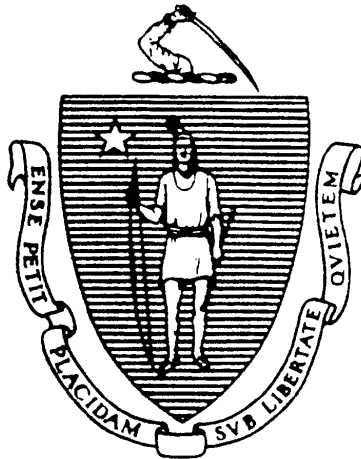


Massachusetts Sentencing Commission

Survey of Sentencing Practices FY 2006



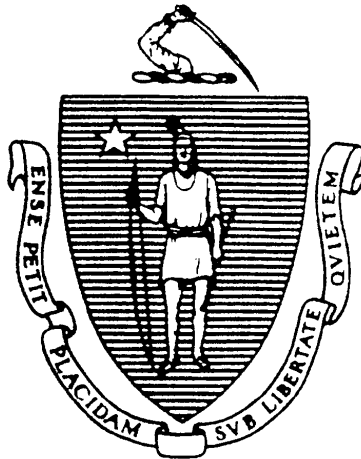
January 2007

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Massachusetts Sentencing Commission

Survey of Sentencing Practices FY 2006



January 2007

MASSACHUSETTS SENTENCING COMMISSION

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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 2006. 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 54,652 convicted defendants in FY 2006:
- Of the 54,652 convictions in FY 2006:
 - 92.3% were in the district court and
 - 7.7% were in the superior court;
- For those defendants convicted of offenses assigned to the sentencing guidelines grid:
- The overall incarceration rate was 40.2%:
 - the district court incarceration rate was 36.8%;
 - the superior court incarceration rate was 79.4%;
- With respect to the sentencing zones on the sentencing guidelines grid:
 - 5.3% of the defendants were classified in the incarceration zone;
 - 66.0% of the defendants were classified in the discretionary zone;
 - 28.1% of the defendants were classified in the intermediate sanctions zone; and,
 - 0.6% of the defendants were not classified to a sentencing zone;
- Of the incarcerated defendants, 90.0% were sentenced to a house of correction and 10.0% were sentenced to the Department of Correction (DOC);
- Of the incarcerated superior court defendants, 37.3% were sentenced to a house of correction and 62.7% were sentenced to the DOC;
- For state prison sentences, the median minimum state prison sentence was 36.0 months and the median maximum state prison sentence was 60.0 months;
- For house of correction sentences, the median sentence length was 5.1 months;

- Of the incarcerated defendants, 38.0% also had a period of post release probation supervision imposed through a split or from & after probation sentence;
- Of the incarcerated superior court defendants, 58.4% also had a period of post release probation supervision.
- There were an estimated 929 convictions for mandatory drug offenses of which 40.9% were sentenced to a house of correction and 59.1% to the DOC.
- For those defendants convicted of offenses not assigned to the sentencing grid:
 - There were an estimated 5,301 convictions for OUI offenses; and,
 - There were an estimated 299 convictions for mandatory firearms offenses.
- For all convicted defendants:
 - 15.1% of all convicted defendants were female;
 - 84.9% of all convicted defendants were male;
 - The mean age of convicted defendants at the time of disposition was 33.0 years, and ranged from 17 years to 94 years.
 - 59.7% of all convicted defendants were white;
 - 18.4% of all convicted defendants were black;
 - 18.2% of all convicted defendants were hispanic;
 - 2.3% of all convicted defendants were of other races; and,
 - the race was unknown for 1.5% of the defendants.
 - 25.4% of defendants convicted of mandatory drug offenses were white and 74.6% of defendants convicted of mandatory drug offenses were racial/ethnic minorities (28.6% were black, 44.2% were hispanic, and 1.7% were other races).

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**MASSACHUSETTS SENTENCING COMMISSION
SURVEY OF SENTENCING PRACTICES
FY 2006**

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 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

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.

during that session.⁸ Sentencing guidelines legislation was filed for consideration during the 2003-2004 legislative session.⁹ A hearing on this legislation was held on May 21, 2003 but the guidelines legislation did not come to a vote during that session. Sentencing guidelines legislation was re-filed for consideration during the 2005-2006 legislative session and hearings were held November 22, 2005.¹⁰

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*.¹¹ 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

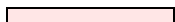
In developing the sentencing guidelines, the legislation directed the commission to conduct a comprehensive survey of sentencing practices:

-
- 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 Filed for the 2005-2006 legislative session as Senate No. 1064 and House Nos. 813, 682, 683, and 938.
- ¹¹ Massachusetts Sentencing Commission, *op. cit.*

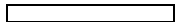
Figure 1. Sentencing Guidelines Grid

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 (Invol) Armed Robbery (No gun) 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

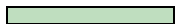
Sentencing Zone



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.¹²

The commission included a survey of sentencing practices when completing its 1996 recommendations.¹³ 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 2006.

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.¹⁴

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.¹⁵ In FY 2002, the commission completed a comprehensive recidivism study as directed by the legislature in House 4100.¹⁶

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

¹² G.L. c. 211E § 3(c).

¹³ Massachusetts Sentencing Commission, *op. cit.*

¹⁴ G.L. c. 211E § 3(f).

¹⁵ Massachusetts Sentencing Commission, *Survey of Sentencing Practices: Truth-in-Sentencing Reform in Massachusetts*, October 2000.

¹⁶ Massachusetts Sentencing Commission, *Comprehensive Recidivism Study*, June 2002.

referring to the proposed guidelines during sentencing.¹⁷ 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.¹⁸

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.¹⁹

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.²⁰ 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.²¹

¹⁷ Massachusetts Sentencing Commission, *Sentencing Guide*, February 1998.

¹⁸ Massachusetts Sentencing Commission, *Felony and Misdemeanor Master Crime List*, May 2006.

¹⁹ G.L. c. 211E § 1(c)(7).

²⁰ 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.

²¹ 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 2006 (FY 2006) covers the period July 1, 2005 through June 30, 2006. During this period there were an estimated 54,652 convictions in the courts of the Commonwealth. As indicated in Table 1, there were 50,444 convictions in the district court, representing 92.3% of all convictions, and 4,208 convictions in the superior court, representing 7.7% of all convictions.

Table 1. Month of Conviction by Court Department

Month of Conviction	District Court	Superior Court	All Courts
July 2005	3,843	301	4,144
August 2005	4,373	291	4,664
September 2005	4,330	400	4,730
October 2005	4,254	363	4,617
November 2005	4,200	364	4,564
December 2005	3,983	362	4,345
January 2006	4,330	400	4,730
February 2006	4,037	325	4,362
March 2006	4,645	418	5,063
April 2006	3,897	251	4,148
May 2006	4,389	351	4,740
June 2006	4,163	382	4,545
Total	50,444	4,208	54,652

Sentencing Practices: County

There are fourteen counties in Massachusetts. As indicated in Table 2, the number of convictions ranged from 48 in Nantucket County to 9,045 in Worcester County. Eight of the fourteen counties (Worcester, Suffolk, Middlesex, Hampden, Essex, Bristol, Plymouth and Norfolk) accounted for 89.1% of all convictions in Massachusetts.

Table 2. County of Conviction by Court Department

County of Conviction	District Court	Superior Court	All Courts
Barnstable	1,896	161	2,057
Berkshire	1,291	162	1,453
Bristol	4,549	213	4,762
Dukes	146	0	146
Essex	5,990	330	6,320
Franklin	750	86	836
Hampden	5,598	813	6,411
Hampshire	1,303	120	1,423
Middlesex	6,788	640	7,428
Nantucket	48	0	48
Norfolk	2,815	267	3,082
Plymouth	3,510	187	3,697
Suffolk	7,082	862	7,944
Worcester	8,678	367	9,045
Total	50,444	4,208	54,652

Sentencing Practices: Truth-in-Sentencing Reform

Sentencing reform legislation, commonly known as truth-in-sentencing legislation, became effective on July 1, 1994. During FY 2006, an estimated 0.4% of all cases were sentenced under pre-truth-in-sentencing provisions (old law) and 99.6% 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	174	0.3%	29	0.7%	203	0.4%
New Law	50,270	99.7%	4,179	99.3%	54,449	99.6%
Total	50,444	100.0%	4,208	100.0%	54,652	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 513 and the mean number of charges resulting in conviction was 2.2. Overall, 29,801, or 54.5% of the defendants were convicted of a single charge and 24,851 or 45.5% 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:

- 21,987 or 43.6% of the district court defendants were convicted of two or more charges and the mean number of charges for all district court defendants was 2.1; and,
- 2,864 or 68.1% 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	28,457	56.4%	1,344	31.9%	29,801	54.5%
Two	10,739	21.3%	1,050	25.0%	11,789	21.6%
Three	5,081	10.1%	641	15.2%	5,722	10.5%
Four	2,384	4.7%	370	8.8%	2,754	5.0%
Five to Nine	3,124	6.2%	628	14.9%	3,752	6.9%
Ten or More	659	1.3%	175	4.2%	834	1.5%
Total	50,444	100.0%	4,208	100.0%	54,652	100.0%
Highest	120		513		513	
Mean	2.1		3.3		2.2	

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 64 defendants received a sentence to life. Of the 64 convicted defendants who received a life sentence, 59 were convicted of murder and five were convicted of other offenses (one for aggravated rape, two for rape of child, and two for accessory before the fact).

Table 5. Type of Sentence Imposed by Court Department

Type of Sentence	District Court	Superior Court	All Courts
Life		64	64
State Prison		2,034	2,034
Other DOC		8	8
House of Correction	13,011	823	13,834
House of Correction / Split	4,617	473	5,090
Probation	22,836	788	23,624
Fine	6,827	4	6,831
Other	3,153	14	3,167
Total	50,444	4,208	54,652

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.²² 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, 34.3% of all defendants were convicted of felonies and 65.7% 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, 29.6% were convicted of felonies and 70.4% were convicted of misdemeanors;
- of those defendants convicted in the superior court, 89.6% were convicted of felonies and 10.4% were convicted of misdemeanors; and,
- of those defendants convicted in the superior court, 58.8% 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%	1,201	28.5%	1,201	2.2%
Felony / House Alternative / No District Court Jurisdiction	0	0.0%	534	12.7%	534	1.0%
Felony / House Alternative / District Court Jurisdiction	14,952	29.6%	2,036	48.4%	16,988	31.1%
Sub-Total Felonies	14,952	29.6%	3,771	89.6%	18,723	34.3%
Misdemeanor	35,492	70.4%	437	10.4%	35,929	65.7%
Total	50,444	100.0%	4,208	100.0%	54,652	100.0%

²² 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 48,443 or 88.6% of all defendants were convicted of offenses for which the sentencing guidelines grid applied and 6,209 or 11.4% 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: 5,301 or 9.7% of all defendants were convicted of OUI offenses; 299 or 0.5% were convicted of mandatory firearms offenses; and, 609 or 1.1% 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	44,547	88.3%	3,896	92.6%	48,443	88.6%
Not Assigned to Grid						
OUI Offenses	5,204	10.3%	97	2.3%	5,301	9.7%
Mandatory Gun Offenses	84	0.2%	215	5.1%	299	0.5%
Non-Jailable Offenses	609	1.2%	0	0.0%	609	1.1%
Sub-total	5,897	11.7%	312	7.4%	6,209	11.4%
Total	50,444	100.0%	4,208	100.0%	54,652	100.0%

SENTENCING PRACTICES: OFFENSES ASSIGNED TO THE GRID

In this section, the sentencing practices related to the 48,443 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 48,443 convicted defendants:

- an estimated 2,556 or 5.3% were classified within the incarceration zone;
- an estimated 31,995 or 66.0% were classified within the discretionary zone;
- an estimated 13,594 or 28.1% were classified within the intermediate sanction zone; and,
- an estimated 298 or 0.6% 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: 67.4% of the defendants convicted in the district court and 50.7% 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 42.5% of the defendants convicted in the superior court were classified in the incarceration zone compared to 2.0% 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: 30.1% of the defendants convicted in the district court were classified in the intermediate sanctions zone compared to 4.3% 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 40,903 or 84.4% of the convicted defendants were assigned to offense seriousness levels 1 through 3; an estimated 6,844 or 14.1% of the convicted defendants were assigned to offense seriousness levels 4 through 6; and, an

estimated 398 or 0.8% of the convicted defendants were assigned to offense seriousness levels 7 through 9.

The most frequently occurring offense seriousness level was level 2 with an estimated 16,302 of all convictions (33.7%). In the district court, level 2 was the most frequently occurring offense seriousness level, accounting for an estimated 16,040 or 36.0% of all district court convictions. In the superior court, level 4 was the most frequently occurring offense seriousness level, accounting for an estimated 1,373 or 35.2% 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 17,665 or 36.5% of all convicted defendants. The most serious criminal history group, Group E, accounted for 71 of the convicted defendants.

Grid Cell. The most frequently occurring grid cell was “2A”: 6,180 or 12.8% of all convicted defendants were assigned to grid cell “2A”. In the district court, the most frequently occurring grid cell was “2A”: 6,039 or 13.6% of all defendants convicted in the district court were assigned to grid cell “2A”. As indicated in Table 42, the four most frequently occurring offenses in grid cell “2A” in the district court were operating to endanger, shoplifting, CSA possession class B, and compulsory insurance violation. In the superior court, the most frequently occurring grid cell was “4A”: 476 or 12.2% of all defendants convicted in the superior court were assigned to grid cell “4A”. As indicated in Table 43, the three most frequently occurring offenses in grid cell “4A” in the superior court were CSA distribution Class B, CSA distribution cocaine, and CSA distribution Class A.

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	32	15	5	7	0	59	1.5%	9	32	15	5	7	0	59	0.1%
8	0	0	0	0	0	0	0.0%	8	73	23	22	21	1	140	3.6%	8	73	23	22	21	1	140	0.3%
7	0	0	0	0	0	0	0.0%	7	73	37	45	43	1	199	5.1%	7	73	37	45	43	1	199	0.4%
6	6	9	10	7	0	32	0.1%	6	300	160	150	140	0	750	19.3%	6	306	169	160	147	0	782	1.6%
5	243	164	150	139	1	697	1.6%	5	143	74	89	112	1	419	10.8%	5	386	238	239	251	2	1,116	2.3%
4	1,342	979	673	573	6	3,573	8.0%	4	476	327	265	301	4	1,373	35.2%	4	1,818	1,306	938	874	10	4,946	10.2%
3	4,934	3,990	3,184	3,187	24	15,319	34.4%	3	289	94	78	101	2	564	14.5%	3	5,223	4,084	3,262	3,288	26	15,883	32.8%
2	6,039	4,357	2,896	2,735	13	16,040	36.0%	2	141	60	32	26	3	262	6.7%	2	6,180	4,417	2,928	2,761	16	16,302	33.7%
1	3,440	2,360	1,588	1,286	14	8,688	19.5%	1	17	4	5	4	0	30	0.8%	1	3,457	2,364	1,593	1,290	14	8,718	18.0%
N.A.	67	46	40	44	1	198	0.4%	N.A.	50	21	11	18	0	100	2.6%	N.A.	117	67	51	62	1	298	0.6%
Total	16,071	11,905	8,541	7,971	59	44,547	100.0%	Total	1,594	815	702	773	12	3,896	100.0%	Total	17,665	12,720	9,243	8,744	71	48,443	100.0%
%	36.1%	26.7%	19.2%	17.9%	0.1%	100.0%		%	40.9%	20.9%	18.0%	19.8%	0.3%	100.0%		%	36.5%	26.3%	19.1%	18.1%	0.1%	100.0%	

Sentencing Zone	N	%
Incarceration Zone	901	2.0%
Discretionary Zone	30,021	67.4%
Intermediate Sanction Zone	13,427	30.1%
Unassigned	198	0.4%
Total	44,547	100.0%

Sentencing Zone	N	%
Incarceration Zone	1,655	42.5%
Discretionary Zone	1,974	50.7%
Intermediate Sanction Zone	167	4.3%
Unassigned	100	2.6%
Total	3,896	100.0%

Sentencing Zone	N	%
Incarceration Zone	2,556	5.3%
Discretionary Zone	31,995	66.0%
Intermediate Sanction Zone	13,594	28.1%
Unassigned	298	0.6%
Total	48,443	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 2006, the estimated incarceration rate was 40.2%: 19,484 defendants received a sentence to incarceration out of 48,443 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 20.1% and the incarceration rate for defendants convicted of offenses at offense seriousness level 8 was 96.4%; and,
- the incarceration rate for defendants in criminal history group A was 27.0% and the incarceration rate for defendants in criminal history group D was 57.8%.

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 85.3%;
- for defendants in the discretionary zone, the incarceration rate was 45.5%; and,
- for defendants in the intermediate sanction zone, the incarceration rate was 19.2%.

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	32	15	5	7	0	59	9	32	15	5	7	0	59	9	100.0%	100.0%	100.0%	100.0%	N.A.	100.0%
8	73	23	22	21	1	141	8	69	23	21	21	1	135	8	94.5%	100.0%	95.5%	100.0%	100.0%	96.4%
7	73	37	45	43	1	199	7	64	35	44	43	1	187	7	87.7%	94.6%	97.8%	100.0%	100.0%	94.0%
6	306	169	160	147	0	782	6	243	148	152	142	0	685	6	79.4%	87.6%	95.0%	96.6%	N.A.	87.6%
5	386	238	239	251	2	1,116	5	215	147	186	208	1	757	5	55.7%	61.8%	77.8%	82.9%	50.0%	67.8%
4	1,818	1,306	938	874	10	4,946	4	947	886	733	711	9	3,286	4	52.1%	67.8%	78.1%	81.4%	90.0%	66.4%
3	5,223	4,084	3,262	3,288	26	15,883	3	1,444	1,759	1,775	2,127	17	7,122	3	27.6%	43.1%	54.4%	64.7%	65.4%	44.8%
2	6,180	4,417	2,928	2,761	16	16,302	2	1,278	1,526	1,208	1,345	10	5,367	2	20.7%	34.5%	41.3%	48.7%	62.5%	32.9%
1	3,457	2,364	1,593	1,290	14	8,718	1	436	502	400	406	4	1,748	1	12.6%	21.2%	25.1%	31.5%	28.6%	20.1%
N.A.	117	67	51	62	1	298	N.A.	39	27	28	43	1	138	N.A.	33.3%	40.3%	54.9%	69.4%	100.0%	46.3%
Total	17,665	12,720	9,243	8,744	71	48,443	Total	4,767	5,068	4,552	5,053	44	19,484	Total	27.0%	39.8%	49.2%	57.8%	62.0%	40.2%

Sentencing Zone	N
Incarceration Zone	2,556
Discretionary Zone	31,995
Intermediate Sanction Zone	13,594
Unassigned	298
Total	48,443

Sentencing Zone	N
Incarceration Zone	2,181
Discretionary Zone	14,549
Intermediate Sanction Zone	2,616
Unassigned	138
Total	19,484

Sentencing Zone	Incarceration Rate
Incarceration Zone	85.3%
Discretionary Zone	45.5%
Intermediate Sanction Zone	19.2%
Unassigned	46.3%
Total	40.2%

District Court Incarceration Rates. Table 10 shows incarceration rates by grid cell assignment for all defendants convicted in district court. For FY 2006, the estimated district court incarceration rate was 36.8%: 16,391 defendants received a sentence to incarceration out of 44,547 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 20.0% and the incarceration rate for defendants convicted of offenses at offense seriousness level 4 was 59.9%; and,
- the incarceration rate for defendants in criminal history group A was 23.0% and the incarceration rate for defendants in criminal history group D was 54.5%.

District court incarceration rates varied by sentencing zone:

- district court defendants in the incarceration zone had an incarceration rate of 73.6%;
- district court defendants in the discretionary zone had an incarceration rate of 43.6%; and,
- district court defendants in the intermediate sanction zone had an incarceration rate of 19.0%.

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	6	9	10	7	0	32	6	4	5	9	6	0	24	6	66.7%	55.6%	90.0%	85.7%	N.A.	75.0%
5	243	164	150	139	1	697	5	101	81	102	98	0	382	5	41.6%	49.4%	68.0%	70.5%	0.0%	54.8%
4	1,342	979	673	573	6	3,573	4	602	607	493	433	6	2,141	4	44.9%	62.0%	73.3%	75.6%	100.0%	59.9%
3	4,934	3,990	3,184	3,187	24	15,319	3	1,312	1,700	1,720	2,045	15	6,792	3	26.6%	42.6%	54.0%	64.2%	62.5%	44.3%
2	6,039	4,357	2,896	2,735	13	16,040	2	1,221	1,488	1,186	1,325	8	5,228	2	20.2%	34.2%	41.0%	48.4%	61.5%	32.6%
1	3,440	2,360	1,588	1,286	14	8,688	1	432	499	398	403	4	1,736	1	12.6%	21.1%	25.1%	31.3%	28.6%	20.0%
N.A.	67	46	40	44	1	198	N.A.	18	18	20	31	1	88	N.A.	26.9%	39.1%	50.0%	70.5%	100.0%	44.4%
Total	16,071	11,905	8,541	7,971	59	44,547	Total	3,690	4,398	3,928	4,341	34	16,391	Total	23.0%	36.9%	46.0%	54.5%	57.6%	36.8%

Sentencing Zone	N
Incarceration Zone	901
Discretionary Zone	30,021
Intermediate Sanction Zone	13,427
Unassigned	198
Total	44,547

Sentencing Zone	N
Incarceration Zone	663
Discretionary Zone	13,090
Intermediate Sanction Zone	2,550
Unassigned	88
Total	16,391

Sentencing Zone	Incarceration Rate
Incarceration Zone	73.6%
Discretionary Zone	43.6%
Intermediate Sanction Zone	19.0%
Unassigned	44.4%
Total	36.8%

Superior Court Incarceration Rates. Table 11 shows incarceration rates by grid cell assignment for all defendants convicted in superior court. For FY 2006, the estimated superior court incarceration rate was 79.4%: 3,093 defendants received a sentence to incarceration out of 3,896 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 53.1% and the incarceration rate for defendants convicted of offenses in offense seriousness level 8 was 96.4%; and,
- the incarceration rate for defendants in criminal history group A was 67.6% and the incarceration rate for defendants in criminal history group D was 92.1%.

The incarceration rate varied by sentencing zone:

- superior court defendants in the incarceration zone had an incarceration rate of 91.7%;
- superior court defendants in the discretionary zone had an incarceration rate of 73.9%; and,
- superior court defendants in the intermediate sanction zone had an incarceration rate of 39.5%.

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	32	15	5	7	0	59	9	32	15	5	7	0	59	9	100.0%	100.0%	100.0%	100.0%	N.A.	100.0%
8	73	23	22	21	1	140	8	69	23	21	21	1	135	8	94.5%	100.0%	95.5%	100.0%	100.0%	96.4%
7	73	37	45	43	1	199	7	64	35	44	43	1	187	7	87.7%	94.6%	97.8%	100.0%	100.0%	94.0%
6	300	160	150	140	0	750	6	239	143	143	136	0	661	6	79.7%	89.4%	95.3%	97.1%	N.A.	88.1%
5	143	74	89	112	1	419	5	114	66	84	110	1	375	5	79.7%	89.2%	94.4%	98.2%	100.0%	89.5%
4	476	327	265	301	4	1,373	4	345	279	240	278	3	1,145	4	72.5%	85.3%	90.6%	92.4%	75.0%	83.4%
3	289	94	78	101	2	564	3	132	59	55	82	2	330	3	45.7%	62.8%	70.5%	81.2%	100.0%	58.5%
2	141	60	32	26	3	262	2	57	38	22	20	2	139	2	40.4%	63.3%	68.8%	76.9%	66.7%	53.1%
1	17	4	5	4	0	30	1	4	3	2	3	0	12	1	23.5%	75.0%	40.0%	75.0%	N.A.	40.0%
N.A.	50	21	11	18	0	100	N.A.	21	9	8	12	0	50	N.A.	42.0%	42.9%	72.7%	66.7%	N.A.	50.0%
Total	1,594	815	702	773	12	3,896	Total	1,077	670	624	712	10	3,093	Total	67.6%	82.2%	88.9%	92.1%	83.3%	79.4%

Sentencing Zone	N
Incarceration Zone	1,655
Discretionary Zone	1,974
Intermediate Sanction Zone	167
Unassigned	100
Total	3,896

Sentencing Zone	N
Incarceration Zone	1,518
Discretionary Zone	1,459
Intermediate Sanction Zone	66
Unassigned	50
Total	3,093

Sentencing Zone	Incarceration Rate
Incarceration Zone	91.7%
Discretionary Zone	73.9%
Intermediate Sanction Zone	39.5%
Unassigned	50.0%
Total	79.4%

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, 50.6% were convicted of felonies and 49.4% were convicted of misdemeanors;
- Of defendants convicted in the district court and sentenced to incarceration, 42.7% were convicted of felonies and 57.3% were convicted of misdemeanors;
- Of defendants convicted in the superior court and sentenced to incarceration, 92.1% were convicted of felonies and 7.9% were convicted of misdemeanors.
- Of all defendants sentenced to incarceration, 17,544 (90.0%) were sentenced to houses of correction and 1,940 (10.0%) 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, 1,940 (62.7%) were sentenced to the DOC and 1,153 (37.3%) 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%	1,051	33.9%	1,051	5.4%
Felony / House Alternative / No District Court Jurisdiction						
Sentenced to DOC	0	0.0%	273	8.9%	273	1.4%
Sentenced to House of Correction	0	0.0%	189	6.1%	189	1.0%
Felony / House Alternative / District Court Jurisdiction						
Sentenced to DOC	0	0.0%	616	19.9%	616	3.2%
Sentenced to House of Correction	7,001	42.7%	720	23.3%	7,721	39.6%
Sub-Total Felonies	7,001	42.7%	2,849	92.1%	9,850	50.6%
Misdemeanor / House	9,390	57.3%	244	7.9%	9,634	49.4%
Total	16,391	100.0%	3,093	100.0%	19,484	100.0%

All Sentences to DOC	0	0.0%	1,940	62.7%	1,940	10.0%
All Sentences to Houses of Correction	16,391	100.0%	1,153	37.3%	17,544	90.0%
Total	16,391	100.0%	3,093	100.0%	19,484	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 53.9 months and ranged from 12.0 months to 540.0 months (or 45 years). The median minimum state prison sentence was 36.0 months. The mean maximum sentence imposed was 65.8 months and ranged from 12.0 months to 720.0 months (or 60 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	108	5.8%	60	3.2%
24 to 35 Months	366	19.6%	188	10.1%
36 to 47 Months	517	27.6%	418	22.4%
48 to 59 Months	230	12.3%	250	13.4%
60 to 71 Months	270	14.4%	407	21.8%
72 to 83 Months	70	3.7%	101	5.4%
84 to 95 Months	66	3.5%	106	5.7%
96 to 107 Months	58	3.1%	45	2.4%
108 to 119 Months	33	1.8%	39	2.1%
120 to 179 Months	103	5.5%	181	9.7%
180 to 239 Months	35	1.9%	42	2.2%
240 Months or More	13	0.7%	32	1.7%
Total	1,869	100.0%	1,869	100.0%
Lowest	12.0 Months		12.0 Months	
Highest	540.0 Months		720.0 Months	
Mean	53.9 Months		65.8 Months	
Median	36.0 Months		60.0 Months	

Figure 2. State Prison Sentences: Minimum Sentence Length

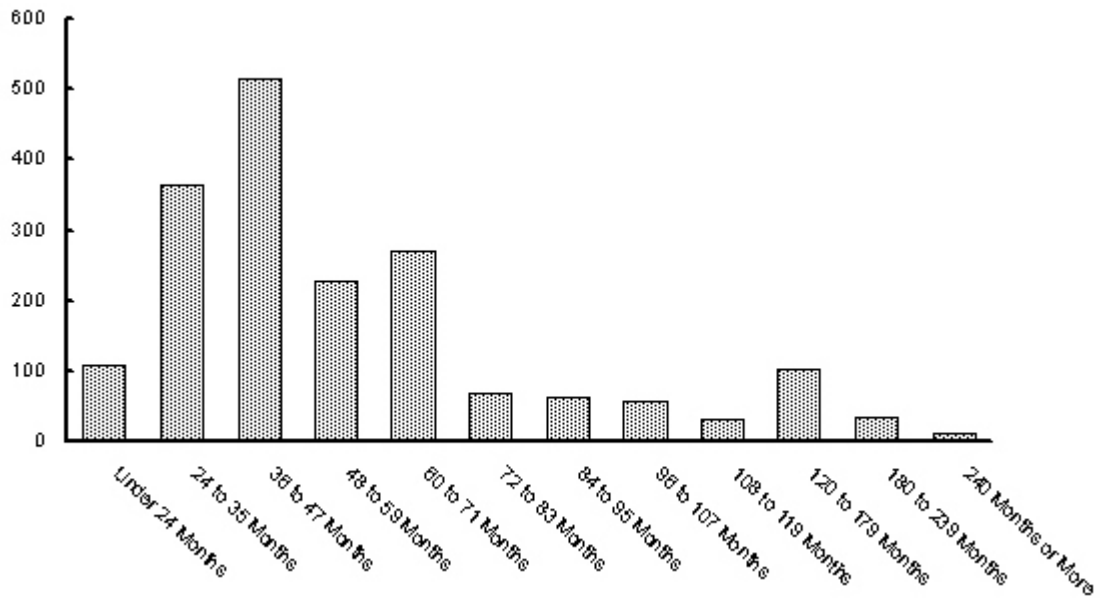
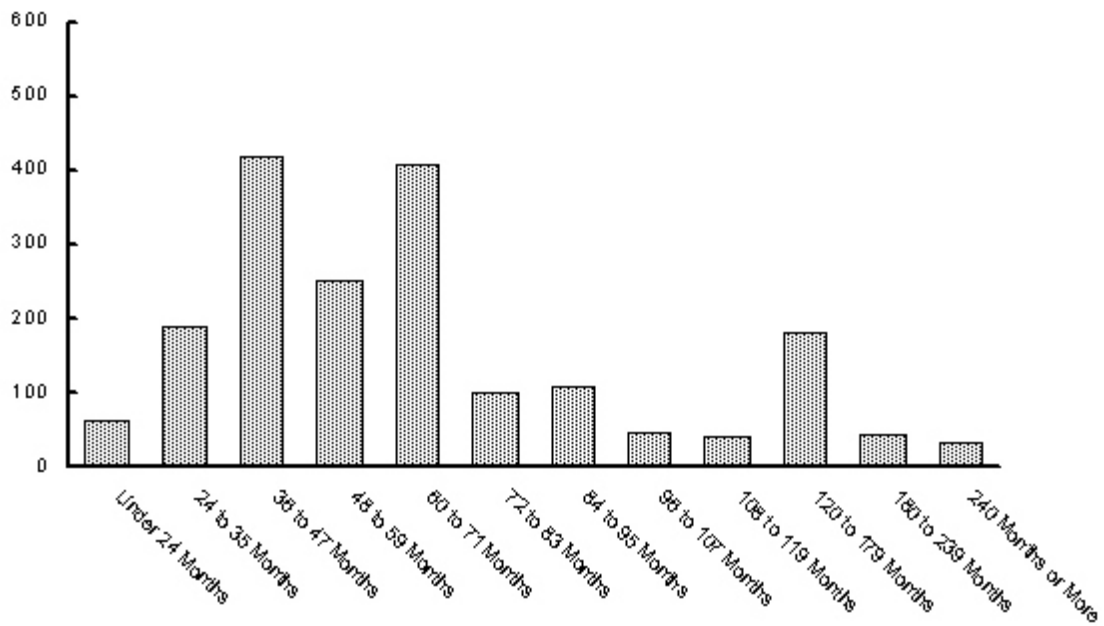


Figure 3. State Prison Sentences: Maximum Sentence Length



Minimum to Maximum Sentence Ratio and Difference. Under current sentencing laws, *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 41.9% 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 53.7% of the state prison sentences for mandatory drug offenses the minimum sentence was at least 90% of the maximum sentence. It was estimated that 72.5% 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 53.0% of the state prison sentences imposed for mandatory drug offenses, the difference between the minimum and maximum sentences was one day. In 38.4% of the state prison sentences for offenses other than mandatory drug offenses, the difference between the minimum and maximum sentence was one day. Overall, 42.6% 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, 57.4% of defendants sentenced to state prison could be considered for parole release and

supervision at the end of that sentence and 42.6% would not be eligible for parole consideration. The largest difference between a minimum and maximum state prison sentence was 180 months during FY 2006.

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%	1	0.1%
30% to 39%	2	0.4%	9	0.7%
40% to 49%	0	0.0%	9	0.7%
50% to 59%	22	4.0%	73	5.5%
60% to 69%	84	15.4%	272	20.6%
70% to 79%	73	13.3%	190	14.4%
80% to 89%	72	13.2%	214	16.2%
90% and Over	294	53.7%	554	41.9%
Total	547	100.0%	1,322	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	290	53.0%	507	38.4%
2 Days to 5 Months	0	0.0%	10	0.8%
6 to 11 Months	22	4.0%	81	6.1%
12 to 23 Months	100	18.3%	306	23.1%
24 to 35 Months	107	19.6%	310	23.4%
36 to 47 Months	18	3.3%	63	4.8%
48 to 59 Months	8	1.5%	18	1.4%
60 to 119 Months	2	0.4%	23	1.7%
120 Months or More	0	0.0%	4	0.3%
Total	547	100.0%	1,322	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 425 defendants with missing sentence information were excluded from the analysis.

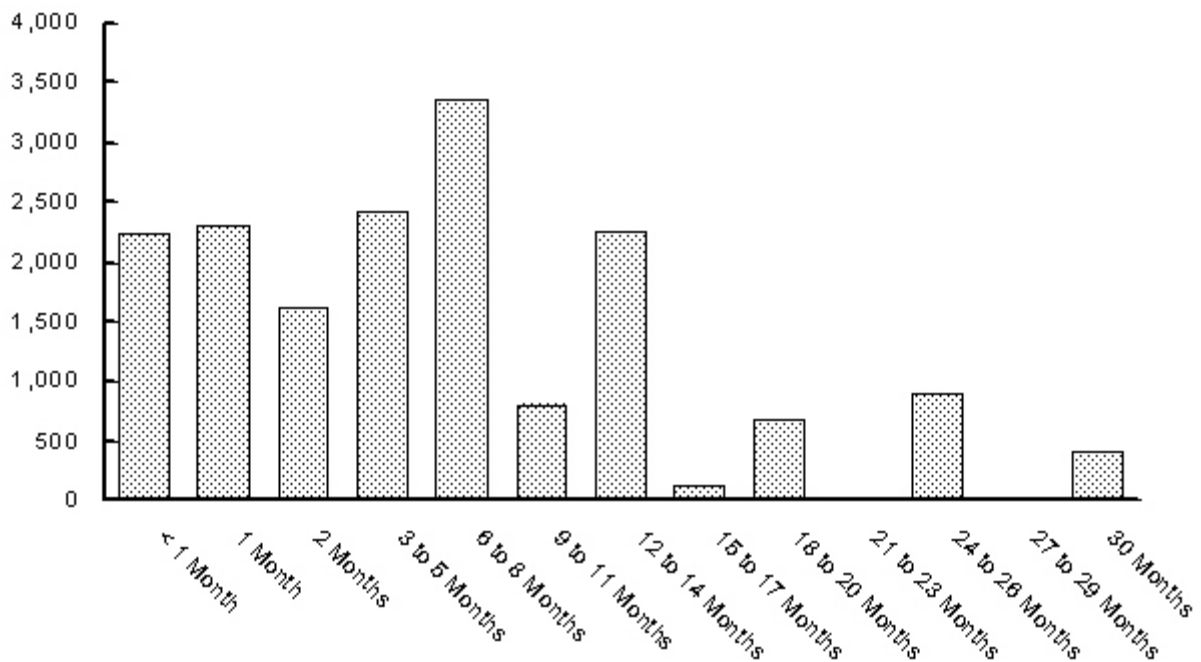
Sentences to houses of correction do not have a minimum sentence and can range from one day up to thirty months. For most defendants sentenced to a house of correction with a sentence of 60 days or more, parole eligibility is set at one-half of the maximum sentence length. Under the proposed sentencing 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 6.9 months and the median house of correction sentence was 5.1 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 6.2 months while the mean house of correction sentence imposed in the superior court was 16.9 months. The median house of correction sentence imposed in the district court was 4.0 months while the median house of correction sentence imposed in the superior court was 16.0 months. It is estimated that 12,571 or 73.4% 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	2,232	14.0%	11	1.0%	2,243	13.1%
1 Month	2,289	14.3%	16	1.4%	2,305	13.5%
2 Months	1,602	10.0%	17	1.5%	1,619	9.5%
3 to 5 Months	2,363	14.8%	57	5.0%	2,420	14.1%
6 to 8 Months	3,228	20.2%	135	11.9%	3,363	19.6%
9 to 11 Months	742	4.6%	55	4.8%	797	4.7%
12 to 14 Months	2,001	12.5%	259	22.7%	2,260	13.2%
15 to 17 Months	100	0.6%	24	2.1%	124	0.7%
18 to 20 Months	572	3.6%	101	8.9%	673	3.9%
21 to 23 Months	9	0.1%	5	0.4%	14	0.1%
24 to 26 Months	635	4.0%	266	23.4%	901	5.3%
27 to 29 Months	1	0.0%	2	0.2%	3	0.0%
30 Months	206	1.3%	191	16.8%	397	2.3%
Total	15,980	100.0%	1,139	100.0%	17,119	100.0%
Lowest	1 Day		1 Day		1 Day	
Highest	30.0 Months		30.0 Months		30.0 Months	
Mean	6.2 Months		16.9 Months		6.9 Months	
Median	4.0 Months		16.0 Months		5.1 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 86.5% of current sentences fall within the proposed guidelines and 13.5% of current sentences fall outside of proposed guidelines (an estimated 3.5% were below the guidelines and an estimated 10.0% 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 2.8% 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 73.6% of all sentences were outside of the proposed ranges (46.7% were below the proposed guidelines and 26.9% were above the proposed guidelines);
- when comparing the sentences imposed for mandatory drug offenses with the proposed sentencing guidelines, it was estimated that 52.8% of the current mandatory drug sentences were within the sentencing guidelines ranges and that 47.2% were outside of the sentencing guidelines (including 2.9% below the proposed guidelines and 44.3% above the proposed guidelines); and,
- when comparing the sentences imposed for all other offenses it was estimated that 87.2% were within the sentencing guidelines ranges and 12.8% were outside of the sentencing guidelines (including 3.5% below the ranges and 9.3% above the ranges); and,
- for all offenses at levels 6 through 8, 42.2% of the sentences were below the guideline ranges, 27.9% were within, and 29.9% were above;
- for mandatory drug offenses at levels 6 through 8, 0.0% were below the guideline ranges, 33.9% were within, and 66.1% were above; and,
- for all other offenses at levels 6 through 8, 53.0% were below the guideline ranges, 26.4% were within, and 20.6% 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%	59	100.0%	0	0.0%	59	100.0%
Level 8	31	29.2%	30	28.3%	45	42.5%	106	100.0%
Level 7	92	46.7%	52	26.4%	53	26.9%	197	100.0%
Level 6	333	42.8%	220	28.3%	225	28.9%	778	100.0%
Level 5	502	45.3%	444	40.0%	165	14.9%	1,111	100.0%
Level 4	675	13.7%	3,723	75.6%	524	10.6%	4,922	100.0%
Level 3	6	0.0%	14,484	97.2%	414	2.8%	14,904	100.0%
Level 2	0	0.0%	14,121	88.4%	1,856	11.6%	15,977	100.0%
Level 1	0	0.0%	7,312	84.1%	1,387	15.9%	8,699	100.0%
Total	1,639	3.5%	40,445	86.5%	4,669	10.0%	46,753	100.0%
Other Offenses								
Level 9	0	0.0%	59	100.0%	0	0.0%	59	100.0%
Level 8	31	32.3%	30	31.3%	35	36.5%	96	100.0%
Level 7	92	60.1%	37	24.2%	24	15.7%	153	100.0%
Level 6	333	54.5%	160	26.2%	118	19.3%	611	100.0%
Level 5	486	51.0%	403	42.3%	64	6.7%	953	100.0%
Level 4	664	15.2%	3,350	76.6%	360	8.2%	4,374	100.0%
Level 3	6	0.0%	14,484	97.2%	414	2.8%	14,904	100.0%
Level 2	0	0.0%	14,121	88.4%	1,856	11.6%	15,977	100.0%
Level 1	0	0.0%	7,312	84.1%	1,387	15.9%	8,699	100.0%
Total	1,612	3.5%	39,956	87.2%	4,258	9.3%	45,826	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%	10	100.0%	10	100.0%
Level 7	0	0.0%	15	34.1%	29	65.9%	44	100.0%
Level 6	0	0.0%	60	35.9%	107	64.1%	167	100.0%
Level 5	16	10.1%	41	25.9%	101	63.9%	158	100.0%
Level 4	11	2.0%	373	68.1%	164	29.9%	548	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	27	2.9%	489	52.8%	411	44.3%	927	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, 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, 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, 42.6% of state prison sentences had a difference of one day between minimum and maximum sentence. Therefore, an estimated 57.4% 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 73.4% 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 38.0% 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 5,601 or 34.2% of the incarceration sentences imposed in the district court involved some period of post-release probation supervision; and,
- an estimated 1,805 or 58.4% of the incarceration sentences imposed in the superior court involved some period of post-release probation supervision, including:
 - 75.2% of those sentenced to houses of correction from the superior court; and,
 - 48.4% of those sentenced to the DOC.

