%	100%				67%
3	Possession Hypodermic 2nd	0	1	0	2	0	3	0	1	0	1	0	2		100%		50%		67%
3	MV Homicide	29	5	0	0	0	34	13	3	0	0	0	16	45%	60%				47%
3	Leaving Scene Property Damage	489	309	175	109	0	1082	44	74	46	51	0	215	9%	24%	26%	47%		20%

Level	Governing Offense	All Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
3	Leaving Scene Personal Injury	145	49	32	17	0	243	12	19	16	11	0	58	8%	39%	50%	65%		24%
3	Possess Master Key MV	0	1	1	0	0	2	0	1	1	0	0	2		100%	100%			100%
3	OUI Serious Inj. Misd	19	8	1	0	0	28	6	3	1	0	0	10	32%	38%	100%			36%
3	Inducing Minor To Sex	3	0	0	0	0	3	1	0	0	0	0	1	33%					33%
3	Gun Serial Number	1	1	1	0	0	3	0	1	1	0	0	2	0%	100%	100%			67%
3	Firearm Loaded while OUI	4	0	0	0	0	4	0	0	0	0	0	0	0%					0%
3	Nonsupport	11	10	4	2	0	27	4	2	3	0	0	9	36%	20%	75%	0%		33%
3	Interfere Police or Firefighter	4	4	3	1	0	12	1	0	0	0	0	1	25%	0%	0%	0%		8%
3	Failure to Appear Felony	1	0	1	0	0	2	1	0	1	0	0	2	100%		100%			100%
3	Carrying Dangerous Weapon	89	73	55	35	1	253	21	25	40	22	0	108	24%	34%	73%	63%	0%	43%
3	Contempt Of Court	2	1	0	0	0	3	0	1	0	0	0	1	0%	100%				33%
3	Animal Kill or Poison	0	0	1	0	0	1	0	0	1	0	0	1			100%			100%
3	Throw Object On Public Way	3	3	3	1	0	10	0	2	1	1	0	4	0%	67%	33%	100%		40%
3	Sex Offender Fail Register	0	0	4	0	0	4	0	0	0	0	0	0			0%			0%
3	Vandalize - Graves	2	0	0	0	0	2	1	0	0	0	0	1	50%					50%
3	Wiretapping	1	0	0	1	0	2	0	0	0	1	0	1	0%			100%		50%
3	Sub-Total	6504	5288	3707	3193	6	18698	1408	1986	1872	1985	3	7254	22%	38%	50%	62%	50%	39%

Level	Governing Offense	All Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
2	Assault	55	55	38	30	0	178	18	12	15	15	0	60	33%	22%	39%	50%		34%
2	Accost / Annoy Person Opposite Sex	9	2	2	4	0	17	1	0	1	2	0	4	11%	0%	50%	50%		24%
2	Larceny	128	87	76	51	0	342	0	0	1	0	0	1	0%	0%	1%	0%		0%
2	Larceny Less	168	157	99	96	0	520	20	35	31	40	0	126	12%	22%	31%	42%		24%
2	Larceny Less +60	0	1	1	0	0	2	0	0	1	0	0	1		0%	100%			50%
2	Shoplifting	675	549	381	402	2	2009	23	67	86	105	1	282	3%	12%	23%	26%	50%	14%
2	Credit Card Misuse	39	30	26	15	0	110	7	5	8	4	0	24	18%	17%	31%	27%		22%
2	Defrauding Insurer	8	2	3	0	0	13	1	0	1	0	0	2	13%	0%	33%			15%
2	MV - False Report Of Theft	5	1	0	0	0	6	1	1	0	0	0	2	20%	100%				33%
2	Fraud - Identity	13	6	4	6	0	29	1	2	0	5	0	8	8%	33%	0%	83%		28%
2	Defrauding Innkeeper	1	1	0	1	0	3	0	0	0	1	0	1	0%	0%		100%		33%
2	Welfare Violation	7	1	1	1	0	10	1	0	0	1	0	2	14%	0%	0%	100%		20%
2	Failure To Return Leased Prop	21	21	6	8	0	56	3	3	0	2	0	8	14%	14%	0%	25%		14%
2	B&E MV	2	0	2	0	0	4	1	0	0	0	0	1	50%		0%			25%
2	B&E w/i Misdemeanor	43	35	28	23	0	129	11	11	18	9	0	49	26%	31%	64%	39%		38%
2	Property Destruction	288	209	125	86	1	709	33	46	41	36	0	156	11%	22%	33%	42%	0%	22%
2	Tagging Property	17	10	3	0	0	30	3	6	1	0	0	10	18%	60%	33%			33%
2	Receiving Stolen Goods	212	168	123	146	0	649	47	58	62	86	0	253	22%	35%	50%	59%		39%
2	Counterfeit	1	1	0	0	0	2	0	0	0	0	0	0	0%	0%				0%
2	Setting Fire Land	0	2	0	0	0	2	0	0	0	0	0	0		0%	0%			0%
2	Gaming Use of Telephone	7	1	0	0	0	8	0	0	0	0	0	0	0%	0%				0%
2	Fraud - Electric, Phone or Cable	3	0	0	0	0	3	1	0	0	0	0	1	33%					33%
2	Possession Class A	142	185	114	139	0	580	29	47	37	51	0	164	20%	25%	32%	37%		28%
2	Possession Class A Heroin	199	238	155	139	0	731	48	84	72	65	0	269	24%	35%	46%	47%		37%
2	Possession Class B	432	390	213	186	0	1221	75	108	79	72	0	334	17%	28%	37%	39%		27%
2	Possession Class C	15	9	15	8	0	47	3	1	4	4	0	12	20%	11%	27%	50%		26%
2	Possession Class D	461	238	138	89	0	926	51	60	40	29	0	180	11%	25%	29%	33%		19%
2	Possession Class D Marijuana 2nd	32	30	13	4	0	79	4	10	8	2	0	24	13%	33%	62%	50%		30%
2	Distribute Counterfeit Substance	7	10	12	12	0	41	4	7	7	8	0	26	57%	70%	58%	67%		63%
2	Distribute Class D	352	158	65	28	0	603	78	57	27	14	0	176	22%	36%	42%	50%		29%
2	Distribute Class E	9	9	2	5	0	25	0	3	0	2	0	5	0%	33%	0%	40%		20%
2	Possession Hypodermic/Syringe	119	141	100	85	0	445	33	63	52	41	0	189	28%	45%	52%	48%		42%
2	Presence Class A	29	25	17	15	0	86	8	11	7	2	0	28	28%	44%	41%	13%		33%
2	Forge Prescription	44	26	12	22	0	104	5	5	6	11	0	27	11%	19%	50%	50%		26%
2	Distribute Paraphernalia	5	2	2	3	0	12	1	0	1	3	0	5	20%	0%	50%	100%		42%
2	Operate to Endanger	1108	362	190	149	0	1809	63	64	40	63	0	230	6%	18%	21%	42%		13%
2	Use Without Authority	91	65	35	28	0	219	21	24	12	13	0	70	23%	37%	34%	46%		32%
2	Use w/o Authority 2nd	0	0	1	0	0	1	0	0	0	0	0	0			0%			0%
2	Habitual Traffic Offender	42	84	41	39	0	206	11	28	14	25	0	78	26%	33%	34%	64%		38%
2	Racing	5	2	2	1	0	10	0	0	0	0	0	0	0%	0%	0%	0%		0%
2	Operate After Suspension 2nd	328	508	310	258	2	1406	88	233	187	175	1	684	27%	46%	60%	68%	50%	49%
2	Compulsory Insurance Violation	641	413	224	178	1	1457	54	62	57	44	0	217	8%	15%	25%	25%	0%	15%
2	Altering MV ID Number	0	1	0	0	0	1	0	0	0	0	0	0		0%				0%
2	Counterfeit/Alter MV Document	53	39	20	27	0	139	5	10	3	7	0	25	9%	26%	15%	26%		18%
2	False Statement On Application	3	0	1	0	0	4	0	0	0	0	0	0	0%		0%			0%
2	Prostitution	133	157	74	41	0	405	30	56	24	14	0	124	23%	36%	32%	34%		31%

Level	Governing Offense	All Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
2	Induce Female To Prostitution	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
2	Keeping A House Of Ill Fame	2	0	0	0	0	2	0	0	0	0	0	0	0%					0%
2	Open And Gross	59	30	29	15	0	133	22	11	19	7	0	59	37%	37%	66%	47%		44%
2	Obscene Material to Minor	4	3	3	0	0	10	2	0	2	0	0	4	50%	0%	67%			40%
2	Failure To Disperse	3	1	2	1	0	7	0	0	0	0	0	0	0%	0%	0%	0%		0%
2	Firearm Possess w/o Permit	125	66	27	6	0	224	54	46	14	4	0	118	43%	70%	52%	67%		53%
2	Possess Mace	0	1	1	1	0	3	0	0	0	0	0	0	0%	0%	0%	0%		0%
2	Possess Ammunition	6	3	4	0	0	13	0	2	3	0	0	5	0%	67%	75%			38%
2	Firearm Store Improper	9	1	2	2	0	14	0	0	0	2	0	2	0%	0%	0%	100%		14%
2	Escape Work Release Program	0	1	1	0	0	2	0	1	1	0	0	2		100%	100%			100%
2	Escape Lockup	1	2	3	1	0	7	1	1	3	1	0	6	100%	50%	100%	100%		86%
2	Aiding An Escape	0	3	0	0	0	3	0	2	0	0	0	2		67%				67%
2	Impersonate/Disguise	7	5	4	4	0	20	1	3	1	1	0	6	14%	60%	25%	25%		30%
2	False Statement	3	1	4	1	0	9	0	0	3	1	0	4	0%	0%	75%	100%		44%
2	Failure to Appear	8	14	5	4	0	31	3	5	3	1	0	12	38%	36%	60%	25%		39%
2	Possess Stun Gun	4	2	1	1	0	8	2	0	0	1	0	3	50%	0%	0%	100%		38%
2	Possess Dangerous Weapon	2	1	1	0	0	4	1	0	0	0	0	1	50%	0%	0%			25%
2	False Alarm	7	4	4	1	0	16	1	0	2	0	0	3	14%	0%	50%	0%		19%
2	Fireworks	16	4	2	1	0	23	0	0	1	0	0	1	0%	0%	50%	0%		4%
2	Violation Of Explosives	2	0	0	0	0	2	0	0	0	0	0	0	0%					0%
2	Disrupt Court Proceedings	1	1	1	0	0	3	0	0	1	0	0	1	0%	0%	100%			33%
2	Contributing To Delinquency	12	9	6	2	0	29	2	5	3	1	0	11	17%	56%	50%	50%		38%
2	Cruelty To Animals	11	6	0	1	0	18	1	1	0	1	0	3	9%	17%		100%		17%
2	Animal Fight, Promote	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
2	Work Compensation Fail Have	0	1	0	0	0	1	0	0	0	0	0	0		0%				0%
2	Resisting Arrest	259	219	139	119	0	736	35	53	51	49	0	188	14%	24%	37%	41%		26%
2	False Report Of Crime	21	6	4	4	0	35	2	0	2	2	0	6	10%	0%	50%	50%		17%
2	Hazardous Materials	5	3	1	0	0	9	0	0	0	0	0	0	0%	0%	0%			0%
2	Disconnect Sprinkler System	0	2	3	1	0	6	0	2	2	1	0	5		100%	67%	100%		83%
2	Firearms - False Statement	4	2	0	0	0	6	0	1	0	0	0	1	0%	50%				17%
2	Wiretap, Possess Device	0	1	0	0	0	1	0	0	0	0	0	0		0%				0%
2	Record w/o Manufacturer	1	1	0	1	0	3	0	0	0	0	0	0	0%	0%		0%		0%
2	Unregistered Contractor	1	2	0	0	0	3	0	1	0	0	0	1	0%	50%				33%
2	True Name Law	79	70	58	44	0	251	12	24	21	22	0	79	15%	34%	36%	50%		31%
2	Sub-Total	6606	4896	2979	2535	6	17022	922	1337	1075	1045	2	4381	14%	27%	36%	41%	33%	26%

Level	Governing Offense	All Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
1	Obscene Materials	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
1	Threatening	108	99	63	71	0	341	16	34	24	33	0	107	15%	34%	38%	46%		31%
1	Defrauding Victualer	1	1	0	0	0	2	0	0	0	0	0	0	0%	0%				0%
1	Vandalism	14	15	6	4	0	39	3	4	3	3	0	13	21%	27%	50%	75%		33%
1	Setting Fire In Open	0	0	0	1	0	1	0	0	0	0	0	0				0%		0%
1	Trespassing	321	264	166	185	0	936	30	50	35	62	0	177	9%	19%	21%	34%		19%
1	Gaming	7	3	0	1	0	11	0	0	0	0	0	0	0%	0%		0%		0%
1	Possession Class D Marijuana	421	222	91	50	0	784	45	56	31	21	0	153	11%	25%	34%	42%		20%
1	Possession Class E	19	15	9	12	0	55	3	3	1	5	0	12	16%	20%	11%	42%		22%
1	Inhaling Toxic Vapors	2	0	0	0	0	2	0	0	0	0	0	0	0%					0%
1	Attaching Wrong MV Plates	202	96	54	41	0	393	3	5	3	1	0	12	1%	5%	6%	2%		3%
1	Operate After Suspension	1885	1478	813	545	3	4724	131	200	137	109	0	577	7%	14%	17%	20%	0%	12%
1	MV - Impersonate/Other License	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
1	RV On Public Way	14	9	0	1	0	24	0	0	0	1	0	1	0%	0%		100%		4%
1	Common Night Walker	38	52	13	1	0	104	10	24	10	0	0	44	26%	46%	77%	0%		42%
1	Indecent Exposure	16	13	11	13	0	53	1	0	3	6	0	10	6%	0%	27%	46%		19%
1	Lewd And Lascivious	7	3	4	4	0	18	3	0	1	2	0	6	43%	0%	25%	50%		33%
1	Peeping Tom	0	1	0	0	0	1	0	0	0	0	0	0		0%				0%
1	Disorderly Conduct	856	653	410	284	0	2203	48	85	74	58	0	265	6%	13%	18%	20%		12%
1	Possess Air Rifle w/o FID Card	6	0	0	0	0	6	0	0	0	0	0	0	0%					0%
1	Firearm Discharge	5	5	0	0	0	10	1	0	0	0	0	1	20%	0%				10%
1	Annoying Phone Calls	24	23	7	6	0	60	3	2	0	1	0	6	13%	9%	0%	17%		10%
1	Failure To Obey Police Officer	38	13	10	7	0	68	0	0	1	0	0	1	0%	0%	10%	0%		1%
1	Obstructing Justice	1	1	1	0	0	3	0	0	1	0	0	1	0%	0%	100%			33%
1	Manufacturing Dangerous Weapon	0	0	1	0	0	1	0	0	0	0	0	0			0%			0%
1	License Law Violation (Not MV)	4	4	2	2	0	12	0	0	0	0	0	0	0%	0%	0%	0%		0%
1	Alcohol, Procure for Minor	26	13	9	4	0	52	4	4	2	1	0	11	15%	31%	22%	25%		21%
1	Alcohol, Transporting	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
1	Throwing Glass On Public Way	1	0	1	0	0	2	0	0	0	0	0	0	0%		0%			0%
1	Cigarette/Match Thrown Fr Veh	4	0	2	2	0	8	0	0	0	0	0	0	0%		0%	0%		0%
1	Tattooing	0	0	1	0	0	1	0	0	0	0	0	0			0%			0%
1	Employment Practices	7	0	1	0	0	8	0	0	0	0	0	0	0%		0%			0%
1	Violation Aircraft Restriction	2	1	0	0	0	3	0	0	0	0	0	0	0%	0%				0%
1	Fail To Comply With Dog Order	6	5	0	0	0	11	0	0	0	0	0	0	0%	0%				0%
1	False Use of Insignia	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
1	Sub-Total	4039	2989	1675	1234	3	9940	301	467	326	303	0	1397	7%	16%	19%	25%	0%	14%

Level	Governing Offense	All Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
0	Attempt Larceny	9	7	7	7	0	30	2	3	4	3	0	12	22%	43%	57%	43%		40%
0	Attempt B&E	3	4	3	6	0	16	1	1	1	5	0	8	33%	25%	33%	83%		50%
0	Conspiracy Violate CSA	45	16	11	9	0	81	13	9	5	4	0	31	29%	56%	45%	44%		38%
0	Solicit Felony	1	1	0	1	0	3	1	0	0	1	0	2	100%	0%		100%		67%
0	Conspiracy	16	8	3	8	0	35	5	5	2	6	0	18	31%	63%	67%	75%		51%
0	Attempt To Commit Crime	29	17	20	15	0	81	8	9	7	7	0	31	28%	53%	35%	47%		38%
0	Accessory Before	4	1	5	2	0	12	2	0	4	2	0	8	50%	0%	80%	100%		67%
0	Accessory After	6	1	3	2	0	12	2	1	3	1	0	7	33%	100%	100%	50%		58%
0	Sub-Total	113	55	52	50	0	270	34	28	26	29	0	117	30%	51%	50%	58%		43%

Table 41. Governing Offense by Grid Cell Assignment and Incarceration Status, District Court

Level	Governing Offense	All Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
9	Murder	0	0	0	0	0	0	0	0	0	0	0	0						
9	Sub-Total	0	0	0	0	0	0	0	0	0	0	0	0						
8	Manslaughter	0	0	0	0	0	0	0	0	0	0	0	0						
8	Armed Assault In Dwell House	0	0	0	0	0	0	0	0	0	0	0	0						
8	Rape, Aggravated	0	0	0	0	0	0	0	0	0	0	0	0						
8	Rape Of Child w/Force	0	0	0	0	0	0	0	0	0	0	0	0						
8	Armed Robbery Gun 2nd	0	0	0	0	0	0	0	0	0	0	0	0						
8	Firearmed Assault w/i Murder	0	0	0	0	0	0	0	0	0	0	0	0						
8	Home Invasion	0	0	0	0	0	0	0	0	0	0	0	0						
8	Kidnapping Sexual Assault	0	0	0	0	0	0	0	0	0	0	0	0						
8	Burglary, Armed	0	0	0	0	0	0	0	0	0	0	0	0						
8	Traffic Cocaine 200+	0	0	0	0	0	0	0	0	0	0	0	0						
8	Sub-Total	0	0	0	0	0	0	0	0	0	0	0	0						
7	Murder, Attempted	0	0	0	0	0	0	0	0	0	0	0	0						
7	Mayhem	0	0	0	0	0	0	0	0	0	0	0	0						
7	A&B Child w/Injury Substantial	0	0	0	0	0	0	0	0	0	0	0	0						
7	Rape	0	0	0	0	0	0	0	0	0	0	0	0						
7	Assault w/I Rape 2nd	0	0	0	0	0	0	0	0	0	0	0	0						
7	Assault w/i Rape Child	0	0	0	0	0	0	0	0	0	0	0	0						
7	Incest	0	0	0	0	0	0	0	0	0	0	0	0						
7	Drug for Sexual Intercourse	0	0	0	0	0	0	0	0	0	0	0	0						
7	Armed Robbery Gun	0	0	0	0	0	0	0	0	0	0	0	0						
7	Armed Assault w/i Murder	0	0	0	0	0	0	0	0	0	0	0	0						
7	Carjacking, Armed	0	0	0	0	0	0	0	0	0	0	0	0						
7	Kidnapping Firearm Armed	0	0	0	0	0	0	0	0	0	0	0	0						
7	Confine And Put In Fear	0	0	0	0	0	0	0	0	0	0	0	0						
7	Traffic Heroin 028-100	0	0	0	0	0	0	0	0	0	0	0	0						
7	Traffic Cocaine 100-200	0	0	0	0	0	0	0	0	0	0	0	0						
7	Sub-Total	0	0	0	0	0	0	0	0	0	0	0	0						

Level	Governing Offense	All Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
6	Manslaughter	0	0	0	0	0	0	0	0	0	0	0	0						
6	A&B Elderly / Disabled Ser Injury	0	0	0	0	0	0	0	0	0	0	0	0						
6	A&B Dangerous Weapon	0	0	0	0	0	0	0	0	0	0	0	0						
6	Assault To Kill or Maim	0	0	0	0	0	0	0	0	0	0	0	0						
6	Rape Of Child	0	0	0	0	0	0	0	0	0	0	0	0						
6	Assault w/i Rape	0	0	0	0	0	0	0	0	0	0	0	0						
6	Indecent A&B Mentally Retarded	0	0	0	0	0	0	0	0	0	0	0	0						
6	Child Pornography	0	0	0	0	0	0	0	0	0	0	0	0						
6	Robbery Unarmed + 60	0	0	0	0	0	0	0	0	0	0	0	0						
6	Armed Robbery	0	0	0	0	0	0	0	0	0	0	0	0						
6	Armed Assault w/i Rob	0	0	0	0	0	0	0	0	0	0	0	0						
6	Armed Aslt w/i Rob Over 65	0	0	0	0	0	0	0	0	0	0	0	0						
6	Carjacking	2	2	5	2	0	11	1	2	5	2	0	10	50%	100%	100%	100%		91%
6	Kidnapping	0	0	0	0	0	0	0	0	0	0	0	0						
6	Burning Dwelling House	0	0	0	0	0	0	0	0	0	0	0	0						
6	Distribute Class A 2nd	0	0	0	0	0	0	0	0	0	0	0	0						
6	Distribute Cocaine 2nd	0	0	0	0	0	0	0	0	0	0	0	0						
6	Traffic Heroin 014-028	0	0	0	0	0	0	0	0	0	0	0	0						
6	Traffic Cocaine 028-100	0	0	0	0	0	0	0	0	0	0	0	0						
6	Induce Minor To Distribute	0	0	0	0	0	0	0	0	0	0	0	0						
6	MV Homicide - OUI Felony	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
6	Possess Explosive Device	0	0	0	0	0	0	0	0	0	0	0	0						
6	Sub-Total	3	2	5	2	0	12	2	2	5	2	0	11	67%	100%	100%	100%		92%
5	A&B Child w/Injury	16	10	4	4	0	34	5	4	1	3	0	13	31%	40%	25%	75%		38%
5	Indecent A&B On Child	83	26	15	8	0	132	31	19	14	7	0	71	37%	73%	93%	88%		54%
5	Unnatural Acts Child	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
5	Robbery Unarmed	0	0	0	0	0	0	0	0	0	0	0	0						
5	Intimidation	123	187	131	93	0	534	25	68	68	66	0	227	20%	36%	52%	71%		43%
5	Stalking Violation of Rest. Order	0	2	0	2	0	4	0	2	0	2	0	4		100%		100%		100%
5	Stalking 2nd	0	0	0	0	0	0	0	0	0	0	0	0						
5	Common & Notorious Thief	0	0	0	0	0	0	0	0	0	0	0	0						
5	Burglary	0	0	0	0	0	0	0	0	0	0	0	0						
5	Gaming Enterprise	0	0	0	0	0	0	0	0	0	0	0	0						
5	Distribute Class B 2nd	0	0	0	0	0	0	0	0	0	0	0	0						
5	Traffic Cocaine 014-028	0	0	0	0	0	0	0	0	0	0	0	0						
5	Perjury or Suborn	0	0	0	0	0	0	0	0	0	0	0	0						
5	Sub-Total	223	225	150	107	0	705	62	93	83	78	0	316	28%	41%	55%	73%		45%

