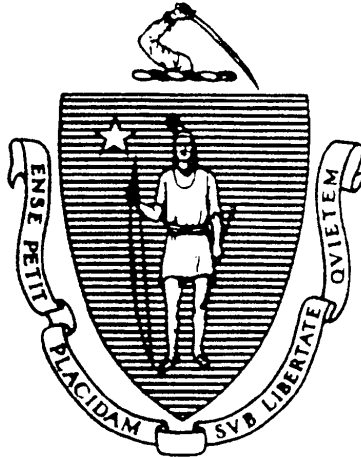


Massachusetts Sentencing Commission

Survey of Sentencing Practices FY 2007



June 2009

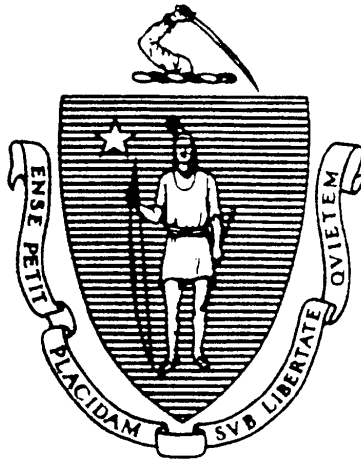
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Massachusetts Sentencing Commission

Survey of Sentencing Practices



FY 2007

June 2009

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 2007. 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 53,851 convicted defendants in FY 2007:
- Of the 53,851 convictions in FY 2007:
 - 92.3% were in the district court and
 - 7.7% were in the superior court;
- Of the incarcerated defendants, 89.4% were sentenced to a house of correction and 10.6% were sentenced to the Department of Correction (DOC);
- Of the incarcerated superior court defendants, 34.8% were sentenced to a house of correction and 65.2% 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 5.0 months;
- Of the incarcerated defendants, 39.8% also had a period of post release probation supervision imposed through a split or from & after probation sentence;
- Of the incarcerated superior court defendants, 58.0% also had a period of post release probation supervision.
- There were an estimated 943 convictions for mandatory drug offenses of which 36.1% were sentenced to a house of correction and 63.9% to the DOC.

- For those defendants convicted of offenses assigned to the sentencing guidelines grid:
- The overall incarceration rate was 39.3%:
 - the district court incarceration rate was 35.9%;
 - the superior court incarceration rate was 78.4%;
- With respect to the sentencing zones on the sentencing guidelines grid:
 - 5.2% of the defendants were classified in the incarceration zone;
 - 65.2% of the defendants were classified in the discretionary zone;
 - 29.0% of the defendants were classified in the intermediate sanctions zone; and,
 - 0.5% of the defendants were not classified to a sentencing zone;
- For those defendants convicted of offenses not assigned to the sentencing grid:
 - There were an estimated 5,259 convictions for OUI offenses; and,
 - There were an estimated 286 convictions for mandatory firearms offenses.
- For all convicted defendants:
 - 15.2% of all convicted defendants were female;
 - 84.8% of all convicted defendants were male;
 - The mean age of convicted defendants at the time of disposition was 33.2 years, and ranged from 16 years to 89 years.
 - 60.3% of all convicted defendants were white;
 - 18.6% of all convicted defendants were black;
 - 17.7% of all convicted defendants were hispanic;
 - 1.5% of all convicted defendants were of other races; and,
 - the race was unknown for 1.8% of the defendants.
 - 21.4% of defendants convicted of mandatory drug offenses were white and 77.7% of defendants convicted of mandatory drug offenses were racial/ethnic minorities (36.3% were black, 40.1% were hispanic, and 1.4% were other races). The race was unknown for 0.8% of these defendants.

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**MASSACHUSETTS SENTENCING COMMISSION
SURVEY OF SENTENCING PRACTICES
FY 2007**

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 during that session.⁸ Sentencing guidelines legislation was filed for consideration during

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.

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.

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 legislation was re-filed for the 2007-2008 legislative session and hearings were held November 13, 2007.¹¹

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*.¹² 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:

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.


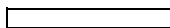

¹¹ Filed for the 2007-2008 legislative session as Senate No. 1034 and House Nos. 1415, 1569, 2264, and 2265.

¹² 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.¹³

The commission included a survey of sentencing practices when completing its 1996 recommendations.¹⁴ 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 2007.

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.¹⁵

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.¹⁶ In FY 2002, the commission completed a comprehensive recidivism study as directed by the legislature in House 4100.¹⁷

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

¹³ G.L. c. 211E § 3(c).

¹⁴ Massachusetts Sentencing Commission, *op. cit.*

¹⁵ G.L. c. 211E § 3(f).

¹⁶ Massachusetts Sentencing Commission, *Survey of Sentencing Practices: Truth-in-Sentencing Reform in Massachusetts*, October 2000.

¹⁷ Massachusetts Sentencing Commission, *Comprehensive Recidivism Study*, June 2002.

referring to the proposed guidelines during sentencing.¹⁸ 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.¹⁹

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.²⁰

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.²¹ 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.²²

¹⁸ Massachusetts Sentencing Commission, *Sentencing Guide*, February 1998.

¹⁹ Massachusetts Sentencing Commission, *Felony and Misdemeanor Master Crime List*, February 2009.

²⁰ G.L. c. 211E § 1(c)(7).

²¹ 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.

²² 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 2007 (FY 2007) covers the period July 1, 2006 through June 30, 2007. During this period there were an estimated 53,851 convictions in the courts of the Commonwealth. As indicated in Table 1, there were 49,710 convictions in the district court, representing 92.3% of all convictions, and 4,141 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 2006	3,874	232	4,106
August 2006	4,299	266	4,565
September 2006	4,156	348	4,504
October 2006	4,482	334	4,816
November 2006	4,241	282	4,523
December 2006	3,947	351	4,298
January 2007	4,505	370	4,875
February 2007	3,753	321	4,074
March 2007	4,186	513	4,699
April 2007	3,940	335	4,275
May 2007	4,400	370	4,770
June 2007	3,927	419	4,346
Total	49,710	4,141	53,851

Sentencing Practices: County

There are fourteen counties in Massachusetts. As indicated in Table 2, the number of convictions ranged from 50 in Nantucket County to 9,350 in Worcester County. Eight of the fourteen counties (Worcester, Suffolk, Middlesex, Hampden, Essex, Bristol, Plymouth and Norfolk) accounted for 88.5% of all convictions in Massachusetts.