Of those defendants convicted of two or more charges and sentenced to incarceration, 5,704 or 46.6% had a sentence that included from & after probation, including 4,109 or 40.9% of the district court defendants with two or more convictions and 1,595 or 72.1% 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, 1,366 or 80.3% 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			6	0.2%	6	0.0%
Without From & After Probation			58	1.9%	58	0.3%
Sub-Total			64	2.1%	64	0.3%
State Prison						
With From & After Probation			931	30.1%	931	4.8%
Without From & After Probation			938	30.3%	938	4.8%
Sub-Total			1,869	60.4%	1,869	9.6%
Other DOC						
Split or From & After Probation			1	0.0%	1	0.0%
Without Split or From & After Probation			6	0.2%	6	0.0%
Sub-Total			7	0.2%	7	0.0%
House of Correction						
With From & After Probation	1,629	9.9%	445	14.4%	2,074	10.6%
Without From & After Probation	10,790	65.8%	286	9.2%	11,076	56.8%
Sub-Total	12,419	75.8%	731	23.6%	13,150	67.5%
House of Correction / Split	3,972	24.2%	422	13.6%	4,394	22.6%
Total All Sentences	16,391	100.0%	3,093	100.0%	19,484	100.0%
Jurisdiction						
House of Correction						
Split or From & After Probation	5,601	34.2%	867	75.2%	6,468	36.9%
Without Split or From & After Probation	10,790	65.8%	286	24.8%	11,076	63.1%
Sub-Total	16,391	100.0%	1,153	100.0%	17,544	100.0%
Department of Correction						
Split or From & After Probation			938	48.4%	938	48.4%
Without Split or From & After Probation			1,002	51.6%	1,002	51.6%
Sub-Total			1,940	100.0%	1,940	100.0%
All Jurisdictions						
Split or From & After Probation	5,601	34.2%	1,805	58.4%	7,406	38.0%
Without Split or From & After Probation	10,790	65.8%	1,288	41.6%	12,078	62.0%
Total	16,391	100.0%	3,093	100.0%	19,484	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 28,959 or 79.6% of the probation sentences began as a non-incarcerative sentence and 7,406 or 20.4% 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, 83.4% of the probation sentences began as a non-incarcerative sentence and 16.6% will begin after a period of incarceration; and,
- in the superior court, 30.8% of the probation sentences began as a non-incarcerative sentence and 69.2% 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	28,156	83.4%	803	30.8%	28,959	79.6%
Split or From & After Probation	5,601	16.6%	1,805	69.2%	7,406	20.4%
Total	33,757	100.0%	2,608	100.0%	36,365	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 276 or 72.3% of the incarcerated defendants convicted of a sex offense had a sentence which included a period of post-release probation supervision. In contrast 1,624 or 34.0% 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	2,561	51.5%	2,408	48.5%	4,969	100.0%
Sex	106	27.7%	276	72.3%	382	100.0%
Property	2,814	60.6%	1,828	39.4%	4,642	100.0%
Drug Offenses	3,157	66.0%	1,624	34.0%	4,781	100.0%
Motor Vehicle	1,904	73.4%	690	26.6%	2,594	100.0%
Other	1,536	72.6%	580	27.4%	2,116	100.0%
Total	12,078	62.0%	7,406	38.0%	19,484	100.0%
District Court						
Person	2,183	55.8%	1,728	44.2%	3,911	100.0%
Sex	59	35.8%	106	64.2%	165	100.0%
Property	2,737	63.5%	1,570	36.5%	4,307	100.0%
Drug Offenses	2,431	69.0%	1,093	31.0%	3,524	100.0%
Motor Vehicle	1,894	74.8%	638	25.2%	2,532	100.0%
Other	1,486	76.1%	466	23.9%	1,952	100.0%
Sub-Total	10,790	65.8%	5,601	34.2%	16,391	100.0%
Superior Court						
Person	378	35.7%	680	64.3%	1,058	100.0%
Sex	47	21.7%	170	78.3%	217	100.0%
Property	77	23.0%	258	77.0%	335	100.0%
Drug Offenses	726	57.8%	531	42.2%	1,257	100.0%
Motor Vehicle	10	16.1%	52	83.9%	62	100.0%
Other	50	30.5%	114	69.5%	164	100.0%
Sub-Total	1,288	41.6%	1,805	58.4%	3,093	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.²³ The type of offense varied by court department. In the district court the most frequently occurring offenses were property which accounted for 10,659 or 23.9% of all district court convictions, followed by motor vehicle offenses (10,210 or 22.9% of all district court convictions), and person offenses (8,645 or 19.4% of all district court convictions). In the superior court the most frequently occurring offenses were drug offenses which accounted for 1,516 or 38.9% of all superior court convictions followed by person offenses which accounted for 1,261 or 32.4% 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, 613 defendants were classified as sex offenders on the basis of governing offense and an additional 30 defendants were classified as sex offenders on the basis of a conviction for a secondary offense (these 30 defendants were convicted of some other type of offense as the governing offense). Thus, a total of 643 defendants were classified as sex offenders on the basis of this expanded classification.

²³ In Figure 5 and Table 21 the “other” category includes weapons, public order, and other offenses.

Figure 5. Type of Offense by Court Department

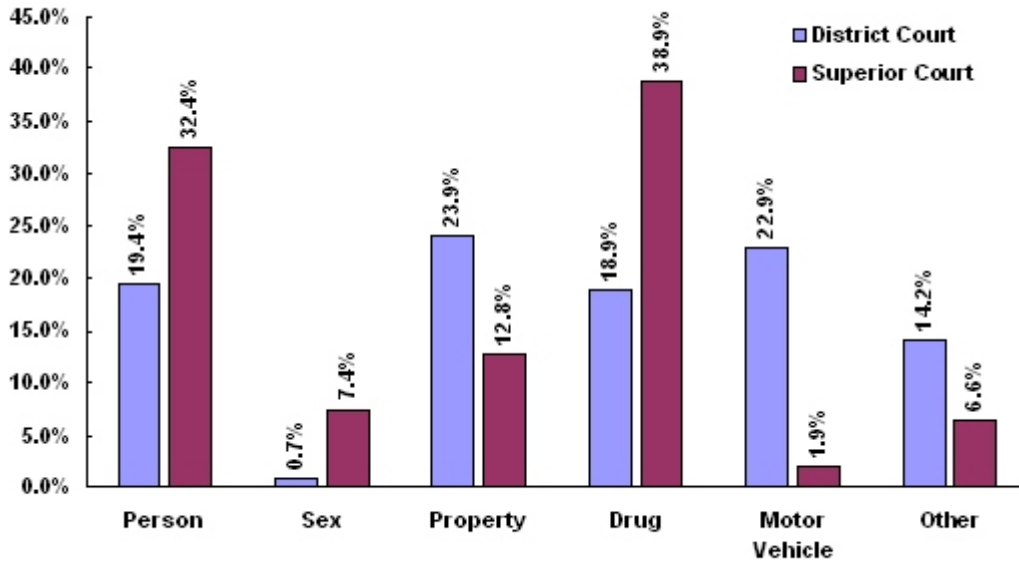


Table 21. Type of Offense by Offense Seriousness Level and Court Department

Type of Offense	District Court		Superior Court		Total	
	N	%	N	%	N	%
Person	8,645	19.4%	1,261	32.4%	9,906	20.4%
Sex	323	0.7%	290	7.4%	613	1.3%
Property	10,659	23.9%	500	12.8%	11,159	23.0%
Drug	8,404	18.9%	1,516	38.9%	9,920	20.5%
Motor Vehicle	10,210	22.9%	73	1.9%	10,283	21.2%
Other	6,306	14.2%	256	6.6%	6,562	13.5%
Total	44,547	100.0%	3,896	100.0%	48,443	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	9,906	1,362	11,268
Sex	613	30	643
Property	11,159	2,577	13,736
Drug	9,920	1,879	11,799
Motor Vehicle	10,283	2,736	13,019
Weapons	848	698	1,546
Public Order	2,586	2,472	5,058
Other	3,128	4,351	7,479
District Court			
Person	8,645	1,151	9,796
Sex	323	17	340
Property	10,659	2,373	13,032
Drug	8,404	1,754	10,158
Motor Vehicle	10,210	2,621	12,831
Weapons	748	433	1,181
Public Order	2,571	2,422	4,993
Other	2,987	3,986	6,973
Superior Court			
Person	1,261	211	1,472
Sex	290	13	303
Property	500	204	704
Drug	1,516	125	1,641
Motor Vehicle	73	115	188
Weapons	100	265	365
Public Order	15	50	65
Other	141	365	506

Type of Offense: Sex Offenses. There were an estimated 613 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 (323 in the district court and 290 in the superior court). Overall, the most frequently occurring category was sex offenses involving child victims. The nature of the sex offense and the specific offense varied by court department:

- of all sex offenders:
 - 52.0% were convicted of an offense involving a child victim;
 - 29.7% were convicted of an offense involving an adult victim; and,
 - 18.3% were convicted of some other sex offense.
- of the 290 sex offenders convicted in the superior court:
 - 69.7% were convicted of an offense involving a child victim;
 - 28.3% were convicted of an offense involving an adult victim; and,
 - 2.1% 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%	19	6.6%	19	3.1%
Rape	0	0.0%	18	6.2%	18	2.9%
Assault w/I Rape	0	0.0%	5	1.7%	5	0.8%
A&B Indecent	100	31.0%	36	12.4%	136	22.2%
A&B Indecent, Mentally Retarded	0	0.0%	2	0.7%	2	0.3%
Drug for Sexual Intercourse	0	0.0%	1	0.3%	1	0.2%
Kidnap, Sexual Assault	0	0.0%	1	0.3%	1	0.2%
Sub-Total	100	31.0%	82	28.3%	182	29.7%
Offense with Child Victim						
Rape of Child, Forcible	0	0.0%	29	10.0%	29	4.7%
Rape of Child	0	0.0%	104	35.9%	104	17.0%
Assault w/I Rape, Child	0	0.0%	1	0.3%	1	0.2%
A&B Indecent Child	87	26.9%	39	13.4%	126	20.6%
A&B Indecent Child, 2nd	0	0.0%	2	0.7%	2	0.3%
Act Unnatural, Child	2	0.6%	1	0.3%	3	0.5%
Inducing Minor Prostitution	0	0.0%	2	0.7%	2	0.3%
Inducing Minor Sex	8	2.5%	3	1.0%	11	1.8%
Child Pornography	0	0.0%	3	1.0%	3	0.5%
Child Pornography, Possess	16	5.0%	17	5.9%	33	5.4%
Obscene Material to a Minor	4	1.2%	1	0.3%	5	0.8%
Sub-Total	117	36.2%	202	69.7%	319	52.0%
Other Sex Offense						
Open and Gross	106	32.8%	6	2.1%	112	18.3%
Sub-Total	106	32.8%	6	2.1%	112	18.3%
Total	323	100.0%	290	100.0%	613	100.0%

Type of Offense: Drug Offenses. There were an estimated 9,920 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).^{24, 25} 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, 3,062 or 36.4% of the drug offenses were classified as distribution offenses, 5,195 or 61.8% were classified as possession offenses, and 147 or 1.7% were not assigned to either category;
- in the superior court, 1,383 or 91.2% of the drug offenses were classified as distribution offenses, 91 or 6.0% were classified as possession offenses, and 42 or 2.8% 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 1,749 or 20.8% 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 1,021 or 67.3% of all drug offenses in the superior court.

²⁴ 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.

²⁵ 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	638	7.6%	332	21.9%	970	9.8%
Class B	1,629	19.4%	1,021	67.3%	2,650	26.7%
Class C	50	0.6%	0	0.0%	50	0.5%
Class D	684	8.1%	28	1.8%	712	7.2%
Class E	25	0.3%	2	0.1%	27	0.3%
Other Distribution Offenses	36	0.4%	0	0.0%	36	0.4%
Sub-Total	3,062	36.4%	1,383	91.2%	4,445	44.8%
Possession Offenses						
Class A	1,102	13.1%	16	1.1%	1,118	11.3%
Class B	1,691	20.1%	54	3.6%	1,745	17.6%
Class C	92	1.1%	1	0.1%	93	0.9%
Class D	1,749	20.8%	19	1.3%	1,768	17.8%
Class E	82	1.0%	0	0.0%	82	0.8%
Hypodermic/Syringe	479	5.7%	1	0.1%	480	4.8%
Sub-Total	5,195	61.8%	91	6.0%	5,286	53.3%
Other Drug Offenses	147	1.7%	42	2.8%	189	1.9%
Total	8,404	100.0%	1,516	100.0%	9,920	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 929 defendants convicted of mandatory drug offenses during FY 2006. Four offenses, distribution within a school zone,²⁶ distribution of cocaine, trafficking cocaine 14 to 28 grams, and trafficking cocaine 28 to 100 grams, accounted for 789 or 84.9% of the convictions for mandatory drug offenses in FY 2006.

The most frequently occurring mandatory drug offense was distribution in a school zone, with 293 convictions or 31.5% 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 573 or 61.7% of the defendants convicted of mandatory drug offenses were classified as criminal history groups A or B, and 356 or 38.3% were classified as criminal history groups C, D, or E.

²⁶ 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 & Court Department	Criminal History Group					Total
	A	B	C	D	E	
Superior Court						
Level 8 (15 Year Mandatory)						
Traffic Cocaine 200+ grams	7	1	0	1	0	9
Traffic Heroin 200+ grams	2	0	0	0	0	2
Sub-Total	9	1	0	1	0	11
Level 7 (7 to 10 Year Mandatory)						
Traffic Heroin 100 to 200 grams	0	1	0	1	0	2
Traffic Heroin 28 to 100 grams	5	2	4	1	0	12
Traffic Cocaine 100 to 200 grams	16	7	6	2	0	31
Sub-Total	21	10	10	4	0	45
Level 6 (5 Year Mandatory)						
Traffic Heroin 14 to 28 grams	7	5	3	1	0	16
Traffic Cocaine 28 to 100 grams	61	24	21	13	0	119
Distribute Class A, 2nd Offense	0	4	9	9	0	22
Distribute Cocaine, 2nd Offense	1	2	4	3	0	10
Sub-Total	69	35	37	26	0	167
Level 5 (3 Year Mandatory)						
Traffic Cocaine 14 to 28 grams	57	20	27	25	0	129
Distribute Class B, 2nd Offense	1	6	12	10	0	29
Sub-Total	58	26	39	35	0	158
Level 4 (1 to 2 Year Mandatory)						
Distribute Cocaine	88	63	56	41	0	248
Traffic Marijuana 50 to 100 pounds	6	0	0	1	0	7
Distribution w/i School or Park	43	33	17	20	0	113
Sub-Total	137	96	73	62	0	368
Sub-Total Superior Court	294	168	159	128	0	749
District Court						
Distribution w/i School or Park	58	53	47	21	1	180
Total	352	221	206	149	1	929

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, 200 or 26.7% were sentenced to a house of correction and 549 or 73.3% were sentenced to the DOC. Of all convictions for mandatory drug offenses, 380 or 40.9% were sentenced to a house of correction and 549 or 59.1% 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	180	100.0%	200	26.7%	380	40.9%
Department of Correction	0	0.0%	549	73.3%	549	59.1%
Total	180	100.0%	749	100.0%	929	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 6,209 defendants representing 11.4% 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 5,301 convictions for OUI offenses in FY 2006. 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%	30	30.9%	30	0.6%
House of Correction Sentence						
Less than 1 month	34	0.7%	0	0.0%	34	0.6%
1 Month	73	1.4%	0	0.0%	73	1.4%
2 Months	173	3.3%	0	0.0%	173	3.3%
3 to 5 Months	194	3.7%	0	0.0%	194	3.7%
6 to 8 Months	336	6.5%	4	4.1%	340	6.4%
9 to 11 Months	41	0.8%	2	2.1%	43	0.8%
12 to 14 Months	130	2.5%	15	15.5%	145	2.7%
15 to 17 Months	10	0.2%	0	0.0%	10	0.2%
18 to 20 Months	37	0.7%	8	8.2%	45	0.8%
21 to 23 Months	0	0.0%	0	0.0%	0	0.0%
24 to 26 Months	72	1.4%	18	18.6%	90	1.7%
27 to 29 Months	0	0.0%	0	0.0%	0	0.0%
30 Months	46	0.9%	16	16.5%	62	1.2%
Missing Sentence Information	7	0.1%	1	1.0%	8	0.2%
Sub-Total	1,153	22.2%	64	66.0%	1,217	23.0%
Probation	3,173	61.0%	3	3.1%	3,176	59.9%
Fine	803	15.4%	0	0.0%	803	15.1%
Other	75	1.4%	0	0.0%	75	1.4%
Total	5,204	100.0%	97	100.0%	5,301	100.0%

Sentencing Practices: Mandatory Firearms Offenses

There were an estimated 299 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.²⁷

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.²⁸ 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.²⁹ 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.³⁰

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

²⁷ G.L. c. 211E § 3 (e).

²⁸ Supreme Judicial Court, *Report of the Gender Bias Study of the Supreme Judicial Court*, Boston, 1989, p. 121.

²⁹ 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.

³⁰ *Ibid.*, p. 92.

Sentencing Practices: Defendant Gender

As indicated in Figure 6, 15.1% of the convicted defendants were female and 84.9% of the convicted defendants were male.

Figure 6. Defendant Gender

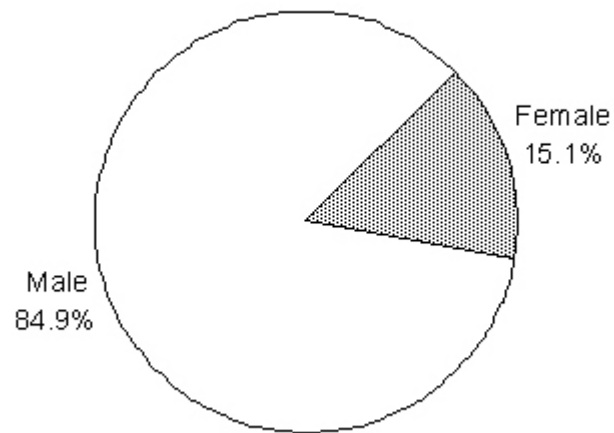


Table 28 shows the gender of defendants by court department. Of the defendants convicted in district court, 42,607 or 84.5% were male and 7,837 or 15.5% were female; and, of the defendants convicted in superior court, 3,771 or 89.6% were male and 437 or 10.4% were female.

Table 28. Defendant Gender by Court Department

Gender	District Court		Superior Court		All Courts	
	N	%	N	%	N	%
Male	42,607	84.5%	3,771	89.6%	46,378	84.9%
Female	7,837	15.5%	437	10.4%	8,274	15.1%
Total	50,444	100.0%	4,208	100.0%	54,652	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:

- 2.1% of the female defendants were in the incarceration zone of the grid compared with 5.8% of the male defendants;
- 76.3% of the female defendants were classified as criminal history group A or B compared with 60.3% of the male defendants;
- 55.7% 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 male and female defendants was “2A.”

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	25	14	5	7	0	51	0.1%	9	7	1	0	0	0	8	0.1%	9	32	15	5	7	0	59	0.1%
8	67	21	20	21	1	130	0.3%	8	6	2	2	0	0	10	0.1%	8	73	23	22	21	1	140	0.3%
7	69	35	45	42	1	192	0.5%	7	4	2	0	1	0	7	0.1%	7	73	37	45	43	1	199	0.4%
6	285	161	157	143	0	746	1.8%	6	21	8	3	4	0	36	0.5%	6	306	169	160	147	0	782	1.6%
5	356	218	230	241	2	1,047	2.5%	5	30	20	9	10	0	69	0.9%	5	386	238	239	251	2	1,116	2.3%
4	1,491	1,095	827	804	10	4,227	10.3%	4	327	211	111	70	0	719	9.9%	4	1,818	1,306	938	874	10	4,946	10.2%
3	4,146	3,447	2,898	3,042	26	13,559	33.0%	3	1,077	637	364	246	0	2,324	31.9%	3	5,223	4,084	3,262	3,288	26	15,883	32.8%
2	4,834	3,482	2,518	2,489	16	13,339	32.4%	2	1,346	935	410	272	0	2,963	40.6%	2	6,180	4,417	2,928	2,761	16	16,302	33.7%
1	2,925	2,011	1,462	1,208	14	7,620	18.5%	1	532	353	131	82	0	1,098	15.1%	1	3,457	2,364	1,593	1,290	14	8,718	18.0%
N.A.	90	46	44	58	1	239	0.6%	N.A.	27	21	7	4	0	59	0.8%	N.A.	117	67	51	62	1	298	0.6%
Total	14,288	10,530	8,206	8,055	71	41,150	100.0%	Total	3,377	2,190	1,037	689	0	7,293	100.0%	Total	17,665	12,720	9,243	8,744	71	48,443	100.0%
%	34.7%	25.6%	19.9%	19.6%	0.2%	100.0%		%	46.3%	30.0%	14.2%	9.4%	0.0%	100.0%		%	36.5%	26.3%	19.1%	18.1%	0.1%	100.0%	
Sentencing Zone			N		%			Sentencing Zone			N		%			Sentencing Zone			N		%		
Incarceration Zone			2,406		5.8%			Incarceration Zone			150		2.1%			Incarceration Zone			2,556		5.3%		
Discretionary Zone			27,273		66.3%			Discretionary Zone			4,722		64.7%			Discretionary Zone			31,995		66.0%		
Intermediate Sanction Zone			11,232		27.3%			Intermediate Sanction Zone			2,362		32.4%			Intermediate Sanction Zone			13,594		28.1%		
Unassigned			239		0.6%			Unassigned			59		0.8%			Unassigned			298		0.6%		
Total			41,150		100.0%			Total			7,293		100.0%			Total			48,443		100.0%		

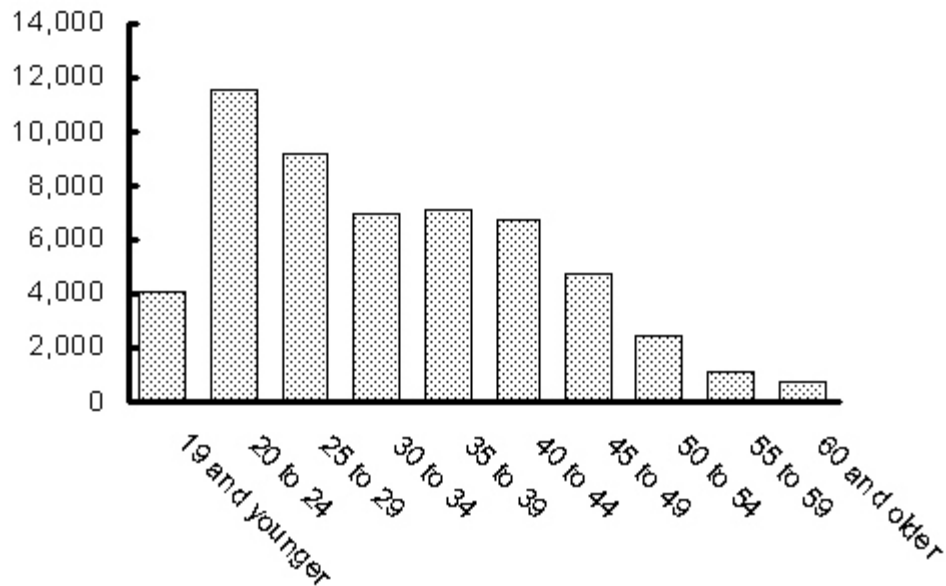
Sentencing Practices: Defendant Age at Disposition

The age of defendants at the time of disposition ranged from 17 years to 94 years. The mean age at disposition was 33.0 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	3,780	304	4,084
20 to 24	10,618	926	11,544
25 to 29	8,302	835	9,137
30 to 34	6,396	537	6,933
35 to 39	6,609	494	7,103
40 to 44	6,328	476	6,804
45 to 49	4,423	292	4,715
50 to 54	2,296	190	2,486
55 to 59	1,030	86	1,116
60 and older	662	68	730
Total	50,444	4,208	54,652
Youngest	17 Years	17 Years	17 Years
Oldest	94 Years	77 Years	94 Years
Mean	33.0 Years	32.5 Years	33.0 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 1.5% 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, 59.7% of the convicted defendants were white, 18.4% were black, 18.2% were hispanic, and 2.3% were other races. The race was unknown for 1.5% of the convicted defendants.

Figure 8. Defendant Race

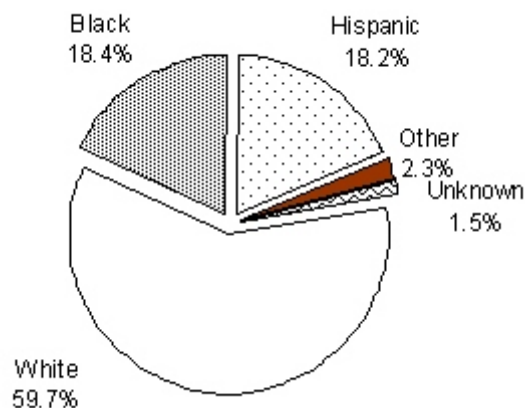


Table 31 shows defendant race by court department. The proportion of white defendants was higher in the district court than the superior court and the proportion of black defendants, hispanic defendants, and defendants of other races was higher in the superior court than the district court. Of the defendants convicted in the district court, 61.0% were white, and 37.5% were racial/ethnic minorities (17.7% were black, 17.5% were hispanic, and 2.3% were other races). The race was unknown for 1.5% of the defendants convicted in the district court. Of the defendants convicted in the superior court, 43.9% were white, and 55.1% were racial/ethnic minorities (26.2% were black, 26.4% were hispanic, and 2.4% were other races). The race was unknown for 1.1% 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	30,780	61.0%	1,846	43.9%	32,626	59.7%
Black	8,932	17.7%	1,104	26.2%	10,036	18.4%
Hispanic	8,841	17.5%	1,112	26.4%	9,953	18.2%
Other	1,135	2.3%	101	2.4%	1,236	2.3%
Unknown	756	1.5%	45	1.1%	801	1.5%
Total	50,444	100.0%	4,208	100.0%	54,652	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:

- 59.7% of all defendants were white, 38.8% of all defendants were racial/ethnic minorities (18.4% were black, 18.2% were hispanic, and 2.3% were other races), and the race was unknown for 1.5% of all defendants; and,
- 25.4% of defendants convicted of mandatory drug offenses were white, and 74.5% of defendants convicted of mandatory drug offenses were racial/ethnic minorities (28.6% were black, 44.2% were hispanic, and 1.7% were other races).

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

- 45.0% of defendants convicted of all drug offenses were white and 54.0% were racial/ethnic minorities;
- 56.9% of defendants convicted of possession offenses were white and 42.2% were racial/ethnic minorities;
- 30.6% of defendants convicted of non-mandatory distribution offenses were white and 67.8% were racial/ethnic minorities; and,
- 25.4% of defendants convicted of mandatory distribution offenses were white and 74.6% 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	5,630	56.8%	2,054	20.7%	1,887	19.0%	218	2.2%	117	1.2%	9,906	100.0%
Sex Offenses	381	62.2%	94	15.3%	99	16.2%	17	2.8%	22	3.6%	613	100.0%
Property Offenses	7,054	63.2%	2,041	18.3%	1,656	14.8%	249	2.2%	159	1.4%	11,159	100.0%
Drug Offenses												
Mandatory / Distribution	236	25.4%	266	28.6%	411	44.2%	16	1.7%	0	0.0%	929	100.0%
Non-Mandatory / Distribution	1,077	30.6%	1,095	31.1%	1,189	33.8%	99	2.8%	56	1.6%	3,516	100.0%
Possession	3,010	56.9%	1,039	19.7%	1,094	20.7%	100	1.9%	43	0.8%	5,286	100.0%
Other Drug Offense	143	75.7%	19	10.1%	21	11.1%	3	1.6%	3	1.6%	189	100.0%
Sub-total Drug	4,466	45.0%	2,419	24.4%	2,715	27.4%	218	2.2%	102	1.0%	9,920	100.0%
Motor Vehicle	6,266	60.9%	1,703	16.6%	1,890	18.4%	233	2.3%	191	1.9%	10,283	100.0%
Weapons	325	38.3%	287	33.8%	185	21.8%	33	3.9%	18	2.1%	848	100.0%
Public Order and Other Offenses	3,439	60.2%	996	17.4%	1,003	17.6%	150	2.6%	126	2.2%	5,714	100.0%
Sub-total Grid	27,561	56.9%	9,594	19.8%	9,435	19.5%	1,118	2.3%	735	1.5%	48,443	100.0%
Not Assigned to Grid												
OUI Offenses	4,589	86.6%	206	3.9%	376	7.1%	88	1.7%	42	0.8%	5,301	100.0%
Mandatory Firearms	37	12.4%	182	60.9%	63	21.1%	14	4.7%	3	1.0%	299	100.0%
Non-Jailable	439	72.1%	54	8.9%	79	13.0%	16	2.6%	21	3.4%	609	100.0%
Sub-Total No Grid	5,065	81.6%	442	7.1%	518	8.3%	118	1.9%	66	1.1%	6,209	100.0%
Grand Total	32,626	59.7%	10,036	18.4%	9,953	18.2%	1,236	2.3%	801	1.5%	54,652	100.0%

Sentencing Practices: Defendant Place of Birth

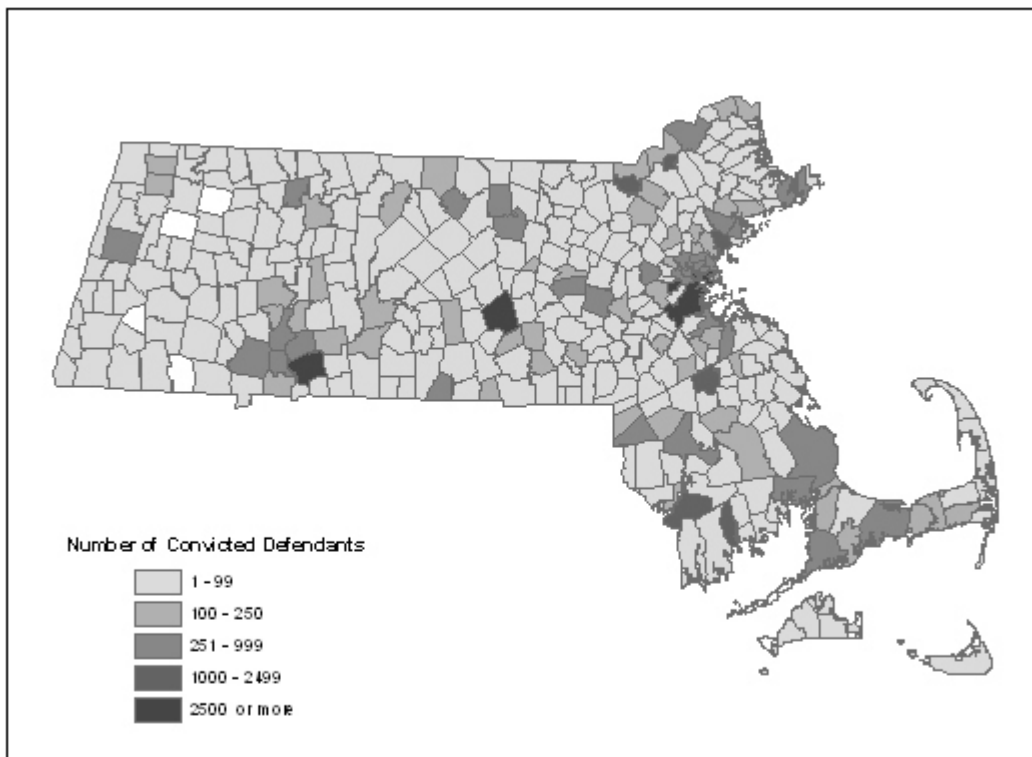
Table 33 shows place of birth by court department. For all defendants, 57.6% were born in Massachusetts, 23.3% were born in some other area of the United States, and 6.8% were born outside of the United States. The place of birth was unknown for 12.3% of the defendants. Further detailed tables on defendant 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	596	1.2%	52	1.2%	648	1.2%
Berkshire	766	1.5%	82	1.9%	848	1.6%
Bristol	2,250	4.5%	125	3.0%	2,375	4.3%
Dukes	35	0.1%	2	0.0%	37	0.1%
Essex	2,326	4.6%	172	4.1%	2,498	4.6%
Franklin	230	0.5%	29	0.7%	259	0.5%
Hampden	2,866	5.7%	374	8.9%	3,240	5.9%
Hampshire	362	0.7%	28	0.7%	390	0.7%
Middlesex	4,065	8.1%	354	8.4%	4,419	8.1%
Nantucket	13	0.0%	0	0.0%	13	0.0%
Norfolk	1,519	3.0%	113	2.7%	1,632	3.0%
Plymouth	1,193	2.4%	63	1.5%	1,256	2.3%
Suffolk	6,181	12.3%	797	18.9%	6,978	12.8%
Worcester	3,608	7.2%	156	3.7%	3,764	6.9%
No County Designated	3,072	6.1%	62	1.5%	3,134	5.7%
Total	29,082	57.7%	2,409	57.2%	31,491	57.6%
Other United States						
Northeast	4,622	9.2%	481	11.4%	5,103	9.3%
Midwest	643	1.3%	52	1.2%	695	1.3%
South	1,985	3.9%	199	4.7%	2,184	4.0%
West	615	1.2%	37	0.9%	652	1.2%
U.S. Territory	3,585	7.1%	500	11.9%	4,085	7.5%
Total	11,450	22.7%	1,269	30.2%	12,719	23.3%
Outside United States						
Western Hemisphere	1,947	3.9%	258	6.1%	2,205	4.0%
Europe and Eurasia	652	1.3%	32	0.8%	684	1.3%
East Asia and Pacific	351	0.7%	28	0.7%	379	0.7%
Africa	352	0.7%	20	0.5%	372	0.7%
Near East	42	0.1%	6	0.1%	48	0.1%
South Asia	29	0.1%	5	0.1%	34	0.1%
Total	3,373	6.7%	349	8.3%	3,722	6.8%
Unknown	6,539	13.0%	181	4.3%	6,720	12.3%
Total	50,444	100.0%	4,208	100.0%	54,652	100.0%

Sentencing Practices: Defendant Last Known Address

Figure 9 graphically shows a statistical summary of the last known address of defendants for cities and towns in Massachusetts. The information shown in Figure 9 is based on 50,997 defendants (or 93.3% of the survey population). The remaining defendants resided out-of-state (4.3%), resided in a correctional facility (1.2%), were reported as homeless with no community identified (0.9%), or had no address information (0.2%). The methodology used to classify defendants to a last known address can be found in Appendix B.