Level	Governing Offense	All Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
4	A&B Elderly / Disabled w/Injury	11	14	7	4	1	37	1	8	4	1	0	14	9%	57%	57%	25%	0%	38%
4	A&B Guard	0	0	0	0	0	0	0	0	0	0	0	0						
4	A&B Dangerous Weapon	37	46	48	81	1	213	37	46	48	81	1	213	100%	100%	100%	100%	100%	100%
4	A&B Dangerous Weapon + 60	0	0	1	0	0	1	0	0	1	0	0	1			100%			100%
4	A&B To Collect Loan	0	0	1	0	0	1	0	0	1	0	0	1			100%			100%
4	Indecent A&B	57	30	15	15	0	117	21	20	12	14	0	67	37%	67%	80%	93%		57%
4	Assault w/i Rob	0	0	0	0	0	0	0	0	0	0	0	0						
4	Stalking	15	14	7	7	0	43	6	6	6	4	0	22	40%	43%	86%	57%		51%
4	Harassment	4	11	10	4	0	29	1	4	4	2	0	11	25%	36%	40%	50%		38%
4	Larceny More	0	0	0	0	0	0	0	0	0	0	0	0						
4	Larceny Person	134	144	86	77	1	442	58	98	57	56	1	270	43%	68%	66%	73%	100%	61%
4	Larceny Person + 65	5	4	3	3	0	15	3	3	1	2	0	9	60%	75%	33%	67%		60%
4	B&E	0	0	0	0	0	0	0	0	0	0	0	0						
4	Enter by False Pretense	0	0	1	0	0	1	0	0	0	0	0	0			0%			0%
4	Receiving Stolen Goods MV 2nd	0	2	3	5	0	10	0	2	3	5	0	10		100%	100%	100%		100%
4	Burning Building	0	0	0	0	0	0	0	0	0	0	0	0						
4	Burning to Defraud	3	0	0	0	0	3	1	0	0	0	0	1	33%					33%
4	Distribute Class A	335	264	190	180	0	969	156	166	125	131	0	578	47%	63%	66%	73%		60%
4	Distribute Class B	507	323	204	90	1	1125	166	188	129	67	0	550	33%	58%	63%	74%	0%	49%
4	Distribute Cocaine	0	0	0	0	0	0	0	0	0	0	0	0						
4	Traffic Mar 50-100	0	0	0	0	0	0	0	0	0	0	0	0						
4	Larceny Cont Sub	0	0	0	0	0	0	0	0	0	0	0	0						
4	Giving Prisoner Cont Sub	3	3	2	4	0	12	1	2	2	4	0	9	33%	67%	100%	100%		75%
4	Control Substance School	36	49	45	48	0	178	36	49	45	48	0	178	100%	100%	100%	100%		100%
4	MV Homicide	0	0	0	0	0	0	0	0	0	0	0	0						
4	MV Homicide - Reckless	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
4	MV Homicide - OUI	5	0	0	1	0	6	4	0	0	1	0	5	80%			100%		83%
4	Leaving Scene Death	0	0	0	0	0	0	0	0	0	0	0	0						
4	OUI Serious Inj, Fel	8	1	4	3	0	16	8	1	4	3	0	16	100%	100%	100%	100%		100%
4	Assault Weapon, Possess	0	0	0	0	0	0	0	0	0	0	0	0						
4	Firearm Sale Violation	0	0	0	0	0	0	0	0	0	0	0	0						
4	Escape	7	27	21	17	1	73	5	25	17	14	1	62	71%	93%	81%	82%	100%	85%
4	Bribery	2	0	0	0	0	2	0	0	0	0	0	0	0%					0%
4	Extortion	1	2	0	3	0	6	1	2	0	3	0	6	100%	100%		100%		100%
4	Bomb Hoax	0	0	0	0	0	0	0	0	0	0	0	0						
4	Disinter Body	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
4	Sub-Total	1172	934	648	542	5	3301	505	620	459	436	3	2023	43%	66%	71%	80%	60%	61%

Level	Governing Offense	All Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
3	A&B	1968	1684	1120	864	1	5637	428	557	517	537	1	2040	22%	33%	46%	62%	100%	36%
3	A&B Domestic	217	154	129	71	0	571	36	44	68	43	0	191	17%	29%	53%	61%		33%
3	A&B w/Intimidate	3	1	0	1	0	5	1	0	0	0	0	1	33%	0%		0%		20%
3	A&B Dangerous Weapon	503	374	248	139	0	1264	138	147	129	85	0	499	27%	39%	52%	61%		39%
3	A&B Dangerous Weapon + 60	2	2	2	0	0	6	0	0	2	0	0	2	0%	0%	100%			33%
3	Assault Dangerous Weapon	268	204	165	134	0	771	71	94	93	91	0	349	26%	46%	56%	68%		45%
3	Assault Dangerous Weapon + 60	0	1	0	0	0	1	0	0	0	0	0	0		0%				0%
3	Unnatural Acts	2	5	1	0	0	8	0	1	0	0	0	1	0%	20%	0%			13%
3	Child Pornography Possess	6	0	0	0	0	6	1	0	0	0	0	1	17%					17%
3	Kidnapping	1	0	0	2	0	3	0	0	0	0	0	0	0%			0%		0%
3	Violation Of Civil Rights	2	1	1	2	0	6	0	0	0	2	0	2	0%	0%	0%	100%		33%
3	Restraining Order Violation	317	477	378	285	0	1457	77	172	173	172	0	594	24%	36%	46%	60%		41%
3	Larceny	20	32	24	36	1	113	20	32	24	36	1	113	100%	100%	100%	100%	100%	100%
3	Larceny More	798	615	420	469	0	2302	111	187	174	240	0	712	14%	30%	41%	51%		31%
3	Larceny More + 60	2	0	2	0	0	4	0	0	1	0	0	1	0%		50%			25%
3	Larceny Building	43	43	35	39	0	160	9	20	24	26	0	79	21%	47%	69%	67%		49%
3	Larceny Firearm	4	3	2	0	0	9	1	3	2	0	0	6	25%	100%	100%			67%
3	Larceny MV	73	82	58	84	0	297	26	57	43	64	0	190	36%	70%	74%	76%		64%
3	Embezzlement	0	1	0	1	0	2	0	1	0	0	0	1		100%		0%		50%
3	Credit Card Misuse - More	15	9	4	6	0	34	2	5	3	6	0	16	13%	56%	75%	100%		47%
3	Fraud	19	17	10	4	0	50	0	4	2	3	0	9	0%	24%	20%	75%		18%
3	MV - Sales Violation	0	4	1	0	0	5	0	0	0	0	0	0		0%	0%			0%
3	Possess Burglariou T ools	56	43	24	41	1	165	11	20	12	27	0	70	20%	47%	50%	66%	0%	42%
3	B&E	495	391	336	352	0	1574	160	203	232	240	0	835	32%	52%	69%	68%		53%
3	Mal Dest Property More	133	105	53	47	1	339	22	29	23	30	0	104	17%	28%	43%	64%	0%	31%
3	Receiving Stolen Goods Over	66	52	35	40	0	193	21	27	20	29	0	97	32%	52%	57%	73%		50%
3	Receiving Stolen Goods MV	202	148	107	114	1	572	55	87	74	92	1	309	27%	59%	69%	81%	100%	54%
3	Receiving Stolen Goods 2nd	0	2	0	3	0	5	0	1	0	3	0	4		50%		100%		80%
3	Forgery And Uttering	189	174	118	131	0	612	18	51	50	69	0	188	10%	29%	42%	53%		31%
3	Counterfeit	6	5	2	1	0	14	0	2	2	1	0	5	0%	40%	100%	100%		36%
3	Burning Property	11	6	4	2	0	23	0	5	3	1	0	9	0%	83%	75%	50%		39%
3	Burning Motor Vehicle	7	2	5	0	0	14	2	1	3	0	0	6	29%	50%	60%			43%
3	Illegal Lottery	0	1	0	0	0	1	0	0	0	0	0	0		0%				0%
3	Gaming Register Bets	0	0	0	0	0	0	0	0	0	0	0	0						
3	Possession Class A 2nd	3	10	14	15	0	42	2	7	7	9	0	25	67%	70%	50%	60%		60%
3	Possession Class A Heroin 2nd	1	5	3	7	0	16	1	2	2	5	0	10	100%	40%	67%	71%		63%
3	Possession Class B 2nd	8	20	20	17	0	65	3	11	9	10	0	33	38%	55%	45%	59%		51%
3	Possession Class C 2nd	0	0	0	1	0	1	0	0	0	1	0	1				100%		100%
3	Possession Class D 2nd	35	42	18	7	0	102	3	17	7	0	0	27	9%	40%	39%	0%		26%
3	Distribute Class C	20	12	5	2	0	39	3	8	2	0	0	13	15%	67%	40%	0%		33%
3	Distribute Class D 2nd	3	5	10	3	0	21	2	3	9	3	0	17	67%	60%	90%	100%		81%
3	Distribute Class E 2nd	1	2	0	0	0	3	0	2	0	0	0	2	0%	100%				67%
3	Possession Hypodermic 2nd	0	1	0	2	0	3	0	1	0	1	0	2		100%		50%		67%
3	MV Homicide	19	5	0	0	0	24	3	3	0	0	0	6	16%	60%				25%
3	Leaving Scene Property Damage	486	309	175	109	0	1079	44	74	46	51	0	215	9%	24%	26%	47%		20%

Level	Governing Offense	All Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
3	Leaving Scene Personal Injury	145	49	32	17	0	243	12	19	16	11	0	58	8%	39%	50%	65%		24%
3	Possess Master Key MV	0	1	1	0	0	2	0	1	1	0	0	2		100%	100%			100%
3	OUI Serious Inj. Misd	19	8	1	0	0	28	6	3	1	0	0	10	32%	38%	100%			36%
3	Inducing Minor To Sex	3	0	0	0	0	3	1	0	0	0	0	1	33%					33%
3	Gun Serial Number	1	1	1	0	0	3	0	1	1	0	0	2	0%	100%	100%			67%
3	Firearm Loaded while OUI	4	0	0	0	0	4	0	0	0	0	0	0	0%					0%
3	Nonsupport	10	10	4	2	0	26	4	2	3	0	0	9	40%	20%	75%	0%		35%
3	Interfere Police or Firefighter	4	4	3	1	0	12	1	0	0	0	0	1	25%	0%	0%	0%		8%
3	Failure to Appear Felony	0	0	0	0	0	0	0	0	0	0	0	0						
3	Carrying Dangerous Weapon	85	73	54	35	1	248	18	25	39	22	0	104	21%	34%	72%	63%	0%	42%
3	Contempt Of Court	2	1	0	0	0	3	0	1	0	0	0	1	0%	100%				33%
3	Animal Kill or Poison	0	0	1	0	0	1	0	0	1	0	0	1			100%			100%
3	Throw Object On Public Way	3	3	3	1	0	10	0	2	1	1	0	4	0%	67%	33%	100%		40%
3	Sex Offender Fail Register	0	0	4	0	0	4	0	0	0	0	0	0			0%			0%
3	Vandalize - Graves	2	0	0	0	0	2	1	0	0	0	0	1	50%					50%
3	Wiretapping	1	0	0	1	0	2	0	0	0	1	0	1	0%			100%		50%
3	Sub-Total	6283	5199	3633	3088	6	18209	1314	1932	1819	1912	3	6980	21%	37%	50%	62%	50%	38%

Level	Governing Offense	All Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
2	Assault	54	55	36	28	0	173	17	12	13	14	0	56	31%	22%	36%	50%		32%
2	Accost / Annoy Person Opposite Sex	9	2	2	4	0	17	1	0	1	2	0	4	11%	0%	50%	50%		24%
2	Larceny	114	86	75	51	0	326	0	0	1	0	0	1	0%	0%	1%	0%		0%
2	Larceny Less	164	154	98	96	0	512	19	34	30	40	0	123	12%	22%	31%	42%		24%
2	Larceny Less +60	0	1	1	0	0	2	0	0	1	0	0	1		0%	100%			50%
2	Shoplifting	675	549	381	402	2	2009	23	67	86	105	1	282	3%	12%	23%	26%	50%	14%
2	Credit Card Misuse	38	30	26	15	0	109	7	5	8	4	0	24	18%	17%	31%	27%		22%
2	Defrauding Insurer	6	1	3	0	0	10	0	0	1	0	0	1	0%	0%	33%			10%
2	MV - False Report Of Theft	5	1	0	0	0	6	1	1	0	0	0	2	20%	100%				33%
2	Fraud - Identity	13	6	4	4	0	27	1	2	0	3	0	6	8%	33%	0%	75%		22%
2	Defrauding Innkeeper	1	1	0	1	0	3	0	0	0	1	0	1	0%	0%		100%		33%
2	Welfare Violation	7	1	1	1	0	10	1	0	0	1	0	2	14%	0%	0%	100%		20%
2	Failure To Return Leased Prop	21	21	6	8	0	56	3	3	0	2	0	8	14%	14%	0%	25%		14%
2	B&E MV	2	0	1	0	0	3	1	0	0	0	0	1	50%		0%			33%
2	B&E w/i Misdemeanor	43	34	28	22	0	127	11	10	18	9	0	48	26%	29%	64%	41%		38%
2	Property Destruction	285	208	124	82	1	700	33	45	40	32	0	150	12%	22%	32%	39%	0%	21%
2	Tagging Property	17	10	3	0	0	30	3	6	1	0	0	10	18%	60%	33%			33%
2	Receiving Stolen Goods	208	166	120	144	0	638	44	56	61	84	0	245	21%	34%	51%	58%		38%
2	Counterfeit	1	1	0	0	0	2	0	0	0	0	0	0	0%	0%				0%
2	Setting Fire Land	0	2	0	0	0	2	0	0	0	0	0	0		0%				0%
2	Gaming Use of Telephone	2	0	0	0	0	2	0	0	0	0	0	0	0%					0%
2	Fraud - Electric, Phone or Cable	3	0	0	0	0	3	1	0	0	0	0	1	33%					33%
2	Possession Class A	141	184	114	139	0	578	29	47	37	51	0	164	21%	26%	32%	37%		28%
2	Possession Class A Heroin	197	237	155	137	0	726	48	83	72	63	0	266	24%	35%	46%	46%		37%
2	Possession Class B	421	387	210	185	0	1203	75	106	77	72	0	330	18%	27%	37%	39%		27%
2	Possession Class C	15	9	15	8	0	47	3	1	4	4	0	12	20%	11%	27%	50%		26%
2	Possession Class D	460	236	137	87	0	920	51	59	39	28	0	177	11%	25%	28%	32%		19%
2	Possession ClassD Marijuana 2nd	32	30	13	4	0	79	4	10	8	2	0	24	13%	33%	62%	50%		30%
2	Distribute Counterfeit Substance	6	10	12	12	0	40	3	7	7	8	0	25	50%	70%	58%	67%		63%
2	Distribute Class D	338	154	60	27	0	579	72	57	25	13	0	167	21%	37%	42%	48%		29%
2	Distribute Class E	9	9	2	5	0	25	0	3	0	2	0	5	0%	33%	0%	40%		20%
2	Possession Hypodermic/Syringe	119	141	100	85	0	445	33	63	52	41	0	189	28%	45%	52%	48%		42%
2	Presence Class A	29	25	17	15	0	86	8	11	7	2	0	28	28%	44%	41%	13%		33%
2	Forge Prescription	43	26	12	20	0	101	4	5	6	9	0	24	9%	19%	50%	45%		24%
2	Distribute Paraphenalia	5	2	2	3	0	12	1	0	1	3	0	5	20%	0%	50%	100%		42%
2	Operate to Endanger	1105	362	190	149	0	1806	60	64	40	63	0	227	5%	18%	21%	42%		13%
2	Use Without Authority	91	65	35	28	0	219	21	24	12	13	0	70	23%	37%	34%	46%		32%
2	Use w/o Authority 2nd	0	0	1	0	0	1	0	0	0	0	0	0			0%			0%
2	Habitual Traffic Offender	42	84	41	39	0	206	11	28	14	25	0	78	26%	33%	34%	64%		38%
2	Racing	5	2	2	1	0	10	0	0	0	0	0	0	0%	0%	0%	0%		0%
2	Operate After Suspension 2nd	328	508	310	258	2	1406	88	233	187	175	1	684	27%	46%	60%	68%	50%	49%
2	Compulsory Insurance Violation	641	413	224	178	1	1457	54	62	57	44	0	217	8%	15%	25%	25%	0%	15%
2	Altering MV ID Number	0	1	0	0	0	1	0	0	0	0	0	0		0%				0%
2	Counterfeit/Alter MV Document	53	39	19	26	0	137	5	10	2	6	0	23	9%	26%	11%	23%		17%
2	False Statement On Application	3	0	1	0	0	4	0	0	0	0	0	0	0%		0%			0%
2	Prostitution	133	157	74	40	0	404	30	56	24	13	0	123	23%	36%	32%	33%		30%

Level	Governing Offense	All Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
2	Induce Female To Prostitution	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
2	Keeping A House Of Ill Fame	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
2	Open And Gross	57	29	28	11	0	125	21	10	19	4	0	54	37%	34%	68%	36%		43%
2	Obscene Material to Minor	2	3	2	0	0	7	0	0	2	0	0	2	0%	0%	100%			29%
2	Failure To Disperse	3	1	2	1	0	7	0	0	0	0	0	0	0%	0%	0%	0%		0%
2	Firearm Possess w/o Permit	115	56	26	6	0	203	47	37	13	4	0	101	41%	66%	50%	67%		50%
2	Possess Mace	0	1	1	1	0	3	0	0	0	0	0	0	0%	0%	0%	0%		0%
2	Possess Ammunition	3	1	2	0	0	6	0	1	1	0	0	2	0%	100%	50%			33%
2	Firearm Store Improper	9	1	2	2	0	14	0	0	0	2	0	2	0%	0%	0%	100%		14%
2	Escape Work Release Program	0	1	1	0	0	2	0	1	1	0	0	2		100%	100%			100%
2	Escape Lockup	1	2	3	1	0	7	1	1	3	1	0	6	100%	50%	100%	100%		86%
2	Aiding An Escape	0	1	0	0	0	1	0	0	0	0	0	0		0%				0%
2	Impersonate/Disguise	7	5	4	4	0	20	1	3	1	1	0	6	14%	60%	25%	25%		30%
2	False Statement	3	1	3	1	0	8	0	0	2	1	0	3	0%	0%	67%	100%		38%
2	Failure to Appear	6	12	5	4	0	27	2	3	3	1	0	9	33%	25%	60%	25%		33%
2	Possess Stun Gun	4	2	1	1	0	8	2	0	0	1	0	3	50%	0%	0%	100%		38%
2	Possess Dangerous Weapon	2	1	1	0	0	4	1	0	0	0	0	1	50%	0%	0%			25%
2	False Alarm	7	4	4	1	0	16	1	0	2	0	0	3	14%	0%	50%	0%		19%
2	Fireworks	16	4	2	1	0	23	0	0	1	0	0	1	0%	0%	50%	0%		4%
2	Violation Of Explosives	2	0	0	0	0	2	0	0	0	0	0	0	0%					0%
2	Disrupt Court Proceedings	1	1	1	0	0	3	0	0	1	0	0	1	0%	0%	100%			33%
2	Contributing To Delinquency	12	9	6	2	0	29	2	5	3	1	0	11	17%	56%	50%	50%		38%
2	Cruelty To Animals	11	6	0	1	0	18	1	1	0	1	0	3	9%	17%		100%		17%
2	Animal Fight, Promote	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
2	Work Compensation Fail Have	0	1	0	0	0	1	0	0	0	0	0	0		0%				0%
2	Resisting Arrest	259	219	139	119	0	736	35	53	51	49	0	188	14%	24%	37%	41%		26%
2	False Report Of Crime	20	6	4	3	0	33	1	0	2	1	0	4	5%	0%	50%	33%		12%
2	Hazardous Materials	2	1	0	0	0	3	0	0	0	0	0	0	0%	0%				0%
2	Disconnect Sprinkler System	0	2	3	1	0	6	0	2	2	1	0	5		100%	67%	100%		83%
2	Firearms - False Statement	4	2	0	0	0	6	0	1	0	0	0	1	0%	50%				17%
2	Wiretap, Possess Device	0	1	0	0	0	1	0	0	0	0	0	0		0%				0%
2	Record w/o Manufacturer	1	1	0	1	0	3	0	0	0	0	0	0	0%	0%		0%		0%
2	Unregistered Contractor	1	2	0	0	0	3	0	1	0	0	0	1	0%	50%				33%
2	True Name Law	79	70	58	44	0	251	12	24	21	22	0	79	15%	34%	36%	50%		31%
2	Sub-Total	6514	4856	2953	2509	6	16838	893	1313	1060	1024	2	4292	14%	27%	36%	41%	33%	25%

Level	Governing Offense	All Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
1	Obscene Materials	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
1	Threatening	108	97	62	71	0	338	16	33	23	33	0	105	15%	34%	37%	46%		31%
1	Defrauding Victualer	1	1	0	0	0	2	0	0	0	0	0	0	0%	0%				0%
1	Vandalism	14	15	6	4	0	39	3	4	3	3	0	13	21%	27%	50%	75%		33%
1	Setting Fire In Open	0	0	0	1	0	1	0	0	0	0	0	0				0%		0%
1	Trespassing	321	264	166	185	0	936	30	50	35	62	0	177	9%	19%	21%	34%		19%
1	Gaming	5	3	0	1	0	9	0	0	0	0	0	0	0%	0%		0%		0%
1	Possession Class D Marijuana	418	222	91	50	0	781	45	56	31	21	0	153	11%	25%	34%	42%		20%
1	Possession Class E	19	15	9	12	0	55	3	3	1	5	0	12	16%	20%	11%	42%		22%
1	Inhaling Toxic Vapors	2	0	0	0	0	2	0	0	0	0	0	0	0%					0%
1	Attaching Wrong MV Plates	202	96	54	41	0	393	3	5	3	1	0	12	1%	5%	6%	2%		3%
1	Operate After Suspension	1885	1478	813	545	3	4724	131	200	137	109	0	577	7%	14%	17%	20%	0%	12%
1	MV - Impersonate/Other License	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
1	RV On Public Way	14	9	0	1	0	24	0	0	0	1	0	1	0%	0%		100%		4%
1	Common Night Walker	38	52	13	1	0	104	10	24	10	0	0	44	26%	46%	77%	0%		42%
1	Indecent Exposure	15	13	11	13	0	52	1	0	3	6	0	10	7%	0%	27%	46%		19%
1	Lewd And Lascivious	7	3	4	4	0	18	3	0	1	2	0	6	43%	0%	25%	50%		33%
1	Peeping Tom	0	1	0	0	0	1	0	0	0	0	0	0		0%				0%
1	Disorderly Conduct	855	653	410	284	0	2202	48	85	74	58	0	265	6%	13%	18%	20%		12%
1	Possess Air Rifle w/o FID Card	6	0	0	0	0	6	0	0	0	0	0	0	0%					0%
1	Firearm Discharge	5	4	0	0	0	9	1	0	0	0	0	1	20%	0%				11%
1	Annoying Phone Calls	24	23	6	6	0	59	3	2	0	1	0	6	13%	9%	0%	17%		10%
1	Failure To Obey Police Officer	37	13	10	7	0	67	0	0	1	0	0	1	0%	0%	10%	0%		1%
1	Obstructing Justice	1	1	1	0	0	3	0	0	1	1	0	1	0%	0%	100%			33%
1	Manufacturing Dangerous Weapon	0	0	1	0	0	1	0	0	0	0	0	0			0%			0%
1	License Law Violation (Not MV)	4	4	2	2	0	12	0	0	0	0	0	0	0%	0%	0%	0%		0%
1	Alcohol, Procure for Minor	26	13	9	3	0	51	4	4	2	0	0	10	15%	31%	22%	0%		20%
1	Alcohol, Transporting	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
1	Throwing Glass On Public Way	1	0	1	0	0	2	0	0	0	0	0	0	0%		0%			0%
1	Cigarette/Match Thrown From Vehicle	4	0	2	2	0	8	0	0	0	0	0	0	0%		0%	0%		0%
1	Tattooing	0	0	1	0	0	1	0	0	0	0	0	0			0%			0%
1	Employment Practices	7	0	1	0	0	8	0	0	0	0	0	0	0%		0%			0%
1	Violation Aircraft Restriction	2	1	0	0	0	3	0	0	0	0	0	0	0%	0%				0%
1	Fail To Comply With Dog Order	6	5	0	0	0	11	0	0	0	0	0	0	0%	0%				0%
1	False Use of Insignia	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
1	Sub-Total	4031	2986	1673	1233	3	9926	301	466	325	302	0	1394	7%	16%	19%	24%	0%	14%

Level	Governing Offense	All Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
0	Attempt Larceny	8	6	7	7	0	28	1	2	4	3	0	10	13%	33%	57%	43%		36%
0	Attempt B&E	3	4	3	5	0	15	1	1	1	4	0	7	33%	25%	33%	80%		47%
0	Conspiracy Violate CSA	19	12	8	8	0	47	4	6	3	3	0	16	21%	50%	38%	38%		34%
0	Solicit Felony	1	0	0	1	0	2	1	0	0	1	0	2	100%			100%		100%
0	Conspiracy	9	4	1	5	0	19	1	2	1	4	0	8	11%	50%	100%	80%		42%
0	Attempt To Commit Crime	27	17	19	13	0	76	7	9	7	6	0	29	26%	53%	37%	46%		38%
0	Accessory Before	2	1	1	1	0	5	0	0	1	1	0	2	0%	0%	100%	100%		40%
0	Accessory After	0	1	0	0	0	1	0	1	0	0	0	1		100%				100%
0	Sub-Total	69	45	39	40	0	193	15	21	17	22	0	75	22%	47%	44%	55%		39%

Table 42. Governing Offense by Grid Cell Assignment and Incarceration Status, Superior Court