Table 2. County of Conviction by Court Department

County of Conviction	District Court	Superior Court	All Courts
Barnstable	2,078	154	2,232
Berkshire	1,345	160	1,505
Bristol	4,516	324	4,840
Dukes	182	0	182
Essex	5,749	402	6,151
Franklin	831	77	908
Hampden	5,503	780	6,283
Hampshire	1,170	121	1,291
Middlesex	6,332	555	6,887
Nantucket	50	0	50
Norfolk	2,577	287	2,864
Plymouth	3,596	228	3,824
Suffolk	6,826	658	7,484
Worcester	8,955	395	9,350
Total	49,710	4,141	53,851

Sentencing Practices: Truth-in-Sentencing Reform

Sentencing reform legislation, commonly known as truth-in-sentencing legislation, became effective on July 1, 1994. During FY 2007, 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	171	0.3%	20	0.5%	191	0.4%
New Law	49,539	99.7%	4,121	99.5%	53,660	99.6%
Total	49,710	100.0%	4,141	100.0%	53,851	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 125 and the mean number of charges resulting in conviction was 2.1. Overall, 29,568, or 54.9% of the defendants were convicted of a single charge and 24,283 or 45.1% were convicted of two or more charges. The proportion of defendants convicted of multiple charges was higher in the superior court than in the district court:

- 21,441 or 43.1% of the district court defendants were convicted of two or more charges and the mean number of charges for all district court defendants was 2.0; and,
- 2,842 or 68.6% of the superior court defendants were convicted of two or more charges and the mean number of charges for all superior court defendants was 3.4.

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

Number of Charges	District Court		Superior Court		All Courts	
	N	%	N	%	N	%
One	28,269	56.9%	1,299	31.4%	29,568	54.9%
Two	10,691	21.5%	1,054	25.5%	11,745	21.8%
Three	5,017	10.1%	589	14.2%	5,606	10.4%
Four	2,355	4.7%	356	8.6%	2,711	5.0%
Five to Nine	2,845	5.7%	644	15.6%	3,489	6.5%
Ten or More	533	1.1%	199	4.8%	732	1.4%
Total	49,710	100.0%	4,141	100.0%	53,851	100.0%
Highest	125		110		125	
Mean	2.0		3.4		2.1	

Sentencing Practices: Type of Sentence Imposed

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

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

An estimated 68 defendants received a sentence to life. Of the 68 convicted defendants who received a life sentence, 64 were convicted of murder and four were convicted of other offenses (three for aggravated rape and one for robbery).

Table 5. Type of Sentence Imposed by Court Department

Type of Sentence	District Court	Superior Court	All Courts
Life		68	68
State Prison		2,086	2,086
Other DOC		5	5
House of Correction	12,462	742	13,204
House of Correction / Split	4,552	408	4,960
Probation	23,382	813	24,195
Fine	6,273	8	6,281
Other	3,041	11	3,052
Total	49,710	4,141	53,851

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.²³ 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, 34.2% of all defendants were convicted of felonies and 65.8% 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, 29.5% were convicted of felonies and 70.5% were convicted of misdemeanors;
- of those defendants convicted in the superior court, 90.2% were convicted of felonies and 9.8% were convicted of misdemeanors; and,
- of those defendants convicted in the superior court, 56.9% 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%	1,280	30.9%	1,280	2.4%
Felony / House Alternative / No District Court Jurisdiction	0	0.0%	504	12.2%	504	0.9%
Felony / House Alternative / District Court Jurisdiction	14,675	29.5%	1,951	47.1%	16,626	30.9%
Sub-Total Felonies	14,675	29.5%	3,735	90.2%	18,410	34.2%
Misdemeanor	35,035	70.5%	406	9.8%	35,441	65.8%
Total	49,710	100.0%	4,141	100.0%	53,851	100.0%

²³ G.L. c. 274 § 1.

Sentencing Practices: Jurisdiction of Incarceration Sentences

In order to consider the jurisdictional placement of offenders sentenced to incarceration for an offense assigned to the sentencing guidelines grid, Table 7 shows the penalty structure associated with the governing offense and the jurisdiction of the sentence actually imposed by court department.

- Of all defendants sentenced to incarceration, 51.4% were convicted of felonies and 48.6% were convicted of misdemeanors;
- Of defendants convicted in the district court and sentenced to incarceration, 43.3% were convicted of felonies and 56.7% were convicted of misdemeanors;
- Of defendants convicted in the superior court and sentenced to incarceration, 93.3% were convicted of felonies and 6.7% were convicted of misdemeanors.
- Of all defendants sentenced to incarceration, 18,164 (89.4%) were sentenced to houses of correction and 2,159 (10.6%) 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, 2,159 (65.2%) were sentenced to the DOC and 1,150 (34.8%) were sentenced to houses of correction.

Table 7. 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%	1,149	34.7%	1,149	5.7%
Felony / House Alternative / No District Court Jurisdiction						
Sentenced to DOC	0	0.0%	299	9.0%	299	1.5%
Sentenced to House of Correction	0	0.0%	164	5.0%	164	0.8%
Felony / House Alternative / District Court Jurisdiction						
Sentenced to DOC	0	0.0%	711	21.5%	711	3.5%
Sentenced to House of Correction	7,366	43.3%	765	23.1%	8,131	40.0%
Sub-Total Felonies	7,366	43.3%	3,088	93.3%	10,454	51.4%
Misdemeanor / House	9,648	56.7%	221	6.7%	9,869	48.6%
Total	17,014	100.0%	3,309	100.0%	20,323	100.0%
All Sentences to DOC	0	0.0%	2,159	65.2%	2,159	10.6%
All Sentences to Houses of Correction	17,014	100.0%	1,150	34.8%	18,164	89.4%
Total	17,014	100.0%	3,309	100.0%	20,323	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 includes offenders sentenced for mandatory firearms and OUI 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 8 shows the minimum and maximum sentence length for state prison sentences. The mean minimum sentence imposed was 52.6 months and ranged from 3.0 months to 456.0 months (or 38 years). The median minimum state prison sentence was 36.0 months. The mean maximum sentence imposed was 64.6 months and ranged from 3.0 months to 480.0 months (or 40 years). The median maximum state prison sentence was 60.0 months.