PART III. SUMMARY

The survey of sentencing practices is a comprehensive study of defendants convicted in the courts of the commonwealth during FY 2006. 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 2006, or the period July 1, 2005, through June 30, 2006 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 2006 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 2006, 64 defendants were classified in the life sentence group including five convicted of offenses other than murder. Of the five defendants sentenced to life for offenses other than murder, two 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 2006 for offenses occurring prior to that time and thus a state prison / split sentence could be imposed. Any such sentences are reported in the “other DOC” sentence category. In FY 2006, there was one state prison / split sentence imposed. 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 2,034 defendants classified as state prison sentences, two were sentenced as an habitual offender.

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 2006 for offenses occurring prior to that time and thus a reformatory sentence could be imposed. In FY 2006 there 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 2006, two defendants were sentenced as habitual offenders and classified in the “Other DOC” group. Five defendants who defaulted at sentencing were 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 438 cases with missing sentence length information, representing approximately 2.1% 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	387	3
House of Correction / Split Sentence	38	5
DOC/Other DOC	4	1
District Court	411	7
Superior Court	18	2
Old Law	3	0
New Law	426	9
Mandatory Offense	2	3
Other Offense	427	6

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 at least 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 no more than 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

Type of Offense

All charges were classified to a type of offense group: person, sex, property, drug, motor vehicle, weapons, public order, and other offenses. Beginning with the FY 2006 survey of data base the offense type classification was changed for the following offenses:

- Child Pornography was changed from the public order offense category to the sex offense category;
- Child Pornography, Possession was changed from the public order offense category to the sex offense category;
- Inducing Minor Prostitution was changed from the public order offense category to the sex offense category;
- Inducing Minor Sex was changed from the public order offense category to the sex offense category; and
- Obscene Material to a Minor was changed from the public order offense category to the sex offense category.

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 2006 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 48,443 defendants convicted of offenses assigned to the sentencing grid, 47,114 or 97.3% had all of their convictions at or below the level of the governing offense and 1,329 or 2.7% 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 364 or 27.4% of these cases. Table 36 shows the specific offense associated with the highest offense seriousness level for the 1,329 cases.

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

Offense Level	All Convictions at That Level or Below		One or More Convictions at a Higher Level		Total		Maximum Offense Level (All Convictions)										
	N	%	N	%	N	%	0	1	2	3	4	5	6	7	8	9	
9	59	100.0%	0	0.0%	59	100.0%	0	0	0	0	0	0	0	0	0	0	59
8	140	100.0%	0	0.0%	140	100.0%	0	0	0	0	0	0	0	0	140	0	
7	193	97.0%	6	3.0%	199	100.0%	0	0	0	0	0	0	0	193	6	0	
6	758	96.9%	24	3.1%	782	100.0%	0	0	0	0	0	0	758	7	17	0	
5	1,099	98.5%	17	1.5%	1,116	100.0%	0	0	0	0	0	1,099	11	6	0	0	
4	4,854	98.1%	92	1.9%	4,946	100.0%	0	0	0	0	4,854	52	27	6	7	0	
3	15,631	98.4%	252	1.6%	15,883	100.0%	0	0	0	15,631	74	120	47	7	4	0	
2	15,874	97.4%	428	2.6%	16,302	100.0%	0	0	15,874	356	48	19	1	4	0	0	
1	8,208	94.2%	510	5.8%	8,718	100.0%	0	8,208	364	129	9	6	2	0	0	0	
N.A.	298	100.0%	0	0.0%	298	100.0%	298	0	0	0	0	0	0	0	0	0	
Total	47,114	97.3%	1,329	2.7%	48,443	100.0%	298	8,208	16,238	16,116	4,985	1,296	846	223	174	59	

Table 36. Offense Associated with Highest Offense Level and Not Governing Offense

Level	Offense - Highest Level	N	Level	Offense - Highest Level	N	Level	Offense - Highest Level	N	Level	Offense - Highest Level	N
8	Armed Aslt Dwell House	6	5	A&B Child w/injury	2	3	A&B	110	2	Assault	4
8	Rape, Aggravated	1	5	A&B, Aggravated	2	3	A&B Dangerous Weapon	21	2	Larceny	2
8	Rape Of Child w/Force	3	5	A&B DW, Aggravated	1	3	Assault Dangerous Weapon	17	2	Larceny Less	6
8	Home Invasion	22	5	Indecent A&B On Child	7	3	Restraining Order Violation	23	2	Fail to Ret Leased Property	1
8	Kidnapping Firearm Extort	1	5	Robbery Unarmed	26	3	Larceny More	34	2	B&E w/i Misdemeanor	3
8	Burglary, Armed	1	5	Intimidation	142	3	Larceny Building	8	2	Property Destruction	12
			5	Burglary	8	3	Larceny Firearm	1	2	Receiving Stolen Goods	10
7	Murder, Attempted	2	5	Distribute Class B 2nd	2	3	Larceny MV	7	2	Counterfeit	1
7	Mayhem	4	5	CSA Tr Coc 14-28 grams	1	3	Fraud, Insurance	1	2	Possession Class A	2
7	Rape	2	5	CSA Conspiracy	2	3	Fraud	5	2	Possession Class B	19
7	Assault w/I Rape, Child	1	5	Perjury or Suborn	3	3	PBT	9	2	Possession Class C	2
7	Incest	1				3	B&E	39	2	Possession Class D	12
7	Armed Robbery Gun	11	4	Indecent A&B	2	3	Mal Dest Property More	7	2	Poss Class D, Mar 2nd	1
7	Armed Assault w/i Murder	6	4	Assault w/i Rob	4	3	Receiving Stol Goods Over	9	2	Distribute Class D	6
7	Carjacking, Armed	1	4	Harassment	8	3	Receiving Stol Goods MV	19	2	Poss Hypodermic/Syringe	7
7	Confine and Put in Fear	2	4	Larceny Person	26	3	Receiving Stolen Goods 2nd	1	2	Presence of Class A	1
			4	Identity Fraud	14	3	Forgery And Uttering	36	2	Operate to Endanger	18
6	Assault to Kill or Maim	2	4	Distribute Class A	17	3	Burning MV	2	2	Use Without Authority	3
6	Rape of Child	7	4	Distribute Class B	50	3	Possession Class D 2nd	2	2	Operate After Susp 2nd	6
6	Assault w/I Rape	2	4	Larceny Cont Sub	1	3	Distribute Class C	2	2	Comp Insurance Violation	148
6	A&B Ind, Ment Retarded	1	4	CSA School	2	3	Leave Scene Prop Damage	66	2	Count/Alter MV Document	10
6	Child Pornography	4	4	OUI Serious Injury, Felony	2	3	Leave Scene Personal Injury	4	2	Prostitution	5
6	Robbery, Unarmed +60	3	4	Assault Weapon Possess	1	3	Gun Serial Number	6	2	Firearm, Poss wo Permit	1
6	Robbery, Armed	58	4	Escape	2	3	Nonsupport	3	2	Possess Mace	1
6	Armed Assault w/I Rob	8	4	Tax Law Violation	1	3	Inter Police or Firefighter	4	2	Fail to Appear	5
6	Carjacking	2				3	Carry Dangerous Weapon	38	2	Fireworks	4
6	Induce Minor to Distribute	1				3	Sex Offender Fail Register	10	2	Resisting Arrest	42
									2	True Name Law	19
OUI Offenses											
4	Oper Und Infl Of Liq 5th	1									
3	Oper Und Infl Of Liq 3rd	1									
2	Oper Und Infl Of Liq	13									
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 re-stated 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.³¹ 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 2006 there were 532 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

³¹ 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 2006, 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 2006 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 2006, 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 2006 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 1,690 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 offenses where statutory minimum incarceration sentences might be imposed (e.g. 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.³² 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.³³
- 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.

³² 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>.

³³ U.S. Census Bureau, *Census 2000 Geographic Terms and Concepts*, page A-27.

Department of State.³⁴ 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.

Beginning with FY 2006 survey of sentencing practices, the Massachusetts Sentencing Commission introduced defendants last known address into the statistical reporting series. Where multiple address information was available in the CARI data base, the most recently updated information was used.

All last known address information was validated through a geo-coding process against a database of valid Massachusetts street names and locations. All geo-coding parameters were set to 100%. Where the initial address was not validated, a secondary address from the CARI database was used. There were some defendants who indicated a city or town as a residential address but did not provide any further street information. These cases were included in the analysis at the level of summary statistical information on cities and towns but were not included in any further geo-graphic analysis. For those individuals living in a shelter or residential treatment program, the address of the shelter or program was used. There were a small number of defendants for whom there was not enough information provided to locate the shelter. For those individuals living in hotels, campgrounds or trailer parks, the street address of the facility was used. There were a small number of defendants for whom there was not enough information provided to locate the hotel or other residential facility. Some defendants resided at a college or university dormitory. For these defendants the main address of the college or university was used for purposes of geo-coding. Some defendants provided a correctional facility as the last known address. These defendants were not included in the geo-coding analysis. Some defendants provided an out-of-state address as the last known address. These defendants were not included in the geo-coding analysis. Some defendants indicated that they were homeless. These defendants were included in the geo-coding analysis if there was an indication of a city or town in which they were homeless. Table 38 shows the assignment of all offenders to a last known address category.

³⁴ 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 2005	4,101	99.0%	43	1.0%	4,144	100.0%
August 2005	4,595	98.5%	69	1.5%	4,664	100.0%
September 2005	4,664	98.6%	66	1.4%	4,730	100.0%
October 2005	4,559	98.7%	58	1.3%	4,617	100.0%
November 2005	4,496	98.5%	68	1.5%	4,564	100.0%
December 2005	4,289	98.7%	56	1.3%	4,345	100.0%
January 2006	4,656	98.4%	74	1.6%	4,730	100.0%
February 2006	4,289	98.3%	73	1.7%	4,362	100.0%
March 2006	4,991	98.6%	72	1.4%	5,063	100.0%
April 2006	4,081	98.4%	67	1.6%	4,148	100.0%
May 2006	4,665	98.4%	75	1.6%	4,740	100.0%
June 2006	4,465	98.2%	80	1.8%	4,545	100.0%
Total	53,851	98.5%	801	1.5%	54,652	100.0%
Sentence Group						
Life	64	100.0%	0	0.0%	64	100.0%
State Prison	2,003	98.5%	31	1.5%	2,034	100.0%
Other DOC	8	100.0%	0	0.0%	8	100.0%
House	13,667	98.8%	167	1.2%	13,834	100.0%
House / split	5,052	99.3%	38	0.7%	5,090	100.0%
Probation	23,388	99.0%	236	1.0%	23,624	100.0%
Fine	6,581	96.3%	250	3.7%	6,831	100.0%
Other	3,088	97.5%	79	2.5%	3,167	100.0%
Total	53,851	98.5%	801	1.5%	54,652	100.0%
County						
Barnstable	2,043	99.3%	14	0.7%	2,057	100.0%
Berkshire	1,450	99.8%	3	0.2%	1,453	100.0%
Bristol	4,677	98.2%	85	1.8%	4,762	100.0%
Dukes	144	98.6%	2	1.4%	146	100.0%
Essex	6,275	99.3%	66	1.0%	6,320	100.0%
Franklin	833	99.6%	3	0.4%	836	100.0%
Hampden	6,254	97.6%	163	2.5%	6,411	100.0%
Hampshire	1,413	99.3%	10	0.7%	1,423	100.0%
Middlesex	7,343	98.9%	93	1.3%	7,428	100.0%
Nantucket	48	100.0%	0	0.0%	48	100.0%
Norfolk	3,065	99.4%	17	0.6%	3,082	100.0%
Plymouth	3,682	99.6%	15	0.4%	3,697	100.0%
Suffolk	7,865	99.0%	117	1.5%	7,944	100.0%
Worcester	8,832	97.6%	213	2.4%	9,045	100.0%
Total	53,851	98.5%	801	1.5%	54,652	100.0%
Court Department						
District	49,688	98.5%	756	1.5%	50,444	100.0%
Superior	4,163	98.9%	45	1.1%	4,208	100.0%
Total	53,851	98.5%	801	1.5%	54,652	100.0%
Gender						
Female	8,143	98.4%	131	1.6%	8,274	100.0%
Male	45,708	98.6%	670	1.4%	46,378	100.0%
Total	53,851	98.5%	801	1.5%	54,652	100.0%

Table 38. Last Known Address Category by Court Department

Last Known Address Category	District Court		Superior Court		All Courts	
	N	%	N	%	N	%
Massachusetts City or Town Assigned						
Specific Street Address	46,846	92.9%	3,898	92.6%	50,744	92.8%
Homeless (city identified)	163	0.3%	10	0.2%	173	0.3%
No Specific Street Address (city identified)	77	0.2%	3	0.1%	80	0.1%
Sub-Total	47,086	93.3%	3,911	92.9%	50,997	93.3%
No Massachusetts City or Town Assigned						
Out of State Resident	2,165	4.3%	198	4.7%	2,363	4.3%
Correctional Facility	602	1.2%	73	1.7%	675	1.2%
Homeless or Shelter (city not identified)	493	1.0%	24	0.6%	517	0.9%
Not Available	98	0.2%	2	0.0%	100	0.2%
Sub-Total	3,358	6.7%	297	7.1%	3,655	6.7%
Total	50,444	100.0%	4,208	100.0%	54,652	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 293 convictions, or 31.5% 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 39 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 293 defendants for whom the school zone offense was the governing offense; and,
- There were 84 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:
 - 54 had a mandatory drug offense as the governing offense; and,
 - 30 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 377 defendants with one or more convictions of distribution in a school zone. Of these 377 defendants:

- the underlying drug offense was a mandatory drug offense for 64 defendants; and,
- the underlying drug offense was a non-mandatory drug offense for 313 defendants.

- 293 had a house of correction sentence imposed for the underlying drug offense and of these sentences 163 were for 1 day; and,
- 84 had a state prison sentence imposed for the underlying drug offense.

The final portion of the table shows the racial composition of the 377 school zone defendants.

Place of Birth

Table 40 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 41 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 126 defendants were convicted of this offense including 72 in criminal history group A, 21 in criminal history group B, 27 in criminal history group C, 6 in criminal history group D, and none in criminal history group E. Of the 126 convicted defendants, a total of 90 received a sentence of incarceration, for an overall incarceration rate of 71%. Of the 72 defendants in criminal history group A, a total of 47 received a sentence of incarceration, for an incarceration rate of 65%; of the 21 defendants in criminal history group B, a total of 15 received a sentence of incarceration for an incarceration rate of 71%; of the 27 defendants in criminal history group C, 22 received a sentence of incarceration for an incarceration rate of 81%; of the 6 defendants in criminal history group D, 6 received a sentence of incarceration, for an incarceration rate of 100%; and, there were no defendants in criminal history group E.

Table 42 shows the same information for defendants convicted in district court. For example, as indicated in Table 42, there were a total of 87 convictions for Indecent A&B on Child in the district court. Of these 87 convictions, 57 resulted in a sentence to incarceration for an overall incarceration rate of 66%. The number of convicted defendants, the number of incarcerated defendants, and the incarceration rate is also shown for each criminal history group.

Table 43 shows the same information for defendants convicted in superior court. As indicated in Table 43, there were a total of 39 convictions for Indecent A&B on Child in the superior court. Of these 39 convictions, 33 resulted in a sentence to incarceration for an overall incarceration rate of 85%. 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 44 and Table 45 show sentence length information for those defendants sentenced to the state prison by governing offense and grid cell assignment. In Table 44 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 26 defendants sentenced to the state prison in FY 2006. The mean minimum state prison sentence for armed assault w/i murder was 57.8 months and the median minimum sentence for armed assault w/i murder was 48.0 months.

In Table 45 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 26 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 75.0 months and the median sentence for armed assault w/i murder was 60.0 months.

House of Correction Sentences

Table 46 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 425 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 80 defendants convicted of this offense and sentenced to a term of incarceration in a house of correction. The mean house of correction sentence was 9.3 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 47 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 47:

- there were 9,906 defendants convicted of person offenses with an incarceration rate of 50%;
- there were 613 defendants convicted of sex offenses with an incarceration rate of 62%;
- there were 848 defendants convicted of weapons offenses with an incarceration rate of 53%;
- there were 11,159 defendants convicted of property offenses with an incarceration rate of 42%;
- there were 9,920 defendants convicted of drug offenses with an incarceration rate of 48%;
- there were 10,283 defendants convicted of motor vehicle offenses with an incarceration rate of 25%;
- there were 3,128 defendants convicted of other offenses with an incarceration rate of 34%; and,
- there were 2,586 defendants convicted of public order offenses with an incarceration rate of 23%.

**Table 39. 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	180	96.3%	113	59.5%	293	77.7%
Governing Offense: Other Mandatory Drug	0	0.0%	54	28.4%	54	14.3%
Governing Offense: All Other Offenses	7	3.7%	23	12.1%	30	8.0%
Total	187	100.0%	190	100.0%	377	100.0%
Underlying Offense of Conviction						
Trafficking Cocaine 14-28 grams	0	0.0%	5	2.6%	5	1.3%
Trafficking Cocaine 28-100 grams	0	0.0%	12	6.3%	12	3.2%
Trafficking Cocaine 100-200 grams	0	0.0%	4	2.1%	4	1.1%
Trafficking Cocaine 200+ grams	0	0.0%	3	1.6%	3	0.8%
Trafficking Heroin 28-100 grams	0	0.0%	1	0.5%	1	0.3%
Trafficking Heroin 100-200 grams	0	0.0%	1	0.5%	1	0.3%
Trafficking Heroin 200+ grams	0	0.0%	1	0.5%	1	0.3%
Distribution Class A	44	23.5%	47	24.7%	91	24.1%
Distribution Class A, 2nd Offender	0	0.0%	4	2.1%	4	1.1%
Distribution Class B	118	63.1%	73	38.4%	191	50.7%
Distribution Class B, 2nd Offender	0	0.0%	2	1.1%	2	0.5%
Distribution Cocaine / Mandatory	0	0.0%	28	14.7%	28	7.4%
Distribution Cocaine / 2nd	0	0.0%	3	1.6%	3	0.8%
Distribution Class C	1	0.5%	0	0.0%	1	0.3%
Distribution Class D	24	12.8%	6	3.2%	30	8.0%
Total	187	100.0%	190	100.0%	377	100.0%
Sentence Imposed / Underlying Drug Offense						
House of Correction Sentence						
1 Day	111	59.4%	52	27.4%	163	43.2%
2 Days to 5 Months	16	8.6%	4	2.1%	20	5.3%
6 Months to 11 Months	17	9.1%	12	6.3%	29	7.7%
12 Months to 17 Months	25	13.4%	26	13.7%	51	13.5%
18 Months to 23 Months	2	1.1%	1	0.5%	3	0.8%
24 Months or More	16	8.6%	11	5.8%	27	7.2%
Sub-Total	187	100.0%	106	55.8%	293	77.7%
State Prison Sentence	0	0.0%	84	44.2%	84	22.3%
Total	187	100.0%	190	100.0%	377	100.0%
Defendant Race						
White	27	14.4%	44	23.2%	71	18.8%
Black	72	38.5%	56	29.5%	128	34.0%
Hispanic	84	44.9%	89	46.8%	173	45.9%
Other	4	2.1%	0	0.0%	4	1.1%
Unknown	0	0.0%	1	0.5%	1	0.3%
Total	187	100.0%	190	100.0%	377	100.0%

Table 40. Defendant Place of Birth, Specific States, U.S. Territories, and Countries by Geographic Region

NORTHEAST		SOUTH		WEST		WESTERN HEMISPHERE	
CONNECTICUT	772	ALABAMA	197	ALASKA	14	ANTIGUA AND BARBUDA	2
MAINE	216	ARKANSAS	37	ARIZONA	55	ARGENTINA	6
NEW HAMPSHIRE	350	DELAWARE	26	CALIFORNIA	389	ARUBA	2
NEW JERSEY	508	DISTRICT OF COLUMBIA	61	COLORADO	47	BAHAMAS, THE	5
NEW YORK	2,220	FLORIDA	410	HAWAII	30	BARBADOS	12
PENNSYLVANIA	318	GEORGIA	190	IDAHO	6	BERMUDA	4
RHODE ISLAND	595	KENTUCKY	42	MONTANA	6	BOLIVIA	7
VERMONT	124	LOUISIANA	84	NEVADA	25	BRAZIL	356
SUB-TOTAL	5,103	MARYLAND	107	NEW MEXICO	9	CANADA	87
		MISSISSIPPI	111	OREGON	12	CAYMAN ISLANDS	1
MIDWEST		NORTH CAROLINA	263	UTAH	15	CHILE	4
ILLINOIS	193	OKLAHOMA	25	WASHINGTON	44	COLOMBIA	60
INDIANA	50	SOUTH CAROLINA	129	SUB-TOTAL	652	COSTA RICA	8
IOWA	21	TENNESSEE	57			CUBA	63
KANSAS	25	TEXAS	194	U.S. TERRITORY		DOMINICAN REPUBLIC	525
MICHIGAN	114	VIRGINIA	223	GUAM	2	ECUADOR	34
MINNESOTA	32	WEST VIRGINIA	28	MARSHALL ISLANDS	1	EL SALVADOR	171
MISSOURI	38	SUB-TOTAL	2,184	NORTHERN MARIANA ISLANDS	1	GRENADA	1
NEBRASKA	19			PUERTO RICO	4,046	GUATEMALA	190
NORTH DAKOTA	6			U.S. VIRGIN ISLANDS	35	GUYANA	3
OHIO	143			SUB-TOTAL	4,085	HAITI	190
SOUTH DAKOTA	8					HONDURAS	80
WISCONSIN	46					JAMAICA	135
SUB-TOTAL	695					MEXICO	124
						MONTSERRAT	4
						NICARAGUA	8
						PANAMA	25
						PERU	23
						SAINT LUCIA	2
						ST VINCENT GRENADINES	3
						TRINIDAD AND TOBAGO	31
						TURKS & CAICOS	1
						URUGUAY	15
						VENEZUELA	13
						WEST INDIES - NO COUNTRY SPECIFIED	10
						SUB-TOTAL	2,205

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EUROPE AND EURASIA		SWITZERLAND	2	AFRICA		NEAR EAST	
ALBANIA	16	TURKEY	6	AFRICA - NO COUNTRY SPECIFIED	25	ALGERIA	2
ARMENIA	3	UKRAINE	21	ANGOLA	20	EGYPT	4
AUSTRIA	1	UNITED KINGDOM	48	CAPE VERDE	190	IRAN	3
BELARUS	2	UZBEKISTAN	2	CONGO (KINSHASA)	1	IRAQ	5
BELGIUM	3	SUB-TOTAL	684	COTE D'IVOIRE	1	ISRAEL	4
BOSNIA AND HERZEGOVINA	5	EAST ASIA AND PACIFIC		ERITREA	2	JORDAN	1
BULGARIA	3	ASIA - NO COUNTRY SPECIFIED	1	ETHIOPIA	9	KUWAIT	2
CROATIA	1	AUSTRALIA	4	GABON	1	LEBANON	15
CZECH REPUBLIC	2	BURMA	2	GHANA	26	MOROCCO	10
ESTONIA	1	CAMBODIA	55	KENYA	25	SAUDI ARABIA	1
FRANCE	6	CHINA	29	LIBERIA	27	SYRIA	1
GERMANY	102	INDONESIA	1	MALAWI	1	SUB-TOTAL	48
GREECE	17	JAPAN	22	NIGERIA	14	SOUTH ASIA	
HUNGARY	2	KOREA, SOUTH	22	SENEGAL	3	AFGHANISTAN	1
ICELAND	1	LAOS	21	SIERRA LEONE	5	BANGLADESH	3
IRELAND	28	MALAYSIA	2	SOMALIA	5	INDIA	19
ITALY	31	MICRONESIA	2	SOUTH AFRICA	3	NEPAL	2
KAZAKHSTAN	3	MYANMAR	1	SUDAN	6	PAKISTAN	8
KOSOVO	2	PHILIPPINES	19	TANZANIA	1	SRI LANKA	1
KYRGYZSTAN	1	TAIWAN	2	UGANDA	6	SUB-TOTAL	34
LATVIA	1	THAILAND	47	ZIMBABWE	1		
LITHUANIA	1	VIETNAM	149	SUB-TOTAL	372		
MOLDOVA	2	SUB-TOTAL	379				
MONACO	1						
NETHERLANDS	1						
POLAND	49						
PORTUGAL	235						
ROMANIA	5						
RUSSIA	65						
SERBIA AND MONTENEGRO	2						
SPAIN	10						
SWEDEN	3						

Table 41 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	32	15	5	7	0	59	32	15	5	7	0	59	100%	100%	100%	100%		100%
9	Sub-Total	32	15	5	7	0	59	32	15	5	7	0	59	100%	100%	100%	100%		100%
8	Manslaughter	24	11	6	7	0	48	24	11	6	7	0	48	100%	100%	100%	100%		100%
8	Armed Assault In Dwell House	2	0	1	0	0	3	2	0	1	0	0	3	100%		100%			100%
8	Rape, Aggravated	6	2	4	7	0	19	6	2	4	7	0	19	100%	100%	100%	100%		100%
8	Rape Of Child w/Force	19	5	4	1	0	29	16	5	3	1	0	25	84%	100%	75%	100%		86%
8	Armed Assault w/i Murder - Firearm	8	3	6	4	0	21	8	3	6	4	0	21	100%	100%	100%	100%		100%
8	Home Invasion	4	1	0	0	0	5	3	1	0	0	0	4	75%	100%				80%
8	Kidnapping Sexual Assault	0	0	0	1	0	1	0	0	0	1	0	1				100%		100%
8	Burglary, Armed	1	0	1	0	1	3	1	0	1	0	1	3	100%		100%		100%	100%
8	Traffic Heroin 200+	2	0	0	0	0	2	2	0	0	0	0	2	100%					100%
8	Traffic Cocaine 200+	7	1	0	1	0	9	7	1	0	1	0	9	100%	100%		100%		100%
8	Sub-Total	73	23	22	21	1	140	69	23	21	21	1	135	95%	100%	95%	100%	100%	96%
7	Murder, Attempted	0	0	1	1	0	2	0	0	1	1	0	2			100%	100%		100%
7	Mayhem	1	3	0	2	0	6	0	2	0	2	0	4	0%	67%		100%		67%
7	A&B Child w/Injury Substantial	2	2	1	0	0	5	2	2	1	0	0	5	100%	100%	100%			100%
7	Rape	7	2	3	6	0	18	3	2	3	6	0	14	43%	100%	100%	100%		78%
7	Assault w/i Rape Child	0	0	1	0	0	1	0	0	1	0	0	1			100%			100%
7	Drug for Sexual Intercourse	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
7	Armed Robbery Gun	27	10	22	20	1	80	25	9	21	20	1	76	93%	90%	95%	100%	100%	95%
7	Armed Assault w/i Murder	7	8	7	5	0	27	6	8	7	5	0	26	86%	100%	100%	100%		96%
7	Carjacking, Armed	2	1	0	2	0	5	2	1	0	2	0	5	100%	100%		100%		100%
7	Kidnapping Extortion	4	0	0	1	0	5	4	0	0	1	0	5	100%			100%		100%
7	Confine And Put In Fear	1	1	0	2	0	4	0	1	0	2	0	3	0%	100%		100%		75%
7	Traffic Heroin 028-100	5	2	4	1	0	12	5	2	4	1	0	12	100%	100%	100%	100%		100%
7	Traffic Heroin 100-200	0	1	0	1	0	2	0	1	0	1	0	2		100%		100%		100%
7	Traffic Cocaine 100-200	16	7	6	2	0	31	16	7	6	2	0	31	100%	100%	100%	100%		100%
7	Sub-Total	73	37	45	43	1	199	64	35	44	43	1	187	88%	95%	98%	100%	100%	94%

Table 41 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
6	Manslaughter	8	2	2	1	0	13	6	2	2	1	0	11	75%	100%	100%	100%		85%
6	A&B Elderly / Disabled Ser Injury	0	1	0	0	0	1	0	0	0	0	0	0		0%				0%
6	A&B Aggravated - Serious Injury	7	7	9	2	0	25	5	6	8	2	0	21	71%	86%	89%	100%		84%
6	A&B Dangerous Weapon	18	15	18	25	0	76	18	15	18	25	0	76	100%	100%	100%	100%		100%
6	A&B Dangerous Weapon + 60	2	0	0	1	0	3	2	0	0	1	0	3	100%			100%		100%
6	A&B DW, Aggravated w/Injury	8	3	2	0	0	13	5	3	2	0	0	10	63%	100%	100%			77%
6	Assault To Kill or Maim	5	3	1	3	0	12	4	3	1	3	0	11	80%	100%	100%	100%		92%
6	Rape Of Child	63	20	17	4	0	104	45	13	15	3	0	76	71%	65%	88%	75%		73%
6	Assault w/i Rape	3	0	1	1	0	5	2	0	1	1	0	4	67%		100%	100%		80%
6	Indecent A&B On Child 2nd	1	0	1	0	0	2	0	0	1	0	0	1	0%		100%			50%
6	Indecent A&B Mentally Retarded	2	0	0	0	0	2	1	0	0	0	0	1	50%					50%
6	Child Pornography	3	0	0	0	0	3	0	0	0	0	0	0	0%					0%
6	Robbery Unarmed + 60	2	4	6	5	0	17	1	4	6	5	0	16	50%	100%	100%	100%		94%
6	Armed Robbery	80	50	52	61	0	243	59	42	49	59	0	209	74%	84%	94%	97%		86%
6	Armed Assault w/i Rob	10	9	3	8	0	30	6	9	2	8	0	25	60%	100%	67%	100%		83%
6	Carjacking	2	3	3	7	0	15	2	0	2	6	0	10	100%	0%	67%	86%		67%
6	Kidnapping	0	3	2	1	0	6	0	3	2	1	0	6		100%	100%	100%		100%
6	Violation Of Civil Rights, Felony	2	0	0	1	0	3	1	0	0	0	0	1	50%			0%		33%
6	Burning Dwelling House	6	7	3	1	0	17	2	6	3	1	0	12	33%	86%	100%	100%		71%
6	Distribute Class A 2nd	0	4	9	9	0	22	0	4	9	9	0	22		100%	100%	100%		100%
6	Distribute Cocaine 2nd	1	2	4	3	0	10	1	2	4	3	0	10	100%	100%	100%	100%		100%
6	Traffic Heroin 014-028	7	5	3	1	0	16	7	5	3	1	0	16	100%	100%	100%	100%		100%
6	Traffic Cocaine 028-100	61	24	21	13	0	119	61	24	21	13	0	119	100%	100%	100%	100%		100%
6	MV Homicide - OUI Felony	15	5	2	0	0	22	15	5	2	0	0	22	100%	100%	100%			100%
6	Possess Explosive Device	0	2	1	0	0	3	0	2	1	0	0	3		100%	100%			100%
6	Sub-Total	306	169	160	147	0	782	243	148	152	142	0	685	79%	88%	95%	97%		88%
5	A&B Child w/Injury	22	5	7	5	0	39	10	1	4	5	0	20	45%	20%	57%	100%		51%
5	A&B Aggravated	37	25	14	11	0	87	16	17	13	7	0	53	43%	68%	93%	64%		61%
5	A&B DW, Aggravated	11	7	3	5	0	26	8	4	2	5	0	19	73%	57%	67%	100%		73%
5	Indecent A&B On Child	72	21	27	6	0	126	47	15	22	6	0	90	65%	71%	81%	100%		71%
5	Entice Child	16	1	0	1	0	18	8	1	0	1	0	10	50%	100%		100%		56%
5	Unnatural Acts Child	2	0	1	0	0	3	1	0	1	0	0	2	50%		100%			67%
5	Robbery Unarmed	20	21	29	50	1	121	10	17	25	50	1	103	50%	81%	86%	100%	100%	85%
5	Intimidation	135	124	110	122	1	492	51	59	72	85	0	267	38%	48%	65%	70%	0%	54%
5	Stalking Violation of Rest. Order	0	0	4	2	0	6	0	0	4	2	0	6			100%	100%		100%
5	Stalking 2nd	0	0	0	1	0	1	0	0	0	1	0	1				100%		100%
5	Common & Notorious Thief	0	1	0	3	0	4	0	1	0	1	0	2		100%		33%		50%
5	Burglary	1	3	3	9	0	16	1	3	2	9	0	15	100%	100%	67%	100%		94%
5	Counterfeit Equipment	0	0	1	0	0	1	0	0	1	0	0	1			100%			100%
5	Gaming Enterprise	2	0	0	0	0	2	0	0	0	0	0	0	0%					0%
5	Distribute Class B 2nd	1	6	12	10	0	29	1	6	12	10	0	29	100%	100%	100%	100%		100%
5	Traffic Cocaine 014-028	57	20	27	25	0	129	57	20	27	25	0	129	100%	100%	100%	100%		100%
5	Inducing Minor To Prostitution	1	1	0	0	0	2	1	1	0	0	0	2	100%	100%				100%
5	Perjury or Suborn	8	3	1	1	0	13	4	2	1	1	0	8	50%	67%	100%	100%		62%
5	Possess Molotov Cocktail	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
5	Sub-Total	386	238	239	251	2	1116	215	147	186	208	1	757	56%	62%	78%	83%	50%	68%

Table 41 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
4	A&B Elderly / Disabled w/Injury	20	16	13	25	0	74	9	12	6	18	0	45	45%	75%	46%	72%		61%
4	Assault Aggravated	1	0	0	1	0	2	1	0	0	1	0	2	100%			100%		100%
4	A&B Guard	0	1	1	13	0	15	0	1	1	12	0	14		100%	100%	92%		93%
4	A&B Dangerous Weapon	61	61	58	55	0	235	61	61	58	55	0	235	100%	100%	100%	100%		100%
4	A&B Dangerous Weapon + 60	1	3	0	0	0	4	1	3	0	0	0	4	100%	100%				100%
4	A&B To Collect Loan	1	0	2	0	0	3	0	0	2	0	0	2	0%		100%			67%
4	Indecent A&B	78	25	17	15	1	136	33	20	9	13	1	76	42%	80%	53%	87%	100%	56%
4	Photograph Nude Person	1	0	1	0	0	2	1	0	1	0	0	2	100%		100%			100%
4	Assault w/i Rob	0	3	1	6	0	10	0	2	1	6	0	9		67%	100%	100%		90%
4	Stalking	3	9	5	8	0	25	0	7	2	4	0	13	0%	78%	40%	50%		52%
4	Harassment	29	32	9	10	0	80	5	10	4	5	0	24	17%	31%	44%	50%		30%
4	Larceny More	1	0	3	14	0	18	1	0	3	14	0	18	100%		100%	100%		100%
4	Larceny More + 60	1	0	0	1	0	2	1	0	0	1	0	2	100%			100%		100%
4	Larceny Person	183	160	104	105	3	555	77	97	77	83	3	337	42%	61%	74%	79%	100%	61%
4	Larceny Person + 65	12	3	5	6	0	26	7	1	3	5	0	16	58%	33%	60%	83%		62%
4	Larceny MV 2nd	0	0	0	4	1	5	0	0	0	4	1	5				100%	100%	100%
4	Fraud - Identity	50	52	31	44	0	177	12	17	19	29	0	77	24%	33%	61%	66%		44%
4	B&E	3	6	14	59	0	82	3	6	14	59	0	82	100%	100%	100%	100%		100%
4	Enter Dwelling w/I Felony	2	3	2	6	0	13	1	1	1	4	0	7	50%	33%	50%	67%		54%
4	Receiving Stolen Goods Over	1	0	1	2	0	4	1	0	1	2	0	4	100%		100%	100%		100%
4	Receiving Stolen Goods MV 2nd	0	1	2	10	0	13	0	1	2	10	0	13		100%	100%	100%		100%
4	Burning Building	7	0	3	0	0	10	2	0	3	0	0	5	29%		100%			50%
4	Burning to Defraud	1	1	1	0	0	3	1	0	1	0	0	2	100%	0%	100%			67%
4	Distribute Class A	299	241	161	137	2	840	146	166	117	105	2	536	49%	69%	73%	77%	100%	64%
4	Distribute Class B	789	515	344	238	1	1887	335	314	253	168	0	1070	42%	61%	74%	71%	0%	57%
4	Distribute Cocaine	88	63	56	41	0	248	88	63	56	41	0	248	100%	100%	100%	100%		100%
4	Traffic Mar 50-100	6	0	0	1	0	7	6	0	0	1	0	7	100%			100%		100%
4	Larceny Cont Sub	3	5	6	2	0	16	1	1	3	2	0	7	33%	20%	50%	100%		44%
4	Giving Prisoner Cont Sub	5	2	3	2	0	12	2	1	3	2	0	8	40%	50%	100%	100%		67%
4	Control Substance School	101	86	64	41	1	293	101	86	64	41	1	293	100%	100%	100%	100%	100%	100%
4	MV Homicide	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
4	MV Homicide - Reckless	2	0	0	0	0	2	0	0	0	0	0	0	0%					0%
4	MV Homicide - OUI	7	0	1	1	0	9	6	0	1	1	0	8	86%		100%	100%		89%
4	Leaving Scene Death	6	1	1	1	0	9	6	1	1	1	0	9	100%	100%	100%	100%		100%
4	OUI Serious Inj. Fel	20	4	1	1	0	26	20	4	1	1	0	26	100%	100%	100%	100%		100%
4	Assault Weapon, Possess	9	3	2	0	0	14	8	3	2	0	0	13	89%	100%	100%			93%
4	Gun Serial Number, Felony	3	0	0	0	0	3	3	0	0	0	0	3	100%					100%
4	Escape	5	6	22	22	1	56	4	6	20	21	1	52	80%	100%	91%	95%	100%	93%
4	Bribery	6	2	0	0	0	8	1	1	0	0	0	2	17%	50%				25%
4	Extortion	3	1	2	2	0	8	1	1	2	1	0	5	33%	100%	100%	50%		63%
4	Bomb Hoax	2	1	0	0	0	3	1	0	0	0	0	1	50%	0%				33%
4	Hoax Device	0	0	0	1	0	1	0	0	0	1	0	1				100%		100%
4	Tax Law Violation	3	0	0	0	0	3	0	0	0	0	0	0	0%					0%
4	Disinter Body	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
4	Home Imp Contractor Violation	3	0	2	0	0	5	0	0	2	0	0	2	0%		100%			40%
4	Sub-Total	1818	1306	938	874	10	4946	947	886	733	711	9	3286	52%	68%	78%	81%	90%	66%