Level	Governing Offense	All Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
9	Murder	22	17	7	10	1	57	22	17	7	10	1	57	100%	100%	100%	100%	100%	100%
9	Sub-Total	22	17	7	10	1	57	22	17	7	10	1	57	100%	100%	100%	100%	100%	100%
8	Manslaughter	16	14	6	0	1	37	16	14	6	0	1	37	100%	100%	100%		100%	100%
8	Armed Assault In Dwell House	0	1	0	0	0	1	0	1	0	0	0	1			100%			100%
8	Rape, Aggravated	7	6	3	2	0	18	7	6	3	2	0	18	100%	100%	100%	100%		100%
8	Rape Of Child w/Force	17	5	4	5	0	31	16	5	4	5	0	30	94%	100%	100%	100%		97%
8	Armed Robbery Gun 2nd	0	0	0	1	0	1	0	0	0	1	0	1				100%		100%
8	Firearmed Assault w/i Murder	4	4	2	3	0	13	4	4	2	2	0	12	100%	100%	100%	67%		92%
8	Home Invasion	4	1	1	1	0	7	3	1	1	1	0	6	75%	100%	100%	100%		86%
8	Kidnapping Sexual Assault	0	1	0	0	0	1	0	1	0	0	0	1		100%				100%
8	Burglary, Armed	0	0	1	4	0	5	0	0	1	4	0	5			100%	100%		100%
8	Traffic Cocaine 200+	2	2	0	0	0	4	2	2	0	0	0	4	100%	100%				100%
8	Sub-Total	50	34	17	16	1	118	48	34	17	15	1	115	96%	100%	100%	94%	100%	97%
7	Murder, Attempted	1	0	1	0	0	2	0	0	1	0	0	1	0%		100%			50%
7	Mayhem	6	2	1	4	0	13	6	2	0	4	0	12	100%	100%	0%	100%		92%
7	A&B Child w/Injury Substantial	2	2	0	1	0	5	2	2	0	1	0	5	100%	100%		100%		100%
7	Rape	7	3	7	4	0	21	7	2	6	3	0	18	100%	67%	86%	75%		86%
7	Assault w/I Rape 2nd	0	0	0	0	1	1	0	0	0	0	1	1				100%		100%
7	Assault w/i Rape Child	4	0	0	0	0	4	4	0	0	0	0	4	100%					100%
7	Incest	1	2	0	0	0	3	0	2	0	0	0	2	0%	100%				67%
7	Drug for Sexual Intercourse	0	0	0	1	0	1	0	0	0	1	0	1				100%		100%
7	Armed Robbery Gun	18	13	19	17	0	67	14	13	19	17	0	63	78%	100%	100%	100%		94%
7	Armed Assault w/i Murder	11	4	7	8	0	30	10	4	6	8	0	28	91%	100%	86%	100%		93%
7	Carjacking, Armed	3	0	1	1	0	5	2	0	1	1	0	4	67%		100%	100%		80%
7	Kidnapping Firearm Armed	1	1	0	0	0	2	1	1	0	0	0	2	100%	100%				100%
7	Confine And Put In Fear	4	1	1	1	0	7	4	1	1	1	0	7	100%	100%	100%	100%		100%
7	Traffic Heroin 028-100	2	1	1	0	0	4	2	1	1	0	0	4	100%	100%	100%			100%
7	Traffic Cocaine 100-200	11	7	1	2	0	21	11	7	1	2	0	21	100%	100%	100%	100%		100%
7	Sub-Total	71	36	39	39	1	186	63	35	36	38	1	173	89%	97%	92%	97%	100%	93%

Level	Governing Offense	All Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
6	Manslaughter	6	3	0	0	0	9	5	3	0	0	0	8	83%	100%				89%
6	A&B Elderly / Disabled Ser Injury	0	1	0	1	0	2	0	1	0	1	0	2		100%		100%		100%
6	A&B Dangerous Weapon	16	12	17	19	2	66	16	12	17	19	2	66	100%	100%	100%	100%	100%	100%
6	Assault To Kill or Maim	5	1	1	1	0	8	4	1	1	1	1	0	7	80%	100%	100%	100%	88%
6	Rape Of Child	70	19	13	10	0	112	50	17	11	10	0	88	71%	89%	85%	100%		79%
6	Assault w/i Rape	3	1	2	2	0	8	2	1	2	1	0	6	67%	100%	100%	50%		75%
6	Indecent A&B Mentally Retarded	1	0	1	0	0	2	0	0	0	0	0	0	0%		0%			0%
6	Child Pornography	2	0	0	0	0	2	1	0	0	0	0	1	50%					50%
6	Robbery Unarmed + 60	3	3	0	6	0	12	1	2	0	4	0	7	33%	67%		67%		58%
6	Armed Robbery	47	43	48	57	0	195	26	30	42	56	0	154	55%	70%	88%	98%		79%
6	Armed Assault w/i Rob	13	11	5	3	0	32	5	7	5	3	0	20	38%	64%	100%	100%		63%
6	Armed Aslt w/i Rob Over 65	0	0	0	1	0	1	0	0	0	1	0	1				100%		100%
6	Carjacking	3	1	1	1	0	6	3	1	1	1	0	6	100%	100%	100%	100%		100%
6	Kidnapping	0	2	2	3	0	7	0	2	2	3	0	7		100%	100%	100%		100%
6	Burning Dwelling House	12	7	4	1	0	24	3	6	3	1	0	13	25%	86%	75%	100%		54%
6	Distribute Class A 2nd	0	0	6	7	0	13	0	0	6	7	0	13			100%	100%		100%
6	Distribute Cocaine 2nd	0	1	4	0	1	6	0	1	4	0	1	6		100%	100%		100%	100%
6	Traffic Heroin 014-028	9	4	2	1	0	16	9	4	2	1	0	16	100%	100%	100%	100%		100%
6	Traffic Cocaine 028-100	30	20	11	6	0	67	30	20	11	6	0	67	100%	100%	100%	100%		100%
6	Induce Minor To Distribute	1	1	1	0	0	3	1	1	1	1	0	3	100%	100%	100%			100%
6	MV Homicide - OUI Felony	8	1	0	1	0	10	8	1	0	1	0	10	100%	100%		100%		100%
6	Possess Explosive Device	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
6	Sub-Total	230	131	118	120	3	602	164	110	108	116	3	501	71%	84%	92%	97%	100%	83%
5	A&B Child w/Injury	7	2	1	2	0	12	4	2	1	0	0	7	57%	100%	100%	0%		58%
5	Indecent A &B On Child	35	6	5	4	0	50	27	3	4	4	0	38	77%	50%	80%	100%		76%
5	Unnatural Acts Child	0	0	0	0	0	0	0	0	0	0	0	0						
5	Robbery Unarmed	21	10	13	32	0	76	8	7	9	28	0	52	38%	70%	69%	88%		68%
5	Intimidation	6	6	7	4	0	23	3	5	7	3	0	18	50%	83%	100%	75%		78%
5	Stalking Violation of Rest. Order	0	1	0	1	0	2	0	1	0	1	0	2		100%		100%		100%
5	Stalking 2nd	0	0	0	2	0	2	0	0	0	2	0	2				100%		100%
5	Common & Notorious Thief	2	0	0	2	0	4	1	0	0	2	0	3	50%			100%		75%
5	Burglary	4	3	3	8	0	18	3	3	3	7	0	16	75%	100%	100%	88%		89%
5	Gaming Enterprise	0	1	0	0	0	1	0	0	0	0	0	0		0%				0%
5	Distribute Class B 2nd	0	9	9	3	0	21	0	9	9	3	0	21		100%	100%	100%		100%
5	Traffic Cocaine 014-028	41	24	13	9	0	87	41	24	13	9	0	87	100%	100%	100%	100%		100%
5	Perjury or Suborn	5	1	1	0	0	7	1	0	0	0	0	1	20%	0%	0%			14%
5	Sub-Total	121	63	52	67	0	303	88	54	46	59	0	247	73%	86%	88%	88%		82%

Level	Governing Offense	All Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
4	A&B Elderly / Disabled w/Injury	1	2	1	0	0	4	0	2	1	0	0	3	0%	100%	100%			75%
4	A&B Guard	0	0	3	8	0	11	0	0	2	6	0	8			67%	75%		73%
4	A&B Dangerous Weapon	38	38	13	8	0	97	38	38	13	8	0	97	100%	100%	100%	100%		100%
4	A&B Dangerous Weapon + 60	0	0	0	0	0	0	0	0	0	0	0	0						
4	A&B To Collect Loan	0	0	0	0	0	0	0	0	0	0	0	0						
4	Indecent A&B	17	5	4	6	0	32	7	5	3	6	0	21	41%	100%	75%	100%		66%
4	Assault w/i Rob	3	2	1	2	0	8	3	2	1	1	0	7	100%	100%	100%	50%		88%
4	Stalking	0	0	0	0	0	0	0	0	0	0	0	0						
4	Harassment	0	0	0	0	0	0	0	0	0	0	0	0						
4	Larceny More	0	1	1	8	0	10	0	1	1	8	0	10		100%	100%	100%		100%
4	Larceny Person	9	2	4	8	0	23	7	0	2	8	0	17	78%	0%	50%	100%		74%
4	Larceny Person + 65	2	1	0	1	0	4	1	1	0	1	0	3	50%	100%		100%		75%
4	B&E	0	2	13	51	0	66	0	2	13	51	0	66		100%	100%	100%		100%
4	Enter by False Pretense	0	0	0	1	0	1	0	0	0	1	0	1				100%		100%
4	Receiving Stolen Goods MV 2nd	0	0	2	1	0	3	0	0	2	1	0	3			100%	100%		100%
4	Burning Building	3	2	4	3	0	12	2	2	3	3	0	10	67%	100%	75%	100%		83%
4	Burning to Defraud	2	1	0	1	0	4	0	0	0	0	0	0	0%	0%		0%		0%
4	Distribute Class A	62	61	38	35	0	196	37	55	32	32	0	156	60%	90%	84%	91%		80%
4	Distribute Class B	89	57	36	22	0	204	37	38	30	18	0	123	42%	67%	83%	82%		60%
4	Distribute Cocaine	46	40	30	14	0	130	46	40	30	14	0	130	100%	100%	100%	100%		100%
4	Traffic Mar 50-100	2	0	0	0	0	2	2	0	0	0	0	2	100%					100%
4	Larceny Cont Sub	4	0	0	0	0	4	1	0	0	0	0	1	25%					25%
4	Giving Prisoner Cont Sub	1	0	1	0	0	2	0	0	1	0	0	1	0%		100%			50%
4	Control Substance School	33	41	32	13	0	119	33	41	32	13	0	119	100%	100%	100%	100%		100%
4	MV Homicide	0	1	0	0	0	1	0	1	0	0	0	1		100%				100%
4	MV Homicide - Reckless	0	0	0	0	0	0	0	0	0	0	0	0						
4	MV Homicide - OUI	5	0	0	0	0	5	4	0	0	0	0	4	80%					80%
4	Leaving Scene Death	3	0	0	0	0	3	3	0	0	0	0	3	100%					100%
4	OUI Serious Inj, Fel	4	0	0	2	0	6	4	0	0	2	0	6	100%			100%		100%
4	Assault Weapon, Possess	0	3	1	0	0	4	0	3	0	0	0	3		100%	0%			75%
4	Firearm Sale Violation	0	0	0	1	0	1	0	0	0	1	0	1				100%		100%
4	Escape	0	3	6	7	0	16	0	3	5	7	0	15		100%	83%	100%		94%
4	Bribery	2	0	0	0	0	2	1	0	0	0	0	1	50%					50%
4	Extortion	0	0	2	0	0	2	0	0	2	0	0	2			100%			100%
4	Bomb Hoax	0	1	0	1	0	2	0	0	0	1	0	1		0%		100%		50%
4	Disinter Body	0	0	0	0	0	0	0	0	0	0	0	0						
4	Sub-Total	326	263	192	193	0	974	226	234	173	182	0	815	69%	89%	90%	94%		84%

Level	Governing Offense	All Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
3	A&B	50	26	17	16	0	109	22	14	14	12	0	62	44%	54%	82%	75%		57%
3	A&B Domestic	0	0	0	0	0	0	0	0	0	0	0	0						
3	A&B w/Intimidate	0	1	1	0	0	2	0	0	0	0	0	0		0%	0%			0%
3	A&B Dangerous Weapon	22	10	6	3	0	41	0	0	0	0	0	0	0%	0%	0%	0%		0%
3	A&B Dangerous Weapon + 60	0	0	0	0	0	0	0	0	0	0	0	0						
3	Assault Dangerous Weapon	29	6	13	8	0	56	18	6	11	6	0	41	62%	100%	85%	75%		73%
3	Assault Dangerous Weapon + 60	0	0	0	0	0	0	0	0	0	0	0	0						
3	Unnatural Acts	0	0	0	0	0	0	0	0	0	0	0	0						
3	Child Pornography Possess	8	0	3	0	0	11	2	0	2	0	0	4	25%		67%			36%
3	Kidnapping	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
3	Violation Of Civil Rights	0	0	0	0	0	0	0	0	0	0	0	0						
3	Restraining Order Violation	5	0	0	0	0	5	2	0	0	0	0	2	40%					40%
3	Larceny	2	2	3	0	0	7	2	2	3	0	0	7	100%	100%	100%			100%
3	Larceny More	30	13	2	13	0	58	7	7	1	7	0	22	23%	54%	50%	54%		38%
3	Larceny More + 60	2	0	0	2	0	4	2	0	0	1	0	3	100%			50%		75%
3	Larceny Building	3	3	0	4	0	10	3	2	0	4	0	9	100%	67%		100%		90%
3	Larceny Firearm	0	1	0	0	0	1	0	1	0	0	0	1		100%				100%
3	Larceny MV	3	0	1	7	0	11	2	0	1	7	0	10	67%		100%	100%		91%
3	Embezzlement	7	0	0	0	0	7	4	0	0	0	0	4	57%					57%
3	Credit Card Misuse - More	1	2	0	2	0	5	1	2	0	2	0	5	100%	100%		100%		100%
3	Fraud	2	0	1	0	0	3	1	0	0	0	0	1	50%		0%			33%
3	MV - Sales Violation	0	0	0	0	0	0	0	0	0	0	0	0						
3	Possess Burglarious Tools	0	0	0	7	0	7	0	0	0	5	0	5				71%		71%
3	B&E	8	13	6	23	0	50	4	12	3	16	0	35	50%	92%	50%	70%		70%
3	Mal Dest Property More	0	2	0	2	0	4	0	1	0	0	0	1		50%		0%		25%
3	Receiving Stolen Goods Over	6	2	1	2	0	11	1	2	0	1	0	4	17%	100%	0%	50%		36%
3	Receiving Stolen Goods MV	1	2	6	7	0	16	1	2	6	5	0	14	100%	100%	100%	71%		88%
3	Receiving Stolen Goods 2nd	0	0	0	1	0	1	0	0	0	1	0	1				100%		100%
3	Forgery And Uttering	12	4	5	4	0	25	3	2	4	3	0	12	25%	50%	80%	75%		48%
3	Counterfeit	0	0	0	0	0	0	0	0	0	0	0	0						
3	Burning Property	3	1	1	0	0	5	0	0	0	0	0	0	0%	0%	0%			0%
3	Burning Motor Vehicle	2	0	0	0	0	2	2	0	0	0	0	2	100%					100%
3	Illegal Lottery	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
3	Gaming Register Bets	2	0	0	0	0	2	1	0	0	0	0	1	50%					50%
3	Possession Class A 2nd	0	0	1	2	0	3	0	0	1	1	0	2			100%	50%		67%
3	Possession Class A Heroin 2nd	0	0	2	0	0	2	0	0	2	0	0	2			100%			100%
3	Possession Class B 2nd	1	1	1	1	0	4	1	1	1	1	0	4	100%	100%	100%	100%		100%
3	Possession Class C 2nd	0	0	0	0	0	0	0	0	0	0	0	0						
3	Possession Class D 2nd	0	0	1	1	0	2	0	0	1	1	0	2			100%	100%		100%
3	Distribute Class C	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
3	Distribute Class D 2nd	0	0	1	0	0	1	0	0	1	0	0	1			100%			100%
3	Distribute Class E 2nd	0	0	0	0	0	0	0	0	0	0	0	0						
3	Possession Hypodermic 2nd	0	0	0	0	0	0	0	0	0	0	0	0						
3	MV Homicide	10	0	0	0	0	10	10	0	0	0	0	10	100%					100%
3	Leaving Scene Property Damage	3	0	0	0	0	3	0	0	0	0	0	0	0%					0%

Level	Governing Offense	All Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
3	Leaving Scene Personal Injury	0	0	0	0	0	0	0	0	0	0	0	0						
3	Possess Master Key MV	0	0	0	0	0	0	0	0	0	0	0	0						
3	OUI Serious Inj. Misd	0	0	0	0	0	0	0	0	0	0	0	0						
3	Inducing Minor To Sex	0	0	0	0	0	0	0	0	0	0	0	0						
3	Gun Serial Number	0	0	0	0	0	0	0	0	0	0	0	0						
3	Firearm Loaded while OUI	0	0	0	0	0	0	0	0	0	0	0	0						
3	Nonsupport	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
3	Interfere Police or Firefighter	0	0	0	0	0	0	0	0	0	0	0	0						
3	Failure to Appear Felony	1	0	1	0	0	2	1	0	1	0	0	2	100%		100%			100%
3	Carrying Dangerous Weapon	4	0	1	0	0	5	3	0	1	0	0	4	75%		100%			80%
3	Contempt Of Court	0	0	0	0	0	0	0	0	0	0	0	0						
3	Animal Kill or Poison	0	0	0	0	0	0	0	0	0	0	0	0						
3	Throw Object On Public Way	0	0	0	0	0	0	0	0	0	0	0	0						
3	Sex Offender Fail Register	0	0	0	0	0	0	0	0	0	0	0	0						
3	Vandalize - Graves	0	0	0	0	0	0	0	0	0	0	0	0						
3	Wiretapping	0	0	0	0	0	0	0	0	0	0	0	0						
3	Sub-Total	221	89	74	105	0	489	94	54	53	73	0	274	43%	61%	72%	70%		56%

Level	Governing Offense	All Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
2	Assault	1	0	2	2	0	5	1	0	2	1	0	4	100%		100%	50%		80%
2	Accost / Annoy Person Opposite Sex	0	0	0	0	0	0	0	0	0	0	0	0						
2	Larceny	14	1	1	0	0	16	0	0	0	0	0	0	0%	0%	0%			0%
2	Larceny Less	4	3	1	0	0	8	1	1	1	0	0	3	25%	33%	100%			38%
2	Larceny Less +60	0	0	0	0	0	0	0	0	0	0	0	0						
2	Shoplifting	0	0	0	0	0	0	0	0	0	0	0	0						
2	Credit Card Misuse	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
2	Defrauding Insurer	2	1	0	0	0	3	1	0	0	0	0	1	50%	0%				33%
2	MV - False Report Of Theft	0	0	0	0	0	0	0	0	0	0	0	0						
2	Fraud - Identity	0	0	0	2	0	2	0	0	0	2	0	2				100%		100%
2	Defrauding Innkeeper	0	0	0	0	0	0	0	0	0	0	0	0						
2	Welfare Violation	0	0	0	0	0	0	0	0	0	0	0	0						
2	Failure To Return Leased Prop	0	0	0	0	0	0	0	0	0	0	0	0						
2	B&E MV	0	0	1	0	0	1	0	0	0	0	0	0			0%			0%
2	B&E w/i Misdemeanor	0	1	0	1	0	2	0	1	0	0	0	1		100%		0%		50%
2	Property Destruction	3	1	1	4	0	9	0	1	1	1	4	6	0%	100%	100%	100%		67%
2	Tagging Property	0	0	0	0	0	0	0	0	0	0	0	0						
2	Receiving Stolen Goods	4	2	3	2	0	11	3	2	1	2	0	8	75%	100%	33%	100%		73%
2	Counterfeit	0	0	0	0	0	0	0	0	0	0	0	0						
2	Setting Fire Land	0	0	0	0	0	0	0	0	0	0	0	0						
2	Gaming Use of Telephone	5	1	0	0	0	6	0	0	0	0	0	0	0%	0%				0%
2	Fraud - Electric, Phone or Cable	0	0	0	0	0	0	0	0	0	0	0	0						
2	Possession Class A	1	1	0	0	0	2	0	0	0	0	0	0	0%	0%				0%
2	Possession Class A Heroin	2	1	0	2	0	5	0	1	0	2	0	3	0%	100%		100%		60%
2	Possession Class B	11	3	3	1	0	18	0	2	2	0	0	4	0%	67%	67%	0%		22%
2	Possession Class C	0	0	0	0	0	0	0	0	0	0	0	0						
2	Possession Class D	1	2	1	2	0	6	0	1	1	1	0	3	0%	50%	100%	50%		50%
2	Possession Class D Marijuana 2nd	0	0	0	0	0	0	0	0	0	0	0	0						
2	Distribute Counterfeit Substance	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
2	Distribute Class D	14	4	5	1	0	24	6	0	2	1	0	9	43%	0%	40%	100%		38%
2	Distribute Class E	0	0	0	0	0	0	0	0	0	0	0	0						
2	Possession Hypodermic/Syringe	0	0	0	0	0	0	0	0	0	0	0	0						
2	Presence Class A	0	0	0	0	0	0	0	0	0	0	0	0						
2	Forge Prescription	1	0	0	2	0	3	1	0	0	2	0	3	100%			100%		100%
2	Distribute Paraphernalia	0	0	0	0	0	0	0	0	0	0	0	0						
2	Operate to Endanger	3	0	0	0	0	3	3	0	0	0	0	3	100%					100%
2	Use Without Authority	0	0	0	0	0	0	0	0	0	0	0	0						
2	Use w/o Authority 2nd	0	0	0	0	0	0	0	0	0	0	0	0						
2	Habitual Traffic Offender	0	0	0	0	0	0	0	0	0	0	0	0						
2	Racing	0	0	0	0	0	0	0	0	0	0	0	0						
2	Operate After Suspension 2nd	0	0	0	0	0	0	0	0	0	0	0	0						
2	Compulsory Insurance Violation	0	0	0	0	0	0	0	0	0	0	0	0						
2	Altering MV ID Number	0	0	0	0	0	0	0	0	0	0	0	0						
2	Counterfeit/Alter MV Document	0	0	1	1	0	2	0	0	1	1	0	2			100%	100%		100%
2	False Statement On Application	0	0	0	0	0	0	0	0	0	0	0	0						
2	Prostitution	0	0	0	1	0	1	0	0	0	1	0	1				100%		100%

Level	Governing Offense	All Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
2	Induce Female To Prostitution	0	0	0	0	0	0	0	0	0	0	0	0						
2	Keeping A House Of Ill Fame	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
2	Open And Gross	2	1	1	4	0	8	1	1	0	3	0	5	50%	100%	0%	75%		63%
2	Obscene Material to Minor	2	0	1	0	0	3	2	0	0	0	0	2	100%		0%			67%
2	Failure To Disperse	0	0	0	0	0	0	0	0	0	0	0	0						
2	Firearm Possess w/o Permit	10	10	1	0	0	21	7	9	1	0	0	17	70%	90%	100%			81%
2	Possess Mace	0	0	0	0	0	0	0	0	0	0	0	0						
2	Possess Ammunition	3	2	2	2	0	7	0	1	2	0	0	3	0%	50%	100%			43%
2	Firearm Store Improper	0	0	0	0	0	0	0	0	0	0	0	0						
2	Escape Work Release Program	0	0	0	0	0	0	0	0	0	0	0	0						
2	Escape Lockup	0	0	0	0	0	0	0	0	0	0	0	0						
2	Aiding An Escape	0	2	0	0	0	2	0	2	0	0	0	2		100%				100%
2	Impersonate/Disguise	0	0	0	0	0	0	0	0	0	0	0	0						
2	False Statement	0	0	1	0	0	1	0	0	1	0	0	1			100%			100%
2	Failure to Appear	2	2	0	0	0	4	1	2	0	0	0	3	50%	100%				75%
2	Possess Stun Gun	0	0	0	0	0	0	0	0	0	0	0	0						
2	Possess Dangerous Weapon	0	0	0	0	0	0	0	0	0	0	0	0						
2	False Alarm	0	0	0	0	0	0	0	0	0	0	0	0						
2	Fireworks	0	0	0	0	0	0	0	0	0	0	0	0						
2	Violation Of Explosives	0	0	0	0	0	0	0	0	0	0	0	0						
2	Disrupt Court Proceedings	0	0	0	0	0	0	0	0	0	0	0	0						
2	Contributing To Delinquency	0	0	0	0	0	0	0	0	0	0	0	0						
2	Cruelty To Animals	0	0	0	0	0	0	0	0	0	0	0	0						
2	Animal Fight, Promote	0	0	0	0	0	0	0	0	0	0	0	0						
2	Work Compensation Fail Have	0	0	0	0	0	0	0	0	0	0	0	0						
2	Resisting Arrest	0	0	0	0	0	0	0	0	0	0	0	0						
2	False Report Of Crime	1	0	0	1	0	2	1	0	0	1	0	2	100%			100%		100%
2	Hazardous Materials	3	2	1	0	0	6	0	0	0	0	0	0	0%	0%	0%			0%
2	Disconnect Sprinkler System	0	0	0	0	0	0	0	0	0	0	0	0						
2	Firearms - False Statement	0	0	0	0	0	0	0	0	0	0	0	0						
2	Wiretap, Possess Device	0	0	0	0	0	0	0	0	0	0	0	0						
2	Record w/o Manufacturer	0	0	0	0	0	0	0	0	0	0	0	0						
2	Unregistered Contractor	0	0	0	0	0	0	0	0	0	0	0	0						
2	True Name Law	0	0	0	0	0	0	0	0	0	0	0	0						
2	Sub-Total	92	40	26	26	0	184	29	24	15	21	0	89	32%	60%	58%	81%		48%