Table 8. State Prison Sentences: Minimum and Maximum Sentence Length

Sentence Length	Minimum		Maximum	
	N	%	N	%
Under 24 Months	102	4.9%	55	2.6%
24 to 35 Months	380	18.2%	180	8.6%
36 to 47 Months	678	32.5%	549	26.3%
48 to 59 Months	241	11.6%	255	12.2%
60 to 71 Months	289	13.9%	432	20.7%
72 to 83 Months	93	4.5%	137	6.6%
84 to 95 Months	73	3.5%	128	6.1%
96 to 107 Months	51	2.4%	63	3.0%
108 to 119 Months	20	1.0%	33	1.6%
120 to 179 Months	109	5.2%	176	8.4%
180 to 239 Months	38	1.8%	45	2.2%
240 Months or More	12	0.6%	33	1.6%
Total	2,086	100.0%	2,086	100.0%
Lowest	3.0 Months		3.0 Months	
Highest	456.0 Months		480.0 Months	
Mean	52.6 Months		64.6 Months	
Median	36.0 Months		60.0 Months	

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 9 shows the ratio of minimum to maximum sentence lengths for all convicted defendants sentenced to the state prison by type of offense. Offenses are separated into three categories: mandatory drug offenses, other grid offenses, and mandatory non-grid

offenses. The category of “other grid offenses” includes a small number of non-drug mandatories that were assigned to the grid (e.g. Vehicular Homicide, Leaving Scene of Injury and Death, Inducing Minor to Prostitution, and Larceny / Receiving Stolen Motor Vehicle, 2nd offense). The category of “mandatory non-grid offenses” includes mandatory firearms and OUI offenses. Table 10 shows the difference between the minimum and maximum sentences for all convicted defendants with state prison sentences by type of offense.

In 43.2% of the state prison sentences imposed, the minimum sentence was at least 90% of the maximum sentence, including 51.9% of those sentenced for mandatory drug offenses and 55.3% of those sentenced for mandatory non-grid offenses. It was estimated that 74.1% of state prison sentences for offenses assigned to the sentencing grid, 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 40.9% of all state prison sentences, the difference between the minimum and maximum sentences was one day, including 51.1% of those sentenced for mandatory drug offenses, 53.4% of those sentences for mandatory non-grid offenses, and 34.7% of those sentenced for other grid offenses. Overall, 40.9% 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, 59.1% of defendants sentenced to state prison could be considered for parole release and supervision at the end of that sentence and 40.9% would not be eligible for parole consideration. The largest difference between a minimum and maximum state prison sentence was 156 months during FY 2007.

Table 9. State Prison Sentences: Minimum to Maximum Sentence Ratio by Type of Offense

Minimum-to- Maximum Ratio	Mandatory Drug		Other Grid Offenses		Other Mandatory (Non-Grid) Offenses		Total	
	N	%	N	%	N	%	N	%
1% to 9%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
10% to 19 %	0	0.0%	0	0.0%	0	0.0%	0	0.0%
20% to 29%	0	0.0%	1	0.1%	0	0.0%	1	0.0%
30% to 39%	1	0.2%	9	0.7%	1	0.6%	11	0.5%
40% to 49%	0	0.0%	9	0.7%	0	0.0%	9	0.4%
50% to 59%	21	3.5%	74	5.6%	1	0.6%	96	4.6%
60% to 69%	91	15.1%	293	22.2%	22	13.7%	406	19.5%
70% to 79%	84	13.9%	206	15.6%	21	13.0%	311	14.9%
80% to 89%	93	15.4%	230	17.4%	27	16.8%	350	16.8%
90% and Over	313	51.9%	500	37.8%	89	55.3%	902	43.2%
Total	603	100.0%	1,322	100.0%	161	100.0%	2,086	100.0%

Table 10. State Prison Sentences: Minimum-to-Maximum Sentence Difference by Type of Offense

Minimum-to- Maximum Difference	Mandatory Drug		Other Grid Offenses		Other Mandatory (Non- Grid) Offenses		Total	
	N	%	N	%	N	%	N	%
1 Day	308	51.1%	459	34.7%	86	53.4%	853	40.9%
2 Days to 5 Months	0	0.0%	8	0.6%	0	0.0%	8	0.4%
6 to 11 Months	35	5.8%	69	5.2%	21	13.0%	125	6.0%
12 to 23 Months	98	16.3%	324	24.5%	25	15.5%	447	21.4%
24 to 35 Months	138	22.9%	355	26.9%	26	16.1%	519	24.9%
36 to 47 Months	16	2.7%	64	4.8%	2	1.2%	82	3.9%
48 to 59 Months	5	0.8%	20	1.5%	0	0.0%	25	1.2%
60 to 119 Months	3	0.5%	19	1.4%	1	0.6%	23	1.1%
120 Months or More	0	0.0%	4	0.3%	0	0.0%	4	0.2%
Total	603	100.0%	1,322	100.0%	161	100.0%	2,086	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 525 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 7.0 months and the median house of correction sentence was 5.0 months. Table 11 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 6.3 months while the mean house of correction sentence imposed in the superior court was 17.4 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 18.0 months. It is estimated that 13,103 or 74.3% of the defendants sentenced to a house of correction had a sentence of 2 months or more and would be eligible for parole consideration.