Table 41 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
3	A&B	1448	1111	899	770	8	4236	397	451	487	518	7	1860	27%	41%	54%	67%	88%	44%
3	A&B Domestic	119	70	47	35	1	272	35	26	27	21	1	110	29%	37%	57%	60%	100%	40%
3	A&B w/ Intimidate	1	4	0	3	0	8	0	4	0	2	0	6	0%	100%		67%		75%
3	Reckless Endangerment	11	2	3	2	0	18	1	0	0	1	0	2	9%	0%	0%	50%		11%
3	Permit Injury to Child	2	0	0	0	0	2	0	0	0	0	0	0	0%					0%
3	A&B Ambulance	4	2	0	2	0	8	0	0	0	2	0	2	0%	0%		100%		25%
3	A&B Dangerous Weapon	355	274	160	130	2	921	95	111	93	79	1	379	27%	41%	58%	61%	50%	41%
3	A&B Dangerous Weapon + 60	1	1	0	1	0	3	0	0	0	1	0	1	0%	0%		100%		33%
3	Assault Dangerous Weapon	269	175	135	150	0	729	120	98	75	101	0	394	45%	56%	56%	67%		54%
3	Assault Dangerous Weapon + 60	1	1	0	0	0	2	1	1	0	0	0	2	100%	100%				100%
3	Unnatural Acts	5	3	3	1	0	12	2	2	0	1	0	5	40%	67%	0%	100%		42%
3	Child Pornography Possess	28	1	2	2	0	33	13	1	2	2	0	18	46%	100%	100%	100%		55%
3	Kidnapping	4	1	1	0	0	6	2	0	0	0	0	2	50%	0%	0%			33%
3	Abduction	0	0	1	0	0	1	0	0	0	0	0	0			0%			0%
3	Violation Of Civil Rights	1	2	2	1	1	7	0	2	1	1	0	4	0%	100%	50%	100%	0%	57%
3	Restraining Order Violation	259	342	331	259	1	1192	72	133	148	155	0	508	28%	39%	45%	60%	0%	43%
3	Larceny	23	20	19	17	0	79	23	20	19	17	0	79	100%	100%	100%	100%		100%
3	Larceny More	698	599	480	529	0	2306	165	226	246	297	0	934	24%	38%	51%	56%		41%
3	Larceny More + 60	14	5	2	6	0	27	5	0	1	4	0	10	36%	0%	50%	67%		37%
3	Larceny Building	40	42	31	50	0	163	13	14	18	39	0	84	33%	33%	58%	78%		52%
3	Larceny Firearm	5	4	3	1	0	13	2	2	3	1	0	8	40%	50%	100%	100%		62%
3	Larceny MV	53	41	34	53	1	182	25	29	21	42	0	117	47%	71%	62%	79%	0%	64%
3	Embezzlement	5	0	0	0	0	5	3	0	0	0	0	3	60%					60%
3	Credit Card Misuse - More	7	11	7	19	0	44	1	5	4	16	0	26	14%	45%	57%	84%		59%
3	Defrauding Insurer	22	6	2	4	0	34	0	1	1	0	0	2	0%	17%	50%	0%		6%
3	Fraud	9	2	1	2	0	14	1	1	1	1	0	4	11%	50%	100%	50%		29%
3	Possess Burglariious Tools	42	29	21	58	1	151	12	14	14	43	1	84	29%	48%	67%	74%	100%	56%
3	B&E	413	394	306	351	1	1465	130	247	226	262	1	866	31%	63%	74%	75%	100%	59%
3	Mal Dest Property More	107	65	48	52	0	272	26	20	27	37	0	110	24%	31%	56%	71%		40%
3	Receiving Stolen Goods Over	63	55	44	49	0	211	19	21	26	31	0	97	30%	38%	59%	63%		46%
3	Receiving Stolen Goods MV	147	104	77	116	1	445	54	65	56	93	1	269	37%	63%	73%	80%	100%	60%
3	Receiving Stolen Goods 2nd	1	4	2	3	0	10	1	0	1	3	0	5	100%	0%	50%	100%		50%
3	Forgery And Uttering	156	157	120	122	2	557	33	54	59	75	1	222	21%	34%	49%	61%	50%	40%
3	Counterfeit	10	4	8	8	0	30	2	1	3	6	0	12	20%	25%	38%	75%		40%
3	Burning Property	12	6	2	1	0	21	1	3	2	1	0	7	8%	50%	100%	100%		33%
3	Burning Motor Vehicle	7	4	0	1	0	12	1	0	0	0	0	1	14%	0%		0%		8%
3	Illegal Lottery	1	1	0	0	0	2	0	0	0	0	0	0	0%	0%				0%
3	Gaming Register Bets	4	0	1	1	0	6	0	0	1	1	0	2	0%		100%	100%		33%
3	Possession Class A 2nd	9	20	12	18	1	60	4	13	6	12	1	36	44%	65%	50%	67%	100%	60%
3	Possession Class A Heroin 2nd	11	25	25	23	0	84	8	12	10	14	0	44	73%	48%	40%	61%		52%
3	Possession Class B 2nd	15	52	49	38	1	155	10	33	28	30	0	101	67%	63%	57%	79%	0%	65%
3	Possession Class C 2nd	0	0	1	1	0	2	0	0	0	1	0	1			0%	100%		50%
3	Possession Class D 2nd	40	29	23	17	0	109	6	9	8	10	0	33	15%	31%	35%	59%		30%
3	Distribute Class C	20	10	10	9	0	49	5	2	6	5	0	18	25%	20%	60%	56%		37%
3	Distribute Class D 2nd	15	9	8	2	0	34	8	4	8	0	0	20	53%	44%	100%	0%		59%
3	Distribute Class E 2nd	0	2	1	0	0	3	0	2	1	0	0	3		100%	100%			100%
3	Possession Hypodermic 2nd	3	3	3	7	0	16	1	2	2	5	0	10	33%	67%	67%	71%		63%
3	MV Homicide	33	3	1	1	0	38	20	2	1	1	0	24	61%	67%	100%	100%		63%

Table 41 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
3	Leaving Scene Property Damage	425	231	124	115	0	895	58	73	51	62	0	244	14%	32%	41%	54%		27%
3	Leaving Scene Personal Injury	85	30	20	15	0	150	10	13	12	12	0	47	12%	43%	60%	80%		31%
3	Possess Master Key MV	1	0	1	0	0	2	1	0	1	0	0	2	100%		100%			100%
3	OUI Serious Inj. Misd	15	5	3	1	0	24	4	4	2	0	0	10	27%	80%	67%	0%		42%
3	Inducing Minor To Sex	8	3	0	0	0	11	0	2	0	0	0	2	0%	67%				18%
3	Gun Serial Number	9	5	0	0	0	14	7	4	0	0	0	11	78%	80%				79%
3	Firearm Loaded while OUI	7	1	0	0	0	8	1	0	0	0	0	1	14%	0%				13%
3	Nonsupport	9	3	0	0	0	12	2	1	0	0	0	3	22%	33%				25%
3	Interfere Police or Firefighter	6	4	3	0	0	13	1	1	0	0	0	2	17%	25%	0%			15%
3	Failure to Appear Felony	1	0	0	1	0	2	1	0	0	1	0	2	100%			100%		100%
3	Carrying Dangerous Weapon	108	59	52	37	0	256	26	21	25	24	0	96	24%	36%	48%	65%		38%
3	Contempt Of Court	6	0	0	0	0	6	4	0	0	0	0	4	67%					67%
3	Cruelty To Animals	9	6	3	2	0	20	1	2	2	2	0	7	11%	33%	67%	100%		35%
3	Animal Kill or Poison	0	1	0	0	0	1	0	1	0	0	0	1		100%				100%
3	Throw Object On Public Way	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
3	Sex Offender Fail Register	39	41	131	202	5	418	11	6	50	95	3	165	28%	15%	38%	47%	60%	39%
3	Vandalize - Graves	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
3	Sub-Total	5223	4084	3262	3288	26	15883	1444	1759	1775	2127	17	7122	28%	43%	54%	65%	65%	45%

Table 41 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
2	Assault	64	43	44	25	0	176	15	11	16	13	0	55	23%	26%	36%	52%		31%
2	Accost / Annoy Person Opposite Sex	10	4	3	2	1	20	2	2	1	2	1	8	20%	50%	33%	100%	100%	40%
2	Larceny	52	45	19	20	0	136	0	0	0	0	0	0	0%	0%	0%	0%		0%
2	Larceny Less	218	151	100	109	0	578	41	35	41	58	0	175	19%	23%	41%	53%		30%
2	Larceny Less +60	0	0	0	1	0	1	0	0	0	1	0	1				100%		100%
2	Shoplifting	553	467	395	476	3	1894	31	68	84	157	1	341	6%	15%	21%	33%	33%	18%
2	Credit Card Misuse	30	22	26	26	0	104	6	7	14	16	0	43	20%	32%	54%	62%		41%
2	MV - False Report Of Theft	0	2	0	0	0	2	0	0	0	0	0	0		0%				0%
2	Defrauding Innkeeper	1	1	4	2	0	8	0	1	1	0	0	2	0%	100%	25%	0%		25%
2	Welfare Violation	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
2	Failure To Return Leased Prop	13	7	11	7	0	38	1	5	7	4	0	17	8%	71%	64%	57%		45%
2	B&E MV	11	4	5	1	0	21	4	2	0	1	0	7	36%	50%	0%	100%		33%
2	B&E w/i Misdemeanor	54	40	21	22	0	137	22	22	8	14	0	66	41%	55%	38%	64%		48%
2	Property Destruction	227	145	111	94	2	579	39	49	51	47	2	188	17%	34%	46%	50%	100%	32%
2	Tagging Property	20	4	2	2	0	28	3	1	0	0	0	4	15%	25%	0%	0%		14%
2	Receiving Stolen Goods	165	127	91	125	0	508	34	51	45	77	0	207	21%	40%	49%	62%		41%
2	Counterfeit	8	0	2	1	0	11	0	0	1	0	0	1	0%		50%	0%		9%
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	0	1	0	0	0	1	0	1	0	0	0	1		100%				100%
2	Possession Class A	108	106	78	78	0	370	35	38	35	28	0	136	32%	36%	45%	36%		37%
2	Possession Class A Heroin	153	170	118	95	1	537	43	76	70	59	1	249	28%	45%	59%	62%	100%	46%
2	Possession Class B	560	468	274	288	0	1590	139	161	124	151	0	575	25%	34%	45%	52%		36%
2	Possession Class C	22	32	20	17	0	91	7	10	8	10	0	35	32%	31%	40%	59%		38%
2	Possession Class D	367	191	106	89	1	754	60	49	30	33	1	173	16%	26%	28%	37%	100%	23%
2	Possession Class D Marijuana 2nd	34	34	25	14	0	107	10	12	18	9	0	49	29%	35%	72%	64%		46%
2	Distribute Counterfeit Substance	4	6	9	14	0	33	0	4	8	8	0	20	0%	67%	89%	57%		61%
2	Distribute Class D	381	155	71	36	0	643	101	72	38	20	0	231	27%	46%	54%	56%		36%
2	Distribute Class E	8	8	2	6	0	24	2	2	1	3	0	8	25%	25%	50%	50%		33%
2	Possession Hypodermic/Syringe	130	136	94	104	0	464	42	69	38	58	0	207	32%	51%	40%	56%		45%
2	Presence Class A	25	19	9	14	0	67	6	9	2	6	0	23	24%	47%	22%	43%		34%
2	Forge Prescription	28	35	15	10	0	88	3	14	6	4	0	27	11%	40%	40%	40%		31%
2	Distribute Paraphenalia	3	0	0	0	0	3	0	0	0	0	0	0	0%					0%
2	Operate to Endanger	974	323	133	139	1	1570	77	81	57	62	1	278	8%	25%	43%	45%	100%	18%
2	Use Without Authority	82	65	43	36	0	226	22	31	25	29	0	107	27%	48%	58%	81%		47%
2	Use w/o Authority 2nd	1	1	1	1	0	4	1	1	0	1	0	3	100%	100%	0%	100%		75%
2	Habitual Traffic Offender	72	123	82	83	0	360	13	45	36	39	0	133	18%	37%	44%	47%		37%
2	Racing	13	1	1	1	0	16	1	0	0	0	0	1	8%	0%	0%	0%		6%
2	Operate After Suspension 2nd	328	526	371	348	1	1574	104	232	200	202	1	739	32%	44%	54%	58%	100%	47%
2	Compulsory Insurance Violation	469	269	171	144	1	1054	76	69	44	62	1	252	16%	26%	26%	43%	100%	24%
2	Altering MV ID Number	1	2	1	0	0	4	0	0	0	0	0	0	0%	0%	0%			0%
2	Counterfeit/Alter MV Document	46	20	12	14	0	92	6	3	6	5	0	20	13%	15%	50%	36%		22%
2	False Statement On Application	2	0	0	1	0	3	1	0	0	1	0	2	50%			100%		67%
2	Prostitution	145	143	94	42	0	424	40	71	38	20	0	169	28%	50%	40%	48%		40%
2	Common Night Walker 3rd	0	0	0	1	0	1	0	0	0	0	0	0				0%		0%
2	Induce Female To Prostitution	3	1	1	0	0	5	1	0	1	0	0	2	33%	0%	100%			40%
2	Keeping A House Of Ill Fame	5	0	1	0	0	6	3	0	0	0	0	3	60%		0%			50%
2	Open And Gross	50	27	18	17	0	112	12	15	8	12	0	47	24%	56%	44%	71%		42%
2	Obscene Material to Minor	2	1	1	1	0	5	1	0	0	1	0	2	50%	0%	0%	100%		40%

Table 41 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
2	Disturb Religious Service	0	1	0	0	0	1	0	0	0	0	0	0	0%					0%
2	Failure To Disperse	2	0	0	0	0	2	0	0	0	0	0	0	0%					0%
2	Firearm Possess w/o Permit	275	108	54	14	0	451	175	76	36	11	0	298	64%	70%	67%	79%		66%
2	Possess Mace	3	6	6	1	0	16	1	2	3	1	0	7	33%	33%	50%	100%		44%
2	Possess Ammunition	10	2	2	1	0	15	4	2	0	0	0	6	40%	100%	0%	0%		40%
2	Firearm Carry, School	3	0	0	0	0	3	1	0	0	0	0	1	33%					33%
2	Firearm Store Improper	15	2	1	1	0	19	1	0	0	1	0	2	7%	0%	0%	100%		11%
2	Escape Work Release Program	0	0	0	3	0	3	0	0	0	2	0	2				67%		67%
2	Escape Lockup	0	0	2	1	0	3	0	0	1	0	0	1			50%	0%		33%
2	Aiding An Escape	0	0	1	0	0	1	0	0	1	0	0	1			100%			100%
2	Impersonate/Disguise	3	5	1	3	0	12	0	2	0	1	0	3	0%	40%	0%	33%		25%
2	False Statement	3	0	1	2	0	6	0	0	0	1	0	1	0%		0%	50%		17%
2	Failure to Appear	2	13	6	8	1	30	1	3	1	3	0	8	50%	23%	17%	38%	0%	27%
2	Possess Stun Gun	9	7	3	2	0	21	2	0	2	1	0	5	22%	0%	67%	50%		24%
2	Possess Dangerous Weapon	0	0	1	1	0	2	0	0	1	1	0	2			100%	100%		100%
2	False Alarm	5	4	3	0	0	12	1	2	2	0	0	5	20%	50%	67%			42%
2	Fireworks	10	4	3	0	1	18	0	0	0	0	0	0	0%	0%	0%		0%	0%
2	Violation Of Explosives	2	0	0	0	0	2	2	0	0	0	0	2	100%					100%
2	Disrupt Court Proceedings	1	2	3	0	0	6	1	1	3	0	0	5	100%	50%	100%			83%
2	Contributing To Delinquency	5	5	3	0	0	13	3	1	0	0	0	4	60%	20%	0%			31%
2	Work Compensation Fail Have	2	0	1	0	0	3	0	0	0	0	0	0	0%		0%			0%
2	Resisting Arrest	278	252	197	161	3	891	57	88	74	81	1	301	21%	35%	38%	50%	33%	34%
2	Compound / Conceal Felony	0	0	0	1	0	1	0	0	0	1	0	1				100%		100%
2	Curfew	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
2	False Report Of Crime	18	4	3	5	0	30	3	1	1	0	0	5	17%	25%	33%	0%		17%
2	Hazardous Materials	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
2	Disconnect Sprinkler System	1	2	0	1	0	4	1	1	0	0	0	2	100%	50%		0%		50%
2	Firearms - False Statement	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
2	Clean Water Act Violation	0	1	1	0	0	2	0	0	0	0	0	0		0%	0%			0%
2	Record w/o Manufacturer	3	1	1	2	0	7	0	0	0	2	0	2	0%	0%	0%	100%		29%
2	Nuisance, Aid or Permit	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
2	True Name Law	80	69	50	47	0	246	21	25	21	25	0	92	26%	36%	42%	53%		37%
2	Home Imp Contractor Violation	1	4	0	1	0	6	0	3	0	1	0	4	0%	75%		100%		67%
2	Sub-Total	6180	4417	2928	2761	16	16302	1278	1526	1208	1345	10	5367	21%	35%	41%	49%	63%	33%

Table 41 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
1	Obscene Materials	2	0	0	0	0	2	1	0	0	0	0	1	50%					50%
1	Threatening	106	87	79	80	1	353	37	38	33	43	1	152	35%	44%	42%	54%	100%	43%
1	Defrauding Victualer	1	1	0	0	0	2	0	0	0	0	0	0	0%	0%				0%
1	Vandalism	23	14	8	15	0	60	5	7	2	9	0	23	22%	50%	25%	60%		38%
1	Setting Fire In Open	0	0	1	0	0	1	0	0	0	0	0	0			0%			0%
1	Trespassing	264	267	195	249	4	979	49	72	62	97	0	280	19%	27%	32%	39%	0%	29%
1	Gaming	4	0	1	1	0	6	0	0	0	0	0	0	0%		0%	0%		0%
1	Unauthorized Access of Computer	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
1	Possession Class D Marijuana	408	208	114	66	2	798	65	49	44	23	0	181	16%	24%	39%	35%	0%	23%
1	Possession Class E	35	19	19	9	0	82	9	10	6	2	0	27	26%	53%	32%	22%		33%
1	Inhaling Toxic Vapors	0	2	0	0	0	2	0	0	0	0	0	0			0%			0%
1	Attaching Wrong MV Plates	125	75	40	21	0	261	6	5	3	6	0	20	5%	7%	8%	29%		8%
1	Operate After Suspension	1552	1102	768	497	5	3924	173	200	163	107	1	644	11%	18%	21%	22%	20%	16%
1	Obstruct Emergency Veh	0	0	1	0	0	1	0	0	1	0	0	1			100%			100%
1	MV - Impersonate/Other License	4	1	0	0	0	5	1	0	0	0	0	1	25%	0%				20%
1	RV On Public Way	9	2	0	0	0	11	1	0	0	0	0	1	11%	0%				9%
1	Common Night Walker	18	31	10	4	0	63	4	12	3	2	0	21	22%	39%	30%	50%		33%
1	Indecent Exposure	23	14	3	12	0	52	0	6	2	6	0	14	0%	43%	67%	50%		27%
1	Lewd And Lacious	16	6	4	4	0	30	3	3	0	3	0	9	19%	50%	0%	75%		30%
1	Disorderly Conduct	738	482	319	307	2	1848	70	91	71	100	2	334	9%	19%	22%	33%	100%	18%
1	Possess Air Rifle w/o FID Card	12	1	0	0	0	13	0	0	0	0	0	0	0%	0%				0%
1	Firearm Discharge	4	0	1	0	0	5	2	0	0	0	0	2	50%		0%			40%
1	Annoying Phone Calls	10	21	11	14	0	56	0	4	6	6	0	16	0%	19%	55%	43%		29%
1	Failure To Obey Police Officer	36	11	10	4	0	61	2	1	1	0	0	4	6%	9%	10%	0%		7%
1	Obstructing Justice	4	0	0	0	0	4	4	0	0	0	0	4	100%					100%
1	Manufacturing Dangerous Weapon	0	0	0	1	0	1	0	0	0	0	0	0				0%		0%
1	License Law Violation (Not MV)	13	2	2	0	0	17	0	0	0	0	0	0	0%	0%	0%			0%
1	Alcohol Procure for Minor	33	14	5	5	0	57	2	4	3	2	0	11	6%	29%	60%	40%		19%
1	Alcohol Transporting	0	1	0	0	0	1	0	0	0	0	0	0		0%				0%
1	Throwing Glass On Public Way	1	1	0	0	0	2	0	0	0	0	0	0	0%	0%				0%
1	Cigarette/Match Thrown Fr Veh	2	2	0	0	0	4	1	0	0	0	0	1	50%	0%				25%
1	Business Practice	3	0	0	0	0	3	1	0	0	0	0	1	33%					33%
1	Employment Practices	7	0	1	1	0	9	0	0	0	0	0	0	0%		0%	0%		0%
1	Fail To Comply With Dog Order	3	0	1	0	0	4	0	0	0	0	0	0	0%		0%			0%
1	Sub-Total	3457	2364	1593	1290	14	8718	436	502	400	406	4	1748	13%	21%	25%	31%	29%	20%

Table 41 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
0	Attempt Larceny	7	6	2	1	0	16	0	2	1	1	0	4	0%	33%	50%	100%		25%
0	Attempt B&E	8	6	2	7	0	23	4	3	2	5	0	14	50%	50%	100%	71%		61%
0	Attempt Arson Of MV	0	0	0	1	0	1	0	0	0	1	0	1				100%		100%
0	Conspiracy Violate CSA	32	20	10	9	0	71	5	9	5	5	0	24	16%	45%	50%	56%		34%
0	Solicit Felony	0	0	0	2	0	2	0	0	0	1	0	1				50%		50%
0	Conspiracy	22	5	5	3	0	35	9	1	4	2	0	16	41%	20%	80%	67%		46%
0	Attempt To Commit Crime	32	21	28	32	1	114	12	7	12	26	1	58	38%	33%	43%	81%	100%	51%
0	Accessory Before	4	2	0	2	0	8	1	1	0	1	0	3	25%	50%		50%		38%
0	Accessory After	12	7	4	5	0	28	8	4	4	1	0	17	67%	57%	100%	20%		61%
0	Sub-Total	117	67	51	62	1	298	39	27	28	43	1	138	33%	40%	55%	69%	100%	46%

Table 42 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 Assault w/i Murder - Firearm	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 Heroin 200+	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 Child	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 Extortion	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 Heroin 100-200	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						

Table 42 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
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 Aggravated - Serious Injury	5	5	8	2	0	20	3	4	7	2	0	16	60%	80%	88%	100%		80%
6	A&B Dangerous Weapon	0	0	0	0	0	0	0	0	0	0	0	0						
6	A&B Dangerous Weapon + 60	0	0	0	0	0	0	0	0	0	0	0	0						
6	A&B DW, Aggravated w/Injury	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 On Child 2nd	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	Carjacking	1	3	2	5	0	11	1	0	2	4	0	7	100%	0%	100%	80%		64%
6	Kidnapping	0	0	0	0	0	0	0	0	0	0	0	0						
6	Violation Of Civil Rights, Felony	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	MV Homicide - OUI Felony	0	1	0	0	0	1	0	1	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	6	9	10	7	0	32	4	5	9	6	0	24	67%	56%	90%	86%		75%
5	A&B Child w/Injury	15	5	5	5	0	30	4	1	2	5	0	12	27%	20%	40%	100%		40%
5	A&B Aggravated	36	25	14	11	0	86	15	17	13	7	0	52	42%	68%	93%	64%		60%
5	A&B DW, Aggravated	2	2	1	1	0	6	1	0	0	1	0	2	50%	0%	0%	100%		33%
5	Indecent A&B On Child	50	13	21	3	0	87	29	9	16	3	0	57	58%	69%	76%	100%		66%
5	Entice Child	12	0	0	1	0	13	6	0	0	1	0	7	50%			100%		54%
5	Unnatural Acts Child	1	0	1	0	0	2	0	0	1	0	0	1	0%		100%			50%
5	Robbery Unarmed	0	0	0	0	0	0	0	0	0	0	0	0						
5	Intimidation	127	119	105	117	1	469	46	54	67	80	0	247	36%	45%	64%	68%	0%	53%
5	Stalking Violation of Rest. Order	0	0	3	1	0	4	0	0	3	1	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	Counterfeit Equipment	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	Inducing Minor To Prostitution	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	Possess Molotov Cocktail	0	0	0	0	0	0	0	0	0	0	0	0						
5	Sub-Total	243	164	150	139	1	697	101	81	102	98	0	382	42%	49%	68%	71%	0%	55%

Table 42 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
4	A&B Elderly / Disabled w/Injury	19	14	11	23	0	67	9	10	4	16	0	39	47%	71%	36%	70%		58%
4	Assault Aggravated	1	0	0	1	0	2	1	0	0	1	0	2	100%			100%		100%
4	A&B Guard	0	0	0	0	0	0	0	0	0	0	0	0						
4	A&B Dangerous Weapon	30	42	44	50	0	166	30	42	44	50	0	166	100%	100%	100%	100%		100%
4	A&B Dangerous Weapon + 60	0	2	0	0	0	2	0	2	0	0	0	2		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	58	16	13	13	0	100	24	12	8	11	0	55	41%	75%	62%	85%		55%
4	Photograph Nude Person	0	0	1	0	0	1	0	0	1	0	0	1			100%			100%
4	Assault w/i Rob	0	0	0	0	0	0	0	0	0	0	0	0						
4	Stalking	3	9	4	6	0	22	0	7	2	3	0	12	0%	78%	50%	50%		55%
4	Harassment	27	32	9	10	0	78	4	10	4	5	0	23	15%	31%	44%	50%		29%
4	Larceny More	0	0	0	0	0	0	0	0	0	0	0	0						
4	Larceny More + 60	0	0	0	0	0	0	0	0	0	0	0	0						
4	Larceny Person	165	147	95	98	3	508	64	86	70	77	3	300	39%	59%	74%	79%	100%	59%
4	Larceny Person + 65	12	3	5	6	0	26	7	1	3	5	0	16	58%	33%	60%	83%		62%
4	Larceny MV 2nd	0	0	0	2	1	3	0	0	0	2	1	3				100%	100%	100%
4	Fraud - Identity	49	51	31	43	0	174	12	16	19	29	0	76	24%	31%	61%	67%		44%
4	B&E	0	0	0	0	0	0	0	0	0	0	0	0						
4	Enter Dwelling w/I Felony	2	3	2	5	0	12	1	1	1	3	0	6	50%	33%	50%	60%		50%
4	Receiving Stolen Goods Over	0	0	0	0	0	0	0	0	0	0	0	0						
4	Receiving Stolen Goods MV 2nd	0	1	2	6	0	9	0	1	2	6	0	9		100%	100%	100%		100%
4	Burning Building	0	0	0	0	0	0	0	0	0	0	0	0						
4	Burning to Defraud	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
4	Distribute Class A	231	172	108	85	1	597	102	111	70	58	1	342	44%	65%	65%	68%	100%	57%
4	Distribute Class B	643	421	274	177	0	1515	259	246	196	121	0	822	40%	58%	72%	68%		54%
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	2	2	4	2	0	10	0	0	1	2	0	3	0%	0%	25%	100%		30%
4	Giving Prisoner Cont Sub	3	2	1	2	0	8	2	1	1	2	0	6	67%	50%	100%	100%		75%
4	Control Substance School	58	53	47	21	1	180	58	53	47	21	1	180	100%	100%	100%	100%	100%	100%
4	MV Homicide	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
4	MV Homicide - Reckless	2	0	0	0	0	2	0	0	0	0	0	0	0%					0%
4	MV Homicide - OUI	5	0	0	1	0	6	5	0	0	1	0	6	100%			100%		100%
4	Leaving Scene Death	0	0	0	0	0	0	0	0	0	0	0	0						
4	OUI Serious Inj. Fel	14	3	0	1	0	18	14	3	0	1	0	18	100%	100%		100%		100%
4	Assault Weapon Possess	0	0	0	0	0	0	0	0	0	0	0	0						
4	Gun Serial Number, Felony	3	0	0	0	0	3	3	0	0	0	0	3	100%					100%
4	Escape	5	4	20	19	0	48	4	4	18	18	0	44	80%	100%	90%	95%		92%
4	Bribery	5	1	0	0	0	6	0	0	0	0	0	0	0%	0%				0%
4	Extortion	1	1	1	2	0	5	1	1	1	1	0	4	100%	100%	100%	50%		80%
4	Bomb Hoax	0	0	0	0	0	0	0	0	0	0	0	0						
4	Hoax Device	0	0	0	0	0	0	0	0	0	0	0	0						
4	Tax Law Violation	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
4	Disinter Body	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
4	Home Imp Contractor Violation	0	0	0	0	0	0	0	0	0	0	0	0						
4	Sub-Total	1342	979	673	573	6	3573	602	607	493	433	6	2141	45%	62%	73%	76%	100%	60%

Table 42 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
3	A&B	1383	1089	872	743	8	4095	362	437	466	494	7	1766	26%	40%	53%	66%	88%	43%
3	A&B Domestic	119	70	47	35	1	272	35	26	27	21	1	110	29%	37%	57%	60%	100%	40%
3	A&B w/I Intimidate	1	1	0	3	0	5	0	1	0	2	0	3	0%	100%		67%		60%
3	Reckless Endangerment	8	1	2	2	0	13	1	0	0	1	0	2	13%	0%	0%	50%		15%
3	Permit Injury to Child	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
3	A&B Ambulance	4	2	0	2	0	8	0	0	0	2	0	2	0%	0%		100%		25%
3	A&B Dangerous Weapon	334	270	157	126	2	889	95	111	93	79	1	379	28%	41%	59%	63%	50%	43%
3	A&B Dangerous Weapon + 60	1	1	0	1	0	3	0	0	0	1	0	1	0%	0%		100%		33%
3	Assault Dangerous Weapon	232	162	128	143	0	665	90	86	70	96	0	342	39%	53%	55%	67%		51%
3	Assault Dangerous Weapon + 60	0	1	0	0	0	1	0	1	0	0	0	1		100%				100%
3	Unnatural Acts	5	3	3	1	0	12	2	2	0	1	0	5	40%	67%	0%	100%		42%
3	Child Pornography Possess	15	0	1	0	0	16	5	0	1	0	0	6	33%		100%			38%
3	Kidnapping	2	0	1	0	0	3	1	0	0	0	0	1	50%		0%			33%
3	Abduction	0	0	1	0	0	1	0	0	0	0	0	0			0%			0%
3	Violation Of Civil Rights	1	1	2	1	1	6	0	1	1	1	0	3	0%	100%	50%	100%	0%	50%
3	Restraining Order Violation	258	342	328	257	1	1186	72	133	146	154	0	505	28%	39%	45%	60%	0%	43%
3	Larceny	20	20	17	17	0	74	20	20	17	17	0	74	100%	100%	100%	100%		100%
3	Larceny More	641	587	476	526	0	2230	142	220	244	296	0	902	22%	37%	51%	56%		40%
3	Larceny More + 60	9	5	2	5	0	21	3	0	1	4	0	8	33%	0%	50%	80%		38%
3	Larceny Building	40	41	31	43	0	155	13	14	18	33	0	78	33%	34%	58%	77%		50%
3	Larceny Firearm	5	4	3	1	0	13	2	2	3	1	0	8	40%	50%	100%	100%		62%
3	Larceny MV	52	39	31	50	1	173	24	27	18	39	0	108	46%	69%	58%	78%	0%	62%
3	Embezzlement	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
3	Credit Card Misuse - More	5	11	7	17	0	40	0	5	4	14	0	23	0%	45%	57%	82%		58%
3	Defrauding Insurer	17	4	0	3	0	24	0	1	0	0	0	1	0%	25%		0%		4%
3	Fraud	3	0	1	2	0	6	1	0	1	1	0	3	33%		100%	50%		50%
3	Possess Burglarious Tools	41	29	21	55	1	147	11	14	14	40	1	80	27%	48%	67%	73%	100%	54%
3	B&E	397	384	293	339	1	1414	126	240	215	253	1	835	32%	63%	73%	75%	100%	59%
3	Mal Dest Property More	107	65	47	50	0	269	26	20	26	35	0	107	24%	31%	55%	70%		40%
3	Receiving Stolen Goods Over	59	53	44	49	0	205	18	20	26	31	0	95	31%	38%	59%	63%		46%
3	Receiving Stolen Goods MV	147	103	77	102	0	429	54	64	56	79	0	253	37%	62%	73%	77%		59%
3	Receiving Stolen Goods 2nd	1	4	2	2	0	9	1	0	1	2	0	4	100%	0%	50%	100%		44%
3	Forgery And Uttering	147	152	118	121	2	540	32	52	59	74	1	218	22%	34%	50%	61%	50%	40%
3	Counterfeit	10	4	8	6	0	28	2	1	3	4	0	10	20%	25%	38%	67%		36%
3	Burning Property	8	6	2	1	0	17	1	3	2	1	0	7	13%	50%	100%	100%		41%
3	Burning Motor Vehicle	6	3	0	1	0	10	1	0	0	0	0	1	17%	0%		0%		10%
3	Illegal Lottery	0	1	0	0	0	1	0	0	0	0	0	0		0%				0%
3	Gaming Register Bets	2	0	0	1	0	3	0	0	0	1	0	1	0%			100%		33%
3	Possession Class A 2nd	8	19	11	17	1	56	3	12	5	11	1	32	38%	63%	45%	65%	100%	57%
3	Possession Class A Heroin 2nd	10	25	24	23	0	82	7	12	10	14	0	43	70%	48%	42%	61%		52%
3	Possession Class B 2nd	14	51	49	38	1	153	9	32	28	30	0	99	64%	63%	57%	79%	0%	65%
3	Possession Class C 2nd	0	0	1	1	0	2	0	0	0	1	0	1			0%	100%		50%
3	Possession Class D 2nd	40	29	23	16	0	108	6	9	8	10	0	33	15%	31%	35%	63%		31%
3	Distribute Class C	20	10	10	9	0	49	5	2	6	5	0	18	25%	20%	60%	56%		37%
3	Distribute Class D 2nd	15	8	7	2	0	32	8	4	7	0	0	19	53%	50%	100%	0%		59%
3	Distribute Class E 2nd	0	2	1	0	0	3	0	2	1	0	0	3		100%	100%			100%
3	Possession Hypodermic 2nd	3	3	3	7	0	16	1	2	2	5	0	10	33%	67%	67%	71%		63%
3	MV Homicide	24	3	0	1	0	28	14	2	0	1	0	17	58%	67%		100%		61%

Table 42 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
3	Leaving Scene Property Damage	425	230	124	115	0	894	58	72	51	62	0	243	14%	31%	41%	54%		27%
3	Leaving Scene Personal Injury	84	30	20	15	0	149	9	13	12	12	0	46	11%	43%	60%	80%		31%
3	Possess Master Key MV	1	0	1	0	0	2	1	0	1	0	0	2	100%		100%			100%
3	OUI Serious Inj. Misd	15	4	3	1	0	23	4	3	2	0	0	9	27%	75%	67%	0%		39%
3	Inducing Minor To Sex	6	2	0	0	0	8	0	1	0	0	0	1	0%	50%				13%
3	Gun Serial Number	5	4	0	0	0	9	3	3	0	0	0	6	60%	75%				67%
3	Firearm Loaded while OUI	7	1	0	0	0	8	1	0	0	0	0	1	14%	0%				13%
3	Nonsupport	9	3	0	0	0	12	2	1	0	0	0	3	22%	33%				25%
3	Interfere Police or Firefighter	6	4	3	0	0	13	1	1	0	0	0	2	17%	25%	0%			15%
3	Failure to Appear Felony	0	0	0	0	0	0	0	0	0	0	0	0						
3	Carrying Dangerous Weapon	107	58	52	37	0	254	26	20	25	24	0	95	24%	34%	48%	65%		37%
3	Contempt Of Court	4	0	0	0	0	4	3	0	0	0	0	3	75%					75%
3	Cruelty To Animals	8	5	3	1	0	17	0	2	2	1	0	5	0%	40%	67%	100%		29%
3	Animal Kill or Poison	0	1	0	0	0	1	0	1	0	0	0	1		100%				100%
3	Throw Object On Public Way	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
3	Sex Offender Fail Register	39	40	127	199	4	409	11	5	48	92	2	158	28%	13%	38%	46%	50%	39%
3	Vandalize - Graves	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
3	Sub-Total	4934	3990	3184	3187	24	15319	1312	1700	1720	2045	15	6792	27%	43%	54%	64%	63%	44%