Level	Governing Offense	All Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
1	Obscene Materials	0	0	0	0	0	0	0	0	0	0	0	0						
1	Threatening	0	2	1	0	0	3	0	1	1	0	0	2		50%	100%			67%
1	Defrauding Victualer	0	0	0	0	0	0	0	0	0	0	0	0						
1	Vandalism	0	0	0	0	0	0	0	0	0	0	0	0						
1	Setting Fire In Open	0	0	0	0	0	0	0	0	0	0	0	0						
1	Trespassing	0	0	0	0	0	0	0	0	0	0	0	0						
1	Gaming	2	0	0	0	0	2	0	0	0	0	0	0	0%					0%
1	Possession Class D Marijuana	3	0	0	0	0	3	0	0	0	0	0	0	0%					0%
1	Possession Class E	0	0	0	0	0	0	0	0	0	0	0	0						
1	Inhaling Toxic Vapors	0	0	0	0	0	0	0	0	0	0	0	0						
1	Attaching Wrong MV Plates	0	0	0	0	0	0	0	0	0	0	0	0						
1	Operate After Suspension	0	0	0	0	0	0	0	0	0	0	0	0						
1	MV - Impersonate/Other License	0	0	0	0	0	0	0	0	0	0	0	0						
1	RV On Public Way	0	0	0	0	0	0	0	0	0	0	0	0						
1	Common N ight Walker	0	0	0	0	0	0	0	0	0	0	0	0						
1	Indecent Exposure	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
1	Lewd And Lacivious	0	0	0	0	0	0	0	0	0	0	0	0						
1	Peeping Tom	0	0	0	0	0	0	0	0	0	0	0	0						
1	Disorderly Conduct	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
1	Possess Air Rifle w/o FID Card	0	0	0	0	0	0	0	0	0	0	0	0						
1	Firearm Discharge	0	1	0	0	0	1	0	0	0	0	0	0		0%				0%
1	Annoying Phone Calls	0	0	1	0	0	1	0	0	0	0	0	0			0%			0%
1	Failure To Obey Police Officer	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
1	Obstructing Justice	0	0	0	0	0	0	0	0	0	0	0	0						
1	Manufacturing Dangerous Weapon	0	0	0	0	0	0	0	0	0	0	0	0						
1	License Law Violation (Not MV)	0	0	0	0	0	0	0	0	0	0	0	0						
1	Alcohol, Procure for Minor	0	0	0	1	0	1	0	0	0	1	0	1				100%		100%
1	Alcohol, Transporting	0	0	0	0	0	0	0	0	0	0	0	0						
1	Throwing Glass On Public Way	0	0	0	0	0	0	0	0	0	0	0	0						
1	Cigarette/Match Thrown Fr Veh	0	0	0	0	0	0	0	0	0	0	0	0						
1	Tattooing	0	0	0	0	0	0	0	0	0	0	0	0						
1	Employment Practices	0	0	0	0	0	0	0	0	0	0	0	0						
1	Violation Aircraft Restrktion	0	0	0	0	0	0	0	0	0	0	0	0						
1	Fail To Comply With Dog Order	0	0	0	0	0	0	0	0	0	0	0	0						
1	False Use of Insignia	0	0	0	0	0	0	0	0	0	0	0	0						
1	Sub-Total	8	3	2	1	0	14	0	1	1	1	0	3	0%	33%	50%	100%		21%

Level	Governing Offense	All Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
0	Attempt Larceny	1	1	0	0	0	2	1	1	0	0	0	2	100%	100%				100%
0	Attempt B&E	0	0	0	1	0	1	0	0	0	1	0	1				100%		100%
0	Conspiracy Violate CSA	26	4	3	1	0	34	9	3	2	1	0	15	35%	75%	67%	100%		44%
0	Solicit Felony	0	1	0	0	0	1	0	0	0	0	0	0		0%				0%
0	Conspiracy	7	4	2	3	0	16	4	3	1	2	0	10	57%	75%	50%	67%		63%
0	Attempt To Commit Crime	2	0	1	2	0	5	1	0	0	1	0	2	50%		0%	50%		40%
0	Accessory Before	2	0	4	1	0	7	2	0	3	1	0	6	100%		75%	100%		86%
0	Accessory After	6	0	3	2	0	11	2	0	3	1	0	6	33%		100%	50%		55%
0	Sub-Total	44	10	13	10	0	77	19	7	9	7	0	42	43%	70%	69%	70%		55%

Table 43. State Prison Sentences: Minimum Sentence by Governing Offense and Grid Cell Assignment

Level	Governing Offense	Incarcerated Defendants						Mean Sentence						Median Sentence					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
9	Murder	0	0	0	0	0	0												
9	Sub-Total	0	0	0	0	0	0												
8	Manslaughter	15	14	6	0	1	36	129.6	105.4	152.0		180.0	125.3	120.0	96.0	168.0		180.0	120.0
8	Armed Assault In Dwell House	0	1	0	0	0	1		420.0				420.0		420.0				420.0
8	Rape, Aggravated	7	6	2	1	0	16	125.1	150.0	120.0	120.0		133.5	144.0	150.0	120.0	120.0		132.0
8	Rape Of Child w/Force	16	5	4	5	0	30	102.0	64.8	87.0	132.0		98.8	102.0	60.0	60.0	120.0		84.0
8	Armed Robbery Gun 2nd	0	0	0	0	0	0												
8	Firearmed Assault w/i Murder	4	4	2	2	0	12	66.0	129.0	84.0	96.0		95.0	60.0	114.0	84.0	96.0		90.0
8	Home Invasion	2	1	1	1	0	5	270.0	240.0	240.0	360.0		276.0	270.0	240.0	240.0	360.0		240.0
8	Kidnapping Sexual Assault	0	1	0	0	0	1		48.0				48.0		48.0				48.0
8	Burglary, Armed	0	0	1	4	0	5			120.0	159.0		151.2			120.0	162.0		144.0
8	Traffic Cocaine 200+	2	2	0	0	0	4	180.0	180.0				180.0	180.0	180.0				180.0
8	Sub-Total	46	34	16	13	1	110	122.1	126.0	126.8	151.4	180.0	128.0	114.0	108.0	126.0	120.0	180.0	120.0
7	Murder, Attempted	0	0	1	0	0	1			48.0			48.0			48.0			48.0
7	Mayhem	1	0	0	3	0	4	120.0			108.0		111.0	120.0			108.0		114.0
7	A&B Child w/Injury Substantial	1	2	0	1	0	4	48.0	90.0		120.0		87.0	48.0	90.0		120.0		90.0
7	Rape	7	2	5	3	0	17	54.0	48.0	64.8	100.0		64.6	48.0	48.0	60.0	60.0		60.0
7	Assault w/I Rape 2nd	0	0	0	0	0	0												
7	Assault w /i Rape Child	4	0	0	0	0	4	66.0					66.0	72.0					72.0
7	Incest	0	2	0	0	0	2		78.0				78.0		78.0				78.0
7	Drug for Sexual Intercourse	0	0	0	1	0	1				120.0		120.0				120.0		120.0
7	Armed Robbery Gun	14	13	19	17	0	63	75.0	38.5	72.0	100.6		73.5	60.0	36.0	60.0	72.0		60.0
7	Armed Assault w/i Murder	10	4	6	8	0	28	55.8	99.0	63.0	66.0		66.4	54.0	78.0	36.0	60.0		60.0
7	Carjacking, Armed	2	0	1	1	0	4	36.0		24.0	60.0		39.0	36.0		24.0	60.0		36.0
7	Kidnapping Firearm Armed	0	0	0	0	0	0												
7	Confine And Put In Fear	4	1	1	1	0	7	72.0	120.0	48.0	120.0		82.3	66.0	120.0	48.0	120.0		72.0
7	Traffic Heroin 028-100	2	1	1	0	0	4	84.0	84.0	84.0			84.0	84.0	84.0	84.0			84.0
7	Traffic Cocaine 100-200	11	7	1	2	0	21	122.2	120.0	120.0	120.0		121.1	120.0	120.0	120.0	120.0		120.0
7	Sub-Total	56	32	35	37	0	160	76.6	74.2	68.4	95.2		78.6	60.0	66.0	54.0	72.0		60.0

Level	Governing Offense	Incarcerated Defendants						Mean Sentence						Median Sentence					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
6	Manslaughter	1	2	0	0	0	3	96.0	45.0				62.0	96.0	45.0				54.0
6	A&B Elderly / Disabled Ser Injury	0	1	0	1	0	2		84.0		36.0		60.0		84.0		36.0		60.0
6	A&B Dangerous Weapon	16	12	17	19	2	66	47.3	40.7	40.2	43.6	42.0	43.0	36.0	36.0	36.0	42.0	42.0	36.0
6	Assault To Kill or Maim	3	1	1	1	0	6	68.0	36.0	24.0	12.0		46.0	72.0	36.0	24.0	12.0		42.0
6	Rape Of Child	36	9	9	7	0	61	79.7	92.0	76.0	58.3		78.5	60.0	96.0	60.0	36.0		60.0
6	Assault w/i Rape	2	0	2	1	0	5	60.0		42.0	72.0		55.2	60.0		42.0	72.0		60.0
6	Indecent A&B Mentally Retarded	0	0	0	0	0	0												
6	Child Pornography	1	0	0	0	0	1	36.0					36.0	36.0					36.0
6	Robbery Unarmed + 60	1	2	0	4	0	7	18.0	27.0		55.5		42.0	18.0	27.0		51.0		48.0
6	Armed Robbery	26	30	42	55	0	153	36.2	41.0	53.5	64.2		52.0	33.0	36.0	48.0	60.0		48.0
6	Armed Assault w/i Rob	5	7	5	3	0	20	48.0	74.6	62.4	64.0		63.3	48.0	60.0	60.0	36.0		60.0
6	Armed Aslt w/i Rob Over 65	0	0	0	1	0	1				234.0		234.0				234.0		234.0
6	Carjacking	1	1	0	1	0	3	36.0	24.0		60.0		40.0	36.0	24.0		60.0		36.0
6	Kidnapping	0	1	2	3	0	6		24.0	36.0	38.0		35.0		24.0	36.0	30.0		33.0
6	Burning Dwelling House	2	1	1	1	0	5	42.0	24.0	72.0	60.0		48.0	42.0	24.0	72.0	60.0		60.0
6	Distribute Class A 2nd	0	0	6	7	0	13			62.0	60.0		60.9			60.0	60.0		60.0
6	Distribute Cocaine 2nd	0	1	4	0	1	6		60.0	60.0		60.0	60.0		60.0	60.0		60.0	60.0
6	Traffic Heroin 014-028	9	4	2	1	0	16	61.3	60.0	60.0	72.0		61.5	60.0	60.0	60.0	72.0		60.0
6	Traffic Cocaine 028-100	30	20	11	6	0	67	74.0	70.2	75.3	73.0		73.0	66.0	60.0	60.0	75.0		60.0
6	Induce Minor To Distribute	1	1	1	0	0	3	60.0	60.0	60.0			60.0	60.0	60.0	60.0			60.0
6	MV Homicide - OUI Felony	3	1	0	1	0	5	44.0	42.0		60.0		46.8	48.0	42.0		60.0		48.0
6	Possess Explosive Device	0	0	0	0	0	0												
6	Sub-Total	137	94	103	112	3	449	61.0	55.4	56.3	60.3	48.0	58.5	60.0	60.0	60.0	60.0	60.0	60.0
5	A&B Child w/Injury	0	1	1	0	0	2		36.0	24.0			30.0		36.0	24.0			30.0
5	Indecent A &B On Child	10	2	1	3	0	16	46.8	48.0	48.0	80.0		53.3	48.0	48.0	48.0	84.0		54.0
5	Unnatural Acts Child	0	0	0	0	0	0												
5	Robbery Unarmed	8	7	9	28	0	52	51.0	33.4	38.7	51.9		47.0	54.0	36.0	36.0	42.0		36.0
5	Intimidation	2	3	2	2	0	9	39.0	34.0	48.0	72.0		46.7	39.0	36.0	48.0	72.0		36.0
5	Stalking Violation of Rest. Order	0	1	0	1	0	2		36.0		24.0		30.0		36.0		24.0		30.0
5	Stalking 2nd	0	0	0	2	0	2				39.0		39.0				39.0		39.0
5	Common & Notorious Thief	0	0	0	2	0	2				114.0		114.0				114.0		114.0
5	Burglary	3	3	3	7	0	16	65.0	36.0	60.0	41.1		48.2	60.0	36.0	60.0	30.0		42.0
5	Gaming Enterprise	0	0	0	0	0	0												
5	Distribute Class B 2nd	0	9	9	3	0	21		39.3	44.7	46.0		42.6		36.0	36.0	42.0		36.0
5	Traffic Cocaine 014-028	41	24	13	9	0	87	38.6	37.5	37.8	41.3		38.5	36.0	36.0	36.0	36.0		36.0
5	Perjury or Suborn	0	0	0	0	0	0												
5	Sub-Total	64	50	38	57	0	209	42.7	37.3	41.8	52.0		43.8	36.0	36.0	36.0	42.0		36.0

Level	Governing Offense	Incarcerated Defendants						Mean Sentence						Median Sentence					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
4	A&B Elderly / Disabled w/Injury	0	1	0	0	0	1	30.0				30.0		30.0				30.0	
4	A&B Guard	0	0	2	6	0	8			30.0	19.3		22.0			30.0	15.0		15.0
4	A&B Dangerous Weapon	0	0	0	0	0	0												
4	A&B Dangerous Weapon + 60	0	0	0	0	0	0												
4	A&B To Collect Loan	0	0	0	0	0	0												
4	Indecent A&B	1	1	1	5	0	8	36.0	48.0	30.0	44.4		42.0	36.0	48.0	30.0	48.0		42.0
4	Assault w/i Rob	3	2	1	1	0	7	52.0	42.0	36.0	30.0		43.7	48.0	42.0	36.0	30.0		36.0
4	Stalking	0	0	0	0	0	0												
4	Harassment	0	0	0	0	0	0												
4	Larceny More	0	1	1	8	0	10		24.0	18.0	24.8		24.0		24.0	18.0	24.0		24.0
4	Larceny Person	0	0	0	1	0	1				36.0		36.0				36.0		36.0
4	Larceny Person + 65	0	0	0	0	0	0												
4	B&E	0	2	13	49	0	64		36.0	30.5	44.1		41.1		36.0	24.0	36.0		36.0
4	Enter by False Pretense	0	0	0	1	0	1				84.0		84.0				84.0		84.0
4	Receiving Stolen Goods MV 2nd	0	0	0	1	0	1				36.0		36.0				36.0		36.0
4	Burning Building	0	0	1	2	0	3			30.0	36.0		34.0			30.0	36.0		36.0
4	Burning to Defraud	0	0	0	0	0	0												
4	Distribute Class A	12	27	24	26	0	89	36.0	36.7	39.5	35.3		36.9	36.0	36.0	36.0	36.0		36.0
4	Distribute Class B	3	20	23	9	0	55	36.0	31.8	37.6	34.0		34.8	36.0	36.0	36.0	30.0		36.0
4	Distribute Cocaine	14	26	17	11	0	68	23.1	33.7	33.2	30.5		30.9	24.0	27.0	36.0	24.0		24.0
4	Traffic Mar 50-100	0	0	0	0	0	0												
4	Larceny Cont Sub	0	0	0	0	0	0												
4	Giving Prisoner Cont Sub	0	0	0	0	0	0												
4	Control Substance School	6	8	8	5	0	27	32.0	30.8	33.8	33.6		32.4	30.0	30.0	33.0	36.0		30.0
4	MV Homicide	0	0	0	0	0	0												
4	MV Homicide - Reckless	0	0	0	0	0	0												
4	MV Homicide - OUI	0	0	0	0	0	0												
4	Leaving Scene Death	1	0	0	0	0	1	36.0					36.0	36.0					36.0
4	OUI Serious Inj, Fel	1	0	0	2	0	3	12.0			81.0		58.0	12.0			81.0		48.0
4	Assault Weapon, Possess	0	3	0	0	0	3		48.0				48.0		60.0				60.0
4	Firearm Sale Violation	0	0	0	1	0	1				36.0		36.0				36.0		36.0
4	Escape	0	0	3	3	0	6			24.0	24.0		24.0			12.0	24.0		18.0
4	Bribery	0	0	0	0	0	0												
4	Extortion	0	0	0	0	0	0												
4	Bomb Hoax	0	0	0	0	0	0												
4	Disinter Body	0	0	0	0	0	0												
4	Sub-Total	41	91	94	131	0	357	31.6	34.6	35.0	37.8		35.5	30.0	36.0	36.0	36.0		36.0

Level	Governing Offense	Incarcerated Defendants						Mean Sentence						Median Sentence					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
3	A&B	0	0	0	0	0	0												
3	A&B Domestic	0	0	0	0	0	0												
3	A&B w/Intimidate	0	0	0	0	0	0												
3	A&B Dangerous Weapon	0	0	0	0	0	0												
3	A&B Dangerous Weapon + 60	0	0	0	0	0	0												
3	Assault Dangerous Weapon	4	2	3	1	0	10	37.5	30.0	34.0	36.0		34.8	36.0	30.0	36.0	36.0		36.0
3	Assault Dangerous Weapon + 60	0	0	0	0	0	0												
3	Unnatural Acts	0	0	0	0	0	0												
3	Child Pornography Possess	0	0	1	0	0	1			24.0			24.0			24.0			24.0
3	Kidnapping	0	0	0	0	0	0												
3	Violation Of Civil Rights	0	0	0	0	0	0												
3	Restraining Order Violation	0	0	0	0	0	0												
3	Larceny	0	0	0	0	0	0												
3	Larceny More	0	0	0	0	0	0												
3	Larceny More + 60	0	0	0	0	0	0												
3	Larceny Building	0	0	0	1	0	1				12.0		12.0				12.0		12.0
3	Larceny Firearm	0	0	0	0	0	0												
3	Larceny MV	0	0	0	4	0	4				36.0		36.0				36.0		36.0
3	Embezzlement	0	0	0	0	0	0												
3	Credit Card Misuse - More	0	0	0	0	0	0												
3	Fraud	0	0	0	0	0	0												
3	MV - Sales Violation	0	0	0	0	0	0												
3	Possess Burglariou's Tools	0	0	0	3	0	3				32.0		32.0				36.0		36.0
3	B&E	0	0	0	0	0	0												
3	Mal Dest Property More	0	0	0	0	0	0												
3	Receiving Stolen Goods Over	0	0	0	0	0	0												
3	Receiving Stolen Goods MV	0	1	4	4	0	9		24.0	27.0	31.5		28.7		24.0	24.0	36.0		24.0
3	Receiving Stolen Goods 2nd	0	0	0	1	0	1				30.0		30.0				30.0		30.0
3	Forgery And Uttering	0	0	1	2	0	3			36.0	36.0		36.0			36.0	36.0		36.0
3	Counterfe it	0	0	0	0	0	0												
3	Burning Property	0	0	0	0	0	0												
3	Burning Motor V ehicle	0	0	0	0	0	0												
3	Illegal Lottery	0	0	0	0	0	0												
3	Gamin g Register Bets	0	0	0	0	0	0												
3	Possession Class A 2nd	0	0	0	0	0	0												
3	Possession Class A Heroin 2nd	0	0	0	0	0	0												
3	Possession Class B 2nd	0	0	0	0	0	0												
3	Possession Class C 2nd	0	0	0	0	0	0												
3	Possession Class D 2nd	0	0	0	0	0	0												
3	Distribute Class C	0	0	0	0	0	0												
3	Distribute Class D 2nd	0	0	0	0	0	0												
3	Distribute Class E 2nd	0	0	0	0	0	0												
3	Possession Hypodermic 2nd	0	0	0	0	0	0												
3	MV Homicide	0	0	0	0	0	0												
3	Leaving Scene Property Damage	0	0	0	0	0	0												

Level	Governing Offense	Incarcerated Defendants						Mean Sentence						Median Sentence					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
3	Leaving Scene Personal Injury	0	0	0	0	0	0												
3	Possess Master Key MV	0	0	0	0	0	0												
3	OUI Serious Inj. Misd	0	0	0	0	0	0												
3	Inducing Minor To Sex	0	0	0	0	0	0												
3	Gun Serial Number	0	0	0	0	0	0												
3	Firearm Loaded while OUI	0	0	0	0	0	0												
3	Nonsupport	0	0	0	0	0	0												
3	Interfere Police or Firefighter	0	0	0	0	0	0												
3	Failure to Appear Felony	0	0	1	0	0	1			18.0			18.0			18.0			18.0
3	Carrying Dangerous Weapon	2	0	1	0	0	3	30.0		36.0			32.0	30.0		36.0			36.0
3	Contempt Of Court	0	0	0	0	0	0												
3	Animal Kill or Poison	0	0	0	0	0	0												
3	Throw Object On Public Way	0	0	0	0	0	0												
3	Sex Offender Fail Register	0	0	0	0	0	0												
3	Vandalize - Graves	0	0	0	0	0	0												
3	Wiretapping	0	0	0	0	0	0												
3	Sub-Total	6	3	11	16	0	36	35.0	28.0	29.5	32.3	.	31.5	36.0	24.0	24.0	36.0	.	36.0

Level	Governing Offense	Incarcerated Defendants						Mean Sentence						Median Sentence					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
2	Assault	0	0	0	0	0	0												
2	Accost / Annoy Person Opposite Sex	0	0	0	0	0	0												
2	Larceny	0	0	0	0	0	0												
2	Larceny Less	0	0	0	0	0	0												
2	Larceny Less +60	0	0	0	0	0	0												
2	Shoplifting	0	0	0	0	0	0												
2	Credit Card Misuse	0	0	0	0	0	0												
2	Defrauding Insurer	0	0	0	0	0	0												
2	MV - False Report Of Theft	0	0	0	0	0	0												
2	Fraud - Id entity	0	0	0	0	0	0												
2	Defrauding Innkeeper	0	0	0	0	0	0												
2	Welfare Violation	0	0	0	0	0	0												
2	Failure To Return Leased Prop	0	0	0	0	0	0												
2	B&E MV	0	0	0	0	0	0												
2	B&E w/i Misdemeanor	0	0	0	0	0	0												
2	Property Destruction	0	0	0	0	0	0												
2	Tagging Property	0	0	0	0	0	0												
2	Receiving Stolen Goods	0	0	0	0	0	0												
2	Counterfeit	0	0	0	0	0	0												
2	Setting Fire Land	0	0	0	0	0	0												
2	Gaming Use of Telephone	0	0	0	0	0	0												
2	Fraud - Electric, Phone or Cable	0	0	0	0	0	0												
2	Possession Class A	0	0	0	0	0	0												
2	Possession Class A Heroin	0	0	0	0	0	0												
2	Possession Class B	0	0	0	0	0	0												
2	Possession Class C	0	0	0	0	0	0												
2	Possession Class D	0	0	0	0	0	0												
2	Possession Class D Marijuana 2nd	0	0	0	0	0	0												
2	Distribute Counterfeit Substance	0	0	0	0	0	0												
2	Distribute Class D	0	0	0	0	0	0												
2	Distribute Class E	0	0	0	0	0	0												
2	Possession Hypodermic/Syringe	0	0	0	0	0	0												
2	Presence Class A	0	0	0	0	0	0												
2	Forge Prescription	0	0	0	0	0	0												
2	Distribute Paraphenalia	0	0	0	0	0	0												
2	Operate to Endanger	0	0	0	0	0	0												
2	Use Without Authority	0	0	0	0	0	0												
2	Use w/o Authority 2nd	0	0	0	0	0	0												
2	Habitual Traffic Offender	0	0	0	0	0	0												
2	Racing	0	0	0	0	0	0												
2	Operate After Suspension 2nd	0	0	0	0	0	0												
2	Compulsory Insurance Violation	0	0	0	0	0	0												
2	Altering MV ID Number	0	0	0	0	0	0												
2	Counterfeit/Alter MV Document	0	0	0	0	0	0												
2	False Statement On Application	0	0	0	0	0	0												
2	Prostitution	0	0	0	0	0	0												