Table 11. House of Correction Sentences: Sentence Length by Court Department

Sentence	District Court		Superior Court		All Courts	
	N	%	N	%	N	%
< 1 Month	2,193	13.3%	8	0.7%	2,201	12.5%
1 Month	2,318	14.1%	17	1.5%	2,335	13.2%
2 Months	1,705	10.3%	21	1.8%	1,726	9.8%
3 to 5 Months	2,584	15.7%	54	4.7%	2,638	15.0%
6 to 8 Months	3,283	19.9%	105	9.1%	3,388	19.2%
9 to 11 Months	634	3.8%	59	5.1%	693	3.9%
12 to 14 Months	2,068	12.5%	261	22.7%	2,329	13.2%
15 to 17 Months	103	0.6%	19	1.7%	122	0.7%
18 to 20 Months	703	4.3%	123	10.7%	826	4.7%
21 to 23 Months	9	0.1%	3	0.3%	12	0.1%
24 to 26 Months	644	3.9%	265	23.1%	909	5.2%
27 to 29 Months	2	0.0%	0	0.0%	2	0.0%
30 Months	244	1.5%	214	18.6%	458	2.6%
Total	16,490	100.0%	1,149	100.0%	17,639	100.0%
Lowest	1 Day		1 Day		1 Day	
Highest	30.0 Months		30.0 Months		30.0 Months	
Mean	6.3 Months		17.4 Months		7.0 Months	
Median	4.0 Months		18.0 Months		5.0 Months	

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, 40.9% of state prison sentences had a difference of one day between minimum and maximum sentence. Therefore, an estimated 59.1% 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 74.3% of all defendants sentenced to the house of correction would be eligible for parole consideration. Under proposed sentencing guidelines, the maximum time that a defendant sentenced to a house of correction could be supervised by parole would be reduced from one-half of the sentence to one-third of the sentence.

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

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

Table 12 shows post-release probation supervision status by type of sentence and court department for those defendants sentenced to incarceration. It was estimated that 39.3% of the incarceration sentences also involved a period of post-release probation supervision through the use of a split sentence or from & after probation sentence. The proportion of incarceration sentences involving a period of post-release probation supervision was higher in the superior court than in the district court:

- an estimated 6,166 or 36.2% of the incarceration sentences imposed in the district court involved some period of post-release probation supervision; and,
- an estimated 1,919 or 58.0% 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,
 - 48.8% of those sentenced to the DOC.

Of those defendants convicted of two or more charges and sentenced to incarceration, 6,126 or 48.6% had a sentence that included from & after probation, including 4,390 or 43.2% of the district court defendants with two or more convictions and 1,736 or 71.4% of the superior court defendants with two or more convictions.

Table 12. 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			15	0.5%	15	0.1%
Without From & After Probation			53	1.6%	53	0.3%
Sub-Total			68	2.1%	68	0.3%
State Prison						
With From & After Probation			1,038	31.4%	1,038	5.1%
Without From & After Probation			1,048	31.7%	1,048	5.2%
Sub-Total			2,086	63.0%	2,086	10.3%
Other DOC						
Split or From & After Probation			1	0.0%	1	0.0%
Without Split or From & After Probation			4	0.1%	4	0.0%
Sub-Total			5	0.2%	5	0.0%
House of Correction						
With From & After Probation	1,614	9.5%	457	13.8%	2,071	10.2%
Without From & After Probation	10,848	63.8%	285	8.6%	11,133	54.8%
Sub-Total	12,462	73.2%	742	22.4%	13,204	65.0%
House of Correction / Split	4,552	26.8%	408	12.3%	4,960	24.4%
Total All Sentences	17,014	100.0%	3,309	100.0%	20,323	100.0%
Jurisdiction						
House of Correction						
Split or From & After Probation	6,166	36.2%	865	75.2%	7,031	38.7%
Without Split or From & After Probation	10,848	63.8%	285	24.8%	11,133	61.3%
Sub-Total	17,014	100.0%	1,150	100.0%	18,164	100.0%
Department of Correction						
Split or From & After Probation			1,054	48.8%	1,054	48.8%
Without Split or From & After Probation			1,105	51.2%	1,105	51.2%
Sub-Total			2,159	100.0%	2,159	100.0%
All Jurisdictions						
Split or From & After Probation	6,166	36.2%	1,919	58.0%	8,085	39.8%
Without Split or From & After Probation	10,848	63.8%	1,390	42.0%	12,238	60.2%
Total	17,014	100.0%	3,309	100.0%	20,323	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 13 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 24,195 or 75.0% of the probation sentences began as a non-incarcerative sentence and 8,085 or 25.0% 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, 79.1% of the probation sentences began as a non-incarcerative sentence and 20.9% will begin after a period of incarceration; and,
- in the superior court, 29.8% of the probation sentences began as a non-incarcerative sentence and 70.2% will begin after a period of incarceration.

Table 13. Type of Probation Sentence Imposed by Court Department

Type of Probation Sentence Imposed	District Court		Superior Court		All Courts	
	N	%	N	%	N	%
Probation Sentence	23,382	79.1%	813	29.8%	24,195	75.0%
Split or From & After Probation	6,166	20.9%	1,919	70.2%	8,085	25.0%
Total	29,548	100.0%	2,732	100.0%	32,280	100.0%