Table 42 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
2	Assault	60	42	43	25	0	170	13	10	16	13	0	52	22%	24%	37%	52%		31%
2	Accost / Annoy Person Opposite Sex	9	4	3	2	0	18	1	2	1	2	0	6	11%	50%	33%	100%		33%
2	Larceny	50	43	19	20	0	132	0	0	0	0	0	0	0%	0%	0%	0%		0%
2	Larceny Less	214	151	98	109	0	572	41	35	39	58	0	173	19%	23%	40%	53%		30%
2	Larceny Less +60	0	0	0	1	0	1	0	0	0	1	0	1				100%		100%
2	Shoplifting	553	467	395	476	3	1894	31	68	84	157	1	341	6%	15%	21%	33%	33%	18%
2	Credit Card Misuse	29	22	25	25	0	101	6	7	14	15	0	42	21%	32%	56%	60%		42%
2	MV - False Report Of Theft	0	2	0	0	0	2	0	0	0	0	0	0		0%				0%
2	Defrauding Innkeeper	1	1	4	2	0	8	0	1	1	0	0	2	0%	100%	25%	0%		25%
2	Welfare Violation	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
2	Failure To Return Leased Prop	13	7	11	7	0	38	1	5	7	4	0	17	8%	71%	64%	57%		45%
2	B&E MV	11	3	5	1	0	20	4	1	0	1	0	6	36%	33%	0%	100%		30%
2	B&E w/i Misdemeanor	51	40	21	21	0	133	20	22	8	13	0	63	39%	55%	38%	62%		47%
2	Property Destruction	224	143	110	92	2	571	37	48	50	45	2	182	17%	34%	45%	49%	100%	32%
2	Tagging Property	20	4	2	2	0	28	3	1	0	0	0	4	15%	25%	0%	0%		14%
2	Receiving Stolen Goods	161	121	91	123	0	496	33	49	45	76	0	203	20%	40%	49%	62%		41%
2	Counterfeit	8	0	2	1	0	11	0	0	1	0	0	1	0%		50%	0%		9%
2	Gaming Use of Telephone	0	0	0	0	0	0	0	0	0	0	0	0						
2	Fraud - Electric Phone or Cable	0	1	0	0	0	1	0	1	0	0	0	1		100%				100%
2	Possession Class A	106	106	76	78	0	366	35	38	34	28	0	135	33%	36%	45%	36%		37%
2	Possession Class A Heroin	152	170	116	95	1	534	43	76	68	59	1	247	28%	45%	59%	62%	100%	46%
2	Possession Class B	529	457	266	286	0	1538	135	156	119	150	0	560	26%	34%	45%	52%		36%
2	Possession Class C	21	32	20	17	0	90	6	10	8	10	0	34	29%	31%	40%	59%		38%
2	Possession Class D	364	186	105	88	0	743	60	45	30	32	0	167	16%	24%	29%	36%		22%
2	Possession Class D Marijuana 2nd	34	34	24	14	0	106	10	12	17	9	0	48	29%	35%	71%	64%		45%
2	Distribute Counterfeit Substance	4	6	9	14	0	33	0	4	8	8	0	20	0%	67%	89%	57%		61%
2	Distribute Class D	369	154	69	36	0	628	96	72	36	20	0	224	26%	47%	52%	56%		36%
2	Distribute Class E	8	6	2	6	0	22	2	0	1	3	0	6	25%	0%	50%	50%		27%
2	Possession Hypodermic/Syringe	129	136	94	104	0	463	41	69	38	58	0	206	32%	51%	40%	56%		44%
2	Presence Class A	24	18	9	13	0	64	6	8	2	6	0	22	25%	44%	22%	46%		34%
2	Forge Prescription	28	35	14	10	0	87	3	14	6	4	0	27	11%	40%	43%	40%		31%
2	Distribute Paraphernalia	3	0	0	0	0	3	0	0	0	0	0	0	0%					0%
2	Operate to Endanger	969	323	132	138	1	1563	74	81	56	61	1	273	8%	25%	42%	44%	100%	17%
2	Use Without Authority	82	65	43	36	0	226	22	31	25	29	0	107	27%	48%	58%	81%		47%
2	Use w/o Authority 2nd	1	1	1	1	0	4	1	1	0	1	0	3	100%	100%	0%	100%		75%
2	Habitual Traffic Offender	72	123	82	83	0	360	13	45	36	39	0	133	18%	37%	44%	47%		37%
2	Racing	13	1	1	1	0	16	1	0	0	0	0	1	8%	0%	0%	0%		6%
2	Operate After Suspension 2nd	327	526	371	346	1	1571	103	232	200	201	1	737	31%	44%	54%	58%	100%	47%
2	Compulsory Insurance Violation	469	268	171	144	1	1053	76	69	44	62	1	252	16%	26%	26%	43%	100%	24%
2	Altering MV ID Number	1	2	1	0	0	4	0	0	0	0	0	0	0%	0%	0%	0%		0%
2	Counterfeit/Alter MV Document	43	20	12	12	0	87	5	3	6	3	0	17	12%	15%	50%	25%		20%
2	False Statement On Application	2	0	0	1	0	3	1	0	0	1	0	2	50%			100%		67%
2	Prostitution	145	143	94	42	0	424	40	71	38	20	0	169	28%	50%	40%	48%		40%
2	Common Night Walker 3rd	0	0	0	1	0	1	0	0	0	0	0	0				0%		0%
2	Induce Female To Prostitution	0	1	0	0	0	1	0	0	0	0	0	0		0%				0%
2	Keeping A House Of Ill Fame	4	0	1	0	0	5	2	0	0	0	0	2	50%		0%			40%
2	Open And Gross	47	26	18	15	0	106	11	14	8	10	0	43	23%	54%	44%	67%		41%
2	Obscene Material to Minor	1	1	1	1	0	4	1	0	0	1	0	2	100%	0%	0%	100%		50%

Table 42 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
2	Disturb Religious Service	0	1	0	0	0	1	0	0	0	0	0	0	0%					0%
2	Failure To Disperse	2	0	0	0	0	2	0	0	0	0	0	0	0%					0%
2	Firearm Possess w/o Permit	244	89	50	11	0	394	151	59	33	8	0	251	62%	66%	66%	73%		64%
2	Possess Mace	3	6	6	1	0	16	1	2	3	1	0	7	33%	33%	50%	100%		44%
2	Possess Ammunition	2	0	2	0	0	4	0	0	0	0	0	0	0%		0%			0%
2	Firearm Carry, School	3	0	0	0	0	3	1	0	0	0	0	1	33%					33%
2	Firearm Store Improper	12	2	1	0	0	15	1	0	0	0	0	1	8%	0%	0%			7%
2	Escape Work Release Program	0	0	0	3	0	3	0	0	0	2	0	2				67%		67%
2	Escape Lockup	0	0	2	1	0	3	0	0	1	0	0	1			50%	0%		33%
2	Aiding An Escape	0	0	0	0	0	0	0	0	0	0	0	0						
2	Impersonate/Disguise	3	5	1	3	0	12	0	2	0	1	0	3	0%	40%	0%	33%		25%
2	False Statement	2	0	1	2	0	5	0	0	0	1	0	1	0%		0%	50%		20%
2	Failure to Appear	2	11	6	7	0	26	1	3	1	3	0	8	50%	27%	17%	43%		31%
2	Possess Stun Gun	9	7	3	2	0	21	2	0	2	1	0	5	22%	0%	67%	50%		24%
2	Possess Dangerous Weapon	0	0	1	0	0	1	0	0	1	0	0	1			100%			100%
2	False Alarm	5	4	3	0	0	12	1	2	2	0	0	5	20%	50%	67%			42%
2	Fireworks	10	4	3	0	1	18	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	1	2	3	0	0	6	1	1	3	0	0	5	100%	50%	100%			83%
2	Contributing To Delinquency	5	5	3	0	0	13	3	1	0	0	0	4	60%	20%	0%			31%
2	Work Compensation Fail Have	2	0	1	0	0	3	0	0	0	0	0	0	0%		0%			0%
2	Resisting Arrest	276	249	196	159	3	883	57	87	73	79	1	297	21%	35%	37%	50%	33%	34%
2	Compound / Conceal Felony	0	0	0	1	0	1	0	0	0	1	0	1				100%		100%
2	Curfew	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
2	False Report Of Crime	17	4	3	5	0	29	3	1	1	0	0	5	18%	25%	33%	0%		17%
2	Hazardous Materials	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
2	Disconnect Sprinkler System	1	2	0	1	0	4	1	1	0	0	0	2	100%	50%		0%		50%
2	Firearms - False Statement	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
2	Clean Water Act Violation	0	1	0	0	0	1	0	0	0	0	0	0		0%				0%
2	Record w/o Manufacturer	3	1	1	2	0	7	0	0	0	2	0	2	0%	0%	0%	100%		29%
2	Nuisance, Aid or Permit	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
2	True Name Law	80	69	49	47	0	245	21	25	20	25	0	91	26%	36%	41%	53%		37%
2	Home Imp. Contractor Violation	1	4	0	1	0	6	0	3	0	1	0	4	0%	75%		100%		67%
2	Sub-Total	6039	4357	2896	2735	13	16040	1221	1488	1186	1325	8	5228	20%	34%	41%	48%	62%	33%

Table 42 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
1	Obscene Materials	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
1	Threatening	101	87	79	78	1	346	35	38	33	41	1	148	35%	44%	42%	53%	100%	43%
1	Defrauding Victualer	1	1	0	0	0	2	0	0	0	0	0	0	0%	0%				0%
1	Vandalism	23	14	8	15	0	60	5	7	2	9	0	23	22%	50%	25%	60%		38%
1	Setting Fire In Open	0	0	1	0	0	1	0	0	0	0	0	0			0%			0%
1	Trespassing	264	267	195	249	4	979	49	72	62	97	0	280	19%	27%	32%	39%	0%	29%
1	Gaming	2	0	1	1	0	4	0	0	0	0	0	0	0%		0%	0%		0%
1	Unauthorized Access of Computer	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
1	Possession Class D Marijuana	406	206	112	66	2	792	65	47	42	23	0	177	16%	23%	38%	35%	0%	22%
1	Possession Class E	35	19	19	9	0	82	9	10	6	2	0	27	26%	53%	32%	22%		33%
1	Inhaling Toxic Vapors	0	2	0	0	0	2	0	0	0	0	0	0			0%			0%
1	Attaching Wrong MV Plates	125	75	40	21	0	261	6	5	3	6	0	20	5%	7%	8%	29%		8%
1	Operate After Suspension	1551	1102	767	496	5	3921	172	200	163	106	1	642	11%	18%	21%	21%	20%	16%
1	Obstruct Emergency Veh	0	0	1	0	0	1	0	0	1	0	0	1			100%			100%
1	MV - Impersonate/Other License	4	1	0	0	0	5	1	0	0	0	0	1	25%	0%				20%
1	RV On Public Way	9	2	0	0	0	11	1	0	0	0	0	1	11%	0%				9%
1	Common Night Walker	18	31	10	4	0	63	4	12	3	2	0	21	22%	39%	30%	50%		33%
1	Indecent Exposure	23	14	3	12	0	52	0	6	2	6	0	14	0%	43%	67%	50%		27%
1	Lewd And Lacivious	16	6	4	4	0	30	3	3	0	3	0	9	19%	50%	0%	75%		30%
1	Disorderly Conduct	737	482	318	307	2	1846	70	91	71	100	2	334	9%	19%	22%	33%	100%	18%
1	Possess Air Rifle w/o FID Card	12	1	0	0	0	13	0	0	0	0	0	0	0%	0%				0%
1	Firearm Discharge	4	0	1	0	0	5	2	0	0	0	0	2	50%		0%			40%
1	Annoying Phone Calls	10	21	11	14	0	56	0	4	6	6	0	16	0%	19%	55%	43%		29%
1	Failure To Obey Police Officer	36	11	9	4	0	60	2	1	1	0	0	4	6%	9%	11%	0%		7%
1	Obstructing Justice	4	0	0	0	0	4	4	0	0	0	0	4	100%					100%
1	Manufacturing Dangerous Weapon	0	0	0	1	0	1	0	0	0	0	0	0				0%		0%
1	License Law Violation (Not MV)	12	2	2	0	0	16	0	0	0	0	0	0	0%	0%	0%			0%
1	Alcohol, Procure for Minor	31	12	5	5	0	53	2	3	3	2	0	10	6%	25%	60%	40%		19%
1	Alcohol, Transporting	0	1	0	0	0	1	0	0	0	0	0	0			0%			0%
1	Throwing Glass On Public Way	1	1	0	0	0	2	0	0	0	0	0	0	0%	0%				0%
1	Cigarette/Match Thrown Fr Veh	2	2	0	0	0	4	1	0	0	0	0	1	50%	0%				25%
1	Business Practice	3	0	0	0	0	3	1	0	0	0	0	1	33%					33%
1	Employment Practices	5	0	1	0	0	6	0	0	0	0	0	0	0%		0%			0%
1	Fail To Comply With Dog Order	3	0	1	0	0	4	0	0	0	0	0	0	0%		0%			0%
1	Sub-Total	3440	2360	1588	1286	14	8688	432	499	398	403	4	1736	13%	21%	25%	31%	29%	20%

Table 42 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
0	Attempt Larceny	5	6	2	1	0	14	0	2	1	1	0	4	0%	33%	50%	100%		29%
0	Attempt B&E	8	6	2	7	0	23	4	3	2	5	0	14	50%	50%	100%	71%		61%
0	Attempt Arson Of MV	0	0	0	0	0	0	0	0	0	0	0	0						
0	Conspiracy Violate CSA	16	10	8	6	0	40	1	5	5	2	0	13	6%	50%	63%	33%		33%
0	Solicit Felony	0	0	0	0	0	0	0	0	0	0	0	0						
0	Conspiracy	6	3	2	3	0	14	2	1	2	2	0	7	33%	33%	100%	67%		50%
0	Attempt To Commit Crime	29	21	26	26	1	103	11	7	10	21	1	50	38%	33%	38%	81%	100%	49%
0	Accessory Before	3	0	0	1	0	4	0	0	0	0	0	0	0%			0%		0%
0	Accessory After	0	0	0	0	0	0	0	0	0	0	0	0						
0	Sub-Total	67	46	40	44	1	198	18	18	20	31	1	88	27%	39%	50%	70%	100%	44%

Table 43 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	32	15	5	7	0	59	32	15	5	7	0	59	100%	100%	100%	100%		100%
9	Sub-Total	32	15	5	7	0	59	32	15	5	7	0	59	100%	100%	100%	100%		100%
8	Manslaughter	24	11	6	7	0	48	24	11	6	7	0	48	100%	100%	100%	100%		100%
8	Armed Assault In Dwell House	2	0	1	0	0	3	2	0	1	0	0	3	100%		100%			100%
8	Rape, Aggravated	6	2	4	7	0	19	6	2	4	7	0	19	100%	100%	100%	100%		100%
8	Rape Of Child w/Force	19	5	4	1	0	29	16	5	3	1	0	25	84%	100%	75%	100%		86%
8	Armed Assault w/i Murder - Firearm	8	3	6	4	0	21	8	3	6	4	0	21	100%	100%	100%	100%		100%
8	Home Invasion	4	1	0	0	0	5	3	1	0	0	0	4	75%	100%				80%
8	Kidnapping Sexual Assault	0	0	0	1	0	1	0	0	0	1	0	1				100%		100%
8	Burglary, Armed	1	0	1	0	1	3	1	0	1	0	1	3	100%		100%		100%	100%
8	Traffic Heroin 200+	2	0	0	0	0	2	2	0	0	0	0	2	100%					100%
8	Traffic Cocaine 200+	7	1	0	1	0	9	7	1	0	1	0	9	100%	100%		100%		100%
8	Sub-Total	73	23	22	21	1	140	69	23	21	21	1	135	95%	100%	95%	100%	100%	96%
7	Murder, Attempted	0	0	1	1	0	2	0	0	1	1	0	2			100%	100%		100%
7	Mayhem	1	3	0	2	0	6	0	2	0	2	0	4	0%	67%		100%		67%
7	A&B Child w/Injury Substantial	2	2	1	0	0	5	2	2	1	0	0	5	100%	100%	100%			100%
7	Rape	7	2	3	6	0	18	3	2	3	6	0	14	43%	100%	100%	100%		78%
7	Assault w/i Rape Child	0	0	1	0	0	1	0	0	1	0	0	1			100%			100%
7	Drug for Sexual Intercourse	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
7	Armed Robbery Gun	27	10	22	20	1	80	25	9	21	20	1	76	93%	90%	95%	100%	100%	95%
7	Armed Assault w/i Murder	7	8	7	5	0	27	6	8	7	5	0	26	86%	100%	100%	100%		96%
7	Carjacking, Armed	2	1	0	2	0	5	2	1	0	2	0	5	100%	100%		100%		100%
7	Kidnapping Extortion	4	0	0	1	0	5	4	0	0	1	0	5	100%			100%		100%
7	Confine And Put In Fear	1	1	0	2	0	4	0	1	0	2	0	3	0%	100%		100%		75%
7	Traffic Heroin 028-100	5	2	4	1	0	12	5	2	4	1	0	12	100%	100%	100%	100%		100%
7	Traffic Heroin 100-200	0	1	0	1	0	2	0	1	0	1	0	2		100%		100%		100%
7	Traffic Cocaine 100-200	16	7	6	2	0	31	16	7	6	2	0	31	100%	100%	100%	100%		100%
7	Sub-Total	73	37	45	43	1	199	64	35	44	43	1	187	88%	95%	98%	100%	100%	94%

Table 43 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
6	Manslaughter	8	2	2	1	0	13	6	2	2	1	0	11	75%	100%	100%	100%		85%
6	A&B Elderly / Disabled Ser Injury	0	1	0	0	0	1	0	0	0	0	0	0		0%				0%
6	A&B Aggravated - Serious Injury	2	2	1	0	0	5	2	2	1	0	0	5	100%	100%	100%			100%
6	A&B Dangerous Weapon	18	15	18	25	0	76	18	15	18	25	0	76	100%	100%	100%	100%		100%
6	A&B Dangerous Weapon + 60	2	0	0	1	0	3	2	0	0	1	0	3	100%			100%		100%
6	A&B DW, Aggravated w/Injury	8	3	2	0	0	13	5	3	2	0	0	10	63%	100%	100%			77%
6	Assault To Kill or Maim	5	3	1	3	0	12	4	3	1	3	0	11	80%	100%	100%	100%		92%
6	Rape Of Child	63	20	17	4	0	104	45	13	15	3	0	76	71%	65%	88%	75%		73%
6	Assault w/i Rape	3	0	1	1	0	5	2	0	1	1	0	4	67%		100%	100%		80%
6	Indecent A&B On Child 2nd	1	0	1	0	0	2	0	0	1	0	0	1	0%		100%			50%
6	Indecent A&B Mentally Retarded	2	0	0	0	0	2	1	0	0	0	0	1	50%					50%
6	Child Pornography	3	0	0	0	0	3	0	0	0	0	0	0	0%					0%
6	Robbery Unarmed + 60	2	4	6	5	0	17	1	4	6	5	0	16	50%	100%	100%	100%		94%
6	Armed Robbery	80	50	52	61	0	243	59	42	49	59	0	209	74%	84%	94%	97%		86%
6	Armed Assault w/i Rob	10	9	3	8	0	30	6	9	2	8	0	25	60%	100%	67%	100%		83%
6	Carjacking	1	0	1	2	0	4	1	0	0	2	0	3	100%		0%	100%		75%
6	Kidnapping	0	3	2	1	0	6	0	3	2	1	0	6		100%	100%	100%		100%
6	Violation Of Civil Rights, Felony	2	0	0	1	0	3	1	0	0	0	0	1	50%			0%		33%
6	Burning Dwelling House	6	7	3	1	0	17	2	6	3	1	0	12	33%	86%	100%	100%		71%
6	Distribute Class A 2nd	0	4	9	9	0	22	0	4	9	9	0	22		100%	100%	100%		100%
6	Distribute Cocaine 2nd	1	2	4	3	0	10	1	2	4	3	0	10	100%	100%	100%	100%		100%
6	Traffic Heroin 014-028	7	5	3	1	0	16	7	5	3	1	0	16	100%	100%	100%	100%		100%
6	Traffic Cocaine 028-100	61	24	21	13	0	119	61	24	21	13	0	119	100%	100%	100%	100%		100%
6	MV Homicide - OUI Felony	15	4	2	0	0	21	15	4	2	0	0	21	100%	100%	100%			100%
6	Possess Explosive Device	0	2	1	0	0	3	0	2	1	0	0	3		100%	100%			100%
6	Sub-Total	300	160	150	140	0	750	239	143	143	136	0	661	80%	89%	95%	97%		88%
5	A&B Child w/Injury	7	0	2	0	0	9	6	0	2	0	0	8	86%		100%			89%
5	A&B Aggravated	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
5	A&B DW, Aggravated	9	5	2	4	0	20	7	4	2	4	0	17	78%	80%	100%	100%		85%
5	Indecent A&B On Child	22	8	6	3	0	39	18	6	6	3	0	33	82%	75%	100%	100%		85%
5	Entice Child	4	1	0	0	0	5	2	1	0	0	0	3	50%	100%				60%
5	Unnatural Acts Child	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
5	Robbery Unarmed	20	21	29	50	1	121	10	17	25	50	1	103	50%	81%	86%	100%	100%	85%
5	Intimidation	8	5	5	5	0	23	5	5	5	5	0	20	63%	100%	100%	100%		87%
5	Stalking Violation of Rest. Order	0	0	1	1	0	2	0	0	1	1	0	2			100%	100%		100%
5	Stalking 2nd	0	0	0	1	0	1	0	0	0	1	0	1				100%		100%
5	Common & Notorious Thief	0	1	0	3	0	4	0	1	0	1	0	2		100%		33%		50%
5	Burglary	1	3	3	9	0	16	1	3	2	9	0	15	100%	100%	67%	100%		94%
5	Counterfeit Equipment	0	0	1	0	0	1	0	0	1	0	0	1			100%			100%
5	Gaming Enterprise	2	0	0	0	0	2	0	0	0	0	0	0	0%					0%
5	Distribute Class B 2nd	1	6	12	10	0	29	1	6	12	10	0	29	100%	100%	100%	100%		100%
5	Traffic Cocaine 014-028	57	20	27	25	0	129	57	20	27	25	0	129	100%	100%	100%	100%		100%
5	Inducing Minor To Prostitution	1	1	0	0	0	2	1	1	0	0	0	2	100%	100%				100%
5	Perjury or Suborn	8	3	1	1	0	13	4	2	1	1	0	8	50%	67%	100%	100%		62%
5	Possess Molotov Cocktail	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
5	Sub-Total	143	74	89	112	1	419	114	66	84	110	1	375	80%	89%	94%	98%	100%	89%

Table 43 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
4	A&B Elderly / Disabled w/Injury	1	2	2	2	0	7	0	2	2	2	0	6	0%	100%	100%	100%		86%
4	Assault Aggravated	0	0	0	0	0	0	0	0	0	0	0	0						
4	A&B Guard	0	1	1	13	0	15	0	1	1	1	12	0		100%	100%	92%		93%
4	A&B Dangerous Weapon	31	19	14	5	0	69	31	19	14	5	0	69	100%	100%	100%	100%		100%
4	A&B Dangerous Weapon + 60	1	1	0	0	0	2	1	1	0	0	0	2	100%	100%				100%
4	A&B To Collect Loan	1	0	1	0	0	2	0	0	1	0	0	1	0%		100%			50%
4	Indecent A&B	20	9	4	2	1	36	9	8	1	2	1	21	45%	89%	25%	100%	100%	58%
4	Photograph Nude Person	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
4	Assault w/i Rob	0	3	1	6	0	10	0	2	1	6	0	9		67%	100%	100%		90%
4	Stalking	0	0	1	2	0	3	0	0	0	1	0	1			0%	50%		33%
4	Harassment	2	0	0	0	0	2	1	0	0	0	0	1	50%					50%
4	Larceny More	1	0	3	14	0	18	1	0	3	14	0	18	100%		100%	100%		100%
4	Larceny More + 60	1	0	0	1	0	2	1	0	0	1	0	2	100%			100%		100%
4	Larceny Person	18	13	9	7	0	47	13	11	7	6	0	37	72%	85%	78%	86%		79%
4	Larceny Person + 65	0	0	0	0	0	0	0	0	0	0	0	0						
4	Larceny MV 2nd	0	0	0	2	0	2	0	0	0	2	0	2				100%		100%
4	Fraud - Identity	1	1	0	1	0	3	0	1	0	0	0	1	0%	100%		0%		33%
4	B&E	3	6	14	59	0	82	3	6	14	59	0	82	100%	100%	100%	100%		100%
4	Enter Dwelling w/I Felony	0	0	0	1	0	1	0	0	0	1	0	1				100%		100%
4	Receiving Stolen Goods Over	1	0	1	2	0	4	1	0	1	2	0	4	100%		100%	100%		100%
4	Receiving Stolen Goods MV 2nd	0	0	0	4	0	4	0	0	0	4	0	4				100%		100%
4	Burning Building	7	0	3	0	0	10	2	0	3	0	0	5	29%		100%			50%
4	Burning to Defraud	0	1	1	0	0	2	0	0	1	0	0	1		0%	100%			50%
4	Distribute Class A	68	69	53	52	1	243	44	55	47	47	1	194	65%	80%	89%	90%	100%	80%
4	Distribute Class B	146	94	70	61	1	372	76	68	57	47	0	248	52%	72%	81%	77%	0%	67%
4	Distribute Cocaine	88	63	56	41	0	248	88	63	56	41	0	248	100%	100%	100%	100%		100%
4	Traffic Mar 50-100	6	0	0	1	0	7	6	0	0	1	0	7	100%			100%		100%
4	Larceny Cont Sub	1	3	2	0	0	6	1	1	2	0	0	4	100%	33%	100%			67%
4	Giving Prisoner Cont Sub	2	0	2	0	0	4	0	0	2	0	0	2	0%		100%			50%
4	Control Substance School	43	33	17	20	0	113	43	33	17	20	0	113	100%	100%	100%	100%		100%
4	MV Homicide	0	0	0	0	0	0	0	0	0	0	0	0						
4	MV Homicide - Reckless	0	0	0	0	0	0	0	0	0	0	0	0						
4	MV Homicide - OUI	2	0	1	0	0	3	1	0	1	0	0	2	50%		100%			67%
4	Leaving Scene Death	6	1	1	1	0	9	6	1	1	1	0	9	100%	100%	100%	100%		100%
4	OUI Serious Inj. Fel	6	1	1	0	0	8	6	1	1	0	0	8	100%	100%	100%			100%
4	Assault Weapon, Possess	9	3	2	0	0	14	8	3	2	0	0	13	89%	100%	100%			93%
4	Gun Serial Number, Felony	0	0	0	0	0	0	0	0	0	0	0	0						
4	Escape	0	2	2	3	1	8	0	2	2	3	1	8		100%	100%	100%	100%	100%
4	Bribery	1	1	0	0	0	2	1	1	0	0	0	2	100%	100%				100%
4	Extortion	2	0	1	0	0	3	0	0	1	0	0	1	0%		100%			33%
4	Bomb Hoax	2	1	0	0	0	3	1	0	0	0	0	1	50%	0%				33%
4	Hoax Device	0	0	0	1	0	1	0	0	0	1	0	1				100%		100%
4	Tax Law Violation	2	0	0	0	0	2	0	0	0	0	0	0	0%					0%
4	Disinter Body	0	0	0	0	0	0	0	0	0	0	0	0						
4	Home Imp Contractor Violation	3	0	2	0	0	5	0	0	2	0	0	2	0%		100%			40%
4	Sub-Total	476	327	265	301	4	1373	345	279	240	278	3	1145	72%	85%	91%	92%	75%	83%

Table 43 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
3	A&B	65	22	27	27	0	141	35	14	21	24	0	94	54%	64%	78%	89%		67%
3	A&B Domestic	0	0	0	0	0	0	0	0	0	0	0	0						
3	A&B w/I Intimidate	0	3	0	0	0	3	0	3	0	0	0	3		100%				100%
3	Reckless Endangerment	3	1	1	0	0	5	0	0	0	0	0	0	0%	0%	0%			0%
3	Permit Injury to Child	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
3	A&B Ambulance	0	0	0	0	0	0	0	0	0	0	0	0						
3	A&B Dangerous Weapon	21	4	3	4	0	32	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	37	13	7	7	0	64	30	12	5	5	0	52	81%	92%	71%	71%		81%
3	Assault Dangerous Weapon + 60	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
3	Unnatural Acts	0	0	0	0	0	0	0	0	0	0	0	0						
3	Child Pornography Possess	13	1	1	2	0	17	8	1	1	2	0	12	62%	100%	100%	100%		71%
3	Kidnapping	2	1	0	0	0	3	1	0	0	0	0	1	50%	0%				33%
3	Abduction	0	0	0	0	0	0	0	0	0	0	0	0						
3	Violation Of Civil Rights	0	1	0	0	0	1	0	1	0	0	0	1		100%				100%
3	Restraining Order Violation	1	0	3	2	0	6	0	0	2	1	0	3	0%		67%	50%		50%
3	Larceny	3	0	2	0	0	5	3	0	2	0	0	5	100%		100%			100%
3	Larceny More	57	12	4	3	0	76	23	6	2	1	0	32	40%	50%	50%	33%		42%
3	Larceny More + 60	5	0	0	1	0	6	2	0	0	0	0	2	40%			0%		33%
3	Larceny Building	0	1	0	7	0	8	0	0	0	6	0	6		0%		86%		75%
3	Larceny Firearm	0	0	0	0	0	0	0	0	0	0	0	0						
3	Larceny MV	1	2	3	3	0	9	1	2	3	3	0	9	100%	100%	100%	100%		100%
3	Embezzlement	4	0	0	0	0	4	3	0	0	0	0	3	75%					75%
3	Credit Card Misuse - More	2	0	0	2	0	4	1	0	0	2	0	3	50%			100%		75%
3	Defrauding Insurer	5	2	2	1	0	10	0	0	1	0	0	1	0%	0%	50%	0%		10%
3	Fraud	6	2	0	0	0	8	0	1	0	0	0	1	0%	50%				13%
3	Possess Burglarious Tools	1	0	0	3	0	4	1	0	0	3	0	4	100%			100%		100%
3	B&E	16	10	13	12	0	51	4	7	11	9	0	31	25%	70%	85%	75%		61%
3	Mal Dest Property More	0	0	1	2	0	3	0	0	1	2	0	3			100%	100%		100%
3	Receiving Stolen Goods Over	4	2	0	0	0	6	1	1	0	0	0	2	25%	50%				33%
3	Receiving Stolen Goods MV	0	1	0	14	1	16	0	1	0	14	1	16		100%		100%	100%	100%
3	Receiving Stolen Goods 2nd	0	0	0	1	0	1	0	0	0	1	0	1				100%		100%
3	Forgery And Uttering	9	5	2	1	0	17	1	2	0	1	0	4	11%	40%	0%	100%		24%
3	Counterfeit	0	0	0	2	0	2	0	0	0	2	0	2				100%		100%
3	Burning Property	4	0	0	0	0	4	0	0	0	0	0	0	0%					0%
3	Burning Motor Vehicle	1	1	0	0	0	2	0	0	0	0	0	0	0%	0%				0%
3	Illegal Lottery	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
3	Gaming Register Bets	2	0	1	0	0	3	0	0	1	0	0	1	0%		100%			33%
3	Possession Class A 2nd	1	1	1	1	0	4	1	1	1	1	0	4	100%	100%	100%	100%		100%
3	Possession Class A Heroin 2nd	1	0	1	0	0	2	1	0	0	0	0	1	100%		0%			50%
3	Possession Class B 2nd	1	1	0	0	0	2	1	1	0	0	0	2	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	0	1	0	1	0	0	0	0	0	0				0%		0%
3	Distribute Class C	0	0	0	0	0	0	0	0	0	0	0	0						
3	Distribute Class D 2nd	0	1	1	0	0	2	0	0	1	0	0	1		0%	100%			50%
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	9	0	1	0	0	10	6	0	1	0	0	7	67%		100%			70%

Table 43 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
3	Leaving Scene Property Damage	0	1	0	0	0	1	0	1	0	0	0	1	100%					100%
3	Leaving Scene Personal Injury	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
3	Possess Master Key MV	0	0	0	0	0	0	0	0	0	0	0	0						
3	OUI Serious Inj. Misd	0	1	0	0	0	1	0	1	0	0	0	1	100%					100%
3	Inducing Minor To Sex	2	1	0	0	0	3	0	1	0	0	0	1	0%	100%				33%
3	Gun Serial Number	4	1	0	0	0	5	4	1	0	0	0	5	100%	100%				100%
3	Firearm Loaded while OUI	0	0	0	0	0	0	0	0	0	0	0	0						
3	Nonsupport	0	0	0	0	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	0	1	0	2	1	0	0	1	0	2	100%			100%		100%
3	Carrying Dangerous Weapon	1	1	0	0	0	2	0	1	0	0	0	1	0%	100%				50%
3	Contempt Of Court	2	0	0	0	0	2	1	0	0	0	0	1	50%					50%
3	Cruelty To Animals	1	1	0	1	0	3	1	0	0	1	0	2	100%	0%		100%		67%
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	1	4	3	1	9	0	1	2	3	1	7	100%	50%	100%	100%		78%
3	Vandalize - Graves	0	0	0	0	0	0	0	0	0	0	0	0						
3	Sub-Total	289	94	78	101	2	564	132	59	55	82	2	330	46%	63%	71%	81%	100%	59%

Table 43 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
2	Assault	4	1	1	0	0	6	2	1	0	0	0	3	50%	100%	0%			50%
2	Accost / Annoy Person Opposite Sex	1	0	0	0	1	2	1	0	0	0	1	2	100%				100%	100%
2	Larceny	2	2	0	0	0	4	0	0	0	0	0	0	0%	0%				0%
2	Larceny Less	4	0	2	0	0	6	0	0	2	0	0	2	0%		100%			33%
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	1	1	0	3	0	0	0	1	0	1	0%		0%	100%		33%
2	MV - False Report Of Theft	0	0	0	0	0	0	0	0	0	0	0	0						
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	1	0	0	0	1	0	1	0	0	0	1		100%				100%
2	B&E w/i Misdemeanor	3	0	0	1	0	4	2	0	0	1	0	3	67%			100%		75%
2	Property Destruction	3	2	1	2	0	8	2	1	1	2	0	6	67%	50%	100%	100%		75%
2	Tagging Property	0	0	0	0	0	0	0	0	0	0	0	0						
2	Receiving Stolen Goods	4	6	0	2	0	12	1	2	0	1	0	4	25%	33%		50%		33%
2	Counterfeit	0	0	0	0	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	0	0	0	0	0	0	0	0	0	0	0	0						
2	Possession Class A	2	0	2	0	0	4	0	0	1	0	0	1	0%		50%			25%
2	Possession Class A Heroin	1	0	2	0	0	3	0	0	2	0	0	2	0%		100%			67%
2	Possession Class B	31	11	8	2	0	52	4	5	5	1	0	15	13%	45%	63%	50%		29%
2	Possession Class C	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
2	Possession Class D	3	5	1	1	1	11	0	4	0	1	1	6	0%	80%	0%	100%	100%	55%
2	Possession Class D Marijuana 2nd	0	0	1	0	0	1	0	0	1	0	0	1			100%			100%
2	Distribute Counterfeit Substance	0	0	0	0	0	0	0	0	0	0	0	0						
2	Distribute Class D	12	1	2	0	0	15	5	0	2	0	0	7	42%	0%	100%			47%
2	Distribute Class E	0	2	0	0	0	2	0	2	0	0	0	2		100%				100%
2	Possession Hypodermic/Syringe	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
2	Presence Class A	1	1	0	1	0	3	0	1	0	0	0	1	0%	100%		0%		33%
2	Forge Prescription	0	0	1	0	0	1	0	0	0	0	0	0			0%			0%
2	Distribute Paraphenalia	0	0	0	0	0	0	0	0	0	0	0	0						
2	Operate to Endanger	5	0	1	1	0	7	3	0	1	1	0	5	60%		100%	100%		71%
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	1	0	0	2	0	3	1	0	0	1	0	2	100%			50%		67%
2	Compulsory Insurance Violation	0	1	0	0	0	1	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	3	0	0	2	0	5	1	0	0	2	0	3	33%			100%		60%
2	False Statement On Application	0	0	0	0	0	0	0	0	0	0	0	0						
2	Prostitution	0	0	0	0	0	0	0	0	0	0	0	0						
2	Common Night Walker 3rd	0	0	0	0	0	0	0	0	0	0	0	0						
2	Induce Female To Prostitution	3	0	1	0	0	4	1	0	1	0	0	2	33%		100%			50%
2	Keeping A House Of Ill Fame	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
2	Open And Gross	3	1	0	2	0	6	1	1	0	2	0	4	33%	100%		100%		67%
2	Obscene Material to Minor	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%

Table 43 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
2	Disturb Religious Service	0	0	0	0	0	0	0	0	0	0	0	0						
2	Failure To Disperse	0	0	0	0	0	0	0	0	0	0	0	0						
2	Firearm Possess w/o Permit	31	19	4	3	0	57	24	17	3	3	0	47	77%	89%	75%	100%		82%
2	Possess Mace	0	0	0	0	0	0	0	0	0	0	0	0						
2	Possess Ammunition	8	2	0	1	0	11	4	2	0	0	0	6	50%	100%		0%		55%
2	Firearm Carry, School	0	0	0	0	0	0	0	0	0	0	0	0						
2	Firearm Store Improper	3	0	0	1	0	4	0	0	0	1	0	1	0%			100%		25%
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	0	1	0	0	1	0	0	1	0	0	1			100%			100%
2	Impersonate/Disguise	0	0	0	0	0	0	0	0	0	0	0	0						
2	False Statement	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
2	Failure to Appear	0	2	0	1	1	4	0	0	0	0	0	0		0%		0%	0%	0%
2	Possess Stun Gun	0	0	0	0	0	0	0	0	0	0	0	0						
2	Possess Dangerous Weapon	0	0	0	1	0	1	0	0	0	1	0	1				100%		100%
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	2	0	0	0	0	2	2	0	0	0	0	2	100%					100%
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	Work Compensation Fail Have	0	0	0	0	0	0	0	0	0	0	0	0						
2	Resisting Arrest	2	3	1	2	0	8	0	1	1	2	0	4	0%	33%	100%	100%		50%
2	Compound / Conceal Felony	0	0	0	0	0	0	0	0	0	0	0	0						
2	Curfew	0	0	0	0	0	0	0	0	0	0	0	0						
2	False Report Of Crime	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
2	Hazardous Materials	0	0	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	Clean Water Act Violation	0	0	1	0	0	1	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	Nuisance, Aid or Permit	0	0	0	0	0	0	0	0	0	0	0	0						
2	True Name Law	0	0	1	0	0	1	0	0	1	0	0	1			100%			100%
2	Home Imp Contractor Violation	0	0	0	0	0	0	0	0	0	0	0	0						
2	Sub-Total	141	60	32	26	3	262	57	38	22	20	2	139	40%	63%	69%	77%	67%	53%