Level	Governing Offense	Incarcerated Defendants						Mean Sentence						Median Sentence					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
2	Induce Female To Prostitution	0	0	0	0	0	0												
2	Keeping A House Of Ill Fame	0	0	0	0	0	0												
2	Open And Gross	0	0	0	1	0	1				30.0		30.0				30.0		30.0
2	Obscene Material to Minor	0	0	0	0	0	0												
2	Failure To Disperse	0	0	0	0	0	0												
2	Firearm Possess w/o Permit	0	0	0	0	0	0												
2	Possess Mace	0	0	0	0	0	0												
2	Possess Ammunition	0	0	0	0	0	0												
2	Firearm Store Improper	0	0	0	0	0	0												
2	Escape Work Release Program	0	0	0	0	0	0												
2	Escape Lockup	0	0	0	0	0	0												
2	Aiding An Escape	0	2	0	0	0	2		48.0				48.0		48.0				48.0
2	Impersonate/Disguise	0	0	0	0	0	0												
2	False Statement	0	0	0	0	0	0												
2	Failure to Appear	0	0	0	0	0	0												
2	Possess Stun Gun	0	0	0	0	0	0												
2	Possess Dangerous Weapon	0	0	0	0	0	0												
2	False Alarm	0	0	0	0	0	0												
2	Fireworks	0	0	0	0	0	0												
2	Violation Of Explosives	0	0	0	0	0	0												
2	Disrupt Court Proceedings	0	0	0	0	0	0												
2	Contributing To Delinquency	0	0	0	0	0	0												
2	Cruelty To Animals	0	0	0	0	0	0												
2	Animal Fight, Promote	0	0	0	0	0	0												
2	Work Compensation Fail Have	0	0	0	0	0	0												
2	Resisting Arrest	0	0	0	0	0	0												
2	False Report Of Crime	0	0	0	0	0	0												
2	Hazardous Materials	0	0	0	0	0	0												
2	Disconnect Sprinkler System	0	0	0	0	0	0												
2	Firearms - False Statement	0	0	0	0	0	0												
2	Wiretap, Possess Device	0	0	0	0	0	0												
2	Record w/o Manufacturer	0	0	0	0	0	0												
2	Unregistered Contractor	0	0	0	0	0	0												
2	True Name Law	0	0	0	0	0	0												
2	Sub-Total	0	2	0	1	0	3		48.0		30.0		42.0		48.0		30.0		36.0

Level	Governing Offense	Incarcerated Defendants						Mean Sentence						Median Sentence					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
1	Obscene Materials	0	0	0	0	0	0												
1	Threatening	0	0	0	0	0	0												
1	Defrauding Victualer	0	0	0	0	0	0												
1	Vandalism	0	0	0	0	0	0												
1	Setting Fire In Open	0	0	0	0	0	0												
1	Trespassing	0	0	0	0	0	0												
1	Gaming	0	0	0	0	0	0												
1	Possession Class D Marijuana	0	0	0	0	0	0												
1	Possession Class E	0	0	0	0	0	0												
1	Inhaling Toxic Vapors	0	0	0	0	0	0												
1	Attaching Wrong MV Plates	0	0	0	0	0	0												
1	Operate After Suspension	0	0	0	0	0	0												
1	MV - Impersonate/Other License	0	0	0	0	0	0												
1	RV On Public Way	0	0	0	0	0	0												
1	Common Night Walker	0	0	0	0	0	0												
1	Indecent Exposure	0	0	0	0	0	0												
1	Lewd And Lacivious	0	0	0	0	0	0												
1	Peeping Tom	0	0	0	0	0	0												
1	Disorderly Conduct	0	0	0	0	0	0												
1	Possess Air Rifle w/o FID Card	0	0	0	0	0	0												
1	Firearm Discharge	0	0	0	0	0	0												
1	Annoy ing Phon e Calls	0	0	0	0	0	0												
1	Failure To Obey Police Officer	0	0	0	0	0	0												
1	Obstructing Justice	0	0	0	0	0	0												
1	Manufacturing Dangerous Weapon	0	0	0	0	0	0												
1	License Law Violation (Not MV)	0	0	0	0	0	0												
1	Alcohol, Procure for Minor	0	0	0	0	0	0												
1	Alcohol, Transporting	0	0	0	0	0	0												
1	Throwing Glass On Public Way	0	0	0	0	0	0												
1	Cigarette/Match Thrown Fr Veh	0	0	0	0	0	0												
1	Tattooing	0	0	0	0	0	0												
1	Employment Practices	0	0	0	0	0	0												
1	Violation Aircraft Restriction	0	0	0	0	0	0												
1	Fail To Comply With Dog Order	0	0	0	0	0	0												
1	False Use of Insignia	0	0	0	0	0	0												
1	Sub-Total	0	0	0	0	0	0												

Level	Governing Offense	Incarcerated Defendants						Mean Sentence						Median Sentence					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
0	Attempt Larceny	0	0	0	0	0	0												
0	Attempt B&E	0	0	0	1	0	1				36.0		36.0				36.0		36.0
0	Conspiracy Violate CSA	2	2	2	1	0	7	54.0	60.0	48.0	12.0		48.0	54.0	60.0	48.0	12.0		60.0
0	Solicit Felony	0	0	0	0	0	0												
0	Conspiracy	0	1	1	1	0	3		36.0	36.0	36.0		36.0		36.0	36.0	36.0		36.0
0	Attempt To Commit Crime	0	0	0	1	0	1				12.0		12.0				12.0		12.0
0	Accessory Before	0	0	2	1	0	3			123.0	72.0		106.0			123.0	72.0		90.0
0	Accessory After	1	0	1	1	0	3	36.0		36.0	12.0		28.0	36.0		36.0	12.0		36.0
0	Sub-Total	3	3	6	6	0	18	48.0	52.0	69.0	30.0	.	49.7	48.0	60.0	54.0	24.0	.	36.0

Table 44. State Prison Sentences: Maximum Sentence by Governing Offense and Grid Cell Assignment

Level	Governing Offense	Incarcerated Defendants						Mean Sentence						Median Sentence					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
9	Murder	0	0	0	0	0	0												
9	Sub-Total	0	0	0	0	0	0												
8	Manslaughter	15	14	6	0	1	36	150.8	117.0	172.0		180.0	142.0	144.0	108.0	186.0		180.0	144.0
8	Armed Assault In Dwell House	0	1	0	0	0	1		600.0				600.0		600.0				600.0
8	Rape, Aggravated	7	6	2	1	0	16	152.6	179.0	138.0	144.0		160.1	144.0	153.0	138.0	144.0		144.0
8	Rape Of Child w/Force	16	5	4	5	0	30	129.9	79.2	96.0	182.4		125.7	144.0	84.0	78.0	156.0		96.0
8	Armed Robbery Gun 2nd	0	0	0	0	0	0												
8	Firearmed Assault w/i Murder	4	4	2	2	0	12	75.0	135.0	87.0	96.0		100.5	72.0	114.0	87.0	96.0		96.0
8	Home Invasion	2	1	1	1	0	5	300.0	240.0	240.0	480.0		312.0	300.0	240.0	240.0	480.0		240.0
8	Kidnapping Sexual Assault	0	1	0	0	0	1		48.0				48.0		48.0				48.0
8	Burglary, Armed	0	0	1	4	0	5			120.0	189.0		175.2			120.0	198.0		180.0
8	Traffic Cocaine 200+	2	2	0	0	0	4	180.0	180.0				180.0	180.0	180.0				180.0
8	Sub-Total	46	34	16	13	1	110	145.0	144.0	139.1	191.1	180.0	149.6	144.0	114.0	126.0	156.0	180.0	138.0
7	Murder, Attempted	0	0	1	0	0	1			48.0			48.0			48.0			48.0
7	Mayhem	1	0	0	3	0	4	144.0			116.0		123.0	144.0			120.0		120.0
7	A&B Child w/Injury Substantial	1	2	0	1	0	4	72.0	132.0		120.0		114.0	72.0	132.0		120.0		102.0
7	Rape	7	2	5	3	0	17	67.7	66.0	86.4	124.0		82.9	60.0	66.0	84.0	72.0		72.0
7	Assault w/I Rape 2nd	0	0	0	0	0	0												
7	Assault w/i Rape Child	4	0	0	0	0	4	69.0					69.0	72.0					72.0
7	Incest	0	2	0	0	0	2		102.0				102.0		102.0				102.0
7	Drug for Sexual Intercourse	0	0	0	1	0	1				120.0		120.0				120.0		120.0
7	Armed Robbery Gun	14	13	19	17	0	63	87.9	47.9	86.2	122.1		88.4	72.0	48.0	60.0	84.0		60.0
7	Armed Assault w/i Murder	10	4	6	8	0	28	64.2	129.0	73.0	87.0		81.9	54.0	108.0	51.0	66.0		60.0
7	Carjacking, Armed	2	0	1	1	0	4	39.0		30.0	72.0		45.0	39.0		30.0	72.0		39.0
7	Kidnapping Firearm Armed	0	0	0	0	0	0												
7	Confine And Put In Fear	4	1	1	1	0	7	93.0	144.0	84.0	144.0		106.3	96.0	144.0	84.0	144.0		96.0
7	Traffic Heroin 028-100	2	1	1	0	0	4	96.0	84.0	96.0			93.0	96.0	84.0	96.0			90.0
7	Traffic Cocaine 100-200	11	7	1	2	0	21	130.9	120.0	120.0	120.0		125.7	120.0	120.0	120.0	120.0		120.0
7	Sub-Total	56	32	35	37	0	160	87.9	87.7	82.5	113.2		92.5	84.0	84.0	60.0	84.0		84.0

Level	Governing Offense	Incarcerated Defendants						Mean Sentence						Median Sentence					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
6	Manslaughter	1	2	0	0	0	3	120.0	54.0	.	.	.	76.0	120.0	54.0	.	.	.	72.0
6	A&B Elderly / Disabled Ser Injury	0	1	0	1	0	2	.	120.0	.	60.0	.	90.0	.	120.0	.	60.0	.	90.0
6	A&B Dangerous Weapon	16	12	17	19	2	66	57.0	53.7	50.1	51.7	60.0	53.2	42.0	48.0	36.0	60.0	60.0	48.0
6	Assault To Kill or Maim	3	1	1	1	0	6	88.0	48.0	30.0	18.0	.	60.0	108.0	48.0	30.0	18.0	.	48.0
6	Rape Of Child	36	9	9	7	0	61	101.1	120.0	94.7	66.9	.	99.0	60.0	96.0	72.0	48.0	.	72.0
6	Assault w/i Rape	2	0	2	1	0	5	87.0	.	48.0	108.0	.	75.6	87.0	.	48.0	108.0	.	84.0
6	Indecent A&B Mentally Retarded	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
6	Child Pornography	1	0	0	0	0	1	36.0	.	.	.	.	36.0	36.0	.	.	.	.	36.0
6	Robbery Unarmed + 60	1	2	0	4	0	7	18.0	27.0	.	63.0	.	46.3	18.0	27.0	.	66.0	.	48.0
6	Armed Robbery	26	30	42	55	0	153	47.3	50.8	63.1	76.5	.	62.8	36.0	48.0	54.0	60.0	.	60.0
6	Armed Assault w/i Rob	5	7	5	3	0	20	66.0	95.2	69.6	76.0	.	78.6	48.0	60.0	60.0	36.0	.	60.0
6	Armed Aslt w/i Rob Over 65	0	0	0	1	0	1	.	.	.	240.0	.	240.0	.	.	.	240.0	.	240.0
6	Carjacking	1	1	0	1	0	3	36.0	36.0	.	72.0	.	48.0	36.0	36.0	.	72.0	.	36.0
6	Kidnapping	0	1	2	3	0	6	.	30.0	42.0	48.0	.	43.0	.	30.0	42.0	48.0	.	42.0
6	Burning Dwelling House	2	1	1	1	0	5	48.0	24.0	120.0	60.0	.	60.0	48.0	24.0	120.0	60.0	.	60.0
6	Distribute Class A 2nd	0	0	6	7	0	13	.	.	72.0	65.2	.	68.3	.	.	66.0	60.0	.	60.0
6	Distribute Cocaine 2nd	0	1	4	0	1	6	.	60.0	60.0	.	60.0	60.0	.	60.0	60.0	.	60.0	60.0
6	Traffic Heroin 014-028	9	4	2	1	0	16	64.0	69.0	72.0	72.0	.	66.8	60.0	66.0	72.0	72.0	.	60.0
6	Traffic Cocaine 028-100	30	20	11	6	0	67	82.2	76.8	84.0	80.0	.	80.7	75.0	78.0	84.0	84.0	.	84.0
6	Induce Minor To Distribute	1	1	1	0	0	3	60.0	60.0	60.0	.	.	60.0	60.0	60.0	60.0	.	.	60.0
6	MV Homicide - OUI Felony	3	1	0	1	0	5	64.0	60.0	.	60.0	.	62.4	60.0	60.0	.	60.0	.	60.0
6	Possess Explosive Device	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
6	Sub-Total	137	94	103	112	3	449	74.1	67.3	66.3	70.6	60.0	69.9	60.0	60.0	60.0	60.0	60.0	60.0
5	A&B Child w/Injury	0	1	1	0	0	2	.	36.0	36.0	.	.	36.0	.	36.0	36.0	.	.	36.0
5	Indecent A & B On Child	10	2	1	3	0	16	60.0	60.0	72.0	104.0	.	69.0	60.0	60.0	72.0	108.0	.	60.0
5	Unnatural Acts Child	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
5	Robbery Unarmed	8	7	9	28	0	52	58.9	42.8	44.0	63.2	.	56.5	61.5	36.0	36.0	51.0	.	48.0
5	Intimidation	2	3	2	2	0	9	42.0	50.0	72.0	90.0	.	62.0	42.0	36.0	72.0	90.0	.	60.0
5	Stalking Violation of Rest. Order	0	1	0	1	0	2	.	60.0	.	36.0	.	48.0	.	60.0	.	36.0	.	48.0
5	Stalking 2nd	0	0	0	2	0	2	.	.	.	45.0	.	45.0	.	.	.	45.0	.	45.0
5	Common & Notorious Thief	0	0	0	2	0	2	.	.	.	132.0	.	132.0	.	.	.	132.0	.	132.0
5	Burglary	3	3	3	7	0	16	73.0	50.7	68.0	49.7	.	57.7	60.0	36.0	72.0	36.0	.	54.0
5	Gaming Enterprise	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
5	Distribute Class B 2nd	0	9	9	3	0	21	.	47.3	45.4	46.0	.	46.3	.	48.0	36.0	42.0	.	42.0
5	Traffic Cocaine 014-028	41	24	13	9	0	87	44.8	45.0	42.5	44.0	.	44.4	36.0	36.0	36.0	36.0	.	36.0
5	Perjury or Suborn	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
5	Sub-Total	64	50	38	57	0	209	50.2	46.5	47.7	62.0	.	52.1	45.0	36.0	36.0	48.0	.	42.0

Level	Governing Offense	Incarcerated Defendants						Mean Sentence						Median Sentence					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
4	A&B Elderly / Disabled w/Injury	0	1	0	0	0	1	.	60.0	.	.	.	60.0	.	60.0	.	.	.	60.0
4	A&B Guard	0	0	2	6	0	8	.	.	30.0	21.4	.	23.5	.	.	30.0	21.0	.	21.0
4	A&B Dangerous Weapon	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	A&B Dangerous Weapon + 60	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	A&B To Collect Loan	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Indecent A&B	1	1	1	5	0	8	60.0	60.0	36.0	51.6	.	51.8	60.0	60.0	36.0	48.0	.	54.0
4	Assault w/i Rob	3	2	1	1	0	7	76.0	54.0	60.0	30.0	.	60.9	84.0	54.0	60.0	30.0	.	60.0
4	Stalking	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Harassment	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Larceny More	0	1	1	8	0	10	.	36.0	24.0	27.8	.	28.2	.	36.0	24.0	24.0	.	24.0
4	Larceny Person	0	0	0	1	0	1	.	.	.	48.0	.	48.0	.	.	.	48.0	.	48.0
4	Larceny Person + 65	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	B&E	0	2	13	49	0	64	.	48.0	39.7	53.0	.	50.1	.	48.0	36.0	48.0	.	48.0
4	Enter by False Pretense	0	0	0	1	0	1	.	.	.	96.0	.	96.0	.	.	.	96.0	.	96.0
4	Receiving Stolen Goods MV 2nd	0	0	0	1	0	1	.	.	.	36.0	.	36.0	.	.	.	36.0	.	36.0
4	Burning Building	0	0	1	2	0	3	.	.	42.0	42.0	.	42.0	.	.	42.0	42.0	.	42.0
4	Burning to Defraud	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Distribute Class A	12	27	24	26	0	89	50.0	45.8	50.5	41.8	.	46.5	42.0	48.0	48.0	36.0	.	48.0
4	Distribute Class B	3	20	23	9	0	55	56.0	36.7	41.5	40.7	.	40.4	60.0	36.0	36.0	36.0	.	36.0
4	Distribute Cocaine	14	26	17	11	0	68	29.6	41.3	39.7	34.9	.	37.5	36.0	36.0	39.0	36.0	.	36.0
4	Traffic Mar 50-100	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Larceny Cont Sub	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Giving Prisoner Cont Sub	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Control Substance School	6	8	8	5	0	27	37.0	36.8	47.3	34.8	.	39.6	36.0	30.0	51.0	36.0	.	36.0
4	MV Homicide	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	MV Homicide - Reckless	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	MV Homicide - OUI	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Leaving Scene Death	1	0	0	0	0	1	36.0	.	.	.	.	36.0	36.0	.	.	.	.	36.0
4	OUI Serious Inj, Fel	1	0	0	2	0	3	36.0	.	.	96.0	.	76.0	36.0	.	.	96.0	.	72.0
4	Assault Weapon, Possess	0	3	0	0	0	3	.	52.0	.	.	.	52.0	.	60.0	.	.	.	60.0
4	Firearm Sale Violation	0	0	0	1	0	1	.	.	.	36.0	.	36.0	.	.	.	36.0	.	36.0
4	Escape	0	0	3	3	0	6	.	.	24.0	36.0	.	30.0	.	.	12.0	36.0	.	30.0
4	Bribery	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Extortion	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Bomb Hoax	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Disinter Body	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Sub-Total	41	91	94	131	0	357	43.0	42.4	42.9	44.6	.	43.4	36.0	36.0	40.5	36.0	.	36.0

Level	Governing Offense	Incarcerated Defendants						Mean Sentence						Median Sentence					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
3	A & B	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	A&B Domestic	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	A&B w/I Intimidate	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	A&B Dangerous Weapon	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	A&B Dangerous Weapon + 60	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Assault Dangerous Weapon	4	2	3	1	0	10	40.5	36.0	38.0	36.0	.	38.4	36.0	36.0	36.0	36.0	.	36.0
3	Assault Dangerous Weapon + 60	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Unnatural Acts	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Child Pornography Possess	0	0	1	0	0	1	.	.	36.0	.	.	36.0	.	.	36.0	.	.	36.0
3	Kidnapping	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Violation Of Civil Rights	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Restraining Order Violation	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Larceny	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Larceny More	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Larceny More + 60	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Larceny Building	0	0	0	1	0	1	.	.	.	24.0	.	24.0	.	.	.	24.0	.	24.0
3	Larceny Firearm	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Larceny MV	0	0	0	4	0	4	.	.	.	36.0	.	36.0	.	.	.	36.0	.	36.0
3	Embezzlement	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Credit Card Misuse - More	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Fraud	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	MV - Sales Violation	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Possess Burglary Tools	0	0	0	3	0	3	.	.	.	32.0	.	32.0	.	.	.	36.0	.	36.0
3	B&E	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Mal Dest Property More	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Receiving Stolen Goods Over	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Receiving Stolen Goods MV	0	1	4	4	0	9	.	24.0	36.0	43.5	.	38.0	.	24.0	36.0	36.0	.	36.0
3	Receiving Stolen Goods 2nd	0	0	0	1	0	1	.	.	.	36.0	.	36.0	.	.	.	36.0	.	36.0
3	Forgery And Uttering	0	0	1	2	0	3	.	.	36.0	48.0	.	44.0	.	.	36.0	48.0	.	36.0
3	Counterfeit	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Burning Property	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Burning Motor Vehicle	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Illegal Lottery	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Gaming Register Bets	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Possession Class A 2nd	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Possession Class A Heroin 2nd	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Possession Class B 2nd	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Possession Class C 2nd	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Possession Class D 2nd	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Distribute Class C	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Distribute Class D 2nd	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Distribute Class E 2nd	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Possession Hypodermic 2nd	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	MV Homicide	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Leaving Scene Property Damage	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.