Table 14 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 307 or 76.4% of the incarcerated defendants convicted of a sex offense had a sentence which included a period of post-release probation supervision. In contrast 1,593 or 34.7% 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 14. 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	2,532	52.1%	2,332	47.9%	4,864	100.0%
Sex	95	23.6%	307	76.4%	402	100.0%
Property	2,727	60.7%	1,769	39.3%	4,496	100.0%
Drug Offenses	2,992	65.3%	1,593	34.7%	4,585	100.0%
Motor Vehicle	2,252	62.5%	1,351	37.5%	3,603	100.0%
Weapons	290	45.0%	354	55.0%	644	100.0%
Public Order	520	82.4%	111	17.6%	631	100.0%
Other	830	75.6%	268	24.4%	1,098	100.0%
Total	12,238	60.2%	8,085	39.8%	20,323	100.0%
District Court						
Person	2,144	55.8%	1,700	44.2%	3,844	100.0%
Sex	49	31.0%	109	69.0%	158	100.0%
Property	2,635	63.4%	1,520	36.6%	4,155	100.0%
Drug Offenses	2,280	68.0%	1,071	32.0%	3,351	100.0%
Motor Vehicle	2,212	63.9%	1,251	36.1%	3,463	100.0%
Weapons	208	54.2%	176	45.8%	384	100.0%
Public Order	518	83.1%	105	16.9%	623	100.0%
Other	802	77.4%	234	22.6%	1,036	100.0%
Sub-Total	10,848	63.8%	6,166	36.2%	17,014	100.0%
Superior Court						
Person	388	38.0%	632	62.0%	1,020	100.0%
Sex	46	18.9%	198	81.1%	244	100.0%
Property	92	27.0%	249	73.0%	341	100.0%
Drug Offenses	712	57.7%	522	42.3%	1,234	100.0%
Motor Vehicle	40	28.6%	100	71.4%	140	100.0%
Weapons	82	31.5%	178	68.5%	260	100.0%
Public Order	2	25.0%	6	75.0%	8	100.0%
Other	28	45.2%	34	54.8%	62	100.0%
Sub-Total	1,390	42.0%	1,919	58.0%	3,309	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. Table 15 shows the type of offense by court department. The type of offense varied by court department. In the district court the most frequently occurring offenses were motor vehicle which accounted for 15,273 or 30.7% of all district court convictions, followed by property offenses (10,304 or 20.7% of all district court convictions), and person offenses (8,465 or 17.0% of all district court convictions). In the superior court the most frequently occurring offenses were drug offenses which accounted for 1,484 or 35.8% of all superior court convictions followed by person offenses which accounted for 1,257 or 30.4% 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 16 defendants are classified by type of offense on the basis of all offenses of conviction. For example, 633 defendants were classified as sex offenders on the basis of governing offense and an additional 32 defendants were classified as sex offenders on the basis of a conviction for a secondary offense (these 32 defendants were convicted of some other type of offense as the governing offense). Thus, a total of 665 defendants were classified as sex offenders on the basis of this expanded classification.

Table 15. Type of Offense by Offense Seriousness Level and Court Department

Type of Offense	District Court		Superior Court		Total	
	N	%	N	%	N	%
Person	8,465	17.0%	1,257	30.4%	9,722	18.1%
Sex	317	0.6%	316	7.6%	633	1.2%
Property	10,304	20.7%	504	12.2%	10,808	20.1%
Drug	8,248	16.6%	1,484	35.8%	9,732	18.1%
Motor Vehicle	15,273	30.7%	146	3.5%	15,419	28.6%
Weapons	752	1.5%	287	6.9%	1,039	1.9%
Public Order	2,667	5.4%	12	0.3%	2,679	5.0%
Other	3,684	7.4%	135	3.3%	3,819	7.1%
Total	49,710	100.0%	4,141	100.0%	53,851	100.0%

Table 16. 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	9,722	1,427	11,149
Sex	633	32	665
Property	10,808	2,626	13,434
Drug	9,732	1,836	11,568
Motor Vehicle	15,419	2,688	18,107
Weapons	1,039	655	1,694
Public Order	2,679	2,740	5,419
Other	3,819	4,386	8,205
District Court			
Person	8,465	1,151	9,616
Sex	317	16	333
Property	10,304	2,394	12,698
Drug	8,248	1,672	9,920
Motor Vehicle	15,273	2,570	17,843
Weapons	752	373	1,125
Public Order	2,667	2,685	5,352
Other	3,684	3,949	7,633
Superior Court			
Person	1,257	276	1,533
Sex	316	16	332
Property	504	232	736
Drug	1,484	164	1,648
Motor Vehicle	146	118	264
Weapons	287	282	569
Public Order	12	55	67
Other	135	437	572

Type of Offense: Sex Offenses. There were an estimated 633 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 17 shows the nature of sex offense by court department. As indicated in the table, sex offenders were convicted almost as frequently in district court as in superior court (317 in the district court and 316 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:
 - 55.8% were convicted of an offense involving a child victim;
 - 28.8% were convicted of an offense involving an adult victim; and,
 - 15.5% were convicted of some other sex offense.

- of the 316 sex offenders convicted in the superior court:
 - 71.2% were convicted of an offense involving a child victim;
 - 26.6% were convicted of an offense involving an adult victim; and,
 - 2.2% were convicted of some other sex offense.

Table 17. 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%	12	3.8%	12	1.9%
Rape	0	0.0%	25	7.9%	25	3.9%
Rape, 2nd Offense	0	0.0%	1	0.3%	1	0.2%
Assault w/I Rape	0	0.0%	4	1.3%	4	0.6%
A&B Indecent	98	30.9%	36	11.4%	134	21.2%
Kidnap, Sexual Assault	0	0.0%	1	0.3%	1	0.2%
Incest	0	0.0%	5	1.6%	5	0.8%
Sub-Total	98	30.9%	84	26.6%	182	28.8%
Offense with Child Victim						
Rape of Child, Forcible	0	0.0%	39	12.3%	39	6.2%
Rape of Child	0	0.0%	97	30.7%	97	15.3%
Rape of Child, 2nd Offense	0	0.0%	3	0.9%	3	0.5%
Assault w/I Rape, Child	0	0.0%	3	0.9%	3	0.5%
A&B Indecent Child	82	25.9%	36	11.4%	118	18.6%
A&B Indecent Child, 2nd	0	0.0%	2	0.6%	2	0.3%
Act Unnatural, Child	3	0.9%	1	0.3%	4	0.6%
Inducing Minor Prostitution	0	0.0%	1	0.3%	1	0.2%
Enticing Child	9	2.8%	13	4.1%	22	3.5%
Inducing Minor Sex	5	1.6%	4	1.3%	9	1.4%
Child Pornography	0	0.0%	2	0.6%	2	0.3%
Child Pornography, Possess	24	7.6%	23	7.3%	47	7.4%
Child Pornography, Poss., 2nd Offense	0	0.0%	1	0.3%	1	0.2%
Obscene Material to a Minor	5	1.6%	0	0.0%	5	0.8%
Sub-Total	128	40.4%	225	71.2%	353	55.8%
Other Sex Offense						
Open and Gross	91	28.7%	7	2.2%	98	15.5%
Sub-Total	91	28.7%	7	2.2%	98	15.5%
Total	317	100.0%	316	100.0%	633	100.0%