Table 43 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
1	Obscene Materials	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
1	Threatening	5	0	0	2	0	7	2	0	0	2	0	4	40%			100%		57%
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	Unauthorized Access of Computer	0	0	0	0	0	0	0	0	0	0	0	0						
1	Possession Class D Marijuana	2	2	2	0	0	6	0	2	2	0	0	4	0%	100%	100%			67%
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	1	0	1	1	0	3	1	0	0	1	0	2	100%		0%	100%		67%
1	Obstruct Emergency Veh	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 Night Walker	0	0	0	0	0	0	0	0	0	0	0	0						
1	Indecent Exposure	0	0	0	0	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	Disorderly Conduct	1	0	1	0	0	2	0	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	0	0	0	0	0	0	0	0	0	0	0						
1	Annoying Phone Calls	0	0	0	0	0	0	0	0	0	0	0	0						
1	Failure To Obey Police Officer	0	0	1	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)	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
1	Alcohol Procure for Minor	2	2	0	0	0	4	0	1	0	0	0	1	0%	50%				25%
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	Business Practice	0	0	0	0	0	0	0	0	0	0	0	0						
1	Employment Practices	2	0	0	1	0	3	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	Sub-Total	17	4	5	4	0	30	4	3	2	3	0	12	24%	75%	40%	75%		40%

Table 43 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
0	Attempt Larceny	2	0	0	0	0	2	0	0	0	0	0	0	0%					0%
0	Attempt B&E	0	0	0	0	0	0	0	0	0	0	0	0						
0	Attempt Arson Of MV	0	0	0	1	0	1	0	0	0	1	0	1				100%		100%
0	Conspiracy Violate CSA	16	10	2	3	0	31	4	4	0	3	0	11	25%	40%	0%	100%		35%
0	Solicit Felony	0	0	0	2	0	2	0	0	0	1	0	1				50%		50%
0	Conspiracy	16	2	3	0	0	21	7	0	2	0	0	9	44%	0%	67%			43%
0	Attempt To Commit Crime	3	0	2	6	0	11	1	0	2	5	0	8	33%		100%	83%		73%
0	Accessory Before	1	2	0	1	0	4	1	1	0	1	0	3	100%	50%		100%		75%
0	Accessory After	12	7	4	5	0	28	8	4	4	1	0	17	67%	57%	100%	20%		61%
0	Sub-Total	50	21	11	18	0	100	21	9	8	12	0	50	42%	43%	73%	67%		50%

Table 44 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	24	11	6	7	0	48	140.5	147.3	74.0	142.3	.	134.0	144.0	168.0	78.0	144.0	.	138.0
8	Armed Assault In Dwell House	2	0	1	0	0	3	120.0	.	144.0	.	.	128.0	120.0	.	144.0	.	.	120.0
8	Rape, Aggravated	6	2	4	5	0	17	104.0	120.0	171.0	170.4	.	141.2	90.0	120.0	162.0	216.0	.	120.0
8	Rape Of Child w/Force	16	5	3	1	0	25	106.5	64.8	84.0	108.0	.	95.5	78.0	72.0	96.0	108.0	.	84.0
8	Armed Assault w/i Murder - Firearm	8	3	6	4	0	21	84.0	92.0	86.0	138.0	.	96.0	72.0	96.0	90.0	132.0	.	84.0
8	Home Invasion	3	1	0	0	0	4	248.0	240.0	.	.	.	246.0	240.0	240.0	.	.	.	240.0
8	Kidnapping Sexual Assault	0	0	0	1	0	1	.	.	.	300.0	.	300.0	.	.	.	300.0	.	300.0
8	Burglary, Armed	1	0	1	0	1	3	240.0	.	120.0	.	540.0	300.0	240.0	.	120.0	.	540.0	240.0
8	Traffic Heroin 200+	2	0	0	0	0	2	180.0	.	.	.	.	180.0	180.0	.	.	.	.	180.0
8	Traffic Cocaine 200+	6	1	0	1	0	8	180.0	180.0	.	180.0	.	180.0	180.0	180.0	.	180.0	.	180.0
8	Sub-Total	68	23	21	19	1	132	132.9	125.2	102.9	157.3	540.0	133.4	120.0	120.0	84.0	144.0	540.0	120.0
7	Murder, Attempted	0	0	1	1	0	2	.	.	96.0	36.0	.	66.0	.	.	96.0	36.0	.	66.0
7	Mayhem	0	1	0	2	0	3	.	48.0	.	66.0	.	60.0	.	48.0	.	66.0	.	48.0
7	A&B Child w/Injury Substantial	2	1	0	0	0	3	81.0	72.0	.	.	.	78.0	81.0	72.0	.	.	.	72.0
7	Rape	3	2	3	6	0	14	66.0	105.0	92.0	63.0	.	75.9	48.0	105.0	96.0	60.0	.	60.0
7	Assault w/i Rape Child	0	0	1	0	0	1	.	.	48.0	.	.	48.0	.	.	48.0	.	.	48.0
7	Drug for Sexual Intercourse	1	0	0	0	0	1	120.0	.	.	.	.	120.0	120.0	.	.	.	.	120.0
7	Armed Robbery Gun	25	9	21	20	1	76	52.6	37.3	71.1	88.3	66.0	65.5	48.0	36.0	60.0	84.0	66.0	60.0
7	Armed Assault w/i Murder	6	8	7	5	0	26	47.0	38.8	60.0	98.4	.	57.8	45.0	36.0	48.0	108.0	.	48.0
7	Carjacking, Armed	1	1	0	2	0	4	96.0	36.0	.	78.0	.	72.0	96.0	36.0	.	78.0	.	66.0
7	Kidnapping Extortion	4	0	0	1	0	5	46.0	.	.	180.0	.	72.8	48.0	.	.	180.0	.	48.0
7	Confine And Put In Fear	0	1	0	2	0	3	.	36.0	.	69.0	.	58.0	.	36.0	.	69.0	.	36.0
7	Traffic Heroin 028-100	4	2	4	1	0	11	93.0	84.0	84.0	84.0	.	87.3	90.0	84.0	84.0	84.0	.	84.0
7	Traffic Heroin 100-200	0	1	0	1	0	2	.	120.0	.	132.0	.	126.0	.	120.0	.	132.0	.	126.0
7	Traffic Cocaine 100-200	16	7	6	2	0	31	120.0	123.4	120.0	120.0	.	120.8	120.0	120.0	120.0	120.0	.	120.0
7	Sub-Total	62	33	43	43	1	182	75.0	66.7	78.8	86.8	66.0	77.1	60.0	48.0	72.0	84.0	66.0	72.0

Table 44 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
6	Manslaughter	3	1	2	1	0	7	56.0	36.0	150.0	228.0	.	104.6	60.0	36.0	150.0	228.0	.	72.0
6	A&B Elderly / Disabled Ser Injury	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
6	A&B Aggravated - Serious Injury	0	0	1	0	0	1	.	.	24.0	.	.	24.0	.	.	24.0	.	.	24.0
6	A&B Dangerous Weapon	18	15	18	25	0	76	48.7	42.4	40.5	44.4	.	44.1	36.0	36.0	36.0	36.0	.	36.0
6	A&B Dangerous Weapon + 60	2	0	0	1	0	3	45.0	.	.	48.0	.	46.0	45.0	.	.	48.0	.	48.0
6	A&B DW, Aggravated w/Injury	3	1	2	0	0	6	56.0	42.0	90.0	.	.	65.0	60.0	42.0	90.0	.	.	51.0
6	Assault To Kill or Maim	4	3	1	2	0	10	36.0	62.0	12.0	54.0	.	45.0	36.0	60.0	12.0	54.0	.	42.0
6	Rape Of Child	25	9	10	1	0	45	53.3	46.7	81.0	96.0	.	59.1	48.0	48.0	84.0	96.0	.	48.0
6	Assault w/i Rape	1	0	1	1	0	3	12.0	.	96.0	96.0	.	68.0	12.0	.	96.0	96.0	.	96.0
6	Indecent A&B On Child 2nd	0	0	1	0	0	1	.	.	12.0	.	.	12.0	.	.	12.0	.	.	12.0
6	Indecent A&B Mentally Retarded	1	0	0	0	0	1	60.0	.	.	.	.	60.0	60.0	.	.	.	.	60.0
6	Child Pornography	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
6	Robbery Unarmed + 60	1	4	6	5	0	16	24.0	24.0	43.0	49.6	.	39.1	24.0	24.0	30.0	48.0	.	36.0
6	Armed Robbery	59	42	49	59	0	209	42.1	40.9	50.0	58.6	.	48.3	36.0	36.0	48.0	48.0	.	36.0
6	Armed Assault w/i Rob	6	9	2	8	0	25	31.0	36.7	54.0	57.8	.	43.4	24.0	30.0	54.0	60.0	.	36.0
6	Carjacking	0	0	0	2	0	2	.	.	.	63.0	.	63.0	.	.	.	63.0	.	63.0
6	Kidnapping	0	3	2	1	0	6	.	56.0	42.0	48.0	.	50.0	.	72.0	42.0	48.0	.	48.0
6	Violation Of Civil Rights, Felony	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
6	Burning Dwelling House	2	3	2	1	0	8	36.0	92.0	78.0	60.0	.	70.5	36.0	120.0	78.0	60.0	.	48.0
6	Distribute Class A 2nd	0	4	9	9	0	22	.	60.0	61.3	69.3	.	64.4	.	60.0	60.0	60.0	.	60.0
6	Distribute Cocaine 2nd	1	2	4	3	0	10	60.0	60.0	60.0	60.0	.	60.0	60.0	60.0	60.0	60.0	.	60.0
6	Traffic Heroin 014-028	7	5	3	1	0	16	61.7	60.0	64.0	60.0	.	61.5	60.0	60.0	60.0	60.0	.	60.0
6	Traffic Cocaine 028-100	61	24	21	13	0	119	67.3	68.0	72.6	76.6	.	69.4	60.0	60.0	60.0	60.0	.	60.0
6	MV Homicide - OUI Felony	2	3	2	0	0	7	48.0	56.0	54.0	.	.	53.1	48.0	48.0	54.0	.	.	48.0
6	Possess Explosive Device	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
6	Sub-Total	196	128	136	133	0	593	52.6	49.7	57.6	59.8	.	54.7	60.0	48.0	60.0	60.0	.	60.0
5	A&B Child w/Injury	1	0	1	0	0	2	30.0	.	36.0	.	.	33.0	30.0	.	36.0	.	.	33.0
5	A&B Aggravated	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
5	A&B DW, Aggravated	2	1	1	4	0	8	21.0	42.0	54.0	36.0	.	35.3	21.0	42.0	54.0	24.0	.	24.0
5	Indecent A&B On Child	7	4	1	3	0	15	47.1	70.5	36.0	84.0	.	60.0	36.0	72.0	36.0	108.0	.	36.0
5	Entice Child	1	1	0	0	0	2	24.0	36.0	.	.	.	30.0	24.0	36.0	.	.	.	30.0
5	Unnatural Acts Child	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
5	Robbery Unarmed	10	17	25	50	1	103	33.0	24.4	35.0	50.4	120.0	41.4	36.0	24.0	30.0	48.0	120.0	36.0
5	Intimidation	3	2	2	3	0	10	36.0	27.0	57.0	46.0	.	41.4	36.0	27.0	57.0	42.0	.	39.0
5	Stalking Violation of Rest. Order	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
5	Stalking 2nd	0	0	0	1	0	1	.	.	.	60.0	.	60.0	.	.	.	60.0	.	60.0
5	Common & Notorious Thief	0	1	0	1	0	2	.	48.0	.	42.0	.	45.0	.	48.0	.	42.0	.	45.0
5	Burglary	1	3	2	9	0	15	24.0	24.0	21.0	62.7	.	46.8	24.0	24.0	21.0	36.0	.	24.0
5	Counterfeit Equipment	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
5	Gaming Enterprise	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
5	Distribute Class B 2nd	1	6	12	10	0	29	36.0	40.0	47.0	52.8	.	47.2	36.0	36.0	36.0	54.0	.	36.0
5	Traffic Cocaine 014-028	57	20	27	25	0	129	38.4	37.8	41.0	38.6	.	38.9	36.0	36.0	36.0	36.0	.	36.0
5	Inducing Minor To Prostitution	1	1	0	0	0	2	60.0	60.0	.	.	.	60.0	60.0	60.0	.	.	.	60.0
5	Perjury or Suborn	2	1	0	0	0	3	48.0	36.0	.	.	.	44.0	48.0	36.0	.	.	.	48.0
5	Possess Molotov Cocktail	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
5	Sub-Total	86	57	71	106	1	321	38.0	35.8	39.8	49.2	120.0	42.0	36.0	36.0	36.0	36.0	120.0	36.0

Table 44 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
4	A&B Elderly / Disabled w/Injury	0	1	1	1	0	3	.	36.0	36.0	24.0	.	32.0	.	36.0	36.0	24.0	.	36.0
4	Assault Aggravated	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	A&B Guard	0	1	1	11	0	13	.	12.0	24.0	37.3	.	34.3	.	12.0	24.0	24.0	.	24.0
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	0	1	1	0	1	3	.	30.0	60.0	.	24.0	38.0	.	30.0	60.0	.	24.0	30.0
4	Photograph Nude Person	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Assault w/i Rob	0	2	1	5	0	8	.	42.0	24.0	29.4	.	31.9	.	42.0	24.0	24.0	.	24.0
4	Stalking	0	0	0	1	0	1	.	.	.	36.0	.	36.0	.	.	.	36.0	.	36.0
4	Harassment	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Larceny More	1	0	3	14	0	18	30.0	.	20.0	31.7	.	29.7	30.0	.	12.0	36.0	.	33.0
4	Larceny More + 60	1	0	0	1	0	2	96.0	.	.	36.0	.	66.0	96.0	.	.	36.0	.	66.0
4	Larceny Person	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Larceny Person + 65	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Larceny MV 2nd	0	0	0	2	0	2	.	.	.	30.0	.	30.0	.	.	.	30.0	.	30.0
4	Fraud - Identity	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	B&E	3	6	14	59	0	82	42.0	42.0	33.0	44.4	.	42.2	48.0	36.0	33.0	36.0	.	36.0
4	Enter Dwelling w/I Felony	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Receiving Stolen Goods Over	1	0	1	2	0	4	24.0	.	48.0	24.0	.	30.0	24.0	.	48.0	24.0	.	24.0
4	Receiving Stolen Goods MV 2nd	0	0	0	2	0	2	.	.	.	27.0	.	27.0	.	.	.	27.0	.	27.0
4	Burning Building	0	0	1	0	0	1	.	.	36.0	.	.	36.0	.	.	36.0	.	.	36.0
4	Burning to Defraud	0	0	1	0	0	1	.	.	12.0	.	.	12.0	.	.	12.0	.	.	12.0
4	Distribute Class A	15	31	40	39	1	126	43.2	42.6	39.9	40.8	24.0	41.1	36.0	36.0	36.0	36.0	24.0	36.0
4	Distribute Class B	10	27	35	30	0	102	24.6	34.9	32.6	36.2	.	33.5	24.0	36.0	30.0	36.0	.	36.0
4	Distribute Cocaine	26	40	39	26	0	131	28.6	31.4	38.6	32.5	.	33.2	24.0	33.0	36.0	36.0	.	36.0
4	Traffic Mar 50-100	0	0	0	1	0	1	.	.	.	36.0	.	36.0	.	.	.	36.0	.	36.0
4	Larceny Cont Sub	0	0	1	0	0	1	.	.	36.0	.	.	36.0	.	.	36.0	.	.	36.0
4	Giving Prisoner Cont Sub	0	0	2	0	0	2	.	.	30.0	.	.	30.0	.	.	30.0	.	.	30.0
4	Control Substance School	9	7	7	13	0	36	34.7	32.6	30.9	30.9	.	32.2	36.0	30.0	30.0	30.0	.	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	0	1	0	0	0	1	.	30.0	.	.	.	30.0	.	30.0	.	.	.	30.0
4	OUI Serious Inj, Fel	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Assault Weapon, Possess	8	3	2	0	0	13	27.8	46.0	33.0	.	.	32.8	30.0	48.0	33.0	.	.	30.0
4	Gun Serial Number, Felony	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Escape	0	1	1	2	1	5	.	60.0	12.0	30.0	36.0	33.6	.	60.0	12.0	30.0	36.0	36.0
4	Bribery	1	0	0	0	0	1	24.0	.	.	.	.	24.0	24.0	.	.	.	.	24.0
4	Extortion	0	0	1	0	0	1	.	.	48.0	.	.	48.0	.	.	48.0	.	.	48.0
4	Bomb Hoax	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Hoax Device	0	0	0	1	0	1	.	.	.	36.0	.	36.0	.	.	.	36.0	.	36.0
4	Tax Law Violation	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Disinter Body	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Home Imp Contractor Violation	0	0	2	0	0	2	.	.	36.0	.	.	36.0	.	.	36.0	.	.	36.0
4	Sub-Total	75	121	154	210	3	563	33.0	36.2	35.8	37.8	28.0	36.2	30.0	36.0	36.0	36.0	24.0	36.0

Table 44 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
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	Reckless Endangerment	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Permit Injury to Child	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	A&B Ambulance	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	7	4	2	3	0	16	35.7	39.0	24.0	33.0	.	34.6	40.0	42.0	24.0	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	2	0	0	0	0	2	54.0	.	.	.	.	54.0	54.0	.	.	.	.	54.0
3	Kidnapping	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Abduction	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	5	0	5	.	.	.	24.0	.	24.0	.	.	.	24.0	.	24.0
3	Larceny Firearm	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Larceny MV	0	1	2	1	0	4	.	48.0	36.0	36.0	.	39.0	.	48.0	36.0	36.0	.	36.0
3	Embezzlement	1	0	0	0	0	1	36.0	.	.	.	.	36.0	36.0	.	.	.	.	36.0
3	Credit Card Misuse - More	0	0	0	1	0	1	.	.	.	48.0	.	48.0	.	.	.	48.0	.	48.0
3	Defrauding Insurer	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Fraud	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Possess Burglariious Tools	0	0	0	3	0	3	.	.	.	40.0	.	40.0	.	.	.	36.0	.	36.0
3	B&E	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Mal Dest Property More	0	0	0	1	0	1	.	.	.	36.0	.	36.0	.	.	.	36.0	.	36.0
3	Receiving Stolen Goods Over	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Receiving Stolen Goods MV	0	0	0	12	1	13	.	.	.	40.0	24.0	38.8	.	.	.	30.0	24.0	24.0
3	Receiving Stolen Goods 2nd	0	0	0	1	0	1	.	.	.	12.0	.	12.0	.	.	.	12.0	.	12.0
3	Forgery And Uttering	0	1	0	1	0	2	.	48.0	.	36.0	.	42.0	.	48.0	.	36.0	.	42.0
3	Counterfeit	0	0	0	1	0	1	.	.	.	48.0	.	48.0	.	.	.	48.0	.	48.0
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	1	0	0	0	0	1	12.0	.	.	.	.	12.0	12.0	.	.	.	.	12.0
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	.	.	.	.	.	.	.	.	.	.	.	.

Table 44 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
3	Leaving Scene Property Damage	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
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	1	0	0	1	0	2	18.0	.	.	36.0	.	27.0	18.0	.	.	36.0	.	27.0
3	Carrying Dangerous Weapon	0	1	0	0	0	1	.	36.0	.	.	.	36.0	.	36.0	.	.	.	36.0
3	Contempt Of Court	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Cruelty To Animals	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	1	0	1	.	.	.	24.0	.	24.0	.	.	.	24.0	.	24.0
3	Vandalize - Graves	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Sub-Total	12	7	4	31	1	55	35.3	41.1	30.0	35.3	24.0	35.5	38.0	48.0	30.0	36.0	24.0	36.0

Table 44 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
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	MV - False Report Of Theft	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	1	0	1	.	.	.	24.0	.	24.0	.	.	.	24.0	.	24.0
2	Tagging Property	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Receiving Stolen Goods	0	0	0	1	0	1	.	.	.	24.0	.	24.0	.	.	.	24.0	.	24.0
2	Counterfeit	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 Paraphernalia	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	1	0	1	.	.	.	30.0	.	30.0	.	.	.	30.0	.	30.0
2	False Statement On Application	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Prostitution	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Common Night Walker 3rd	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
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	1	0	1	0	2	.	24.0	.	30.0	.	27.0	.	24.0	.	30.0	.	27.0
2	Obscene Material to Minor	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.

Table 44 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
2	Disturb Religious Service	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 Carry, School	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	0	0	0	0	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	Work Compensation Fail Have	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Resisting Arrest	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Compound / Conceal Felony	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Curfew	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	Clean Water Act Violation	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Record w/o Manufacturer	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Nuisance, Aid or Permit	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	True Name Law	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Home Imp Contractor Violation	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Sub-Total	0	1	0	4	0	5	.	24.0	.	27.0	.	26.4	.	24.0	.	27.0	.	24.0

Table 44 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
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	Unauthorized Access of Computer	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	Obstruct Emergency Veh	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	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	Annoying Phone 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	Business Practice	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Employment Practices	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Fail To Comply With Dog Order	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Sub-Total	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.

Table 44 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
0	Attempt Larceny	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
0	Attempt B&E	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
0	Attempt Arson Of MV	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
0	Conspiracy Violate CSA	2	1	0	2	0	5	12.0	60.0	.	42.0	.	33.6	12.0	60.0	.	42.0	.	36.0
0	Solicit Felony	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
0	Conspiracy	1	0	2	0	0	3	42.0	.	30.0	.	.	34.0	42.0	.	30.0	.	.	42.0
0	Attempt To Commit Crime	1	0	0	3	0	4	24.0	.	.	16.0	.	18.0	24.0	.	.	12.0	.	18.0
0	Accessory Before	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
0	Accessory After	4	0	1	1	0	6	36.0	.	72.0	60.0	.	46.0	36.0	.	72.0	60.0	.	42.0
0	Sub-Total	8	1	3	6	0	18	29.3	60.0	44.0	32.0	.	34.3	30.0	60.0	48.0	30.0	.	36.0

Table 45 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	24	11	6	7	0	48	169.5	164.7	92.0	163.7	.	157.9	168.0	180.0	90.0	156.0	.	156.0
8	Armed Assault In Dwell House	2	0	1	0	0	3	120.0	.	180.0	.	.	140.0	120.0	.	180.0	.	.	120.0
8	Rape, Aggravated	6	2	4	5	0	17	144.0	156.0	231.0	204.0	.	183.5	132.0	156.0	240.0	240.0	.	144.0
8	Rape Of Child w/Force	16	5	3	1	0	25	129.0	93.6	104.0	144.0	.	119.5	84.0	108.0	108.0	144.0	.	108.0
8	Armed Assault w/i Murder - Firearm	8	3	6	4	0	21	102.0	100.0	102.0	153.0	.	111.4	96.0	120.0	102.0	150.0	.	108.0
8	Home Invasion	3	1	0	0	0	4	276.0	300.0	.	.	.	282.0	264.0	300.0	.	.	.	282.0
8	Kidnapping Sexual Assault	0	0	0	1	0	1	.	.	.	360.0	.	360.0	.	.	.	360.0	.	360.0
8	Burglary, Armed	1	0	1	0	1	3	360.0	.	144.0	.	720.0	408.0	360.0	.	144.0	.	720.0	360.0
8	Traffic Heroin 200+	2	0	0	0	0	2	180.0	.	.	.	.	180.0	180.0	.	.	.	.	180.0
8	Traffic Cocaine 200+	6	1	0	1	0	8	180.0	204.0	.	240.0	.	190.5	180.0	204.0	.	240.0	.	180.0
8	Sub-Total	68	23	21	19	1	132	157.1	147.7	129.7	185.4	720.0	159.4	144.0	120.0	108.0	180.0	720.0	144.0
7	Murder, Attempted	0	0	1	1	0	2	.	.	120.0	36.0	.	78.0	.	.	120.0	36.0	.	78.0
7	Mayhem	0	1	0	2	0	3	.	72.0	.	78.0	.	76.0	.	72.0	.	78.0	.	72.0
7	A&B Child w/Injury Substantial	2	1	0	0	0	3	90.0	108.0	.	.	.	96.0	90.0	108.0	.	.	.	108.0
7	Rape	3	2	3	6	0	14	94.0	126.0	108.0	74.0	.	93.0	60.0	126.0	120.0	66.0	.	66.0
7	Assault w/i Rape Child	0	0	1	0	0	1	.	.	48.0	.	.	48.0	.	.	48.0	.	.	48.0
7	Drug for Sexual Intercourse	1	0	0	0	0	1	144.0	.	.	.	.	144.0	144.0	.	.	.	.	144.0
7	Armed Robbery Gun	25	9	21	20	1	76	63.9	49.7	87.7	107.5	66.0	80.3	60.0	60.0	72.0	90.0	66.0	60.0
7	Armed Assault w/i Murder	6	8	7	5	0	26	61.0	54.0	78.0	121.2	.	75.0	66.0	54.0	48.0	114.0	.	60.0
7	Carjacking, Armed	1	1	0	2	0	4	96.0	48.0	.	84.0	.	78.0	96.0	48.0	.	84.0	.	72.0
7	Kidnapping Extortion	4	0	0	1	0	5	55.5	.	.	216.0	.	87.6	57.0	.	.	216.0	.	60.0
7	Confine And Put In Fear	0	1	0	2	0	3	.	36.0	.	84.0	.	68.0	.	36.0	.	84.0	.	60.0
7	Traffic Heroin 028-100	4	2	4	1	0	11	112.5	84.0	96.0	108.0	.	100.9	120.0	84.0	96.0	108.0	.	108.0
7	Traffic Heroin 100-200	0	1	0	1	0	2	.	120.0	.	132.0	.	126.0	.	120.0	.	132.0	.	126.0
7	Traffic Cocaine 100-200	16	7	6	2	0	31	120.0	140.6	128.0	132.0	.	127.0	120.0	120.0	120.0	132.0	.	120.0
7	Sub-Total	62	33	43	43	1	182	84.8	80.8	93.8	103.5	66.0	90.5	72.0	60.0	84.0	96.0	66.0	84.0

Table 45 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
6	Manslaughter	3	1	2	1	0	7	88.0	48.0	180.0	240.0	.	130.3	96.0	48.0	180.0	240.0	.	108.0
6	A&B Elderly / Disabled Ser Injury	0	0	0	0	0	0	.	.	36.0	.	.	36.0	.	.	36.0	.	.	36.0
6	A&B Aggravated - Serious Injury	0	0	1	0	0	1	.	.	36.0	.	.	36.0	.	.	36.0	.	.	36.0
6	A&B Dangerous Weapon	18	15	18	25	0	76	58.0	58.8	47.5	59.2	.	56.1	60.0	48.0	42.0	60.0	.	60.0
6	A&B Dangerous Weapon + 60	2	0	0	1	0	3	48.0	.	.	72.0	.	56.0	48.0	.	.	72.0	.	60.0
6	A&B DW, Aggravated w/Injury	3	1	2	0	0	6	72.0	60.0	105.0	.	.	81.0	84.0	60.0	105.0	.	.	72.0
6	Assault To Kill or Maim	4	3	1	2	0	10	48.0	84.0	24.0	66.0	.	60.0	48.0	84.0	24.0	66.0	.	54.0
6	Rape Of Child	25	9	10	1	0	45	68.2	60.7	102.0	120.0	.	75.3	60.0	54.0	108.0	120.0	.	60.0
6	Assault w/i Rape	1	0	1	1	0	3	14.0	.	120.0	120.0	.	84.7	14.0	.	120.0	120.0	.	120.0
6	Indecent A&B On Child 2nd	0	0	1	0	0	1	.	.	12.0	.	.	12.0	.	.	12.0	.	.	12.0
6	Indecent A&B Mentally Retarded	1	0	0	0	0	1	60.0	.	.	.	.	60.0	60.0	.	.	.	.	60.0
6	Child Pornography	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
6	Robbery Unarmed + 60	1	4	6	5	0	16	30.0	33.0	48.0	58.0	.	46.3	30.0	30.0	42.0	48.0	.	46.0
6	Armed Robbery	59	42	49	59	0	209	55.1	55.9	64.7	70.4	.	61.8	48.0	54.0	60.0	60.0	.	60.0
6	Armed Assault w/i Rob	6	9	2	8	0	25	45.0	50.7	60.0	81.0	.	59.8	42.0	42.0	60.0	84.0	.	48.0
6	Carjacking	0	0	0	2	0	2	.	.	.	72.0	.	72.0	.	.	.	72.0	.	72.0
6	Kidnapping	0	3	2	1	0	6	.	80.0	42.0	54.0	.	63.0	.	96.0	42.0	54.0	.	51.0
6	Violation Of Civil Rights, Felony	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
6	Burning Dwelling House	2	3	2	1	0	8	48.0	116.0	102.0	72.0	.	90.0	48.0	144.0	102.0	72.0	.	66.0
6	Distribute Class A 2nd	0	4	9	9	0	22	.	60.0	68.0	88.0	.	74.7	.	60.0	60.0	72.0	.	60.0
6	Distribute Cocaine 2nd	1	2	4	3	0	10	60.0	60.0	66.0	60.0	.	62.4	60.0	60.0	66.0	60.0	.	60.0
6	Traffic Heroin 014-028	7	5	3	1	0	16	68.6	64.8	80.0	60.0	.	69.0	60.0	60.0	72.0	60.0	.	60.0
6	Traffic Cocaine 028-100	61	24	21	13	0	119	79.3	80.8	82.9	90.5	.	81.4	60.0	78.0	84.0	84.0	.	72.0
6	MV Homicide - OUI Felony	2	3	2	0	0	7	60.0	88.0	57.0	.	.	71.1	60.0	96.0	57.0	.	.	60.0
6	Possess Explosive Device	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
6	Sub-Total	196	128	136	133	0	593	65.0	64.0	69.7	73.2	.	67.7	60.0	60.0	60.0	60.0	.	60.0
5	A&B Child w/Injury	1	0	1	0	0	2	48.0	.	36.0	.	.	42.0	48.0	.	36.0	.	.	42.0
5	A&B Aggravated	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
5	A&B DW, Aggravated	2	1	1	4	0	8	39.0	60.0	60.0	37.5	.	43.5	39.0	60.0	60.0	27.0	.	39.0
5	Indecent A&B On Child	7	4	1	3	0	15	63.4	81.0	60.0	92.0	.	73.6	60.0	84.0	60.0	120.0	.	60.0
5	Entice Child	1	1	0	0	0	2	36.0	48.0	.	.	.	42.0	36.0	48.0	.	.	.	42.0
5	Unnatural Acts Child	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
5	Robbery Unarmed	10	17	25	50	1	103	45.0	38.2	42.3	62.7	144.0	52.7	36.0	42.0	36.0	54.0	144.0	48.0
5	Intimidation	3	2	2	3	0	10	52.0	48.0	69.0	46.0	.	52.8	48.0	48.0	69.0	42.0	.	45.0
5	Stalking Violation of Rest. Order	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
5	Stalking 2nd	0	0	0	1	0	1	.	.	.	60.0	.	60.0	.	.	.	60.0	.	60.0
5	Common & Notorious Thief	0	1	0	1	0	2	.	60.0	.	60.0	.	60.0	.	60.0	.	60.0	.	60.0
5	Burglary	1	3	2	9	0	15	24.0	32.0	27.0	67.4	.	52.0	24.0	36.0	27.0	42.0	.	36.0
5	Counterfeit Equipment	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
5	Gaming Enterprise	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
5	Distribute Class B 2nd	1	6	12	10	0	29	36.0	44.0	58.0	61.8	.	55.7	36.0	42.0	48.0	60.0	.	48.0
5	Traffic Cocaine 014-028	57	20	27	25	0	129	48.2	45.9	51.2	46.1	.	48.1	48.0	39.0	48.0	36.0	.	48.0
5	Inducing Minor To Prostitution	1	1	0	0	0	2	60.0	60.0	.	.	.	60.0	60.0	60.0	.	.	.	60.0
5	Perjury or Suborn	2	1	0	0	0	3	48.0	36.0	.	.	.	44.0	48.0	36.0	.	.	.	48.0
5	Possess Molotov Cocktail	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
5	Sub-Total	86	57	71	106	1	321	48.6	45.8	49.1	58.4	144.0	51.7	48.0	42.0	48.0	48.0	144.0	48.0

Table 45 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
4	A&B Elderly / Disabled w/Injury	0	1	1	1	0	3	.	36.0	60.0	24.0	.	40.0	.	36.0	60.0	24.0	.	36.0
4	Assault Aggravated	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	A&B Guard	0	1	1	11	0	13	.	12.0	42.0	49.4	.	45.9	.	12.0	42.0	27.0	.	27.0
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	0	1	1	0	1	3	.	30.0	60.0	.	24.0	38.0	.	30.0	60.0	.	24.0	30.0
4	Photograph Nude Person	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Assault w/i Rob	0	2	1	5	0	8	.	48.0	24.0	35.4	.	37.1	.	48.0	24.0	24.0	.	24.0
4	Stalking	0	0	0	1	0	1	.	.	.	36.0	.	36.0	.	.	.	36.0	.	36.0
4	Harassment	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Larceny More	1	0	3	14	0	18	30.0	.	20.0	38.2	.	34.7	30.0	.	12.0	36.0	.	36.0
4	Larceny More + 60	1	0	0	1	0	2	120.0	.	.	36.0	.	78.0	120.0	.	.	36.0	.	78.0
4	Larceny Person	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Larceny Person + 65	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Larceny MV 2nd	0	0	0	2	0	2	.	.	.	36.0	.	36.0	.	.	.	36.0	.	36.0
4	Fraud - Identity	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	B&E	3	6	14	59	0	82	56.0	50.0	43.7	53.9	.	52.0	60.0	42.0	45.0	48.0	.	48.0
4	Enter Dwelling w/I Felony	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Receiving Stolen Goods Over	1	0	1	2	0	4	24.0	.	48.0	36.0	.	36.0	24.0	.	48.0	36.0	.	36.0
4	Receiving Stolen Goods MV 2nd	0	0	0	2	0	2	.	.	.	36.0	.	36.0	.	.	.	36.0	.	36.0
4	Burning Building	0	0	1	0	0	1	.	.	48.0	.	.	48.0	.	.	48.0	.	.	48.0
4	Burning to Defraud	0	0	1	0	0	1	.	.	12.0	.	.	12.0	.	.	12.0	.	.	12.0
4	Distribute Class A	15	31	40	39	1	126	55.6	52.4	49.5	48.6	48.0	50.7	48.0	48.0	48.0	48.0	48.0	48.0
4	Distribute Class B	10	27	35	30	0	102	30.6	43.1	39.4	42.2	.	40.4	30.0	36.0	36.0	36.0	.	36.0
4	Distribute Cocaine	26	40	39	26	0	131	37.4	41.4	46.5	42.7	.	42.4	36.0	36.0	48.0	42.0	.	36.0
4	Traffic Mar 50-100	0	0	0	1	0	1	.	.	.	36.0	.	36.0	.	.	.	36.0	.	36.0
4	Larceny Cont Sub	0	0	1	0	0	1	.	.	36.0	.	.	36.0	.	.	36.0	.	.	36.0
4	Giving Prisoner Cont Sub	0	0	2	0	0	2	.	.	36.0	.	.	36.0	.	.	36.0	.	.	36.0
4	Control Substance School	9	7	7	13	0	36	43.3	40.3	41.2	35.6	.	39.5	36.0	36.0	36.0	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	0	1	0	0	0	1	.	36.0	.	.	.	36.0	.	36.0	.	.	.	36.0
4	OUI Serious Inj, Fel	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Assault Weapon, Possess	8	3	2	0	0	13	34.5	50.0	33.0	.	.	37.9	36.0	60.0	33.0	.	.	36.0
4	Gun Serial Number, Felony	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Escape	0	1	1	2	1	5	.	60.0	12.0	36.0	36.0	36.0	.	60.0	12.0	36.0	36.0	36.0
4	Bribery	1	0	0	0	0	1	24.0	.	.	.	.	24.0	24.0	.	.	.	.	24.0
4	Extortion	0	0	1	0	0	1	.	.	72.0	.	.	72.0	.	.	72.0	.	.	72.0
4	Bomb Hoax	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Hoax Device	0	0	0	1	0	1	.	.	.	36.0	.	36.0	.	.	.	36.0	.	36.0
4	Tax Law Violation	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Disinter Body	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Home Imp Contractor Violation	0	0	2	0	0	2	.	.	42.0	.	.	42.0	.	.	42.0	.	.	42.0
4	Sub-Total	75	121	154	210	3	563	41.9	45.0	44.0	45.8	36.0	44.6	36.0	42.0	36.0	36.0	36.0	36.0

Table 45 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
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	Reckless Endangerment	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Permit Injury to Child	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	A&B Ambulance	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	7	4	2	3	0	16	44.6	45.0	30.0	41.0	.	42.2	48.0	48.0	30.0	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	2	0	0	0	0	2	60.0	.	.	.	.	60.0	60.0	.	.	.	.	60.0
3	Kidnapping	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Abduction	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	5	0	5	.	.	.	38.4	.	38.4	.	.	.	36.0	.	36.0
3	Larceny Firearm	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Larceny MV	0	1	2	1	0	4	.	60.0	42.0	60.0	.	51.0	.	60.0	42.0	60.0	.	54.0
3	Embezzlement	1	0	0	0	0	1	48.0	.	.	.	.	48.0	48.0	.	.	.	.	48.0
3	Credit Card Misuse - More	0	0	0	1	0	1	.	.	.	60.0	.	60.0	.	.	.	60.0	.	60.0
3	Defrauding Insurer	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Fraud	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Possess Burglariou Tools	0	0	0	3	0	3	.	.	.	56.0	.	56.0	.	.	.	60.0	.	60.0
3	B&E	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Mal Dest Property More	0	0	0	1	0	1	.	.	.	36.0	.	36.0	.	.	.	36.0	.	36.0
3	Receiving Stolen Goods Over	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Receiving Stolen Goods MV	0	0	0	12	1	13	.	.	.	54.5	24.0	52.2	.	.	.	54.0	24.0	48.0
3	Receiving Stolen Goods 2nd	0	0	0	1	0	1	.	.	.	12.0	.	12.0	.	.	.	12.0	.	12.0
3	Forgery And Uttering	0	1	0	1	0	2	.	60.0	.	60.0	.	60.0	.	60.0	.	60.0	.	60.0
3	Counterfeit	0	0	0	1	0	1	.	.	.	60.0	.	60.0	.	.	.	60.0	.	60.0
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	1	0	0	0	0	1	12.0	.	.	.	.	12.0	12.0	.	.	.	.	12.0
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	.	.	.	.	.	.	.	.	.	.	.	.