Level	Governing Offense	Incarcerated Defendants						Mean Sentence						Median Sentence					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
3	Leaving Scene Personal Injury	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Possess Master Key MV	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	OUI Serious Inj. Misd	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Inducing Minor To Sex	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Gun Serial Number	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Firearm Loaded while OUI	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Nonsupport	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Interfere Police or Firefighter	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Failure to Appear Felony	0	0	1	0	0	1	.	.	18.0	.	.	18.0	.	.	18.0	.	.	18.0
3	Carrying Dangerous Weapon	2	0	1	0	0	3	39.0	.	60.0	.	.	46.0	39.0	.	60.0	.	.	54.0
3	Contempt Of Court	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Animal Kill or Poison	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Throw Object On Public Way	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Sex Offender Fail Register	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Vandalize - Graves	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Wiretapping	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Sub-Total	6	3	11	16	0	36	40.0	32.0	37.1	37.9	.	37.5	36.0	36.0	36.0	36.0	.	36.0

Level	Governing Offense	Incarcerated Defendants						Mean Sentence						Median Sentence					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
2	Assault	0	0	0	0	0	0	-	-	-	-	-	-	-	-	-	-	-	-
2	Accost / Annoy Person Opposite Sex	0	0	0	0	0	0	-	-	-	-	-	-	-	-	-	-	-	-
2	Larceny	0	0	0	0	0	0	-	-	-	-	-	-	-	-	-	-	-	-
2	Larceny Less	0	0	0	0	0	0	-	-	-	-	-	-	-	-	-	-	-	-
2	Larceny Less +60	0	0	0	0	0	0	-	-	-	-	-	-	-	-	-	-	-	-
2	Shoplifting	0	0	0	0	0	0	-	-	-	-	-	-	-	-	-	-	-	-
2	Credit Card Misuse	0	0	0	0	0	0	-	-	-	-	-	-	-	-	-	-	-	-
2	Defrauding Insurer	0	0	0	0	0	0	-	-	-	-	-	-	-	-	-	-	-	-
2	MV - False Report Of Theft	0	0	0	0	0	0	-	-	-	-	-	-	-	-	-	-	-	-
2	Fraud - Identity	0	0	0	0	0	0	-	-	-	-	-	-	-	-	-	-	-	-
2	Defrauding Innkeeper	0	0	0	0	0	0	-	-	-	-	-	-	-	-	-	-	-	-
2	Welfare Violation	0	0	0	0	0	0	-	-	-	-	-	-	-	-	-	-	-	-
2	Failure To Return Leased Prop	0	0	0	0	0	0	-	-	-	-	-	-	-	-	-	-	-	-
2	B&E MV	0	0	0	0	0	0	-	-	-	-	-	-	-	-	-	-	-	-
2	B&E w/ Misdemeanor	0	0	0	0	0	0	-	-	-	-	-	-	-	-	-	-	-	-
2	Property Destruction	0	0	0	0	0	0	-	-	-	-	-	-	-	-	-	-	-	-
2	Tagging Property	0	0	0	0	0	0	-	-	-	-	-	-	-	-	-	-	-	-
2	Receiving Stolen Goods	0	0	0	0	0	0	-	-	-	-	-	-	-	-	-	-	-	-
2	Counterfeit	0	0	0	0	0	0	-	-	-	-	-	-	-	-	-	-	-	-
2	Setting Fire Land	0	0	0	0	0	0	-	-	-	-	-	-	-	-	-	-	-	-
2	Gaming Use of Telephone	0	0	0	0	0	0	-	-	-	-	-	-	-	-	-	-	-	-
2	Fraud - Electric, Phone or Cable	0	0	0	0	0	0	-	-	-	-	-	-	-	-	-	-	-	-
2	Possession Class A	0	0	0	0	0	0	-	-	-	-	-	-	-	-	-	-	-	-
2	Possession Class A Heroin	0	0	0	0	0	0	-	-	-	-	-	-	-	-	-	-	-	-
2	Possession Class B	0	0	0	0	0	0	-	-	-	-	-	-	-	-	-	-	-	-
2	Possession Class C	0	0	0	0	0	0	-	-	-	-	-	-	-	-	-	-	-	-
2	Possession Class D	0	0	0	0	0	0	-	-	-	-	-	-	-	-	-	-	-	-
2	Possession Class D Marijuana 2nd	0	0	0	0	0	0	-	-	-	-	-	-	-	-	-	-	-	-
2	Distribute Counterfeit Substance	0	0	0	0	0	0	-	-	-	-	-	-	-	-	-	-	-	-
2	Distribute Class D	0	0	0	0	0	0	-	-	-	-	-	-	-	-	-	-	-	-
2	Distribute Class E	0	0	0	0	0	0	-	-	-	-	-	-	-	-	-	-	-	-
2	Possession Hypodermic/Syringe	0	0	0	0	0	0	-	-	-	-	-	-	-	-	-	-	-	-
2	Presence Class A	0	0	0	0	0	0	-	-	-	-	-	-	-	-	-	-	-	-
2	Forge Prescription	0	0	0	0	0	0	-	-	-	-	-	-	-	-	-	-	-	-
2	Distribute Paraphenalia	0	0	0	0	0	0	-	-	-	-	-	-	-	-	-	-	-	-
2	Operate to Endanger	0	0	0	0	0	0	-	-	-	-	-	-	-	-	-	-	-	-
2	Use Without Authority	0	0	0	0	0	0	-	-	-	-	-	-	-	-	-	-	-	-
2	Use w/o Authority 2nd	0	0	0	0	0	0	-	-	-	-	-	-	-	-	-	-	-	-
2	Habitual Traffic Offender	0	0	0	0	0	0	-	-	-	-	-	-	-	-	-	-	-	-
2	Racing	0	0	0	0	0	0	-	-	-	-	-	-	-	-	-	-	-	-
2	Operate After Suspension 2nd	0	0	0	0	0	0	-	-	-	-	-	-	-	-	-	-	-	-
2	Compulsory Insurance Violation	0	0	0	0	0	0	-	-	-	-	-	-	-	-	-	-	-	-
2	Altering MV ID Number	0	0	0	0	0	0	-	-	-	-	-	-	-	-	-	-	-	-
2	Counterfeit/Alter MV Document	0	0	0	0	0	0	-	-	-	-	-	-	-	-	-	-	-	-
2	False Statement On Application	0	0	0	0	0	0	-	-	-	-	-	-	-	-	-	-	-	-
2	Prostitution	0	0	0	0	0	0	-	-	-	-	-	-	-	-	-	-	-	-

Level	Governing Offense	Incarcerated Defendants						Mean Sentence						Median Sentence					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
2	Induce Female To Prostitution	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Keeping A House Of Ill Fame	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Open And Gross	0	0	0	1	0	1	.	.	.	36.0	.	36.0	.	.	.	36.0	.	36.0
2	Obscene Material to Minor	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Failure To Disperse	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Firearm Possess w/o Permit	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Possess Mace	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Possess Ammunition	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Firearm Store Improper	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Escape Work Release Program	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Escape Lockup	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Aiding An Escape	0	2	0	0	0	2	.	66.0	.	.	.	66.0	.	66.0	.	.	.	66.0
2	Impersonate/Disguise	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	False Statement	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Failure to Appear	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Possess Stun Gun	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Possess Dangerous Weapon	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	False Alarm	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Fireworks	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Violation Of Explosives	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Disrupt Court Proceedings	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Contributing To Delinquency	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Cruelty To Animals	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Animal Fight, Promote	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Work Compensation Fail Have	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Resisting Arrest	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	False Report Of Crime	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Hazardous Materials	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Disconnect Sprinkler System	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Firearms - False Statement	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Wiretap, Possess Device	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Record w/o Manufacturer	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Unregistered Contractor	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	True Name Law	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Sub-Total	0	2	0	1	0	3	.	66.0	.	36.0	.	56.0	.	66.0	.	36.0	.	48.0

Level	Governing Offense	Incarcerated Defendants						Mean Sentence						Median Sentence					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
1	Obscene Materials	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Threatening	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Defrauding Victualer	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Vandalism	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Setting Fire In Open	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Trespassing	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Gaming	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Possession Class D Marijuana	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Possession Class E	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Inhaling Toxic Vapors	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Attaching Wrong MV Plates	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Operate After Suspension	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	MV - Impersonate/Other License	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	RV On Public Way	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Common Night Walker	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Indecent Exposure	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Lewd And Lacious	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Peeping Tom	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Disorderly Conduct	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Possess Air Rifle w/o FID Card	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Firearm Discharge	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Annoy ing Phon e Calls	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Failure To Obey Police Officer	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Obstructing Justice	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Manufacturing Dangerous Weapon	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	License Law Violation (Not MV)	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Alcohol, Procure for Minor	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Alcohol, Transporting	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Throwing Glass On Pub lic Way	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Cigarette/Match Thrown Fr Veh	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Tattooing	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Employment Practices	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Violation Aircraft Restriction	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Fail To Comply With Dog Order	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	False Use of Insignia	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Sub-Total	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.

Level	Governing Offense	Incarcerated Defendants						Mean Sentence						Median Sentence					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
0	Attempt Larceny	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
0	Attempt B&E	0	0	0	1	0	1	.	.	.	48.0	.	48.0	.	.	.	48.0	.	48.0
0	Conspiracy Violate CSA	2	2	2	1	0	7	60.0	60.0	54.0	24.0	.	53.2	60.0	60.0	54.0	24.0	.	60.0
0	Solicit Felony	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
0	Conspiracy	0	1	1	1	0	3	.	48.0	48.0	36.0	.	44.0	.	48.0	48.0	36.0	.	48.0
0	Attempt To Commit Crime	0	0	0	1	0	1	.	.	.	12.0	.	12.0	.	.	.	12.0	.	12.0
0	Accessory Before	0	0	2	1	0	3	.	.	138.0	72.0	.	116.0	.	.	138.0	72.0	.	96.0
0	Accessory After	1	0	1	1	0	3	60.0	.	36.0	18.0	.	38.0	60.0	.	36.0	18.0	.	36.0
0	Sub-Total	3	3	6	6	0	18	60.0	56.0	78.0	35.0	.	57.0	60.0	60.0	60.0	30.0	.	54.0

Table 45. House of Correction Sentences: Sentence by Governing Offense and Grid Cell Assignment

Level	Governing Offense	Incarcerated Defendants						Mean Sentence						Median Sentence					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
9	Murder	0	0	0	0	0	0												
9	Sub-Total	0	0	0	0	0	0												
8	Manslaughter	0	0	0	0	0	0												
8	Armed Assault In Dwell House	0	0	0	0	0	0												
8	Rape, Aggravated	0	0	0	0	0	0												
8	Rape Of Child w/Force	0	0	0	0	0	0												
8	Armed Robbery Gun 2nd	0	0	0	0	0	0												
8	Firearmed Assault w/i Murder	0	0	0	0	0	0												
8	Home Invasion	0	0	0	0	0	0												
8	Kidnapping Sexual Assault	0	0	0	0	0	0												
8	Burglary, Armed	0	0	0	0	0	0												
8	Traffic Cocaine200+	0	0	0	0	0	0												
8	Sub-Total	0	0	0	0	0	0												
7	Murder, Attempted	0	0	0	0	0	0												
7	Mayhem	5	2	0	1	0	8	20.4	17.0		30.0		20.8	18.0	17.0		30.0		21.0
7	A&B Child w/Injury Substantial	1	0	0	0	0	1	24.0					24.0	24.0					24.0
7	Rape	0	0	0	0	0	0												
7	Assault w/I Rape 2nd	0	0	0	0	0	0												
7	Assault w/i Rape Child	0	0	0	0	0	0												
7	Incest	0	0	0	0	0	0												
7	Drug for Sexual Intercourse	0	0	0	0	0	0												
7	Armed Robbery Gun	0	0	0	0	0	0												
7	Armed Assault w/i Murder	0	0	0	0	0	0												
7	Carjacking, Armed	0	0	0	0	0	0												
7	Kidnapping Firearm Armed	1	1	0	0	0	2	14.0	30.0				22.0	14.0	30.0				22.0
7	Confine And Put In Fear	0	0	0	0	0	0												
7	Traffic Heroin 028-100	0	0	0	0	0	0												
7	Traffic Cocaine 100-200	0	0	0	0	0	0												
7	Sub-Total	7	3	0	1	0	11	20.0	21.3		30.0		21.3	18.0	24.0		30.0		24.0

Level	Governing Offense	Incarcerated Defendants						Mean Sentence						Median Sentence					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
6	Manslaughter	4	1	0	0	0	5	24.8	12.0				22.2	27.0	12.0				24.0
6	A&B Elderly / Disabled Ser Injury	0	0	0	0	0	0												
6	A&B Dangerous Weapon	0	0	0	0	0	0												
6	Assault To Kill or Maim	1	0	0	0	0	1	18.0					18.0	18.0					18.0
6	Rape Of Child	14	8	2	2	0	26	17.5	23.3	15.0	27.0		19.8	15.0	24.0	15.0	27.0		24.0
6	Assault w/i Rape	0	1	0	0	0	1		15.0				15.0		15.0				15.0
6	Indecent A&B Mentally Retarded	0	0	0	0	0	0												
6	Child Pornography	0	0	0	0	0	0												
6	Robbery Unarmed + 60	0	0	0	0	0	0												
6	Armed Robbery	0	0	0	0	0	0												
6	Armed Assault w/i Rob	0	0	0	0	0	0												
6	Armed Aslt w/i Rob Over 65	0	0	0	0	0	0												
6	Carjacking	3	2	6	2	0	13	24.0	24.0	15.5	21.0		19.6	24.0	24.0	12.0	21.0		24.0
6	Kidnapping	0	1	0	0	0	1		24.0				24.0		24.0				24.0
6	Burning Dwelling House	1	5	2	0	0	8	12.0	25.2	15.0			21.0	12.0	30.0	15.0			21.0
6	Distribute Class A 2nd	0	0	0	0	0	0												
6	Distribute Cocaine 2nd	0	0	0	0	0	0												
6	Traffic Heroin 014-028	0	0	0	0	0	0												
6	Traffic Cocaine 028-100	0	0	0	0	0	0												
6	Induce Minor To Distribute	0	0	0	0	0	0												
6	MV Homicide - OUI Felony	6	0	0	0	0	6	14.0					14.0	12.0					12.0
6	Possess Explosive Device	0	0	0	0	0	0												
6	Sub-Total	29	18	10	4	0	61	18.3	22.8	15.3	24.0	.	19.5	18.0	24.0	12.0	27.0	.	18.0
5	A&B Child w/Injury	9	5	1	3	0	18	11.3	7.3	6.0	12.0		10.0	12.0	6.0	6.0	12.0		8.0
5	Indecent A &B On Child	46	20	17	8	0	91	13.2	12.5	12.7	16.1		13.2	12.0	12.0	9.0	15.0		12.0
5	Unnatural Acts Child	1	0	0	0	0	1	6.0					6.0	6.0					6.0
5	Robbery Unarmed	0	0	0	0	0	0												
5	Intimidation	26	69	73	67	0	235	4.3	6.6	8.0	11.0		8.0	2.0	6.0	6.0	6.3		6.0
5	Stalking Violation of Rest. Order	0	2	0	2	0	4		21.0		12.0		16.5		21.0		12.0		15.0
5	Stalking 2nd	0	0	0	0	0	0												
5	Common & Notorious Thief	1	0	0	0	0	1	1.2					1.2	1.2					1.2
5	Burglary	0	0	0	0	0	0												
5	Gaming Enterprise	0	0	0	0	0	0												
5	Distribute Class B 2nd	0	0	0	0	0	0												
5	Traffic Cocaine 014-028	0	0	0	0	0	0												
5	Perjury or Suborn	1	0	0	0	0	1	6.0					6.0	6.0					6.0
5	Sub-Total	84	96	91	80	0	351	9.9	8.2	8.8	11.5	.	9.5	6.0	6.0	6.0	12.0	.	6.0

Level	Governing Offense	Incarcerated Defendants						Mean Sentence						Median Sentence					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
4	A&B Elderly / Disabled w/Injury	1	9	5	1	0	16	1.1	8.7	9.2	14.0	.	8.7	1.1	6.0	6.0	14.0	.	6.0
4	A&B Guard	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	A&B Dangerous Weapon	75	84	61	89	1	310	17.2	17.8	18.5	17.3	12.0	17.6	15.0	18.0	18.0	15.0	12.0	18.0
4	A&B Dangerous Weapon + 60	0	0	1	0	0	1	.	.	18.0	.	.	18.0	.	.	18.0	.	.	18.0
4	A&B To Collect Loan	0	0	1	0	0	1	.	.	0.2	.	.	0.2	.	.	0.2	.	.	0.2
4	Indecent A&B	26	24	14	15	0	79	10.0	10.8	16.5	13.3	.	12.0	6.0	6.0	12.0	12.0	.	9.0
4	Assault w/i Rob	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Stalking	6	6	6	6	4	22	7.2	8.8	12.2	6.8	.	8.9	3.0	7.5	12.0	7.1	.	9.0
4	Harassment	1	4	4	2	0	11	8.0	7.5	3.5	7.0	.	6.0	8.0	7.5	3.5	7.0	.	6.0
4	Larceny More	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Larceny Person	65	98	59	63	1	286	8.9	9.2	10.7	11.5	24.0	10.0	6.0	6.0	12.0	12.0	24.0	9.0
4	Larceny Person + 65	4	4	1	3	0	12	14.8	8.3	12.0	17.0	.	12.9	13.5	4.0	12.0	18.0	.	10.5
4	B&E	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Enter by False Pretense	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Receiving Stolen Goods MV 2nd	0	2	5	5	0	12	.	19.5	16.8	12.0	.	15.3	.	19.5	12.0	12.0	.	12.0
4	Burning Building	2	2	2	1	0	7	9.6	12.0	13.5	30.0	.	14.3	9.6	12.0	13.5	30.0	.	15.0
4	Burning to Defraud	1	0	0	0	0	1	0.8	.	.	.	.	0.8	0.8	.	.	.	.	0.8
4	Distribute Class A	181	194	133	137	0	645	9.0	11.5	12.4	13.1	.	11.3	6.0	9.0	12.0	12.0	.	12.0
4	Distribute Class B	199	206	136	76	0	617	9.5	10.2	11.4	11.4	.	10.4	6.0	9.0	12.0	9.0	.	9.0
4	Distribute Cocaine	32	14	12	3	0	61	17.2	17.9	21.3	21.0	.	18.3	12.0	17.2	24.0	18.0	.	18.0
4	Traffic Mar 50-100	2	0	0	0	0	2	24.0	.	.	.	.	24.0	24.0	.	.	.	.	24.0
4	Larceny Cont Sub	1	0	0	0	0	1	24.0	.	.	.	.	24.0	24.0	.	.	.	.	24.0
4	Giving Prisoner Cont Sub	1	2	3	4	0	10	3.0	2.9	8.0	4.0	.	4.9	3.0	2.9	9.0	4.5	.	4.9
4	Control Substance School	63	82	69	56	0	270	24.3	24.2	24.4	24.2	.	24.3	24.0	24.0	24.0	24.0	.	24.0
4	MV Homicide	0	1	0	0	0	1	.	18.0	.	.	.	18.0	.	18.0	.	.	.	18.0
4	MV Homicide - Reckless	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	MV Homicide - OUI	8	0	0	1	0	9	13.3	.	.	12.0	.	13.1	10.0	.	.	12.0	.	12.0
4	Leaving Scene Death	2	0	0	0	0	2	15.0	.	.	.	.	15.0	15.0	.	.	.	.	15.0
4	OUI Serious Inj, Fel	11	1	4	3	0	19	13.1	9.0	13.5	18.0	.	13.7	9.0	9.0	9.0	18.0	.	9.0
4	Assault Weapon, Possess	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Firearm Sale Violation	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Escape	4	28	19	17	1	69	5.5	5.9	6.2	6.2	30.0	6.4	4.5	3.0	6.0	6.0	30.0	3.9
4	Bribery	1	0	0	0	0	1	1.0	.	.	.	.	1.0	1.0	.	.	.	.	1.0
4	Extortion	1	2	2	3	0	8	1.0	12.2	18.0	10.7	.	11.7	1.0	12.2	18.0	11.0	.	11.5
4	Bomb Hoax	0	0	0	1	0	1	.	.	.	24.0	.	24.0	.	.	.	24.0	.	24.0
4	Disinter Body	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Sub-Total	687	763	537	484	3	2474	12.0	12.7	14.2	14.4	22.0	13.2	12.0	12.0	12.0	12.0	24.0	12.0

Level	Governing Offense	Incarcerated Defendants						Mean Sentence						Median Sentence					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
3	A&B	448	566	530	545	1	2090	4.5	5.4	6.7	8.7	6.0	6.4	3.0	3.3	6.0	6.0	6.0	5.0
3	A&B Domestic	35	44	68	43	0	190	4.4	5.3	8.0	10.7		7.3	3.0	3.6	6.0	9.3		6.0
3	A&B w/Intimidate	1	0	0	0	0	1	3.0					3.0	3.0					3.0
3	A&B Dangerous Weapon	136	146	127	85	0	494	3.1	3.9	4.6	4.8		4.0	2.9	3.0	6.0	5.0		3.0
3	A&B Dangerous Weapon + 60	0	0	2	0	0	2			1.5			1.5			1.5			1.5
3	Assault Dangerous Weapon	85	97	100	96	0	378	8.1	7.4	9.0	9.7		8.6	6.0	6.0	6.0	6.0		6.0
3	Assault Dangerous Weapon + 60	0	0	0	0	0	0												
3	Unnatural Acts	0	1	0	0	0	1		1.7				1.7		1.7				1.7
3	Child Pornography Possess	3	0	1	0	0	4	14.3		6.0			12.3	18.0		6.0			12.0
3	Kidnapping	1	0	0	0	0	1	12.0					12.0	12.0					12.0
3	Violation Of Civil Rights	0	0	0	2	0	2				4.5		4.5				4.5		4.5
3	Restraining Order Violation	79	171	172	171	0	593	4.5	4.5	5.6	7.4		5.7	3.0	3.0	6.0	6.0		4.2
3	Larceny	20	34	26	36	1	117	4.4	4.7	6.6	4.9	1.0	5.1	3.0	2.5	6.0	3.0	1.0	3.0
3	Larceny More	117	193	175	247	0	732	3.9	5.2	6.5	8.3		6.4	2.0	4.0	6.0	6.0		6.0
3	Larceny More + 60	2	0	1	1	0	4	27.0		9.0	18.0		20.3	27.0		9.0	18.0		21.0
3	Larceny Building	12	22	24	29	0	87	7.4	5.2	9.2	11.1		8.6	5.5	3.0	9.0	12.0		6.0
3	Larceny Firearm	1	4	2	0	0	7	12.0	9.0	12.0			10.3	12.0	9.0	12.0			12.0
3	Larceny MV	28	57	44	67	0	196	5.3	5.6	8.5	11.6		8.3	1.6	3.0	6.0	12.0		6.0
3	Embezzlement	4	1	0	0	0	5	13.5	0.3				10.9	9.0	0.3				6.0
3	Credit Card Misuse - More	3	7	3	8	0	21	20.7	11.9	7.0	10.4		11.9	30.0	12.0	6.0	12.0		12.0
3	Fraud	1	4	2	3	0	10	6.0	4.5	10.5	20.0		10.5	6.0	4.5	10.5	24.0		6.0
3	MV - Sales Violation	0	0	0	0	0	0												
3	Possess Burglariou T ools	11	20	12	29	0	72	7.1	7.5	8.1	9.6		8.4	6.0	6.0	5.0	12.0		6.0
3	B&E	163	213	235	254	0	865	5.5	7.6	9.1	11.5		8.8	3.0	6.0	6.0	12.0		6.0
3	Mal Dest Property More	22	30	23	30	0	105	6.9	6.5	7.1	9.2		7.5	3.0	6.0	3.0	6.0		6.0
3	Receiving Stolen Goods Over	22	29	20	30	0	101	4.7	5.5	10.0	10.1		7.6	3.0	6.0	7.5	6.0		6.0
3	Receiving Stolen Goods MV	56	88	76	93	1	314	5.2	7.3	8.5	11.1	9.0	8.3	2.4	6.0	6.0	12.0	9.0	6.0
3	Receiving Stolen Goods 2nd	0	1	0	3	0	4		12.0		11.0		11.3		12.0		6.0		9.0
3	Forgery And Uttering	19	53	53	70	0	195	4.5	5.0	9.4	8.8		7.5	3.0	3.0	6.0	7.0		6.0
3	Counterfe it	0	2	2	1	0	5		4.0	6.0	3.0		4.6		4.0	6.0	3.0		3.0
3	Burning Property	0	5	3	1	0	9		5.1	7.4	3.4		5.7		6.0	10.0	3.4		6.0
3	Burning Motor Vehicle	4	1	3	0	0	8	7.3	4.0	11.0			8.3	7.5	4.0	12.0			10.5
3	Illegal Lottery	0	0	0	0	0	0												
3	Gamin g Register Bets	1	0	0	0	0	1	1.0					1.0	1.0					1.0
3	Possession Class A 2nd	2	7	8	10	0	27	12.0	8.3	11.0	16.4		12.4	12.0	8.0	9.0	16.5		12.0
3	Possession Class A Heroin 2nd	1	2	4	5	0	12	3.0	3.5	20.0	6.4		10.2	3.0	3.5	21.0	6.0		6.0
3	Possession Class B 2nd	4	12	10	11	0	37	6.5	6.6	9.1	7.9		7.6	3.5	3.1	6.0	6.0		6.0
3	Possession Class C 2nd	0	0	0	1	0	1				1.0		1.0				1.0		1.0
3	Possession Class D 2nd	3	17	8	1	0	29	2.8	2.4	4.5	6.8		3.2	2.0	2.0	1.0	6.8		2.0
3	Distribute Class C	3	8	2	0	0	13	7.5	8.0	6.5			7.7	3.0	6.0	6.5			6.0
3	Distribute Class D 2nd	2	3	10	3	0	18	9.0	6.0	12.0	18.7		11.8	9.0	4.0	11.0	14.0		12.0
3	Distribute Class E 2nd	0	2	0	0	0	2		5.5				5.5		5.5				5.5
3	Possession Hypodermic 2nd	0	1	0	1	0	2		4.2		6.0		5.1		4.2		6.0		5.1
3	MV Hom icide	13	3	0	0	0	16	19.9	12.0				18.4	24.0	15.0				19.5
3	Leaving Scene Property Damage	41	74	46	51	0	212	3.2	3.6	5.0	7.3		4.7	1.6	2.0	3.0	5.0		3.0

Level	Governing Offense	Incarcerated Defendants						Mean Sentence						Median Sentence					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
3	Leaving Scene Personal Injury	12	19	16	11	0	58	7.8	5.4	7.4	8.2		7.0	6.0	6.0	6.0	6.0		6.0
3	Possess Master Key MV	0	1	1	0	0	2		6.0	3.0			4.5		6.0	3.0			4.5
3	OUI Serious Inj. Misd	6	3	1	0	0	10	4.1	2.7	6.0			3.8	3.5	2.0	6.0			3.5
3	Inducing Minor To Sex	1	0	0	0	0	1	6.0					6.0	6.0					6.0
3	Gun Serial Number	0	1	1	0	0	2		12.0	12.0			12.0		12.0	12.0			12.0
3	Firearm Loaded while OUI	0	0	0	0	0	0												
3	Nonsupport	4	2	3	0	0	9	8.0	4.1	4.7			6.0	8.0	4.1	6.0			6.0
3	Interfere Police or Firefighter	1	0	0	0	0	1	3.0					3.0	3.0					3.0
3	Failure to Appear Felony	1	0	0	0	0	1	6.0					6.0	6.0					6.0
3	Carrying Dangerous Weapon	19	25	38	22	0	104	4.3	7.0	6.2	5.8		5.9	1.5	6.0	6.0	6.0		6.0
3	Contempt Of Court	0	1	0	0	0	1		2.5				2.5		2.5				2.5
3	Animal Kill or Poison	0	0	1	0	0	1			6.0			6.0			6.0			6.0
3	Throw Object On Public Way	0	2	1	1	0	4		3.5	3.0	1.0		2.8		3.5	3.0	1.0		2.0
3	Sex Offender Fail Register	0	0	0	0	0	0												
3	Vandalize - Graves	1	0	0	0	0	1	1.9					1.9	1.9					1.9
3	Wiretapping	0	0	0	1	0	1				1.0		1.0				1.0		1.0
3	Sub-Total	1388	1972	1854	1962	3	7179	5.1	5.6	7.2	9.0	5.3	6.9	3.0	4.0	6.0	6.0	6.0	6.0