Type of Offense: Drug Offenses. There were an estimated 9,732 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 18 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, 3,075 or 37.3% of the drug offenses were classified as distribution offenses, 5,061 or 61.4% were classified as possession offenses, and 112 or 1.4% were not assigned to either category;
- in the superior court, 1,346 or 90.7% of the drug offenses were classified as distribution offenses, 102 or 6.9% were classified as possession offenses, and 36 or 2.4% were not assigned to either category;
- in the district court, the most frequently occurring drug offense involved possession of a Class B substance which accounted for 1,922 or 23.3% 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 991 or 66.8% 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 18. 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	591	7.2%	310	20.9%	901	9.3%
Class B	1,705	20.7%	991	66.8%	2,696	27.7%
Class C	43	0.5%	1	0.1%	44	0.5%
Class D	672	8.1%	43	2.9%	715	7.3%
Class E	20	0.2%	1	0.1%	21	0.2%
Other Distribution Offenses	44	0.5%	0	0.0%	44	0.5%
Sub-Total	3,075	37.3%	1,346	90.7%	4,421	45.4%
Possession Offenses						
Class A	977	11.8%	22	1.5%	999	10.3%
Class B	1,922	23.3%	60	4.0%	1,982	20.4%
Class C	101	1.2%	0	0.0%	101	1.0%
Class D	1,807	21.9%	16	1.1%	1,823	18.7%
Class E	114	1.4%	0	0.0%	114	1.2%
Hypodermic/Syringe	140	1.7%	4	0.3%	144	1.5%
Sub-Total	5,061	61.4%	102	6.9%	5,163	53.1%
Other Drug Offenses						
	112	1.4%	36	2.4%	148	1.5%
Total	8,248	100.0%	1,484	100.0%	9,732	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 19 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 943 defendants convicted of mandatory drug offenses during FY 2007. Four offenses, distribution of cocaine, distribution within a school zone,²⁶ trafficking cocaine 14 to 28 grams, and trafficking cocaine 28 to 100 grams, accounted for 777 or 82.4% of the convictions for mandatory drug offenses in FY 2007.

A frequently occurring mandatory drug offense is distribution in a school zone, with 250 convictions or 26.5% 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 545 or 57.8% of the defendants convicted of mandatory drug offenses were classified as criminal history groups A or B, and 398 or 42.2% 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 19. Mandatory Drug Offenses: Governing Offense by Offense Seriousness Level, Criminal History Group, and Court Department

Governing Offense, Offense Seriousness Level and Court Department	Criminal History Group					Total
	A	B	C	D	E	
Superior Court						
Level 8 (15 Year Mandatory)						
Traffic Heroin 200+ grams	1	0	0	0	0	1
Traffic Cocaine 200+ grams	2	1	2	0	0	5
Sub-Total	3	1	2	0	0	6
Level 7 (7 to 10 Year Mandatory)						
Traffic Heroin 100 to 200 grams	1	1	2	0	0	4
Traffic Heroin 28 to 100 grams	5	3	1	0	0	9
Traffic Cocaine 100 to 200 grams	12	1	8	6	0	27
Sub-Total	18	5	11	6	0	40
Level 6 (5 Year Mandatory)						
Traffic Heroin 14 to 28 grams	8	6	1	3	0	18
Traffic Cocaine 28 to 100 grams	38	33	17	13	0	101
Distribute Class A, 2nd Offense	0	0	10	12	0	22
Distribute Cocaine, 2nd Offense	0	3	8	5	0	16
Induce Minor to Distribute	0	0	1	0	0	1
Sub-Total	46	42	37	33	0	158
Level 5 (3 Year Mandatory)						
Traffic Cocaine 14 to 28 grams	62	55	25	17	0	159
Distribute Class B, 2nd Offense	0	15	22	25	0	62
Sub-Total	62	70	47	42	0	221
Level 4 (1 to 2 Year Mandatory)						
Distribute Cocaine	79	72	68	47	1	267
Traffic Marijuana 50 to 100 pounds	1	0	0	0	0	1
Distribution w/i School or Park	28	23	10	18	0	79
Sub-Total	108	95	78	65	1	347
Sub-Total Superior Court	237	213	175	146	1	772
District Court						
Distribution w/i School or Park	51	44	41	35	0	171
Total	288	257	216	181	1	943

All convictions for mandatory drug offenses include a sentence to incarceration. Table 20 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, 169 or 21.9% were sentenced to a house of correction and 603 or 78.1% were sentenced to the DOC. Of all convictions for mandatory drug offenses, 340 or 36.1% were sentenced to a house of correction and 603 or 63.9% were sentenced to the DOC.

Table 20. Mandatory Drug Offenses: Jurisdiction by Court Department

Jurisdiction	District Court		Superior Court		All Courts	
	N	%	N	%	N	%
House of Correction	171	100.0%	169	21.9%	340	36.1%
Department of Correction	0	0.0%	603	78.1%	603	63.9%
Total	171	100.0%	772	100.0%	943	100.0%

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 21, it was estimated that 47,748 or 88.7% of all defendants were convicted of offenses for which the sentencing guidelines grid applied and 6,103 or 11.3% 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: 5,259 or 9.8% of all defendants were convicted of OUI offenses; 286 or 0.5% were convicted of mandatory firearms offenses; and, 558 or 1.0% were convicted of non-jailable offenses.

Table 21. Grid Assignment by Court Department

Grid Assignment	District Court		Superior Court		All Courts	
	N	%	N	%	N	%
Assigned to Grid	43,907	88.3%	3,841	92.8%	47,748	88.7%
Not Assigned to Grid						
OUI Offenses	5,164	10.4%	95	2.3%	5,259	9.8%
Mandatory Gun Offenses	82	0.2%	204	4.9%	286	0.5%
Non-jailable Offenses	557	1.1%	1	0.0%	558	1.0%
Sub-total	5,803	11.7%	300	7.2%	6,103	11.3%
Total	49,710	100.0%	4,141	100.0%	53,851	100.0%

SENTENCING PRACTICES: OFFENSES ASSIGNED TO THE GRID

In this section, the sentencing practices related to the 47,748 defendants convicted of offenses for which the sentencing guidelines grid applies are discussed.