Table 45 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
3	Leaving Scene Property Damage	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
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	1	0	0	1	0	2	30.0	.	.	36.0	.	33.0	30.0	.	.	36.0	.	33.0
3	Carrying Dangerous Weapon	0	1	0	0	0	1	.	60.0	.	.	.	60.0	.	60.0	.	.	.	60.0
3	Contempt Of Court	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Cruelty To Animals	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	1	0	1	.	.	.	36.0	.	36.0	.	.	.	36.0	.	36.0
3	Vandalize - Graves	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Sub-Total	12	7	4	31	1	55	43.5	51.4	36.0	48.3	24.0	46.3	48.0	60.0	36.0	48.0	24.0	48.0

Table 45 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
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	MV - False Report Of Theft	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	1	0	1	.	.	.	24.0	.	24.0	.	.	.	24.0	.	24.0
2	Tagging Property	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Receiving Stolen Goods	0	0	0	1	0	1	.	.	.	24.0	.	24.0	.	.	.	24.0	.	24.0
2	Counterfeit	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	1	0	1	.	.	.	30.0	.	30.0	.	.	.	30.0	.	30.0
2	False Statement On Application	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Prostitution	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Common Night Walker 3rd	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
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	1	0	1	0	2	.	36.0	.	36.0	.	36.0	.	36.0	.	36.0	.	36.0
2	Obscene Material to Minor	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.

Table 45 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
2	Disturb Religious Service	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 Carry, School	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	0	0	0	0	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	Work Compensation Fail Have	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Resisting Arrest	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Compound / Conceal Felony	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Curfew	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	Clean Water Act Violation	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Record w/o Manufacturer	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Nuisance, Aid or Permit	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	True Name Law	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Home Imp Contractor Violation	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Sub-Total	0	1	0	4	0	5	.	36.0	.	28.5	.	30.0	.	36.0	.	27.0	.	30.0

Table 45 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
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	Unauthorized Access of Computer	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	Obstruct Emergency Veh	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	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	Annoying Phone 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	Business Practice	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Employment Practices	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Fail To Comply With Dog Order	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Sub-Total	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.

Table 45 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
0	Attempt Larceny	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
0	Attempt B&E	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
0	Attempt Arson Of MV	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
0	Conspiracy Violate CSA	2	1	0	2	0	5	27.0	60.0	.	54.0	.	44.4	27.0	60.0	.	54.0	.	36.0
0	Solicit Felony	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
0	Conspiracy	1	0	2	0	0	3	60.0	.	36.0	.	.	44.0	60.0	.	36.0	.	.	48.0
0	Attempt To Commit Crime	1	0	0	3	0	4	48.0	.	.	20.0	.	27.0	48.0	.	.	24.0	.	24.0
0	Accessory Before	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
0	Accessory After	4	0	1	1	0	6	51.0	.	84.0	72.0	.	60.0	48.0	.	84.0	72.0	.	66.0
0	Sub-Total	8	1	3	6	0	18	45.8	60.0	52.0	40.0	.	45.7	42.0	60.0	48.0	30.0	.	42.0

Table 46 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 Assault w/i Murder - Firearm	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 Heroin 200+	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
8	Traffic Cocaine 200+	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	0	1	0	0	0	1	.	12.0	.	.	.	12.0	.	12.0	.	.	.	12.0
7	A&B Child w/Injury Substantial	0	1	1	0	0	2	.	24.0	24.0	.	.	24.0	.	24.0	24.0	.	.	24.0
7	Rape	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
7	Assault w/i Rape Child	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	1	0	0	0	0	1	12.0	.	.	.	.	12.0	12.0	.	.	.	.	12.0
7	Kidnapping Extortion	0	0	0	0	0	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 Heroin 100-200	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
7	Traffic Cocaine 100-200	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
7	Sub-Total	1	2	1	0	0	4	12.0	18.0	24.0	.	.	18.0	12.0	18.0	24.0	.	.	18.0

Table 46 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
6	Manslaughter	3	0	0	0	0	3	30.0	.	.	.	.	30.0	30.0	.	.	.	.	30.0
6	A&B Elderly / Disabled Ser Injury	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
6	A&B Aggravated - Serious Injury	5	6	7	2	0	20	13.8	5.0	9.8	15.0	.	9.9	12.0	5.6	6.0	15.0	.	6.7
6	A&B Dangerous Weapon	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
6	A&B Dangerous Weapon + 60	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
6	A&B DW, Aggravated w/Injury	2	2	0	0	0	4	9.0	16.0	.	.	.	12.5	9.0	16.0	.	.	.	9.0
6	Assault To Kill or Maim	0	0	0	1	0	1	.	.	.	24.0	.	24.0	.	.	.	24.0	.	24.0
6	Rape Of Child	19	4	5	1	0	29	17.7	21.6	14.4	30.0	.	18.1	15.0	24.0	12.0	30.0	.	18.0
6	Assault w/i Rape	1	0	0	0	0	1	18.0	.	.	.	.	18.0	18.0	.	.	.	.	18.0
6	Indecent A&B On Child 2nd	0	0	0	0	0	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	Carjacking	2	0	2	4	0	8	12.4	.	12.0	19.5	.	15.9	12.4	.	12.0	18.0	.	15.0
6	Kidnapping	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
6	Violation Of Civil Rights, Felony	1	0	0	0	0	1	12.0	.	.	.	.	12.0	12.0	.	.	.	.	12.0
6	Burning Dwelling House	0	3	1	0	0	4	.	24.0	30.0	.	.	25.5	.	30.0	30.0	.	.	30.0
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	MV Homicide - OUI Felony	13	2	0	0	0	15	16.2	15.0	.	.	.	16.0	12.0	15.0	.	.	.	12.0
6	Possess Explosive Device	0	2	1	0	0	3	.	10.5	4.0	.	.	8.3	.	10.5	4.0	.	.	6.0
6	Sub-Total	46	19	16	8	0	89	16.9	14.3	12.4	20.3	.	15.8	12.0	12.0	12.0	18.0	.	12.0
5	A&B Child w/Injury	9	1	3	5	0	18	15.3	6.0	13.0	9.8	.	12.9	18.0	6.0	9.0	6.0	.	9.0
5	A&B Aggravated	16	16	13	7	0	52	5.8	6.0	12.0	16.3	.	8.8	5.0	2.9	12.0	12.0	.	6.0
5	A&B DW, Aggravated	6	3	1	1	0	11	20.2	24.0	18.0	6.0	.	19.7	24.0	30.0	18.0	6.0	.	24.0
5	Indecent A&B On Child	40	11	20	3	0	74	14.8	13.9	19.0	23.0	.	16.1	12.0	12.0	18.0	24.0	.	15.6
5	Entice Child	7	0	0	1	0	8	6.2	.	.	12.0	.	6.9	6.0	.	.	12.0	.	6.0
5	Unnatural Acts Child	1	0	1	0	0	2	12.0	.	3.0	.	.	7.5	12.0	.	3.0	.	.	7.5
5	Robbery Unarmed	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
5	Intimidation	46	57	70	81	0	254	5.6	8.1	9.0	11.8	.	9.1	3.0	6.0	6.0	12.0	.	6.0
5	Stalking Violation of Rest. Order	0	0	4	2	0	6	.	.	13.5	21.0	.	16.0	.	.	12.0	21.0	.	12.0
5	Stalking 2nd	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
5	Common & Notorious Thief	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
5	Burglary	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
5	Counterfeit Equipment	0	0	1	0	0	1	.	.	24.0	.	.	24.0	.	.	24.0	.	.	24.0
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	Inducing Minor To Prostitution	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
5	Perjury or Suborn	2	1	1	1	0	5	0.8	12.0	12.0	12.0	.	7.5	0.8	12.0	12.0	12.0	.	12.0
5	Possess Molotov Cocktail	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
5	Sub-Total	127	89	114	101	0	431	9.9	9.0	11.6	12.4	.	10.8	6.0	6.0	12.0	12.0	.	9.0

Table 46 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
4	A&B Elderly / Disabled w/Injury	9	11	5	17	0	42	4.0	9.1	8.4	13.2	.	9.6	3.0	5.0	6.0	12.0	.	6.0
4	Assault Aggravated	1	0	0	1	0	2	0.3	.	.	24.0	.	12.2	0.3	.	.	24.0	.	12.2
4	A&B Guard	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	A&B Dangerous Weapon	61	61	57	55	0	234	17.8	17.3	17.7	17.3	.	17.5	18.0	15.0	18.0	15.0	.	18.0
4	A&B Dangerous Weapon + 60	1	3	0	0	0	4	24.0	24.0	.	.	.	24.0	24.0	30.0	.	.	.	27.0
4	A&B To Collect Loan	0	0	2	0	0	2	.	.	15.0	.	.	15.0	.	.	15.0	.	.	15.0
4	Indecent A&B	32	18	8	13	0	71	15.3	10.3	16.4	13.2	.	13.7	12.0	9.0	18.0	12.0	.	12.0
4	Photograph Nude Person	1	0	1	0	0	2	12.0	.	24.0	.	.	18.0	12.0	.	24.0	.	.	18.0
4	Assault w/i Rob	0	0	0	1	0	1	.	.	.	30.0	.	30.0	.	.	.	30.0	.	30.0
4	Stalking	0	7	2	3	0	12	.	8.3	9.5	22.3	.	12.0	.	6.0	9.5	25.0	.	12.0
4	Harassment	5	10	4	5	0	24	14.2	7.2	6.3	9.0	.	8.9	14.0	6.0	6.0	12.0	.	6.0
4	Larceny More	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Larceny More + 60	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Larceny Person	77	96	77	82	3	335	8.9	10.7	12.9	12.9	19.3	11.4	6.0	6.0	12.0	12.0	24.0	9.0
4	Larceny Person + 65	7	1	3	5	0	16	5.7	9.0	9.0	18.2	.	10.4	2.4	9.0	9.0	24.0	.	9.0
4	Larceny MV 2nd	0	0	0	2	1	3	.	.	.	12.0	12.0	12.0	.	.	.	12.0	12.0	12.0
4	Fraud - Identity	12	17	19	29	0	77	5.0	8.3	8.0	8.4	.	7.7	4.0	6.0	6.0	6.0	.	6.0
4	B&E	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Enter Dwelling w/I Felony	1	1	1	4	0	7	0.8	5.6	24.0	15.0	.	12.9	0.8	5.6	24.0	15.0	.	6.0
4	Receiving Stolen Goods Over	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Receiving Stolen Goods MV 2nd	0	1	2	8	0	11	.	12.0	18.0	21.0	.	19.6	.	12.0	18.0	21.0	.	18.0
4	Burning Building	2	0	2	0	0	4	19.5	.	18.0	.	.	18.8	19.5	.	18.0	.	.	19.5
4	Burning to Defraud	1	0	0	0	0	1	6.0	.	.	.	.	6.0	6.0	.	.	.	.	6.0
4	Distribute Class A	128	128	77	65	1	399	9.5	10.9	13.8	13.1	18.0	11.4	9.0	12.0	12.0	12.0	18.0	12.0
4	Distribute Class B	321	284	218	138	0	961	9.3	11.9	12.4	12.4	.	11.2	6.0	12.0	12.0	12.0	.	12.0
4	Distribute Cocaine	62	23	17	15	0	117	18.5	20.8	21.4	20.0	.	19.6	15.7	24.0	24.0	18.0	.	18.0
4	Traffic Mar 50-100	6	0	0	0	0	6	20.6	.	.	.	.	20.6	18.0	.	.	.	.	18.0
4	Larceny Cont Sub	1	1	2	2	0	6	12.0	12.0	10.0	9.5	.	10.5	12.0	12.0	10.0	9.5	.	11.0
4	Giving Prisoner Cont Sub	2	1	1	2	0	6	4.0	1.0	0.3	1.0	.	1.9	4.0	1.0	0.3	1.0	.	1.0
4	Control Substance School	92	79	57	28	1	257	24.1	24.1	24.2	24.0	24.0	24.1	24.0	24.0	24.0	24.0	24.0	24.0
4	MV Homicide	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	MV Homicide - Reckless	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	MV Homicide - OUI	6	0	1	1	0	8	10.2	.	12.0	30.0	.	12.9	10.5	.	12.0	30.0	.	12.0
4	Leaving Scene Death	6	0	1	1	0	8	20.5	.	12.0	24.0	.	19.9	18.0	.	12.0	24.0	.	18.0
4	OUI Serious Inj. Fel	20	4	1	1	0	26	12.4	13.5	24.0	24.0	.	13.5	12.0	12.0	24.0	24.0	.	12.0
4	Assault Weapon, Possess	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Gun Serial Number, Felony	3	0	0	0	0	3	12.0	.	.	.	.	12.0	12.0	.	.	.	.	12.0
4	Escape	4	5	19	19	0	47	4.8	3.3	4.7	6.5	.	5.3	3.0	1.3	6.0	3.0	.	3.0
4	Bribery	0	1	0	0	0	1	.	3.0	.	.	.	3.0	.	3.0	.	.	.	3.0
4	Extortion	1	1	1	1	0	4	0.2	12.0	9.0	30.0	.	12.8	0.2	12.0	9.0	30.0	.	10.5
4	Bomb Hoax	1	0	0	0	0	1	12.0	.	.	.	.	12.0	12.0	.	.	.	.	12.0
4	Hoax Device	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Tax Law Violation	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Disinter Body	1	0	0	0	0	1	18.0	.	.	.	.	18.0	18.0	.	.	.	.	18.0
4	Home Imp Contractor Violation	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Sub-Total	864	753	578	498	6	2699	12.5	13.3	14.2	14.0	18.7	13.4	12.0	12.0	12.0	12.0	21.0	12.0

Table 46 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
3	A&B	380	442	480	507	7	1816	5.7	5.5	6.9	8.8	8.9	6.8	3.0	3.0	6.0	6.0	6.0	6.0
3	A&B Domestic	34	26	26	21	1	108	3.5	6.4	9.0	7.6	30.0	6.6	2.0	6.0	6.0	6.0	30.0	5.5
3	A&B w/I Intimidate	0	4	0	2	0	6	.	16.5	.	7.0	.	13.3	.	18.0	.	7.0	.	12.0
3	Reckless Endangerment	1	0	0	1	0	2	30.0	.	.	1.0	.	15.5	30.0	.	.	1.0	.	15.5
3	Permit Injury to Child	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	A&B Ambulance	0	0	0	2	0	2	.	.	.	3.5	.	3.5	.	.	.	3.5	.	3.5
3	A&B Dangerous Weapon	93	109	92	76	1	371	3.6	3.8	4.3	5.0	3.0	4.1	3.0	3.0	4.0	6.0	3.0	3.3
3	A&B Dangerous Weapon + 60	0	0	0	1	0	1	.	.	.	11.0	.	11.0	.	.	.	11.0	.	11.0
3	Assault Dangerous Weapon	106	91	70	98	0	365	9.5	8.9	8.0	10.1	.	9.2	6.0	6.0	6.0	8.5	.	6.0
3	Assault Dangerous Weapon + 60	1	1	0	0	0	2	18.0	3.0	.	.	.	10.5	18.0	3.0	.	.	.	10.5
3	Unnatural Acts	2	2	0	1	0	5	1.5	6.0	.	2.0	.	3.4	1.5	6.0	.	2.0	.	2.0
3	Child Pornography Possess	10	1	2	2	0	15	12.2	30.0	10.5	7.5	.	12.5	10.5	30.0	10.5	7.5	.	12.0
3	Kidnapping	2	0	0	0	0	2	5.5	.	.	.	.	5.5	5.5	.	.	.	.	5.5
3	Abduction	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Violation Of Civil Rights	0	2	1	1	0	4	.	7.5	1.0	12.0	.	7.0	.	7.5	1.0	12.0	.	7.5
3	Restraining Order Violation	70	127	147	154	0	498	3.9	4.6	5.8	8.1	.	5.9	2.3	3.0	4.2	6.0	.	4.0
3	Larceny	22	20	19	15	0	76	5.0	2.0	6.3	6.0	.	4.7	4.5	1.0	5.3	6.0	.	3.0
3	Larceny More	161	222	241	295	0	919	5.1	5.6	7.0	8.3	.	6.7	3.0	4.2	6.0	6.0	.	6.0
3	Larceny More + 60	5	0	1	4	0	10	13.2	.	18.0	22.9	.	17.6	12.0	.	18.0	30.0	.	16.5
3	Larceny Building	13	14	18	34	0	79	6.0	6.7	8.9	9.9	.	8.5	2.0	6.0	8.0	7.0	.	6.0
3	Larceny Firearm	2	2	3	1	0	8	9.0	2.5	20.0	6.0	.	11.1	9.0	2.5	24.0	6.0	.	9.0
3	Larceny MV	23	28	19	41	0	111	7.9	6.7	11.1	12.2	.	9.7	6.0	6.0	12.0	12.0	.	8.0
3	Embezzlement	1	0	0	0	0	1	28.0	.	.	.	.	28.0	28.0	.	.	.	.	28.0
3	Credit Card Misuse - More	1	5	4	14	0	24	3.0	4.4	12.0	13.3	.	10.8	3.0	3.0	9.0	12.0	.	9.0
3	Defrauding Insurer	0	1	1	0	0	2	.	24.0	30.0	.	.	27.0	.	24.0	30.0	.	.	27.0
3	Fraud	1	1	1	1	0	4	6.0	4.7	6.0	24.0	.	10.2	6.0	4.7	6.0	24.0	.	6.0
3	Possess Burglarious Tools	12	14	14	39	1	80	5.7	7.4	7.9	11.5	12.0	9.3	3.0	5.0	6.0	12.0	12.0	6.0
3	B&E	128	243	223	260	1	855	6.0	7.7	10.1	11.3	1.0	9.2	4.0	6.0	9.0	12.0	1.0	6.0
3	Mal Dest Property More	24	18	27	32	0	101	4.2	4.3	6.0	7.2	.	5.7	3.0	2.5	6.0	6.0	.	6.0
3	Receiving Stolen Goods Over	19	21	26	30	0	96	5.5	7.2	6.5	11.3	.	7.9	3.7	6.0	5.0	10.5	.	6.0
3	Receiving Stolen Goods MV	54	63	54	79	0	250	4.7	7.0	7.8	9.8	.	7.6	3.1	6.0	6.0	9.0	.	6.0
3	Receiving Stolen Goods 2nd	1	0	1	2	0	4	1.4	.	2.0	16.3	.	9.0	1.4	.	2.0	16.3	.	2.3
3	Forgery And Uttering	33	53	59	74	1	220	5.8	5.0	6.2	8.4	6.0	6.6	3.0	5.0	6.0	6.0	6.0	6.0
3	Counterfeit	2	1	3	5	0	11	4.5	6.0	5.7	7.8	.	6.5	4.5	6.0	3.0	6.0	.	6.0
3	Burning Property	1	3	2	1	0	7	1.0	2.2	2.5	6.0	.	2.6	1.0	2.0	2.5	6.0	.	2.0
3	Burning Motor Vehicle	1	0	0	0	0	1	11.0	.	.	.	.	11.0	11.0	.	.	.	.	11.0
3	Illegal Lottery	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Gaming Register Bets	0	0	1	1	0	2	.	.	24.0	12.0	.	18.0	.	.	24.0	12.0	.	18.0
3	Possession Class A 2nd	4	13	6	12	1	36	7.8	7.3	10.7	10.9	4.0	9.0	5.5	6.0	9.0	6.0	4.0	6.0
3	Possession Class A Heroin 2nd	7	12	8	14	0	41	4.0	4.2	8.4	8.8	.	6.5	5.3	4.1	7.0	6.5	.	6.0
3	Possession Class B 2nd	10	33	28	29	0	100	5.2	5.9	5.7	8.4	.	6.5	2.0	4.2	4.2	6.0	.	6.0
3	Possession Class C 2nd	0	0	0	1	0	1	.	.	.	4.0	.	4.0	.	.	.	4.0	.	4.0
3	Possession Class D 2nd	6	9	8	10	0	33	3.8	5.7	3.6	8.5	.	5.7	3.0	3.0	3.6	6.0	.	3.0
3	Distribute Class C	5	2	6	5	0	18	4.3	3.5	4.1	7.3	.	5.0	3.0	3.5	3.5	2.5	.	3.0
3	Distribute Class D 2nd	8	4	8	0	0	20	10.0	9.0	17.1	.	.	12.6	9.0	6.0	18.0	.	.	12.0
3	Distribute Class E 2nd	0	2	1	0	0	3	.	9.0	6.0	.	.	8.0	.	9.0	6.0	.	.	6.0
3	Possession Hypodermic 2nd	1	2	2	5	0	10	12.0	5.5	1.9	5.2	.	5.3	12.0	5.5	1.9	6.0	.	5.5
3	MV Homicide	19	2	1	1	0	23	13.2	17.5	30.0	30.0	.	15.1	12.0	17.5	30.0	30.0	.	12.0

Table 46 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
3	Leaving Scene Property Damage	55	73	50	62	0	240	3.8	5.1	5.7	7.9	.	5.6	3.0	3.0	6.0	6.0	.	3.0
3	Leaving Scene Personal Injury	10	13	12	12	0	47	7.2	8.2	7.7	10.8	.	8.5	6.0	9.0	6.0	9.0	.	6.0
3	Possess Master Key MV	1	0	1	0	0	2	6.0	.	12.0	.	.	9.0	6.0	.	12.0	.	.	9.0
3	OUI Serious Inj. Misd	4	4	2	0	0	10	7.3	12.3	10.5	.	.	9.9	6.0	8.5	10.5	.	.	6.0
3	Inducing Minor To Sex	0	2	0	0	0	2	.	21.0	.	.	.	21.0	.	21.0	.	.	.	21.0
3	Gun Serial Number	7	4	0	0	0	11	17.4	18.0	.	.	.	17.6	12.0	18.0	.	.	.	18.0
3	Firearm Loaded while OUI	1	0	0	0	0	1	0.2	.	.	.	.	0.2	0.2	.	.	.	.	0.2
3	Nonsupport	2	1	0	0	0	3	4.0	12.0	.	.	.	6.7	4.0	12.0	.	.	.	6.0
3	Interfere Police or Firefighter	0	1	0	0	0	1	.	1.0	.	.	.	1.0	.	1.0	.	.	.	1.0
3	Failure to Appear Felony	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Carrying Dangerous Weapon	25	20	25	24	0	94	3.4	6.2	6.9	7.0	.	5.8	2.0	6.0	6.0	6.0	.	6.0
3	Contempt Of Court	4	0	0	0	0	4	1.9	.	.	.	.	1.9	0.7	.	.	.	.	0.7
3	Cruelty To Animals	1	2	2	2	0	7	30.0	10.3	1.6	9.0	.	10.2	30.0	10.3	1.6	9.0	.	6.0
3	Animal Kill or Poison	0	1	0	0	0	1	.	3.0	.	.	.	3.0	.	3.0	.	.	.	3.0
3	Throw Object On Public Way	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Sex Offender Fail Register	11	6	50	91	3	161	8.8	4.5	6.1	4.0	6.0	5.0	6.0	3.6	4.5	2.5	6.0	3.0
3	Vandalize - Graves	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Sub-Total	1384	1720	1745	2062	16	6927	5.8	6.0	7.2	8.9	8.5	7.1	3.0	5.0	6.0	6.0	6.0	6.0

Table 46 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
2	Assault	15	10	16	13	0	54	4.4	3.6	6.1	4.5	.	4.8	2.0	3.2	3.7	3.0	.	3.0
2	Accost / Annoy Person Opposite Sex	2	2	1	2	1	8	2.6	3.2	1.0	4.5	6.0	3.4	2.6	3.2	1.0	4.5	6.0	3.6
2	Larceny	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Larceny Less	38	35	39	58	0	170	2.5	2.6	5.1	5.0	.	4.0	1.0	1.0	3.0	6.0	.	2.9
2	Larceny Less +60	0	0	0	1	0	1	.	.	.	18.0	.	18.0	.	.	.	18.0	.	18.0
2	Shoplifting	23	65	82	155	1	326	2.0	3.0	3.0	4.2	1.0	3.5	1.0	2.0	2.0	3.0	1.0	2.2
2	Credit Card Misuse	6	7	14	16	0	43	5.0	4.3	5.2	6.1	.	5.4	2.0	6.0	5.0	6.0	.	6.0
2	MV - False Report Of Theft	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Defrauding Innkeeper	0	1	1	0	0	2	.	0.3	0.5	.	.	0.4	.	0.3	0.5	.	.	0.4
2	Welfare Violation	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Failure To Return Leased Prop	1	4	7	3	0	15	0.0	1.5	4.3	3.0	.	3.0	0.0	1.3	3.0	2.0	.	1.5
2	B&E MV	4	2	0	1	0	7	1.9	4.5	.	3.0	.	2.8	2.0	4.5	.	3.0	.	3.0
2	B&E w/i Misdemeanor	22	21	7	14	0	64	2.7	3.4	4.3	3.1	.	3.2	2.4	3.0	6.0	2.6	.	3.0
2	Property Destruction	39	45	51	46	2	183	2.4	4.5	4.7	7.1	2.5	4.7	1.1	2.4	2.5	2.3	2.5	2.0
2	Tagging Property	3	1	0	0	0	4	0.9	11.0	.	.	.	3.4	0.5	11.0	.	.	.	1.2
2	Receiving Stolen Goods	31	49	44	76	0	200	4.9	4.6	5.9	7.0	.	5.8	3.0	3.0	6.0	6.0	.	4.0
2	Counterfeit	0	0	1	0	0	1	.	.	1.0	.	.	1.0	.	.	1.0	.	.	1.0
2	Gaming Use of Telephone	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Fraud - Electric, Phone or Cable	0	1	0	0	0	1	.	12.0	.	.	.	12.0	.	12.0	.	.	.	12.0
2	Possession Class A	34	38	34	28	0	134	4.0	4.3	6.1	5.7	.	5.0	3.0	4.0	6.0	5.1	.	4.2
2	Possession Class A Heroin	42	74	69	58	1	244	3.4	5.7	6.3	7.6	6.0	5.9	3.0	6.0	6.0	6.0	6.0	6.0
2	Possession Class B	132	158	123	149	0	562	3.6	4.0	4.5	4.6	.	4.2	3.0	3.0	4.0	3.0	.	3.0
2	Possession Class C	7	10	8	10	0	35	3.3	5.1	3.1	5.0	.	4.3	2.0	5.1	2.0	3.0	.	3.0
2	Possession Class D	55	48	27	33	1	164	2.0	2.9	2.2	3.2	6.0	2.6	1.0	2.0	2.0	2.0	6.0	2.0
2	Possession Class D Marijuana 2nd	10	11	18	9	0	48	4.6	7.7	7.1	4.6	.	6.2	3.5	9.0	6.0	6.0	.	6.0
2	Distribute Counterfeit Substance	0	3	8	7	0	18	.	4.7	4.4	5.2	.	4.8	.	6.0	3.6	4.0	.	4.1
2	Distribute Class D	98	72	37	20	0	227	6.3	7.0	8.5	8.4	.	7.0	6.0	6.0	6.0	6.0	.	6.0
2	Distribute Class E	2	2	1	3	0	8	5.1	5.8	4.2	6.8	.	5.8	5.1	5.8	4.2	9.0	.	5.8
2	Possession Hypodermic/Syringe	41	66	37	58	0	202	3.0	3.9	5.0	4.7	.	4.1	2.0	3.0	4.0	3.5	.	3.0
2	Presence Class A	6	9	2	6	0	23	1.8	4.2	1.6	3.5	.	3.2	1.0	3.0	1.6	3.0	.	3.0
2	Forge Prescription	3	14	5	4	0	26	6.4	6.5	4.8	11.3	.	6.9	6.0	2.7	4.0	10.5	.	5.5
2	Distribute Paraphenalia	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Operate to Endanger	76	80	57	62	1	276	2.8	4.5	5.2	7.4	24.0	4.9	1.0	3.0	3.0	6.0	24.0	3.0
2	Use Without Authority	20	31	25	29	0	105	4.7	3.6	4.8	5.1	.	4.5	2.6	3.0	2.0	3.0	.	3.0
2	Use w/o Authority 2nd	1	1	0	1	0	3	1.5	6.0	.	0.3	.	2.6	1.5	6.0	.	0.3	.	1.5
2	Habitual Traffic Offender	13	43	35	38	0	129	1.3	2.6	2.8	3.7	.	2.9	1.0	2.0	2.0	2.0	.	2.0
2	Racing	1	0	0	0	0	1	3.0	.	.	.	.	3.0	3.0	.	.	.	.	3.0
2	Operate After Suspension 2nd	104	232	196	202	1	735	1.7	2.2	2.6	3.2	3.0	2.5	2.0	2.0	2.0	2.0	3.0	2.0
2	Compulsory Insurance Violation	58	62	38	57	1	216	1.0	1.6	2.3	3.1	6.0	2.0	0.7	1.0	2.0	2.0	6.0	1.0
2	Altering MV ID Number	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Counterfeit/Alter MV Document	6	2	6	3	0	17	5.5	3.5	8.2	7.5	.	6.6	1.5	3.5	2.5	9.5	.	2.0
2	False Statement On Application	1	0	0	1	0	2	18.0	.	.	3.2	.	10.6	18.0	.	.	3.2	.	10.6
2	Prostitution	37	70	35	20	0	162	2.0	3.2	3.1	4.1	.	3.0	1.0	2.0	3.0	3.5	.	2.0
2	Common Night Walker 3rd	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Induce Female To Prostitution	1	0	1	0	0	2	12.0	.	12.0	.	.	12.0	12.0	.	12.0	.	.	12.0
2	Keeping A House Of Ill Fame	2	0	0	0	0	2	15.0	.	.	.	.	15.0	15.0	.	.	.	.	15.0
2	Open And Gross	12	14	8	10	0	44	5.7	6.9	7.3	6.9	.	6.6	5.0	6.0	4.5	6.0	.	6.0
2	Obscene Material to Minor	1	0	0	1	0	2	12.0	.	.	6.0	.	9.0	12.0	.	.	6.0	.	9.0

Table 46 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
2	Disturb Religious Service	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Failure To Disperse	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Firearm Possess w/o Permit	175	76	36	11	0	298	11.0	12.3	11.6	12.6	.	11.4	12.0	12.0	12.0	12.0	.	12.0
2	Possess Mace	1	2	3	1	0	7	6.0	2.1	1.6	6.0	.	3.0	6.0	2.1	2.0	6.0	.	2.0
2	Possess Ammunition	3	2	0	0	0	5	8.4	21.0	.	.	.	13.4	7.2	21.0	.	.	.	12.0
2	Firearm Carry, School	1	0	0	0	0	1	1.7	.	.	.	.	1.7	1.7	.	.	.	.	1.7
2	Firearm Store Improper	1	0	0	1	0	2	2.0	.	.	12.0	.	7.0	2.0	.	.	12.0	.	7.0
2	Escape Work Release Program	0	0	0	2	0	2	.	.	.	6.0	.	6.0	.	.	.	6.0	.	6.0
2	Escape Lockup	0	0	1	0	0	1	.	.	3.0	.	.	3.0	.	.	3.0	.	.	3.0
2	Aiding An Escape	0	0	1	0	0	1	.	.	9.0	.	.	9.0	.	.	9.0	.	.	9.0
2	Impersonate/Disguise	0	0	0	1	0	1	.	.	.	6.0	.	6.0	.	.	.	6.0	.	6.0
2	False Statement	0	0	0	1	0	1	.	.	.	2.0	.	2.0	.	.	.	2.0	.	2.0
2	Failure to Appear	1	3	1	3	0	8	0.3	2.4	3.0	3.3	.	2.6	0.3	1.0	3.0	3.0	.	2.0
2	Possess Stun Gun	2	0	1	1	0	4	4.0	.	6.0	6.0	.	5.0	4.0	.	6.0	6.0	.	6.0
2	Possess Dangerous Weapon	0	0	1	1	0	2	.	.	0.6	18.0	.	9.3	.	.	0.6	18.0	.	9.3
2	False Alarm	1	2	2	0	0	5	0.3	3.2	2.0	.	.	2.1	0.3	3.2	2.0	.	.	1.0
2	Fireworks	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Violation Of Explosives	2	0	0	0	0	2	21.0	.	.	.	.	21.0	21.0	.	.	.	.	21.0
2	Disrupt Court Proceedings	1	1	3	0	0	5	0.1	0.3	3.0	.	.	1.9	0.1	0.3	2.0	.	.	1.0
2	Contributing To Delinquency	3	1	0	0	0	4	6.1	3.0	.	.	.	5.3	6.0	3.0	.	.	.	4.5
2	Work Compensation Fail Have	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Resisting Arrest	55	88	72	79	1	295	1.6	3.8	4.5	4.4	12.0	3.7	1.0	1.6	2.5	3.0	12.0	2.0
2	Compound / Conceal Felony	0	0	0	1	0	1	.	.	.	24.0	.	24.0	.	.	.	24.0	.	24.0
2	Curfew	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	False Report Of Crime	3	1	1	0	0	5	3.7	6.0	6.0	.	.	4.6	4.0	6.0	6.0	.	.	6.0
2	Hazardous Materials	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Disconnect Sprinkler System	1	1	0	0	0	2	1.7	1.0	.	.	.	1.3	1.7	1.0	.	.	.	1.3
2	Firearms - False Statement	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Clean Water Act Violation	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Record w/o Manufacturer	0	0	0	2	0	2	.	.	.	3.6	.	3.6	.	.	.	3.6	.	3.6
2	Nuisance, Aid or Permit	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	True Name Law	19	25	20	24	0	88	1.3	2.5	2.5	3.3	.	2.5	1.0	1.0	1.0	3.0	.	1.0
2	Home Imp Contractor Violation	0	3	0	1	0	4	.	10.7	.	3.0	.	8.8	.	11.0	.	3.0	.	10.0
2	Sub-Total	1216	1488	1175	1323	10	5212	4.3	4.2	4.5	4.9	6.9	4.5	2.0	3.0	3.0	3.0	6.0	3.0

Table 46 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
1	Obscene Materials	1	0	0	0	0	1	12.0	.	.	.	.	12.0	12.0	.	.	.	.	12.0
1	Threatening	37	38	33	42	1	151	2.2	3.2	4.1	4.0	3.0	3.4	1.5	3.0	4.2	4.0	3.0	3.0
1	Defrauding Victualer	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Vandalism	5	7	2	9	0	23	4.1	3.7	2.0	4.5	.	4.0	6.0	2.0	2.0	3.0	.	3.0
1	Setting Fire In Open	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Trespassing	42	66	56	92	0	256	0.7	0.6	0.7	0.8	.	0.7	0.9	0.7	1.0	1.0	.	1.0
1	Gaming	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Unauthorized Access of Computer	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Possession Class D Marijuana	59	48	44	23	0	174	2.2	2.5	2.3	2.5	.	2.3	1.7	1.5	1.4	2.0	.	1.8
1	Possession Class E	9	10	6	2	0	27	2.5	2.9	3.9	0.8	.	2.8	1.7	1.0	4.5	0.8	.	1.7
1	Inhaling Toxic Vapors	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Attaching Wrong MV Plates	3	4	3	4	0	14	0.2	0.3	0.3	0.3	.	0.3	0.3	0.3	0.3	0.3	.	0.3
1	Operate After Suspension	149	188	157	100	1	595	0.3	0.3	0.3	0.3	0.3	0.3	0.3	0.3	0.3	0.3	0.3	0.3
1	Obstruct Emergency Veh	0	0	1	0	0	1	.	.	1.0	.	.	1.0	.	.	1.0	.	.	1.0
1	MV - Impersonate/Other License	1	0	0	0	0	1	0.3	.	.	.	.	0.3	0.3	.	.	.	.	0.3
1	RV On Public Way	1	0	0	0	0	1	0.3	.	.	.	.	0.3	0.3	.	.	.	.	0.3
1	Common Night Walker	4	12	3	2	0	21	2.0	4.1	1.5	3.4	.	3.3	1.5	4.1	1.7	3.4	.	3.0
1	Indecent Exposure	0	6	2	6	0	14	.	2.7	3.2	1.6	.	2.3	.	1.5	3.2	1.6	.	1.5
1	Lewd And Lacivious	3	3	0	3	0	9	0.6	2.7	.	5.0	.	2.7	0.3	1.0	.	6.0	.	1.0
1	Disorderly Conduct	61	88	69	96	2	316	1.3	1.8	2.0	1.9	0.5	1.8	0.9	1.0	1.0	1.0	0.5	1.0
1	Possess Air Rifle w/o FID Card	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Firearm Discharge	2	0	0	0	0	2	3.0	.	.	.	.	3.0	3.0	.	.	.	.	3.0
1	Annoying Phone Calls	0	4	6	6	0	16	.	1.6	1.5	2.5	.	1.9	.	1.7	1.3	3.0	.	2.3
1	Failure To Obey Police Officer	1	1	1	0	0	3	1.0	0.2	0.3	.	.	0.5	1.0	0.2	0.3	.	.	0.3
1	Obstructing Justice	3	0	0	0	0	3	0.8	.	.	.	.	0.8	0.7	.	.	.	.	0.7
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	2	3	3	2	0	10	1.5	8.0	1.3	3.8	.	3.8	1.5	9.0	1.0	3.8	.	2.0
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	1	0	0	0	0	1	1.0	.	.	.	.	1.0	1.0	.	.	.	.	1.0
1	Business Practice	1	0	0	0	0	1	2.0	.	.	.	.	2.0	2.0	.	.	.	.	2.0
1	Employment Practices	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Fail To Comply With Dog Order	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Sub-Total	385	478	386	387	4	1640	1.2	1.4	1.3	1.6	1.1	1.4	0.3	0.3	0.3	1.0	0.7	0.5