Level	Governing Offense	Incarcerated Defendants						Mean Sentence						Median Sentence					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
2	Assault	17	12	14	15	0	58	4.2	3.8	3.5	7.1		4.7	3.0	3.5	3.0	3.7		3.0
2	Accost / Annoy Person Opposite Sex	1	0	1	2	0	4	3.0		4.0	5.0		4.3	3.0		4.0	5.0		4.0
2	Larceny	0	0	1	0	0	1			2.0			2.0			2.0			2.0
2	Larceny Less	20	35	31	40	0	126	2.1	3.4	3.8	4.5		3.6	1.0	2.0	3.0	4.5		2.8
2	Larceny Less +60	0	0	1	0	0	1			6.0			6.0			6.0			6.0
2	Shoplifting	21	66	85	105	1	278	1.0	2.9	3.4	3.5	9.0	3.2	0.5	1.5	2.0	2.0	9.0	2.0
2	Credit Card Misuse	7	5	8	4	0	24	2.3	5.0	4.8	11.0		5.1	1.0	3.0	6.0	11.5		6.0
2	Defrauding Insurer	1	0	1	0	0	2	6.0		10.3			8.2	6.0		10.3			8.2
2	MV - False Report Of Theft	1	1	0	0	0	2	4.0	6.0				5.0	4.0	6.0				5.0
2	Fraud - Identity	1	2	0	5	0	8	0.3	6.1		15.9		11.5	0.3	6.1		10.4		8.2
2	Defrauding Innkeeper	0	0	0	1	0	1				9.0		9.0				9.0		9.0
2	Welfare Violation	1	0	0	1	0	2	0.4			6.0		3.2	0.4			6.0		3.2
2	Failure To Return Leased Prop	3	3	0	2	0	8	2.7	1.2		7.5		3.3	1.0	0.3		7.5		2.0
2	B&E MV	1	0	0	0	0	1	6.0					6.0	6.0					6.0
2	B&E w/i Misdemeanor	11	11	18	9	0	49	1.7	3.7	3.7	3.1		3.1	1.0	4.0	3.0	2.0		3.0
2	Property Destruction	32	46	41	36	0	155	2.4	4.3	6.2	5.1		4.6	1.0	2.5	6.0	3.0		3.0
2	Tagging Property	3	6	1	0	0	10	2.7	3.4	6.0			3.5	1.7	3.0	6.0			3.0
2	Receiving Stolen Goods	46	57	61	85	0	249	3.8	4.7	6.4	8.3		6.2	2.0	3.0	4.0	6.0		4.0
2	Counterfeit	0	0	0	0	0	0												
2	Setting Fire Land	0	0	0	0	0	0												
2	Gaming Use of Telephone	0	0	0	0	0	0												
2	Fraud - Electric, Phone or Cable	1	0	0	0	0	1	6.0					6.0	6.0					6.0
2	Possession Class A	28	47	37	51	0	163	4.0	4.0	4.7	5.2		4.6	3.0	3.0	4.0	6.0		4.0
2	Possession Class A Heroin	47	81	72	65	0	265	4.1	4.8	5.4	6.6		5.3	3.0	4.0	6.0	6.0		4.2
2	Possession Class B	75	107	78	71	0	331	2.8	3.7	4.9	4.6		4.0	2.0	3.0	3.2	3.1		3.0
2	Possession Class C	3	1	4	4	0	12	3.5	1.0	4.8	2.3		3.3	3.0	1.0	4.6	2.0		3.0
2	Possession Class D	51	58	39	29	0	177	2.0	3.0	2.9	3.3		2.7	1.0	2.0	2.0	2.0		2.0
2	Possession Class D Marijuana 2nd	4	10	8	2	0	24	2.5	5.6	4.9	9.8		5.2	1.9	6.0	3.6	9.8		3.6
2	Distribute Counterfeit Substance	4	7	7	8	0	26	6.8	6.3	4.7	6.5		6.0	7.0	6.0	2.7	6.0		6.0
2	Distribute Class D	76	57	26	14	0	173	4.5	6.4	8.1	12.9		6.3	3.4	6.0	6.0	12.0		6.0
2	Distribute Class E	0	3	0	2	0	5		3.8		9.0		5.9		4.2		9.0		6.0
2	Possession Hypodermic/Syringe	33	63	52	41	0	189	2.8	3.7	2.9	5.3		3.7	2.0	3.0	2.0	4.0		3.0
2	Presence Class A	7	10	7	2	0	26	4.7	3.4	4.2	1.5		3.8	6.0	3.0	1.5	1.5		3.0
2	Forge Prescription	5	5	6	11	0	27	5.2	5.0	5.9	9.4		7.0	1.0	6.0	6.0	6.0		6.0
2	Distribute Paraphernalia	1	0	1	3	0	5	6.0		0.1	4.1		3.7	6.0		0.1	3.0		3.0
2	Operate to Endanger	58	63	40	63	0	224	4.4	3.6	5.9	5.7		4.8	2.0	2.1	3.0	3.0		2.9
2	Use Without Authority	20	22	12	13	0	67	5.5	3.7	3.8	7.5		5.0	3.0	3.0	2.5	6.0		3.0
2	Use w/o Authority 2nd	0	0	0	0	0	0												
2	Habitual Traffic Offender	11	28	14	25	0	78	2.2	1.6	2.3	3.2		2.3	1.0	0.8	0.3	2.0		1.0
2	Racing	0	0	0	0	0	0												
2	Operate After Suspension 2nd	88	233	187	175	1	684	1.9	2.3	2.4	2.6	3.0	2.4	2.0	2.0	2.0	2.0	3.0	2.0
2	Compulsory Insurance Violation	44	58	57	44	0	203	1.3	2.1	2.3	1.9		1.9	0.3	1.0	2.0	1.0		1.0
2	Altering MV ID Number	0	0	0	0	0	0												
2	Counterfeit/Alter MV Document	5	9	2	7	0	23	1.3	3.2	12.5	5.3		4.3	1.0	2.0	12.5	3.0		2.0
2	False Statement On Application	0	0	0	0	0	0												
2	Prostitution	30	55	24	14	0	123	1.8	2.4	1.8	3.1		2.2	1.0	2.0	1.2	1.0		1.0

Level	Governing Offense	Incarcerated Defendants						Mean Sentence						Median Sentence					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
2	Induce Female To Prostitution	0	0	0	0	0	0												
2	Keeping A House Of Ill Fame	0	0	0	0	0	0												
2	Open And Gross	21	11	18	6	0	56	5.3	9.2	5.8	8.6		6.6	6.0	5.3	5.5	8.2		5.7
2	Obscene Material to Minor	2	0	2	0	0	4	4.5		12.0			8.3	4.5		12.0			7.0
2	Failure To Disperse	0	0	0	0	0	0												
2	Firearm Possess w/o Permit	54	46	14	4	0	118	9.2	12.0	11.3	15.0		10.7	12.0	12.0	12.0	15.0		12.0
2	Possess Mace	0	0	0	0	0	0												
2	Possess Ammunition	0	2	3	0	0	5		9.0	18.0			14.4		9.0	24.0			12.0
2	Firearm Store Improper	0	0	0	2	0	2				9.0		9.0				9.0		9.0
2	Escape Work Release Program	0	1	1	0	0	2		2.0	3.0			2.5		2.0	3.0			2.5
2	Escape Lockup	1	1	3	1	0	6	0.0	4.0	3.0	12.0		4.2	0.0	4.0	3.0	12.0		3.5
2	Aiding An Escape	0	0	0	0	0	0												
2	Impersonate/Disguise	1	3	1	0	0	5	3.0	3.0	0.8			2.6	3.0	3.0	0.8			3.0
2	False Statement	0	0	3	1	0	4			3.8	2.0		3.4			1.5	2.0		1.8
2	Failure to Appear	3	5	3	1	0	12	1.5	4.1	6.3	0.3		3.7	1.0	2.0	6.0	0.3		2.0
2	Possess Stun Gun	2	0	0	1	0	3	9.0			6.0		8.0	9.0			6.0		6.0
2	Possess Dangerous Weapon	1	0	0	0	0	1	0.5					0.5	0.5					0.5
2	False Alarm	1	0	2	0	0	3	1.0		3.5			2.7	1.0		3.5			1.1
2	Fireworks	0	0	1	0	0	1			1.0			1.0			1.0			1.0
2	Violation Of Explosives	0	0	0	0	0	0												
2	Disrupt Court Proceedings	0	0	1	0	0	1			3.0			3.0			3.0			3.0
2	Contributing To Delinquency	2	5	3	1	0	11	9.0	4.8	2.7	0.5		4.6	9.0	3.0	1.0	0.5		3.0
2	Cruelty To Animals	1	1	0	1	0	3	3.0	2.0		6.0		3.7	3.0	2.0		6.0		3.0
2	Animal Fight, Prom ote	0	0	0	0	0	0												
2	Work Compensation Fail Have	0	0	0	0	0	0												
2	Resisting Arrest	34	53	49	48	0	184	2.4	2.3	3.6	6.5		3.8	1.2	1.0	2.0	3.0		2.0
2	False Report OfCrime	2	0	2	2	0	6	6.1		9.0	5.0		6.7	6.1		9.0	5.0		6.0
2	Hazardo us Materials	0	0	0	0	0	0												
2	Disconnect Sprinkler System	0	2	2	1	0	5		2.5	7.5	10.0		6.0		2.5	7.5	10.0		3.0
2	Firearms - False Statement	0	1	0	0	0	1		6.0				6.0		6.0				6.0
2	Wiretap, Possess Device	0	0	0	0	0	0												
2	Record w/o Manufacturer	0	0	0	0	0	0												
2	Unregistered Contactor	0	1	0	0	0	1		12.0				12.0		12.0				12.0
2	True Name Law	10	24	21	21	0	76	2.6	1.5	1.8	3.2		2.2	2.3	1.0	1.0	1.0		1.0
2	Sub-Total	892	1317	1065	1039	2	4315	3.4	3.7	4.2	5.0	6.0	4.1	2.0	2.0	3.0	3.0	6.0	2.0

		Incarcerated Defendants						Mean Sentence						Median Sentence					
Level	Governing Offense	A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
1	Obscene Materials	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Threatening	16	34	23	33	0	106	2.6	3.3	2.6	3.4	.	3.1	1.0	3.0	2.0	3.0	.	2.8
1	Defrauding Victualer	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Vandalism	3	4	3	3	0	13	1.2	1.9	2.3	1.4	.	1.7	1.0	0.7	2.0	1.0	.	1.0
1	Setting Fire In Open	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Trespassing	29	47	32	61	0	169	0.5	0.6	0.7	0.6	.	0.6	0.3	0.9	1.0	0.8	.	0.8
1	Gaming	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Possession Class D Marijuana	38	54	30	21	0	143	2.1	2.6	2.6	2.8	.	2.5	1.0	1.8	2.0	3.0	.	2.0
1	Possession Class E	3	2	1	5	0	11	1.8	0.6	0.8	2.9	.	2.0	1.0	0.6	0.8	1.0	.	1.0
1	Inhaling Toxic Vapors	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Attaching Wrong MV Plates	2	4	3	1	0	10	0.2	0.3	0.3	0.3	.	0.3	0.2	0.3	0.3	0.3	.	0.3
1	Operate After Suspension	122	195	135	107	0	559	0.3	0.3	0.3	0.3	.	0.3	0.3	0.3	0.3	0.3	.	0.3
1	MV - Impersonate/Other License	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	RV On Public Way	0	0	0	1	0	1	.	.	.	0.1	.	0.1	.	.	.	0.1	.	0.1
1	Common Night Walker	10	22	10	0	0	42	1.9	2.0	2.7	.	.	2.1	1.8	1.0	3.0	.	1.3	
1	Indecent Exposure	1	0	2	6	0	9	0.3	.	0.7	2.0	.	1.5	0.3	.	0.7	1.1	.	1.0
1	Lewd And Lacivious	3	0	1	2	0	6	3.5	.	6.0	4.2	.	4.2	3.0	.	6.0	4.2	.	4.5
1	Peeping Tom	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Disorderly Conduct	46	82	73	57	0	258	1.0	1.7	1.5	2.0	.	1.6	0.5	1.0	1.0	1.2	.	1.0
1	Possess Air Rifle w/o FID Card	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Firearm Discharge	1	0	0	0	0	1	3.0	.	.	.	.	3.0	3.0	.	.	.	.	3.0
1	Annoying Phone Calls	3	2	0	1	0	6	0.9	1.7	.	3.0	.	1.5	1.0	1.7	.	3.0	.	1.3
1	Failure To Obey Police Officer	0	0	1	0	0	1	.	.	1.0	.	.	1.0	.	.	1.0	.	.	1.0
1	Obstructing Justice	0	0	1	0	0	1	.	.	0.1	.	.	0.1	.	.	0.1	.	.	0.1
1	Manufacturing Dangerous Weapon	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	License Law Violation (Not MV)	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Alcohol, Procure for Minor	4	4	2	1	0	11	1.7	2.3	4.0	12.0	.	3.3	0.4	1.0	4.0	12.0	.	1.0
1	Alcohol, Transporting	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Throwing Glass On Public Way	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Cigarette/Match Thrown Fr Veh	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Tattooing	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Employment Practices	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Violation Aircraft Restriction	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Fail To Comply With Dog Order	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	False Use of Insignia	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Sub-Total	281	450	317	299	0	1347	0.9	1.2	1.1	1.4	.	1.2	0.3	0.3	0.3	0.3	.	0.3

Level	Governing Offense	Incarcerated Defendants						Mean Sentence						Median Sentence					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
0	Attempt Larceny	2	3	4	3	0	12	16.5	9.0	4.6	9.3		8.9	16.5	12.0	4.5	2.0		4.5
0	Attempt B&E	1	1	0	4	0	6	6.0	6.0		11.3		9.5	6.0	6.0		6.5		6.0
0	Conspiracy Violate CSA	11	7	3	3	0	24	7.3	4.5	8.7	2.5		6.1	6.0	6.0	6.0	3.0		6.0
0	Solicit Felony	1	0	0	1	0	2	1.0			1.8		1.4	1.0			1.8		1.4
0	Conspiracy	5	4	1	5	0	15	19.8	13.6	3.0	9.2		13.5	24.0	12.0	3.0	4.8		12.0
0	Attempt To Commit Crime	8	9	7	6	0	30	11.0	4.0	5.8	6.8		6.8	12.0	3.0	3.9	4.5		3.0
0	Accessory Before	1	0	2	1	0	4	11.5		13.5	9.0		11.9	11.5		13.5	9.0		10.3
0	Accessory After	1	1	2	0	0	4	4.0	5.6	10.8			7.8	4.0	5.6	10.8			4.8
0	Sub-Total	30	25	19	23	0	97	10.8	6.4	7.2	7.7	.	8.2	9.9	5.6	6.0	3.0	.	6.0

Table 46. Governing Offense by Type of Offense and Incarceration Status, All Courts

Type	Governing Offense	Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
Person	A&B	2018	1710	1137	880	1	5746	450	571	531	549	1	2102	22%	33%	47%	62%	100%	37%
Person	A&B Child w/Injury	23	12	5	6	0	46	9	6	2	3	0	20	39%	50%	40%	50%		43%
Person	A&B Child w/Injury Substantial	2	2	0	1	0	5	2	2	0	1	0	5	100%	100%		100%		100%
Person	A&B Dangerous Weapon	616	480	332	250	3	1681	229	243	207	193	3	875	37%	51%	62%	77%	100%	52%
Person	A&B Dangerous Weapon + 60	2	2	3	0	0	7	0	0	3	0	0	3	0%	0%	100%			43%
Person	A&B Domestic	217	154	129	71	0	571	36	44	68	43	0	191	17%	29%	53%	61%		33%
Person	A&B Elderly / Disabled Ser Injury	0	1	0	1	0	2	0	1	0	1	0	2		100%		100%		100%
Person	A&B Elderly / Disabled w/Injury	12	16	8	4	1	41	1	10	5	1	0	17	8%	63%	63%	25%	0%	41%
Person	A&B Guard	0	0	3	8	0	11	0	0	2	6	0	8			67%	75%		73%
Person	A&B To Collect Loan	0	0	1	0	0	1	0	0	1	0	0	1			100%			100%
Person	A&B w/Intimidate	3	2	1	1	0	7	1	0	0	0	0	1	33%	0%	0%	0%		14%
Person	Armed Aslt w/i Rob Over 65	0	0	0	1	0	1	0	0	0	0	1	1				100%		100%
Person	Armed Assault In Dwell House	0	1	0	0	0	1	0	1	0	0	0	1		100%				100%
Person	Armed Assault w/i Murder	11	4	7	8	0	30	10	4	6	8	0	28	91%	100%	86%	100%		93%
Person	Armed Assault w/i Rob	13	11	5	3	0	32	5	7	5	3	0	20	38%	64%	100%	100%		63%
Person	Armed Robbery	47	43	48	57	0	195	26	30	42	56	0	154	55%	70%	88%	98%		79%
Person	Armed Robbery Gun	18	13	19	17	0	67	14	13	19	17	0	63	78%	100%	100%	100%		94%
Person	Armed Robbery Gun 2nd	0	0	0	1	0	1	0	0	0	1	0	1				100%		100%
Person	Assault	55	55	38	30	0	178	18	12	15	15	0	60	33%	22%	39%	50%		34%
Person	Assault Dangerous Weapon	297	210	178	142	0	827	89	100	104	97	0	390	30%	48%	58%	68%		47%
Person	Assault Dangerous Weapon + 60	0	1	0	0	0	1	0	0	0	0	0	0		0%				0%
Person	Assault To Kill or Maim	5	1	1	1	0	8	4	1	1	1	0	7	80%	100%	100%	100%		88%
Person	Assault w/i Rob	3	2	1	2	0	8	3	2	1	1	0	7	100%	100%	100%	50%		88%
Person	Carjacking	5	3	6	3	0	17	4	3	6	3	0	16	80%	100%	100%	100%		94%
Person	Carjacking, Armed	3	0	1	1	0	5	2	0	1	1	0	4	67%		100%	100%		80%
Person	Confine And Put In Fear	4	1	1	1	0	7	4	1	1	1	0	7	100%	100%	100%	100%		100%
Person	Extortion	1	2	2	3	0	8	1	2	2	3	0	8	100%	100%	100%	100%		100%
Person	Firearmed Assault w/i Murder	4	4	2	3	0	13	4	4	2	2	0	12	100%	100%	100%	67%		92%
Person	Harassment	4	11	10	4	0	29	1	4	4	2	0	11	25%	36%	40%	50%		38%
Person	Home Invasion	4	1	1	1	0	7	3	1	1	1	0	6	75%	100%	100%	100%		86%
Person	Intimidation	129	193	138	97	0	557	28	73	75	69	0	245	22%	38%	54%	71%		44%
Person	Kidnapping	2	2	2	5	0	11	1	2	2	3	0	8	50%	100%	100%	60%		73%
Person	Kidnapping Firearm Armed	1	1	0	0	0	2	1	1	0	0	0	2	100%	100%				100%
Person	Manslaughter	22	17	6	0	1	46	21	17	6	0	1	45	95%	100%	100%		100%	98%
Person	Mayhem	6	2	1	4	0	13	6	2	0	4	0	12	100%	100%	0%	100%		92%
Person	Murder	22	17	7	10	1	57	22	17	7	10	1	57	100%	100%	100%	100%	100%	100%
Person	Murder, Attempted	1	0	1	0	0	2	0	0	1	0	0	1	0%		100%			50%
Person	Restraining Order Violation	322	477	378	285	0	1462	79	172	173	172	0	596	25%	36%	46%	60%		41%
Person	Robbery Unarmed	21	10	13	32	0	76	8	7	9	28	0	52	38%	70%	69%	88%		68%
Person	Robbery Unarmed + 60	3	3	0	6	0	12	1	2	0	4	0	7	33%	67%		67%		58%
Person	Stalking	15	14	7	7	0	43	6	6	6	4	0	22	40%	43%	86%	57%		51%
Person	Stalking 2nd	0	0	0	2	0	2	0	0	0	2	0	2				100%		100%
Person	Stalking Violation of Rest. Order	0	3	0	3	0	6	0	3	0	3	0	6						
Person	Threatening	108	99	63	71	0	341	16	34	24	33	0	107	15%	34%	38%	46%		31%
Person	Violation Of Civil Rights	2	1	1	2	0	6	0	0	0	2	0	2	0%	0%	0%	100%		33%
Person	Sub-Total	4021	3581	2556	2024	7	12189	1105	1398	1332	1344	6	5185	27%	39%	52%	66%	86%	43%

Type	Governing Offense	Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
Sex	Assault w/i Rape	3	1	2	2	0	8	2	1	2	1	0	6	67%	100%	100%	50%		75%
Sex	Assault w/I Rape 2nd	0	0	0	0	1	1	0	0	0	0	1	1					100%	100%
Sex	Assault w/i Rape Child	4	0	0	0	0	4	4	0	0	0	0	4	100%					100%
Sex	Drug for Sexual Intercourse	0	0	0	1	0	1	0	0	0	1	0	1				100%		100%
Sex	Incest	1	2	0	0	0	3	0	2	0	0	0	2	0%	100%				67%
Sex	Indecent A&B	74	35	19	21	0	149	28	25	15	20	0	88	38%	71%	79%	95%		59%
Sex	Indecent A&B Mentally Retarded	1	0	1	0	0	2	0	0	0	0	0	0	0%		0%			0%
Sex	Indecent A & B On Child	118	32	20	12	0	182	58	22	18	11	0	109	49%	69%	90%	92%		60%
Sex	Kidnapping Sexual Assault	0	1	0	0	0	1	0	1	0	0	0	1		100%				100%
Sex	Open And Gross	59	30	29	15	0	133	22	11	19	7	0	59	37%	37%	66%	47%		44%
Sex	Rape	7	3	7	4	0	21	7	2	6	3	0	18						
Sex	Rape Of Child	70	19	13	10	0	112	50	17	11	10	0	88	71%	89%	85%	100%		79%
Sex	Rape Of Child w/Force	17	5	4	5	0	31	16	5	4	5	0	30						
Sex	Rape, Aggravated	7	6	3	2	0	18	7	6	3	2	0	18	100%	100%	100%	100%		100%
Sex	Unnatural Acts Child	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
Sex	Sub-Total	362	134	98	72	1	667	195	92	78	60	1	426	54%	69%	80%	83%	100%	64%
Weapons	Assault Weapon, Possess	0	3	1	0	0	4	0	3	0	0	0	3		100%	0%			75%
Weapons	Carrying Dangerous Weapon	89	73	55	35	1	253	21	25	40	22	0	108	24%	34%	73%	63%	0%	43%
Weapons	Firearm Discharge	5	5	0	0	0	10	1	0	0	0	0	1	20%	0%				10%
Weapons	Firearm Loaded while OUI	4	0	0	0	0	4	0	0	0	0	0	0	0%					0%
Weapons	Firearm Possess w/o Permit	125	66	27	6	0	224	54	46	14	4	0	118	43%	70%	52%	67%		53%
Weapons	Firearm Sale Violation	0	0	0	1	0	1	0	0	0	1	0	1				100%		100%
Weapons	Firearm Store Improper	9	1	2	2	0	14	0	0	0	2	0	2	0%	0%	0%	100%		14%
Weapons	Firearms - False Statement	4	2	0	0	0	6	0	1	0	0	0	1	0%	50%				17%
Weapons	Gun Serial Number	1	1	1	0	0	3	0	1	1	0	0	2	0%	100%	100%			67%
Weapons	Manufacturing Dangerous Weapon	0	0	1	0	0	1	0	0	0	0	0	0						
Weapons	Possess Air Rifle w/o FID Card	6	0	0	0	0	6	0	0	0	0	0	0	0%					0%
Weapons	Possess Ammunition	6	3	4	0	0	13	0	2	3	0	0	5	0%	67%	75%			38%
Weapons	Possess Dangerous Weapon	2	1	1	0	0	4	1	0	0	0	0	1						
Weapons	Possess Explosive Device	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
Weapons	Possess Mace	0	1	1	1	0	3	0	0	0	0	0	0		0%	0%	0%		0%
Weapons	Possess Stun Gun	4	2	1	1	0	8	2	0	0	1	0	3	50%	0%	0%	100%		38%
Weapons	Violation Of Explosives	2	0	0	0	0	2	0	0	0	0	0	0	0%					0%
Weapons	Sub-Total	258	158	94	46	1	557	79	78	58	30	0	245	31%	49%	62%	65%	0%	44%