Sentencing Practices: Grid Cell Assignment

Table 22 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 47,748 convicted defendants:

- an estimated 2,506 or 5.2% were classified within the incarceration zone;
- an estimated 31,154 or 65.2% were classified within the discretionary zone;
- an estimated 13,826 or 29.0% were classified within the intermediate sanction zone; and,
- an estimated 262 or 0.5% were not classified into a specific zone.

In both the district court and the superior court, the most frequently occurring classification was the discretionary zone on the sentencing guidelines grid: 66.6% of the defendants convicted in the district court and 49.9% 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 43.4% of the defendants convicted in the superior court were classified in the incarceration zone compared to 1.9% 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: 31.1% of the defendants convicted in the district court were classified in the intermediate sanctions zone compared to 4.4% 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 40,251 or 84.3% of the convicted defendants were assigned to offense seriousness levels 1 through 3; an estimated 6,825 or 14.3% of the convicted defendants were assigned to offense seriousness levels 4 through 6; and, an estimated 410 or 0.9% 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 15,595 of all convictions (32.7%). In the district court, level 2 was the most frequently occurring offense seriousness level, accounting for an estimated 15,314 or 34.9% of all district court convictions. In the superior court, level 4 was the most frequently occurring offense seriousness level, accounting for an estimated 1,265 or 32.9% 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 17,678 or 37.0% of all convicted defendants. The most serious criminal history group, Group E, accounted for 49 of the convicted defendants.

Grid Cell. The most frequently occurring grid cell was “2A”: 6,047 or 12.7% of all convicted defendants were assigned to grid cell “2A”. In the district court, the most frequently occurring grid cell was “2A”: 5,895 or 13.4% of all defendants convicted in the district court were assigned to grid cell “2A”. As indicated in Table 40, the four most frequently occurring offenses in grid cell “2A” in the district court were operating to endanger, CSA possession class B, shoplifting, and CSA possession class D. In the superior court, the most frequently occurring grid cell was “4A”: 431 or 11.2% of all defendants convicted in the superior court were assigned to grid cell “4A”. As indicated in Table 41, 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 22. 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	31	13	8	12	0	64	1.7%	9	31	13	8	12	0	64	0.1%
8	0	0	0	0	0	0	0.0%	8	51	20	25	23	1	120	3.1%	8	51	20	25	23	1	120	0.3%
7	0	0	0	0	0	0	0.0%	7	81	59	37	47	2	226	5.9%	7	81	59	37	47	2	226	0.5%
6	9	4	6	3	0	22	0.1%	6	275	156	157	159	1	748	19.5%	6	284	160	163	162	1	770	1.6%
5	248	211	144	117	0	720	1.6%	5	161	102	97	132	0	492	12.8%	5	409	313	241	249	0	1,212	2.5%
4	1,404	978	640	555	1	3,578	8.1%	4	431	297	257	277	3	1,265	32.9%	4	1,835	1,275	897	832	4	4,843	10.1%
3	5,000	3,851	3,038	3,100	20	15,009	34.2%	3	257	104	88	88	1	538	14.0%	3	5,257	3,955	3,126	3,188	21	15,547	32.6%
2	5,895	4,181	2,727	2,498	13	15,314	34.9%	2	152	58	38	33	0	281	7.3%	2	6,047	4,239	2,765	2,531	13	15,595	32.7%
1	3,562	2,605	1,596	1,321	7	9,091	20.7%	1	10	5	1	2	0	18	0.5%	1	3,572	2,610	1,597	1,323	7	9,109	19.1%
N.A.	61	39	30	43	0	173	0.4%	N.A.	50	15	16	8	0	89	2.3%	N.A.	111	54	46	51	0	262	0.5%
Total	16,179	11,869	8,181	7,637	41	43,907	100.0%	Total	1,499	829	724	781	8	3,841	100.0%	Total	17,678	12,698	8,905	8,418	49	47,748	100.0%
%	36.8%	27.0%	18.6%	17.4%	0.1%	100.0%		%	39.0%	21.6%	18.8%	20.3%	0.2%	100.0%		%	37.0%	26.6%	18.6%	17.6%	0.1%	100.0%	

DISTRICT COURT			SUPERIOR COURT			ALL COURTS		
Sentencing Zone	N	%	Sentencing Zone	N	%	Sentencing Zone	N	%
Incarceration Zone	839	1.9%	Incarceration Zone	1,667	43.4%	Incarceration Zone	2,506	5.2%
Discretionary Zone	29,237	66.6%	Discretionary Zone	1,917	49.9%	Discretionary Zone	31,154	65.2%
Intermediate Sanction Zone	13,658	31.1%	Intermediate Sanction Zone	168	4.4%	Intermediate Sanction Zone	13,826	29.0%
Unassigned	173	0.4%	Unassigned	89	2.3%	Unassigned	262	0.5%
Total	43,907	100.0%	Total	3,841	100.0%	Total	47,748	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 23 shows incarceration rates by grid cell assignment for all convicted defendants. For FY 2007, the estimated incarceration rate was 39.3%: 18,773 defendants received a sentence to incarceration out of 47,748 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 19.4% and the incarceration rate for defendants convicted of offenses at offense seriousness level 8 was 95.8%; and,
- the incarceration rate for defendants in criminal history group A was 25.9% and the incarceration rate for defendants in criminal history group D was 58.7%.

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 85.9%;
- for defendants in the discretionary zone, the incarceration rate was 44.9%; and,
- for defendants in the intermediate sanction zone, the incarceration rate was 18.2%.