Table 46 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
0	Attempt Larceny	0	2	1	1	0	4	.	6.3	2.0	9.0	.	5.9	.	6.3	2.0	9.0	.	5.5
0	Attempt B&E	4	3	2	5	0	14	2.2	3.1	3.5	9.2	.	5.1	1.3	3.0	3.5	9.0	.	4.5
0	Attempt Arson Of MV	0	0	0	1	0	1	.	.	.	12.0	.	12.0	.	.	.	12.0	.	12.0
0	Conspiracy Violate CSA	3	8	5	3	0	19	20.9	8.9	8.0	4.3	.	9.9	30.0	9.0	6.0	3.0	.	6.0
0	Solicit Felony	0	0	0	1	0	1	.	.	.	3.0	.	3.0	.	.	.	3.0	.	3.0
0	Conspiracy	8	1	2	2	0	13	13.2	0.9	19.0	4.5	.	11.8	6.0	0.9	19.0	4.5	.	6.0
0	Attempt To Commit Crime	10	7	12	23	1	53	3.3	1.8	9.0	8.3	12.0	6.7	3.0	0.9	6.0	6.0	12.0	4.0
0	Accessory Before	0	1	0	0	0	1	.	6.0	.	.	.	6.0	.	6.0	.	.	.	6.0
0	Accessory After	4	4	3	0	0	11	15.0	18.0	20.0	.	.	17.5	15.0	18.0	18.0	.	.	18.0
0	Sub-Total	29	26	25	36	1	117	9.3	7.1	10.2	7.9	12.0	8.6	5.0	4.0	6.0	6.0	12.0	6.0

Table 47 Governing Offense by Type and Incarceration Status, All Courts

Type	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
Person	A&B	1448	1111	899	770	8	4236	397	451	487	518	7	1860	27%	41%	54%	67%	88%	44%
Person	A&B Aggravated	37	25	14	11	0	87	16	17	13	7	0	53	43%	68%	93%	64%		61%
Person	A&B Aggravated - Serious Injury	7	7	9	2	0	25	5	6	8	2	0	21	71%	86%	89%	100%		84%
Person	A&B Ambulance	4	2	0	2	0	8	0	0	0	2	0	2	0%	0%		100%		25%
Person	A&B Child w/Injury	22	5	7	5	0	39	10	1	4	5	0	20	45%	20%	57%	100%		51%
Person	A&B Child w/Injury Substantial	2	2	1	0	0	5	2	2	1	0	0	5	100%	100%	100%			100%
Person	A&B Dangerous Weapon	434	350	236	210	2	1232	174	187	169	159	1	690	40%	53%	72%	76%	50%	56%
Person	A&B Dangerous Weapon + 60	4	4	0	2	0	10	3	3	0	2	0	8	75%	75%		100%		80%
Person	A&B Domestic	119	70	47	35	1	272	35	26	27	21	1	110	29%	37%	57%	60%	100%	40%
Person	A&B DW, Aggravated	11	7	3	5	0	26	8	4	2	5	0	19	73%	57%	67%	100%		73%
Person	A&B DW, Aggravated w/Injury	8	3	2	0	0	13	5	3	2	0	0	10	63%	100%	100%			77%
Person	A&B Elderly / Disabled Ser Injury	0	1	0	0	0	1	0	0	0	0	0	0	0%					0%
Person	A&B Elderly / Disabled w/Injury	20	16	13	25	0	74	9	12	6	18	0	45	45%	75%	46%	72%		61%
Person	A&B Guard	0	1	1	13	0	15	0	1	1	12	0	14		100%	100%	92%		93%
Person	A&B To Collect Loan	1	0	2	0	0	3	0	0	2	0	0	2	0%		100%			67%
Person	A&B w/I Intimidate	1	4	0	3	0	8	0	4	0	2	0	6	0%	100%		67%		75%
Person	Armed Assault In Dwell House	2	0	1	0	0	3	2	0	1	0	0	3	100%		100%			100%
Person	Armed Assault w/i Murder	7	8	7	5	0	27	6	8	7	5	0	26	86%	100%	100%	100%		96%
Person	Armed Assault w/i Murder - Firearm	8	3	6	4	0	21	8	3	6	4	0	21	100%	100%	100%	100%		100%
Person	Armed Assault w/i Rob	10	9	3	8	0	30	6	9	2	8	0	25	60%	100%	67%	100%		83%
Person	Armed Robbery	80	50	52	61	0	243	59	42	49	59	0	209	74%	84%	94%	97%		86%
Person	Armed Robbery Gun	27	10	22	20	1	80	25	9	21	20	1	76	93%	90%	95%	100%	100%	95%
Person	Assault	64	43	44	25	0	176	15	11	16	13	0	55	23%	26%	36%	52%		31%
Person	Assault Aggravated	1	0	0	1	0	2	1	0	0	1	0	2	100%			100%		100%
Person	Assault Dangerous Weapon	269	175	135	150	0	729	120	98	75	101	0	394	45%	56%	56%	67%		54%
Person	Assault Dangerous Weapon + 60	1	1	0	0	0	2	1	1	0	0	0	2	100%	100%				100%
Person	Assault To Kill or Maim	5	3	1	3	0	12	4	3	1	3	0	11	80%	100%	100%	100%		92%
Person	Assault w/i Rob	0	3	1	6	0	10	0	2	1	6	0	9		67%	100%	100%		90%
Person	Carjacking	2	3	3	7	0	15	2	0	2	6	0	10	100%	0%	67%	86%		67%
Person	Carjacking, Armed	2	1	0	2	0	5	2	1	0	2	0	5	100%	100%		100%		100%
Person	Confine And Put In Fear	1	1	0	2	0	4	0	1	0	2	0	3	0%	100%		100%		75%
Person	Entice Child	16	1	0	1	0	18	8	1	0	1	0	10	50%	100%		100%		56%
Person	Extortion	3	1	2	2	0	8	1	1	2	1	0	5	33%	100%	100%	50%		63%
Person	Harassment	29	32	9	10	0	80	5	10	4	5	0	24	17%	31%	44%	50%		30%
Person	Home Invasion	4	1	0	0	0	5	3	1	0	0	0	4	75%	100%				80%
Person	Intimidation	135	124	110	122	1	492	51	59	72	85	0	267	38%	48%	65%	70%	0%	54%
Person	Kidnapping	4	4	3	1	0	12	2	3	2	1	0	8	50%	75%	67%	100%		67%
Person	Kidnapping Extortion	4	0	0	1	0	5	4	0	0	1	0	5	100%			100%		100%
Person	Manslaughter	32	13	8	8	0	61	30	13	8	8	0	59	94%	100%	100%	100%		97%
Person	Mayhem	1	3	0	2	0	6	0	2	0	2	0	4	0%	67%		100%		67%
Person	Murder	32	15	5	7	0	59	32	15	5	7	0	59	100%	100%	100%	100%		100%
Person	Murder, Attempted	0	0	1	1	0	2	0	0	1	1	0	2			100%	100%		100%
Person	Permit Injury to Child	2	0	0	0	0	2	0	0	0	0	0	0	0%					0%
Person	Reckless Endangerment	11	2	3	2	0	18	1	0	0	1	0	2	9%	0%	0%	50%		11%
Person	Restraining Order Violation	259	342	331	259	1	1192	72	133	148	155	0	508	28%	39%	45%	60%	0%	43%
Person	Robbery Unarmed	20	21	29	50	1	121	10	17	25	50	1	103	50%	81%	86%	100%	100%	85%
Person	Robbery Unarmed + 60	2	4	6	5	0	17	1	4	6	5	0	16	50%	100%	100%	100%		94%
Person	Stalking	3	9	5	8	0	25	0	7	2	4	0	13	0%	78%	40%	50%		52%
Person	Stalking 2nd	0	0	0	1	0	1	0	0	0	1	0	1				100%		100%
Person	Stalking Violation of Rest. Order	0	0	4	2	0	6	0	0	4	2	0	6			100%	100%		100%
Person	Threatening	106	87	79	80	1	353	37	38	33	43	1	152						
Person	Violation Of Civil Rights	1	2	2	1	1	7	0	2	1	1	0	4	0%	100%	50%	100%	0%	57%
Person	Violation Of Civil Rights, Felony	2	0	0	1	0	3	1	0	0	0	0	1	50%			0%		33%
Person	Sub-Total	3263	2579	2106	1941	17	9906	1173	1211	1216	1357	12	4969	36%	47%	58%	70%	71%	50%

Table 47 Governing Offense by Type and Incarceration Status, All Courts

Type	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
Sex	Assault w/i Rape	3	0	1	1	0	5	2	0	1	1	0	4	67%		100%	100%		80%
Sex	Assault w/i Rape Child	0	0	1	0	0	1	0	0	1	0	0	1			100%			100%
Sex	Child Pornography	3	0	0	0	0	3	0	0	0	0	0	0	0%					0%
Sex	Child Pornography Possess	28	1	2	2	0	33	13	1	2	2	0	18	46%	100%	100%	100%		55%
Sex	Drug for Sexual Intercourse	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
Sex	Indecent A&B	78	25	17	15	1	136	33	20	9	13	1	76	42%	80%	53%	87%	100%	56%
Sex	Indecent A&B Mentally Retarded	2	0	0	0	0	2	1	0	0	0	0	1	50%					50%
Sex	Indecent A&B On Child	72	21	27	6	0	126	47	15	22	6	0	90	65%	71%	81%	100%		71%
Sex	Indecent A&B On Child 2nd	1	0	1	0	0	2	0	0	1	0	0	1	0%		100%			50%
Sex	Inducing Minor To Prostitution	1	1	0	0	0	2	1	1	0	0	0	2	100%	100%				100%
Sex	Inducing Minor To Sex	8	3	0	0	0	11	0	2	0	0	0	2	0%	67%				18%
Sex	Kidnapping Sexual Assault	0	0	0	1	0	1	0	0	0	1	0	1						
Sex	Obscene Material to Minor	2	1	1	1	0	5	1	0	0	1	0	2	50%	0%	0%	100%		40%
Sex	Open And Gross	50	27	18	17	0	112	12	15	8	12	0	47	24%	56%	44%	71%		42%
Sex	Rape	7	2	3	6	0	18	3	2	3	6	0	14	43%	100%	100%	100%		78%
Sex	Rape Of Child	63	20	17	4	0	104	45	13	15	3	0	76	71%	65%	88%	75%		73%
Sex	Rape Of Child w/Force	19	5	4	1	0	29	16	5	3	1	0	25	84%	100%	75%	100%		86%
Sex	Rape, Aggravated	6	2	4	7	0	19	6	2	4	7	0	19	100%	100%	100%	100%		100%
Sex	Unnatural Acts Child	2	0	1	0	0	3	1	0	1	0	0	2	50%		100%			67%
Sex	Sub-Total	346	108	97	61	1	613	182	76	70	53	1	382	53%	70%	72%	87%	100%	62%
Weapons	Assault Weapon, Possess	9	3	2	0	0	14	8	3	2	0	0	13	89%	100%	100%			93%
Weapons	Carrying Dangerous Weapon	108	59	52	37	0	256	26	21	25	24	0	96	24%	36%	48%	65%		38%
Weapons	Firearm Carry, School	3	0	0	0	0	3	1	0	0	0	0	1	33%					33%
Weapons	Firearm Discharge	4	0	1	0	0	5	2	0	0	0	0	2	50%		0%			40%
Weapons	Firearm Loaded while OUI	7	1	0	0	0	8	1	0	0	0	0	1	14%	0%				13%
Weapons	Firearm Possess w/o Permit	275	108	54	14	0	451	175	76	36	11	0	298	64%	70%	67%	79%		66%
Weapons	Firearm Store Improper	15	2	1	1	0	19	1	0	0	1	0	2	7%	0%	0%	100%		11%
Weapons	Firearms - False Statement	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
Weapons	Gun Serial Number	9	5	0	0	0	14	7	4	0	0	0	11	78%	80%				79%
Weapons	Gun Serial Number, Felony	3	0	0	0	0	3	3	0	0	0	0	3	100%					100%
Weapons	Manufacturing Dangerous Weapon	0	0	0	1	0	1	0	0	0	0	0	0				0%		0%
Weapons	Possess Air Rifle w/o FID Card	12	1	0	0	0	13	0	0	0	0	0	0	0%	0%				0%
Weapons	Possess Ammunition	10	2	2	1	0	15	4	2	0	0	0	6	40%	100%	0%	0%		40%
Weapons	Possess Dangerous Weapon	0	0	1	1	0	2	0	0	1	1	0	2						
Weapons	Possess Explosive Device	0	2	1	0	0	3	0	2	1	0	0	3		100%	100%			100%
Weapons	Possess Mace	3	6	6	1	0	16	1	2	3	1	0	7	33%	33%	50%	100%		44%
Weapons	Possess Molotov Cocktail	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
Weapons	Possess Stun Gun	9	7	3	2	0	21	2	0	2	1	0	5	22%	0%	67%	50%		24%
Weapons	Violation Of Explosives	2	0	0	0	0	2	2	0	0	0	0	2	100%					100%
Weapons	Sub-Total	471	196	123	58	0	848	233	110	70	39	0	452	49%	56%	57%	67%		53%

Table 47 Governing Offense by Type and Incarceration Status, All Courts

Type	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
Property	Attempt Arson Of MV	0	0	0	1	0	1	0	0	0	1	0	1				100%		100%
Property	Attempt B&E	8	6	2	7	0	23	4	3	2	5	0	14	50%	50%	100%	71%		61%
Property	Attempt Larceny	7	6	2	1	0	16	0	2	1	1	0	4	0%	33%	50%	100%		25%
Property	B&E	416	400	320	410	1	1547	133	253	240	321	1	948	32%	63%	75%	78%	100%	61%
Property	B&E MV	11	4	5	1	0	21	4	2	0	1	0	7	36%	50%	0%	100%		33%
Property	B&E w/i Misdemeanor	54	40	21	22	0	137	22	22	8	14	0	66	41%	55%	38%	64%		48%
Property	Burglary	1	3	3	9	0	16	1	3	2	9	0	15	100%	100%	67%	100%		94%
Property	Burglary, Armed	1	0	1	0	1	3	1	0	1	0	1	3	100%		100%		100%	100%
Property	Burning Building	7	0	3	0	0	10	2	0	3	0	0	5	29%		100%			50%
Property	Burning Dwelling House	6	7	3	1	0	17	2	6	3	1	0	12	33%	86%	100%	100%		71%
Property	Burning Motor Vehicle	7	4	0	1	0	12	1	0	0	0	0	1	14%	0%		0%		8%
Property	Burning Property	12	6	2	1	0	21	1	3	2	1	0	7	8%	50%	100%	100%		33%
Property	Burning to Defraud	1	1	1	0	0	3	1	0	1	0	0	2	100%	0%	100%			67%
Property	Common & Notorious Thief	0	1	0	3	0	4	0	1	0	1	0	2		100%		33%		50%
Property	Counterfeit	18	4	10	9	0	41	2	1	4	6	0	13	11%	25%	40%	67%		32%
Property	Counterfeit Equipment	0	0	1	0	0	1	0	0	1	0	0	1			100%			100%
Property	Credit Card Misuse	30	22	26	26	0	104	6	7	14	16	0	43	20%	32%	54%	62%		41%
Property	Credit Card Misuse - More	7	11	7	19	0	44	1	5	4	16	0	26	14%	45%	57%	84%		59%
Property	Defrauding Innkeeper	1	1	4	2	0	8	0	1	1	0	0	2	0%	100%	25%	0%		25%
Property	Defrauding Insurer	22	6	2	4	0	34	0	1	1	0	0	2	0%	17%	50%	0%		6%
Property	Defrauding Victualer	1	1	0	0	0	2	0	0	0	0	0	0	0%	0%				0%
Property	Embezzlement	5	0	0	0	0	5	3	0	0	0	0	3	60%					60%
Property	Enter Dwelling w/I Felony	2	3	2	6	0	13	1	1	1	4	0	7	50%	33%	50%	67%		54%
Property	Failure To Return Leased Prop	13	7	11	7	0	38	1	5	7	4	0	17	8%	71%	64%	57%		45%
Property	False Alarm	0	0	1	0	0	1	0	0	1	0	0	1			100%			100%
Property	False Statement	0	0	0	1	0	1	0	0	0	1	0	1				100%		100%
Property	Forgery And Uttering	156	157	120	122	2	557	33	54	59	75	1	222	21%	34%	49%	61%	50%	40%
Property	Fraud	9	2	1	2	0	14	1	1	1	1	0	4	11%	50%	100%	50%		29%
Property	Fraud - Electric, Phone or Cable	0	1	0	0	0	1	0	1	0	0	0	1		100%				100%
Property	Fraud - Identity	50	52	31	44	0	177	12	17	19	29	0	77	24%	33%	61%	66%		44%
Property	Home Imp Contractor Violation	3	0	2	0	0	5	0	0	2	0	0	2	0%		100%			40%

Table 47 Governing Offense by Type and Incarceration Status, All Courts

Type	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
Property	Larceny	75	65	38	37	0	215	23	20	19	17	0	79	31%	31%	50%	46%		37%
Property	Larceny Building	40	42	31	50	0	163	13	14	18	39	0	84	33%	33%	58%	78%		52%
Property	Larceny Firearm	5	4	3	1	0	13	2	2	3	1	0	8	40%	50%	100%	100%		62%
Property	Larceny Less	218	151	100	109	0	578	41	35	41	58	0	175	19%	23%	41%	53%		30%
Property	Larceny Less +60	0	0	0	1	0	1	0	0	0	1	0	1				100%		100%
Property	Larceny More	699	599	483	543	0	2324	166	226	249	311	0	952	24%	38%	52%	57%		41%
Property	Larceny More + 60	15	5	2	7	0	29	6	0	1	5	0	12	40%	0%	50%	71%		41%
Property	Larceny MV	53	41	34	53	1	182	25	29	21	42	0	117	47%	71%	62%	79%	0%	64%
Property	Larceny MV 2nd	0	0	0	4	1	5	0	0	0	4	1	5				100%	100%	100%
Property	Larceny Person	183	160	104	105	3	555	77	97	77	83	3	337	42%	61%	74%	79%	100%	61%
Property	Larceny Person + 65	12	3	5	6	0	26	7	1	3	5	0	16	58%	33%	60%	83%		62%
Property	Mal Dest Property More	107	65	48	52	0	272	26	20	27	37	0	110	24%	31%	56%	71%		40%
Property	MV - False Report Of Theft	0	2	0	0	0	2	0	0	0	0	0	0		0%				0%
Property	Possess Burglarious Tools	42	29	21	58	1	151	12	14	14	43	1	84	29%	48%	67%	74%	100%	56%
Property	Property Destruction	227	145	111	94	2	579	39	49	51	47	2	188	17%	34%	46%	50%	100%	32%
Property	Receiving Stolen Goods	165	127	91	125	0	508	34	51	45	77	0	207	21%	40%	49%	62%		41%
Property	Receiving Stolen Goods 2nd	1	4	2	3	0	10	1	0	1	3	0	5	100%	0%	50%	100%		50%
Property	Receiving Stolen Goods MV	147	104	77	116	1	445	54	65	56	93	1	269	37%	63%	73%	80%	100%	60%
Property	Receiving Stolen Goods MV 2nd	0	1	2	10	0	13	0	1	2	10	0	13		100%	100%	100%		100%
Property	Receiving Stolen Goods Over	64	55	45	51	0	215	20	21	27	33	0	101	31%	38%	60%	65%		47%
Property	Record w/o Manufacturer	3	1	1	2	0	7	0	0	0	2	0	2	0%	0%	0%	100%		29%
Property	Setting Fire In Open	0	0	1	0	0	1	0	0	0	0	0	0						
Property	Shoplifting	553	467	395	476	3	1894	31	68	84	157	1	341	6%	15%	21%	33%	33%	18%
Property	Tagging Property	20	4	2	2	0	28	3	1	0	0	0	4	15%	25%	0%	0%		14%
Property	Tax Law Violation	3	0	0	0	0	3	0	0	0	0	0	0	0%					0%
Property	Unauthorized Access of Computer	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
Property	Vandalism	23	14	8	15	0	60	5	7	2	9	0	23	22%	50%	25%	60%		38%
Property	Vandalize - Graves	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
Property	Welfare Violation	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
Property	Sub-Total	3506	2833	2185	2619	16	11159	817	1110	1119	1584	12	4642	23%	39%	51%	60%	75%	42%

Table 47 Governing Offense by Type and Incarceration Status, All Courts

Type	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
Drug	Conspiracy Violate CSA	32	20	10	9	0	71	5	9	5	5	0	24	16%	45%	50%	56%		34%
Drug	Control Substance School	101	86	64	41	1	293	101	86	64	41	1	293	100%	100%	100%	100%	100%	100%
Drug	Distribute Class A	299	241	161	137	2	840	146	166	117	105	2	536	49%	69%	73%	77%	100%	64%
Drug	Distribute Class A 2nd	0	4	9	9	0	22	0	4	9	9	0	22		100%	100%	100%		100%
Drug	Distribute Class B	789	515	344	238	1	1887	335	314	253	168	0	1070	42%	61%	74%	71%	0%	57%
Drug	Distribute Class B 2nd	1	6	12	10	0	29	1	6	12	10	0	29	100%	100%	100%	100%		100%
Drug	Distribute Class C	20	10	10	9	0	49	5	2	6	5	0	18	25%	20%	60%	56%		37%
Drug	Distribute Class D	381	155	71	36	0	643	101	72	38	20	0	231	27%	46%	54%	56%		36%
Drug	Distribute Class D 2nd	15	9	8	2	0	34	8	4	8	0	0	20	53%	44%	100%	0%		59%
Drug	Distribute Class E	8	8	2	6	0	24	2	2	1	3	0	8	25%	25%	50%	50%		33%
Drug	Distribute Class E 2nd	0	2	1	0	0	3	0	2	1	0	0	3		100%	100%			100%
Drug	Distribute Cocaine	88	63	56	41	0	248	88	63	56	41	0	248	100%	100%	100%	100%		100%
Drug	Distribute Cocaine 2nd	1	2	4	3	0	10	1	2	4	3	0	10	100%	100%	100%	100%		100%
Drug	Distribute Counterfeit Substance	4	6	9	14	0	33	0	4	8	8	0	20	0%	67%	89%	57%		61%
Drug	Distribute Paraphenalia	3	0	0	0	0	3	0	0	0	0	0	0	0%					0%
Drug	Forge Prescription	28	35	15	10	0	88	3	14	6	4	0	27	11%	40%	40%	40%		31%
Drug	Giving Prisoner Cont Sub	5	2	3	2	0	12	2	1	3	2	0	8	40%	50%	100%	100%		67%
Drug	Inhaling Toxic Vapors	0	2	0	0	0	2	0	0	0	0	0	0		0%				0%
Drug	Larceny Cont Sub	3	5	6	2	0	16	1	1	3	2	0	7	33%	20%	50%	100%		44%
Drug	Possession Class A	108	106	78	78	0	370	35	38	35	28	0	136	32%	36%	45%	36%		37%
Drug	Possession Class A 2nd	9	20	12	18	1	60	4	13	6	12	1	36	44%	65%	50%	67%	100%	60%
Drug	Possession Class A Heroin	153	170	118	95	1	537	43	76	70	59	1	249	28%	45%	59%	62%	100%	46%
Drug	Possession Class A Heroin 2nd	11	25	25	23	0	84	8	12	10	14	0	44	73%	48%	40%	61%		52%
Drug	Possession Class B	560	468	274	288	0	1590	139	161	124	151	0	575	25%	34%	45%	52%		36%
Drug	Possession Class B 2nd	15	52	49	38	1	155	10	33	28	30	0	101	67%	63%	57%	79%	0%	65%
Drug	Possession Class C	22	32	20	17	0	91	7	10	8	10	0	35	32%	31%	40%	59%		38%
Drug	Possession Class C 2nd	0	0	1	1	0	2	0	0	0	1	0	1			0%	100%		50%
Drug	Possession Class D	367	191	106	89	1	754	60	49	30	33	1	173	16%	26%	28%	37%	100%	23%
Drug	Possession Class D 2nd	40	29	23	17	0	109	6	9	8	10	0	33	15%	31%	35%	59%		30%
Drug	Possession Class D Marijuana	408	208	114	66	2	798	65	49	44	23	0	181	16%	24%	39%	35%	0%	23%
Drug	Possession Class D Marijuana 2nd	34	34	25	14	0	107	10	12	18	9	0	49	29%	35%	72%	64%		46%
Drug	Possession Class E	35	19	19	9	0	82	9	10	6	2	0	27	26%	53%	32%	22%		33%
Drug	Possession Hypodermic 2nd	3	3	3	7	0	16	1	2	2	5	0	10	33%	67%	67%	71%		63%
Drug	Possession Hypodermic/Syringe	130	136	94	104	0	464	42	69	38	58	0	207	32%	51%	40%	56%		45%
Drug	Presence Class A	25	19	9	14	0	67	6	9	2	6	0	23	24%	47%	22%	43%		34%
Drug	Traffic Cocaine 014-028	57	20	27	25	0	129	57	20	27	25	0	129	100%	100%	100%	100%		100%
Drug	Traffic Cocaine 028-100	61	24	21	13	0	119	61	24	21	13	0	119	100%	100%	100%	100%		100%
Drug	Traffic Cocaine 100-200	16	7	6	2	0	31	16	7	6	2	0	31	100%	100%	100%	100%		100%
Drug	Traffic Cocaine 200+	7	1	0	1	0	9	7	1	0	1	0	9						
Drug	Traffic Heroin 014-028	7	5	3	1	0	16	7	5	3	1	0	16	100%	100%	100%	100%		100%
Drug	Traffic Heroin 028-100	5	2	4	1	0	12	5	2	4	1	0	12	100%	100%	100%	100%		100%
Drug	Traffic Heroin 100-200	0	1	0	1	0	2	0	1	0	1	0	2		100%		100%		100%
Drug	Traffic Heroin 200+	2	0	0	0	0	2	2	0	0	0	0	2	100%					100%
Drug	Traffic Mar 50-100	6	0	0	1	0	7	6	0	0	1	0	7	100%			100%		100%
Drug	Sub-Total	3859	2743	1816	1492	10	9920	1405	1364	1084	922	6	4781	36%	50%	60%	62%	60%	48%

Table 47 Governing Offense by Type and Incarceration Status, All Courts

Type	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
Motor Vehicle	Altering MV ID Number	1	2	1	0	0	4	0	0	0	0	0	0	0%	0%	0%			0%
Motor Vehicle	Attaching Wrong MV Plates	125	75	40	21	0	261	6	5	3	6	0	20	5%	7%	8%	29%		8%
Motor Vehicle	Compulsory Insurance Violation	469	269	171	144	1	1054	76	69	44	62	1	252	16%	26%	26%	43%	100%	24%
Motor Vehicle	Counterfeit/Alter MV Document	46	20	12	14	0	92	6	3	6	5	0	20	13%	15%	50%	36%		22%
Motor Vehicle	False Statement On Application	2	0	0	1	0	3	1	0	0	1	0	2	50%			100%		67%
Motor Vehicle	Habitual Traffic Offender	72	123	82	83	0	360	13	45	36	39	0	133	18%	37%	44%	47%		37%
Motor Vehicle	Leaving Scene Death	6	1	1	1	0	9	6	1	1	1	0	9	100%	100%	100%	100%		100%
Motor Vehicle	Leaving Scene Personal Injury	85	30	20	15	0	150	10	13	12	12	0	47	12%	43%	60%	80%		31%
Motor Vehicle	Leaving Scene Property Damage	425	231	124	115	0	895	58	73	51	62	0	244	14%	32%	41%	54%		27%
Motor Vehicle	MV - Impersonate/Other License	4	1	0	0	0	5	1	0	0	0	0	1	25%	0%				20%
Motor Vehicle	MV Homicide	34	3	1	1	0	39	20	2	1	1	0	24	59%	67%	100%	100%		62%
Motor Vehicle	MV Homicide - OUI	7	0	1	1	0	9	6	0	1	1	0	8	86%		100%	100%		89%
Motor Vehicle	MV Homicide - OUI Felony	15	5	2	0	0	22	15	5	2	0	0	22	100%	100%	100%			100%
Motor Vehicle	MV Homicide - Reckless	2	0	0	0	0	2	0	0	0	0	0	0	0%					0%
Motor Vehicle	Obstruct Emergency Veh	0	0	1	0	0	1	0	0	1	0	0	1			100%			100%
Motor Vehicle	Operate After Suspension	1552	1102	768	497	5	3924	173	200	163	107	1	644	11%	18%	21%	22%	20%	16%
Motor Vehicle	Operate After Suspension 2nd	328	526	371	348	1	1574	104	232	200	202	1	739	32%	44%	54%	58%	100%	47%
Motor Vehicle	Operate to Endanger	974	323	133	139	1	1570	77	81	57	62	1	278	8%	25%	43%	45%	100%	18%
Motor Vehicle	OUI Serious Inj, Fel	20	4	1	1	0	26	20	4	1	1	0	26	100%	100%	100%	100%		100%
Motor Vehicle	OUI Serious Inj, Misd	15	5	3	1	0	24	4	4	2	0	0	10	27%	80%	67%	0%		42%
Motor Vehicle	Possess Master Key MV	1	0	1	0	0	2	1	0	1	0	0	2						
Motor Vehicle	Racing	13	1	1	1	0	16	1	0	0	0	0	1	8%	0%	0%	0%		6%
Motor Vehicle	RV On Public Way	9	2	0	0	0	11	1	0	0	0	0	1	11%	0%				9%
Motor Vehicle	Use w/o Authority 2nd	1	1	1	1	0	4	1	1	0	1	0	3	100%	100%	0%	100%		75%
Motor Vehicle	Use Without Authority	82	65	43	36	0	226	22	31	25	29	0	107	27%	48%	58%	81%		47%
Motor Vehicle	Sub-Total	4288	2789	1778	1420	8	10283	622	769	607	592	4	2594	15%	28%	34%	42%	50%	25%

Table 47 Governing Offense by Type and Incarceration Status, All Courts

Type	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
Other	Accessory After	12	7	4	5	0	28	8	4	4	1	0	17	67%	57%	100%	20%		61%
Other	Accessory Before	4	2	0	2	0	8	1	1	0	1	0	3	25%	50%		50%		38%
Other	Aiding An Escape	0	0	1	0	0	1	0	0	1	0	0	1			100%			100%
Other	Alcohol, Procure for Minor	33	14	5	5	0	57	2	4	3	2	0	11	6%	29%	60%	40%		19%
Other	Alcohol, Transporting	0	1	0	0	0	1	0	0	0	0	0	0		0%				0%
Other	Attempt To Commit Crime	32	21	28	32	1	114	12	7	12	26	1	58	38%	33%	43%	81%	100%	51%
Other	Bomb Hoax	2	1	0	0	0	3	1	0	0	0	0	1	50%	0%				33%
Other	Bribery	6	2	0	0	0	8	1	1	0	0	0	2	17%	50%				25%
Other	Business Practice	3	0	0	0	0	3	1	0	0	0	0	1	33%					33%
Other	Cigarette/Match Thrown Fr Veh	2	2	0	0	0	4	1	0	0	0	0	1	50%	0%				25%
Other	Clean Water Act Violation	0	1	1	0	0	2	0	0	0	0	0	0		0%	0%			0%
Other	Compound / Conceal Felony	0	0	0	1	0	1	0	0	0	1	0	1				100%		100%
Other	Conspiracy	22	5	5	3	0	35	9	1	4	2	0	16	41%	20%	80%	67%		46%
Other	Contempt Of Court	6	0	0	0	0	6	4	0	0	0	0	4	67%					67%
Other	Contributing To Delinquency	5	5	3	0	0	13	3	1	0	0	0	4	60%	20%	0%			31%
Other	Curfew	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
Other	Disconnect Sprinkler System	1	2	0	1	0	4	1	1	0	0	0	2	100%	50%		0%		50%
Other	Employment Practices	7	0	1	1	0	9	0	0	0	0	0	0	0%		0%	0%		0%
Other	Escape	5	6	22	22	1	56	4	6	20	21	1	52	80%	100%	91%	95%	100%	93%
Other	Escape Lockup	0	0	2	1	0	3	0	0	1	0	0	1			50%	0%		33%
Other	Escape Work Release Program	0	0	0	3	0	3	0	0	0	2	0	2				67%		67%
Other	Failure to Appear	2	13	6	8	1	30	1	3	1	3	0	8	50%	23%	17%	38%	0%	27%
Other	Failure to Appear Felony	1	0	0	1	0	2	1	0	0	1	0	2	100%			100%		100%
Other	Failure To Disperse	2	0	0	0	0	2	0	0	0	0	0	0	0%					0%
Other	Failure To Obey Police Officer	36	11	10	4	0	61	2	1	1	0	0	4	6%	9%	10%	0%		7%
Other	False Alarm	5	4	2	0	0	11	1	2	1	0	0	4	20%	50%	50%			36%
Other	False Statement	3	0	1	1	0	5	0	0	0	0	0	0	0%		0%	0%		0%
Other	Fireworks	10	4	3	0	1	18	0	0	0	0	0	0	0%	0%	0%		0%	0%
Other	Gaming	4	0	1	1	0	6	0	0	0	0	0	0	0%		0%	0%		0%
Other	Gaming Enterprise	2	0	0	0	0	2	0	0	0	0	0	0	0%					0%
Other	Gaming Register Bets	4	0	1	1	0	6	0	0	1	1	0	2	0%		100%	100%		33%
Other	Gaming Use of Telephone	2	0	0	0	0	2	0	0	0	0	0	0	0%					0%
Other	Hazardous Materials	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
Other	Hoax Device	0	0	0	1	0	1	0	0	0	1	0	1				100%		100%
Other	Home Imp Contractor Violation	1	4	0	1	0	6	0	3	0	1	0	4	0%	75%		100%		67%
Other	Illegal Lottery	1	1	0	0	0	2	0	0	0	0	0	0	0%	0%				0%
Other	Impersonate/Disguise	3	5	1	3	0	12	0	2	0	1	0	3	0%	40%	0%	33%		25%
Other	Interfere Police or Firefighter	6	4	3	0	0	13	1	1	0	0	0	2	17%	25%	0%			15%
Other	License Law Violation (Not MV)	13	2	2	0	0	17	0	0	0	0	0	0	0%	0%	0%			0%
Other	Nonsupport	9	3	0	0	0	12	2	1	0	0	0	3	22%	33%				25%
Other	Obstructing Justice	4	0	0	0	0	4	4	0	0	0	0	4	100%					100%
Other	Perjury or Suborn	8	3	1	1	0	13	4	2	1	1	0	8	50%	67%	100%	100%		62%
Other	Resisting Arrest	278	252	197	161	3	891	57	88	74	81	1	301	21%	35%	38%	50%	33%	34%
Other	Sex Offender Fail Register	39	41	131	202	5	418	11	6	50	95	3	165	28%	15%	38%	47%	60%	39%
Other	Solicit Felony	0	0	0	2	0	2	0	0	0	1	0	1				50%		50%
Other	Throw Object On Public Way	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
Other	Throwing Glass On Public Way	1	1	0	0	0	2	0	0	0	0	0	0	0%	0%				0%
Other	Trespassing	264	267	195	249	4	979	49	72	62	97	0	280	19%	27%	32%	39%	0%	29%
Other	True Name Law	80	69	50	47	0	246	21	25	21	25	0	92	26%	36%	42%	53%		37%
Other	Work Compensation Fail Have	2	0	1	0	0	3	0	0	0	0	0	0	0%		0%			0%
Other	Sub-Total	923	753	677	759	16	3128	202	232	257	364	6	1061	22%	31%	38%	48%	38%	34%

Table 47 Governing Offense by Type and Incarceration Status, All Courts

Type	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
Public Order	Abduction	0	0	1	0	0	1	0	0	0	0	0	0			0%			0%
Public Order	Accost / Annoy Person Opposite Sex	10	4	3	2	1	20	2	2	1	2	1	8	20%	50%	33%	100%	100%	40%
Public Order	Animal Kill or Poison	0	1	0	0	0	1	0	1	0	0	0	1		100%				100%
Public Order	Annoying Phone Calls	10	21	11	14	0	56	0	4	6	6	0	16	0%	19%	55%	43%		29%
Public Order	Common Night Walker	18	31	10	4	0	63	4	12	3	2	0	21	22%	39%	30%	50%		33%
Public Order	Common Night Walker 3rd	0	0	0	1	0	1	0	0	0	0	0	0				0%		0%
Public Order	Cruelty To Animals	9	6	3	2	0	20	1	2	2	2	0	7	11%	33%	67%	100%		35%
Public Order	Disinter Body	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
Public Order	Disorderly Conduct	738	482	319	307	2	1848	70	91	71	100	2	334	9%	19%	22%	33%	100%	18%
Public Order	Disrupt Court Proceedings	1	2	3	0	0	6	1	1	3	0	0	5	100%	50%	100%			83%
Public Order	Disturb Religious Service	0	1	0	0	0	1	0	0	0	0	0	0		0%				0%
Public Order	Fail To Comply With Dog Order	3	0	1	0	0	4	0	0	0	0	0	0	0%		0%			0%
Public Order	False Report Of Crime	18	4	3	5	0	30	3	1	1	0	0	5	17%	25%	33%	0%		17%
Public Order	Indecent Exposure	23	14	3	12	0	52	0	6	2	6	0	14	0%	43%	67%	50%		27%
Public Order	Induce Female To Prostitution	3	1	1	0	0	5	1	0	1	0	0	2	33%	0%	100%			40%
Public Order	Keeping A House Of Ill Fame	5	0	1	0	0	6	3	0	0	0	0	3	60%		0%			50%
Public Order	Lewd And Lacivious	16	6	4	4	0	30	3	3	0	3	0	9	19%	50%	0%	75%		30%
Public Order	Nuisance, Aid or Permit	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
Public Order	Obscene Materials	2	0	0	0	0	2	1	0	0	0	0	1	50%					50%
Public Order	Photograph Nude Person	1	0	1	0	0	2	1	0	1	0	0	2	100%		100%			100%
Public Order	Prostitution	145	143	94	42	0	424	40	71	38	20	0	169	28%	50%	40%	48%		40%
Public Order	Unnatural Acts	5	3	3	1	0	12	2	2	0	1	0	5	40%	67%	0%	100%		42%
Public Order	Sub-Total	1009	719	461	394	3	2586	133	196	129	142	3	603	13%	27%	28%	36%	100%	23%