Type	Governing Offense	Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
Property	Attempt B&E	3	4	3	6	0	16	1	1	1	5	0	8	33%	25%	33%	83%		50%
Property	Attempt Larceny	9	7	7	7	0	30	2	3	4	3	0	12	22%	43%	57%	43%		40%
Property	B&E	503	406	355	426	0	1690	164	217	248	307	0	936	33%	53%	70%	72%		55%
Property	B&E MV	2	0	2	0	0	4	1	0	0	0	0	1	50%		0%			25%
Property	B&E w/i Misdemeanor	43	35	28	23	0	129	11	11	18	9	0	49	26%	31%	64%	39%		38%
Property	Burglary	4	3	3	8	0	18	3	3	3	7	0	16	75%	100%	100%	88%		89%
Property	Burglary, Armed	0	0	1	4	0	5	0	0	1	4	0	5			100%	100%		100%
Property	Burning Building	3	2	4	3	0	12	2	2	3	3	0	10	67%	100%	75%	100%		83%
Property	Burning Dwelling House	12	7	4	1	0	24	3	6	3	1	0	13	25%	86%	75%	100%		54%
Property	Burning Motor Vehicle	9	2	5	0	0	16	4	1	3	0	0	8	44%	50%	60%			50%
Property	Burning Property	14	7	5	2	0	28	0	5	3	1	0	9	0%	71%	60%	50%		32%
Property	Burning to Defraud	5	1	0	1	0	7	1	0	0	0	0	1	20%	0%		0%		14%
Property	Common & Notorious Thief	2	0	0	2	0	4	1	0	0	2	0	3	50%			100%		75%
Property	Counterfeit	7	6	2	1	0	16	0	2	2	1	0	5	0%	33%	100%	100%		31%
Property	Credit Card Misuse	39	30	26	15	0	110	7	5	8	4	0	24	18%	17%	31%	27%		22%
Property	Credit Card Misuse - More	16	11	4	8	0	39	3	7	3	8	0	21	19%	64%	75%	100%		54%
Property	Defrauding Innkeeper	1	1	0	1	0	3	0	0	0	1	0	1	0%	0%		100%		33%
Property	Defrauding Insurer	8	2	3	0	0	13	1	0	1	0	0	2	13%	0%	33%			15%
Property	Defrauding Victualer	1	1	0	0	0	2	0	0	0	0	0	0	0%	0%				0%
Property	Embezzlement	7	1	0	1	0	9	4	1	0	0	0	5	57%	100%		0%		56%
Property	Enter by False Pretense	0	0	1	1	0	2	0	0	0	1	0	1			0%	100%		50%
Property	Failure To Return Leased Prop	21	21	6	8	0	56	3	3	0	2	0	8	14%	14%	0%	25%		14%
Property	False Alarm	0	3	3	1	0	7	0	0	1	0	0	1		0%	33%	0%		14%
Property	False Statement	0	0	1	0	0	1	0	0	1	0	0	1			100%			100%
Property	False Use of Insignia	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
Property	Forgery And Uttering	201	178	123	135	0	637	21	53	54	72	0	200	10%	30%	44%	53%		31%
Property	Fraud	21	17	11	4	0	53	1	4	2	3	0	10	5%	24%	18%	75%		19%
Property	Fraud - Electric, Phone or Cable	3	0	0	0	0	3	1	0	0	0	0	1	33%					33%
Property	Fraud - Identity	13	6	4	6	0	29	1	2	0	5	0	8	8%	33%	0%	83%		28%
Property	Larceny	150	121	103	87	1	462	22	34	28	36	1	121	15%	28%	27%	41%	100%	26%
Property	Larceny Building	46	46	35	43	0	170	12	22	24	30	0	88	26%	48%	69%	70%		52%
Property	Larceny Firearm	4	4	2	0	0	10	1	4	2	0	0	7	25%	100%	100%			70%
Property	Larceny Less	168	157	99	96	0	520	20	35	31	40	0	126	12%	22%	31%	42%		24%
Property	Larceny Less +60	0	1	1	0	0	2	0	0	1	0	0	1		0%	100%			50%
Property	Larceny More	828	629	423	490	0	2370	118	195	176	255	0	744	14%	31%	42%	52%		31%
Property	Larceny More + 60	4	0	2	2	0	8	2	0	1	1	0	4	50%		50%	50%		50%
Property	Larceny MV	76	82	59	91	0	308	28	57	44	71	0	200	37%	70%	75%	78%		65%
Property	Larceny Person	143	146	90	85	1	465	65	98	59	64	1	287	45%	67%	66%	75%	100%	62%
Property	Larceny Person + 65	7	5	3	4	0	19	4	4	1	3	0	12	57%	80%	33%	75%		63%

Type	Governing Offense	Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
Property	Mal Dest Property More	133	107	53	49	1	343	22	30	23	30	0	105	17%	28%	43%	61%	0%	31%
Property	MV - False Report Of Theft	5	1	0	0	0	6	1	1	0	0	0	2	20%	100%				33%
Property	Possess Burglarious Tools	56	43	24	48	1	172	11	20	12	32	0	75	20%	47%	50%	67%	0%	44%
Property	Property Destruction	288	209	125	86	1	709	33	46	41	36	0	156	11%	22%	33%	42%	0%	22%
Property	Receiving Stolen Goods	212	168	123	146	0	649	47	58	62	86	0	253	22%	35%	50%	59%		39%
Property	Receiving Stolen Goods 2nd	0	2	0	4	0	6	0	1	0	4	0	5		50%		100%		83%
Property	Receiving Stolen Goods MV	203	150	113	121	1	588	56	89	80	97	1	323	28%	59%	71%	80%	100%	55%
Property	Receiving Stolen Goods MV 2nd	0	2	5	6	0	13	0	2	5	6	0	13		100%	100%	100%		100%
Property	Receiving Stolen Goods Over	72	54	36	42	0	204	22	29	20	30	0	101	31%	54%	56%	71%		50%
Property	Record w/o Manufacturer	1	1	0	1	0	3	0	0	0	0	0	0	0%	0%		0%		0%
Property	Setting Fire In Open	0	0	0	1	0	1	0	0	0	0	0	0						
Property	Setting Fire Land	0	2	0	0	0	2	0	0	0	0	0	0		0%				0%
Property	Shoplifting	675	549	381	402	2	2009	23	67	86	105	1	282	3%	12%	23%	26%	50%	14%
Property	Tagging Property	17	10	3	0	0	30	3	6	1	0	0	10						
Property	Vandalism	14	15	6	4	0	39	3	4	3	3	0	13	21%	27%	50%	75%		33%
Property	Vandalize - Graves	2	0	0	0	0	2	1	0	0	0	0	1	50%					50%
Property	Welfare Violation	7	1	1	1	0	10	1	0	0	1	0	2	14%	0%	0%	100%		20%
Property	Sub-Total	4059	3256	2288	2473	8	12084	730	1128	1059	1369	4	4290	18%	35%	46%	55%	50%	36%

Type	Governing Offense	Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
Drug	Conspiracy Violate CSA	45	16	11	9	0	81	13	9	5	4	0	31	29%	56%	45%	44%		38%
Drug	Control Substance School	69	90	77	61	0	297	69	90	77	61	0	297	100%	100%	100%	100%		100%
Drug	Distribute Class A	397	325	228	215	0	1165	193	221	157	163	0	734	49%	68%	69%	76%		63%
Drug	Distribute Class A 2nd	0	0	6	7	0	13	0	0	6	7	0	13			100%	100%		100%
Drug	Distribute Class B	596	380	240	112	1	1329	203	226	159	85	0	673	34%	59%	66%	76%	0%	51%
Drug	Distribute Class B 2nd	0	9	9	3	0	21	0	9	9	3	0	21		100%	100%	100%		100%
Drug	Distribute Class C	21	12	5	2	0	40	3	8	2	0	0	13	14%	67%	40%	0%		33%
Drug	Distribute Class D	352	158	65	28	0	603	78	57	27	14	0	176	22%	36%	42%	50%		29%
Drug	Distribute Class D 2nd	3	5	11	3	0	22	2	3	10	3	0	18	67%	60%	91%	100%		82%
Drug	Distribute Class E	9	9	2	5	0	25	0	3	0	2	0	5	0%	33%	0%	40%		20%
Drug	Distribute Class E 2nd	1	2	0	0	0	3	0	2	0	0	0	2	0%	100%				67%
Drug	Distribute Cocaine	46	40	30	14	0	130	46	40	30	14	0	130	100%	100%	100%	100%		100%
Drug	Distribute Cocaine 2nd	0	1	4	0	1	6	0	1	4	0	1	6		100%	100%		100%	100%
Drug	Distribute Counterfeit Substance	7	10	12	12	0	41	4	7	7	8	0	26	57%	70%	58%	67%		63%
Drug	Distribute Paraphernalia	5	2	2	3	0	12	1	0	1	3	0	5	20%	0%	50%	100%		42%
Drug	Forge Prescription	44	26	12	22	0	104	5	5	6	11	0	27	11%	19%	50%	50%		26%
Drug	Giving Prisoner Cont Sub	4	3	3	4	0	14	1	2	3	4	0	10	25%	67%	100%	100%		71%
Drug	Induce M inor To Distribute	1	1	1	0	0	3	1	1	1	0	0	3	100%	100%	100%			100%
Drug	Inhaling Toxic Vapors	2	0	0	0	0	2	0	0	0	0	0	0	0%					0%
Drug	Larceny Cont Sub	4	0	0	0	0	4	1	0	0	0	0	1	25%					25%
Drug	Possession Class A	142	185	114	139	0	580	29	47	37	51	0	164	20%	25%	32%	37%		28%
Drug	Possession Class A 2nd	3	10	15	17	0	45	2	7	8	10	0	27	67%	70%	53%	59%		60%
Drug	Possession Class A Heroin	199	238	155	139	0	731	48	84	72	65	0	269	24%	35%	46%	47%		37%
Drug	Possession Class A Heroin 2nd	1	5	5	7	0	18	1	2	4	5	0	12	100%	40%	80%	71%		67%
Drug	Possession Class B	432	390	213	186	0	1221	75	108	79	72	0	334	17%	28%	37%	39%		27%
Drug	Possession Class B 2nd	9	21	21	18	0	69	4	12	10	11	0	37	44%	57%	48%	61%		54%
Drug	Possession Class C	15	9	15	8	0	47	3	1	4	4	0	12	20%	11%	27%	50%		26%
Drug	Possession Class C 2nd	0	0	0	1	0	1	0	0	0	1	0	1				100%		100%
Drug	Possession Class D	461	238	138	89	0	926	51	60	40	29	0	180	11%	25%	29%	33%		19%
Drug	Possession Class D 2nd	35	42	19	8	0	104	3	17	8	1	0	29	9%	40%	42%	13%		28%
Drug	Possession Class D Marijuana	421	222	91	50	0	784	45	56	31	21	0	153	11%	25%	34%	42%		20%
Drug	Possession Class D Marijuana 2nd	32	30	13	4	0	79	4	10	8	2	0	24	13%	33%	62%	50%		30%
Drug	Possession Class E	19	15	9	12	0	55	3	3	1	5	0	12	16%	20%	11%	42%		22%
Drug	Possession Hypodermic 2nd	0	1	0	2	0	3	0	1	0	1	0	2		100%		50%		67%
Drug	Possession Hypodermic Syringe	119	141	100	85	0	445	33	63	52	41	0	189	28%	45%	52%	48%		42%
Drug	Presence Class A	29	25	17	15	0	86	8	11	7	2	0	28	28%	44%	41%	13%		33%
Drug	Traffic Cocaine 014-028	41	24	13	9	0	87	41	24	13	9	0	87	100%	100%	100%	100%		100%
Drug	Traffic Cocaine 028-100	30	20	11	6	0	67	30	20	11	6	0	67						
Drug	Traffic Cocaine 100-200	11	7	1	2	0	21	11	7	1	2	0	21	100%	100%	100%	100%		100%
Drug	Traffic Cocaine 200+	2	2	0	0	0	4	2	2	0	0	0	4	100%	100%				100%
Drug	Traffic Heroin 014-028	9	4	2	1	0	16	9	4	2	1	0	16	100%	100%	100%	100%		100%
Drug	Traffic Heroin 028-100	2	1	1	0	0	4	2	1	1	0	0	4						
Drug	Traffic Mar 50-100	2	0	0	0	0	2	2	0	0	0	0	2	100%					100%
Drug	Sub-Total	3620	2719	1671	1298	2	9310	1026	1224	893	721	1	3865	28%	45%	53%	56%	50%	42%

Type	Governing Offense	Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
Motor Vehicle	Altering MV ID Number	0	1	0	0	0	1	0	0	0	0	0	0	0%					0%
Motor Vehicle	Attaching Wrong MV Plates	202	96	54	41	0	393	3	5	3	1	0	12	1%	5%	6%	2%		3%
Motor Vehicle	Compulsory Insurance Violation	641	413	224	178	1	1457	54	62	57	44	0	217	8%	15%	25%	25%	0%	15%
Motor Vehicle	Counterfeit/Alter MV Document	53	39	20	27	0	139	5	10	3	7	0	25	9%	26%	15%	26%		18%
Motor Vehicle	False Statement On Application	3	0	1	0	0	4	0	0	0	0	0	0	0%		0%			0%
Motor Vehicle	Habitual Traffic Offender	42	84	41	39	0	206	11	28	14	25	0	78	26%	33%	34%	64%		38%
Motor Vehicle	Leaving Scene Death	3	0	0	0	0	3	3	0	0	0	0	3	100%					100%
Motor Vehicle	Leaving Scene Personal Injury	145	49	32	17	0	243	12	19	16	11	0	58	8%	39%	50%	65%		24%
Motor Vehicle	Leaving Scene Property Damage	489	309	175	109	0	1082	44	74	46	51	0	215	9%	24%	26%	47%		20%
Motor Vehicle	MV - Impersonate/Other License	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
Motor Vehicle	MV - Sales Violation	0	4	1	0	0	5	0	0	0	0	0	0		0%	0%			0%
Motor Vehicle	MV Homicide	29	6	0	0	0	35	13	4	0	0	0	17	45%	67%				49%
Motor Vehicle	MV Homicide - OUI	10	0	0	1	0	11	8	0	0	1	0	9	80%			100%		82%
Motor Vehicle	MV Homicide - OUI Felony	9	1	0	1	0	11	9	1	0	1	0	11	100%	100%		100%		100%
Motor Vehicle	MV Homicide - Reckless	1	0	0	0	0	1	0	0	0	0	0	0		0%				0%
Motor Vehicle	Operate After Suspension	1885	1478	813	545	3	4724	131	200	137	109	0	577	7%	14%	17%	20%	0%	12%
Motor Vehicle	Operate After Suspension 2nd	328	508	310	258	2	1406	88	233	187	175	1	684	27%	46%	60%	68%	50%	49%
Motor Vehicle	Operate to Endanger	1108	362	190	149	0	1809	63	64	40	63	0	230	6%	18%	21%	42%		13%
Motor Vehicle	OUI Serious Inj. Fel	12	1	4	5	0	22	12	1	4	5	0	22	100%	100%	100%	100%		100%
Motor Vehicle	OUI Serious Inj. Misd	19	8	1	0	0	28	6	3	1	0	0	10	32%	38%	100%			36%
Motor Vehicle	Possess Master Key MV	0	1	1	0	0	2	0	1	1	0	0	2		100%	100%			100%
Motor Vehicle	Racing	5	2	2	1	0	10	0	0	0	0	0	0	0%	0%	0%	0%		0%
Motor Vehicle	RV On Public Way	14	9	0	1	0	24	0	0	0	1	0	1		0%	0%	100%		4%
Motor Vehicle	Use w/o Authority 2nd	0	0	1	0	0	1	0	0	0	0	0	0						
Motor Vehicle	Use Without Authority	91	65	35	28	0	219	21	24	12	13	0	70	23%	37%	34%	46%		32%
Motor Vehicle	Sub-Total	5090	3436	1905	1400	6	11837	483	729	521	507	1	2241	9%	21%	27%	36%	17%	19%

Type	Governing Offense	Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
Other	Accessory After	6	1	3	2	0	12	2	1	3	1	0	7	33%	100%	100%	50%		58%
Other	Accessory Before	4	1	5	2	0	12	2	0	4	2	0	8	50%	0%	80%	100%		67%
Other	Aiding An Escape	0	3	0	0	0	3	0	2	0	0	0	2		67%				67%
Other	Alcohol, Procure for Minor	26	13	9	4	0	52	4	4	2	1	0	11	15%	31%	22%	25%		21%
Other	Alcohol, Transporting	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
Other	Attempt To Commit Crime	29	17	20	15	0	81	8	9	7	7	0	31	28%	53%	35%	47%		38%
Other	Bomb Hoax	0	1	0	1	0	2	0	0	0	1	0	1		0%		100%		50%
Other	Bribery	4	0	0	0	0	4	1	0	0	0	0	1	25%					25%
Other	Cigarette/Match Thrown Fr Veh	4	0	2	2	0	8	0	0	0	0	0	0	0%		0%	0%		0%
Other	Conspiracy	16	8	3	8	0	35	5	5	2	6	0	18	31%	63%	67%	75%		51%
Other	Contempt Of Court	2	1	0	0	0	3	0	1	0	0	0	1	0%	100%				33%
Other	Contributing To Delinquency	12	9	6	2	0	29	2	5	3	1	0	11	17%	56%	50%	50%		38%
Other	Disconnect Sprinkler System	0	2	3	1	0	6	0	2	2	1	0	5		100%	67%	100%		83%
Other	Employment Practices	7	0	1	0	0	8	0	0	0	0	0	0	0%		0%			0%
Other	Escape	7	30	27	24	1	89	5	28	22	21	1	77						
Other	Escape Lockup	1	2	3	1	0	7	1	1	3	1	0	6	100%	50%	100%	100%		86%
Other	Escape Work Release Program	0	1	1	0	0	2	0	1	1	0	0	2		100%	100%			100%
Other	Failure to Appear	8	14	5	4	0	31	3	5	3	1	0	12	38%	36%	60%	25%		39%
Other	Failure to Appear Felony	1	0	1	0	0	2	1	0	1	0	0	2	100%		100%			100%
Other	Failure To Disperse	3	1	2	1	0	7	0	0	0	0	0	0	0%	0%	0%	0%		0%
Other	Failure To Obey Police Officer	38	13	10	7	0	68	0	0	1	0	0	1	0%	0%	10%	0%		1%
Other	False Alarm	7	1	1	0	0	9	1	0	1	0	0	2	14%	0%	100%			22%
Other	False Statement	3	1	3	1	0	8	0	0	2	1	0	3	0%	0%	67%	100%		38%
Other	Fireworks	16	4	2	1	0	23	0	0	1	0	0	1	0%	0%	50%	0%		4%

Type	Governing Offense	Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
Other	Gaming	7	3	0	1	0	11	0	0	0	0	0	0	0%	0%		0%		0%
Other	Gaming Enterprise	0	1	0	0	0	1	0	0	0	0	0	0		0%				0%
Other	Gaming Register Bets	2	0	0	0	0	2	1	0	0	0	0	1	50%					50%
Other	Gaming Use of Telephone	7	1	0	0	0	8	0	0	0	0	0	0	0%	0%				0%
Other	Hazardous Materials	5	3	1	0	0	9	0	0	0	0	0	0	0%	0%	0%			0%
Other	Illegal Lottery	1	1	0	0	0	2	0	0	0	0	0	0	0%	0%				0%
Other	Impersonate/Disguise	7	5	4	4	0	20	1	3	1	1	0	6	14%	60%	25%	25%		30%
Other	Interfere Police or Firefighter	4	4	3	1	0	12	1	0	0	0	0	1	25%	0%	0%	0%		8%
Other	License Law Violation (Not MV)	4	4	2	2	0	12	0	0	0	0	0	0	0%	0%	0%	0%		0%
Other	Nonsupport	11	10	4	2	0	27	4	2	3	0	0	9	36%	20%	75%	0%		33%
Other	Obstructing Justice	1	1	1	0	0	3	0	0	1	0	0	1	0%	0%	100%			33%
Other	Perjury or Suborn	5	1	1	0	0	7	1	0	0	0	0	1	20%	0%	0%			14%
Other	Resisting Arrest	259	219	139	119	0	736	35	53	51	49	0	188	14%	24%	37%	41%		26%
Other	Sex Offender Fail Register	0	0	4	0	0	4	0	0	0	0	0	0			0%			0%
Other	Solicit Felony	1	1	0	1	0	3	1	0	0	1	0	2	100%	0%		100%		67%
Other	Tattooing	0	0	1	0	0	1	0	0	0	0	0	0			0%			0%
Other	Throw Object On Public Way	3	3	3	1	0	10	0	2	1	1	0	4						
Other	Throwing Glass On Public Way	1	0	1	0	0	2	0	0	0	0	0	0	0%		0%			0%
Other	Trespassing	321	264	166	185	0	936	30	50	35	62	0	177	9%	19%	21%	34%		19%
Other	True Name Law	79	70	58	44	0	251	12	24	21	22	0	79	15%	34%	36%	50%		31%
Other	Unregistered Contmctor	1	2	0	0	0	3	0	1	0	0	0	1	0%	50%				33%
Other	Violation Aircraft Restriction	2	1	0	0	0	3	0	0	0	0	0	0	0%	0%				0%
Other	Wiretap, Possess Device	0	1	0	0	0	1	0	0	0	0	0	0		0%				0%
Other	Wiretapping	1	0	0	1	0	2	0	0	0	1	0	1	0%			100%		50%
Other	Work Compensation Fail Have	0	1	0	0	0	1	0	0	0	0	0	0						
Other	Sub-Total	917	719	495	437	1	2569	121	199	171	181	1	673	13%	28%	35%	41%	100%	26%

Type	Governing Offense	Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
Public Order	Accost / Annoy Person Opposite Sex	9	2	2	4	0	17	1	0	1	2	0	4	11%	0%	50%	50%		24%
Public Order	Animal Fight, Promote	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
Public Order	Animal Kill or Poison	0	0	1	0	0	1	0	0	1	0	0	1			100%			100%
Public Order	Annoying Phone Calls	24	23	7	6	0	60	3	2	0	1	0	6	13%	9%	0%	17%		10%
Public Order	Child Pornography	2	0	0	0	0	2	1	0	0	0	0	1	50%					50%
Public Order	Child Pornography Possess	14	0	3	0	0	17	3	0	2	0	0	5	21%		67%			29%
Public Order	Common Night Walker	38	52	13	1	0	104	10	24	10	0	0	44	26%	46%	77%	0%		42%
Public Order	Cruelty To Animals	11	6	0	1	0	18	1	1	0	1	0	3	9%	17%		100%		17%
Public Order	Disinter Body	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
Public Order	Disorderly Conduct	856	653	410	284	0	2203	48	85	74	58	0	265	6%	13%	18%	20%		12%
Public Order	Disrupt Court Proceedings	1	1	1	0	0	3	0	0	1	0	0	1	0%	0%	100%			33%
Public Order	Fail To Comply With Dog Order	6	5	0	0	0	11	0	0	0	0	0	0	0%	0%				0%
Public Order	False Report Of Crime	21	6	4	4	0	35	2	0	2	2	0	6	10%	0%	50%	50%		17%
Public Order	Indecent Exposure	16	13	11	13	0	53	1	0	3	6	0	10	6%	0%	27%	46%		19%
Public Order	Induce Female To Prostitution	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
Public Order	Inducing Minor To Sex	3	0	0	0	0	3	1	0	0	0	0	1	33%					33%
Public Order	Keeping A House Of Ill Fame	2	0	0	0	0	2	0	0	0	0	0	0	0%					0%
Public Order	Lewd And Lacivious	7	3	4	4	0	18	3	0	1	2	0	6	43%	0%	25%	50%		33%
Public Order	Obscene Material to Minor	4	3	3	0	0	10	2	0	2	0	0	4	50%	0%	67%			40%
Public Order	Obscene Materials	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
Public Order	Peeping Tom	0	1	0	0	0	1	0	0	0	0	0	0		0%				0%
Public Order	Prostitution	133	157	74	41	0	405	30	56	24	14	0	124	23%	36%	32%	34%		31%
Public Order	Unnatural Acts	2	5	1	0	0	8	0	1	0	0	0	1	0%	20%	0%			13%
Public Order	Sub-Total	1153	930	534	358	0	2975	106	169	121	86	0	482	9%	18%	23%	24%		16%