Survey of Sentencing Practices

Table 23. 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	31	13	8	12	0	64	9	31	13	8	12	0	64	9	100.0%	100.0%	100.0%	100.0%	N.A.	100.0%
8	51	20	25	23	1	120	8	47	19	25	23	1	115	8	92.2%	95.0%	100.0%	100.0%	100.0%	95.8%
7	81	59	37	47	2	226	7	64	54	35	42	2	197	7	79.0%	91.5%	94.6%	89.4%	100.0%	87.2%
6	284	160	163	162	1	770	6	220	152	155	154	1	682	6	77.5%	95.0%	95.1%	95.1%	100.0%	88.6%
5	409	313	241	249	0	1,212	5	200	198	187	199	0	784	5	48.9%	63.3%	77.6%	79.9%	N.A.	64.7%
4	1,835	1,275	897	832	4	4,843	4	899	882	674	704	4	3,163	4	49.0%	69.2%	75.1%	84.6%	100.0%	65.3%
3	5,257	3,955	3,126	3,188	21	15,547	3	1,464	1,741	1,645	2,044	12	6,906	3	27.8%	44.0%	52.6%	64.1%	57.1%	44.4%
2	6,047	4,239	2,765	2,531	13	15,595	2	1,198	1,411	1,082	1,283	7	4,981	2	19.8%	33.3%	39.1%	50.7%	53.8%	31.9%
1	3,572	2,610	1,597	1,323	7	9,109	1	418	540	360	452	1	1,771	1	11.7%	20.7%	22.5%	34.2%	14.3%	19.4%
N.A.	111	54	46	51	0	262	N.A.	32	21	25	32	0	110	N.A.	28.8%	38.9%	54.3%	62.7%	N.A.	42.0%
Total	17,678	12,698	8,905	8,418	49	47,748	Total	4,573	5,031	4,196	4,945	28	18,773	Total	25.9%	39.6%	47.1%	58.7%	57.1%	39.3%

ALL DEFENDANTS		INCARCERATED DEFENDANTS		INCARCERATION RATE	
Sentencing Zone	N	Sentencing Zone	N	Sentencing Zone	Incarceration Rate
Incarceration Zone	2,506	Incarceration Zone	2,152	Incarceration Zone	85.9%
Discretionary Zone	31,154	Discretionary Zone	13,995	Discretionary Zone	44.9%
Intermediate Sanction Zone	13,826	Intermediate Sanction Zone	2,516	Intermediate Sanction Zone	18.2%
Unassigned	262	Unassigned	110	Unassigned	42.0%
Total	47,748	Total	18,773	Total	39.3%

District Court Incarceration Rates. Table 24 shows incarceration rates by grid cell assignment for all defendants convicted in district court. For FY 2007, the estimated district court incarceration rate was 35.9%: 15,762 defendants received a sentence to incarceration out of 43,907 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 19.4% and the incarceration rate for defendants convicted of offenses at offense seriousness level 4 was 58.4%; and,
- the incarceration rate for defendants in criminal history group A was 22.3% and the incarceration rate for defendants in criminal history group D was 55.3%.

District court incarceration rates varied by sentencing zone:

- district court defendants in the incarceration zone had an incarceration rate of 75.6%;
- district court defendants in the discretionary zone had an incarceration rate of 43.1%; and,
- district court defendants in the intermediate sanction zone had an incarceration rate of 18.0%.

Survey of Sentencing Practices

Table 24. 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	9	4	6	3	0	22	6	5	3	5	2	0	15	6	55.6%	75.0%	83.3%	66.7%	N.A.	68.2%
5	248	211	144	117	0	720	5	87	104	103	79	0	373	5	35.1%	49.3%	71.5%	67.5%	N.A.	51.8%
4	1,404	978	640	555	1	3,578	4	593	616	444	436	1	2,090	4	42.2%	63.0%	69.4%	78.6%	100.0%	58.4%
3	5,000	3,851	3,038	3,100	20	15,009	3	1,354	1,675	1,589	1,971	11	6,600	3	27.1%	43.5%	52.3%	63.6%	55.0%	44.0%
2	5,895	4,181	2,727	2,498	13	15,314	2	1,149	1,377	1,057	1,259	7	4,849	2	19.5%	32.9%	38.8%	50.4%	53.8%	31.7%
1	3,562	2,605	1,596	1,321	7	9,091	1	414	536	359	450	1	1,760	1	11.6%	20.6%	22.5%	34.1%	14.3%	19.4%
N.A.	61	39	30	43	0	173	N.A.	13	17	18	27	0	75	N.A.	21.3%	43.6%	60.0%	62.8%	N.A.	43.4%
Total	16,179	11,869	8,181	7,637	41	43,907	Total	3,615	4,328	3,575	4,224	20	15,762	Total	22.3%	36.5%	43.7%	55.3%	48.8%	35.9%

Sentencing Zone	N	Sentencing Zone	N	Sentencing Zone	Incarceration Rate
Incarceration Zone	839	Incarceration Zone	634	Incarceration Zone	75.6%
Discretionary Zone	29,237	Discretionary Zone	12,595	Discretionary Zone	43.1%
Intermediate Sanction Zone	13,658	Intermediate Sanction Zone	2,458	Intermediate Sanction Zone	18.0%
Unassigned	173	Unassigned	75	Unassigned	43.4%
Total	43,907	Total	15,762	Total	35.9%

Superior Court Incarceration Rates. Table 25 shows incarceration rates by grid cell assignment for all defendants convicted in superior court. For FY 2007, the estimated superior court incarceration rate was 78.4%: 3,011 defendants received a sentence to incarceration out of 3,841 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 47.0% and the incarceration rate for defendants convicted of offenses in offense seriousness level 8 was 95.8%; and,
- the incarceration rate for defendants in criminal history group A was 63.9% and the incarceration rate for defendants in criminal history group D was 92.3%.

The incarceration rate varied by sentencing zone:

- superior court defendants in the incarceration zone had an incarceration rate of 91.1%;
- superior court defendants in the discretionary zone had an incarceration rate of 73.0%; and,
- superior court defendants in the intermediate sanction zone had an incarceration rate of 34.5%.

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Table 25. 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	31	13	8	12	0	64	9	31	13	8	12	0	64	9	100.0%	100.0%	100.0%	100.0%	N.A.	100.0%
8	51	20	25	23	1	120	8	47	19	25	23	1	115	8	92.2%	95.0%	100.0%	100.0%	100.0%	95.8%
7	81	59	37	47	2	226	7	64	54	35	42	2	197	7	79.0%	91.5%	94.6%	89.4%	100.0%	87.2%
6	275	156	157	159	1	748	6	215	149	150	152	1	667	6	78.2%	95.5%	95.5%	95.6%	100.0%	89.2%
5	161	102	97	132	0	492	5	113	94	84	120	0	411	5	70.2%	92.2%	86.6%	90.9%	N.A.	83.5%
4	431	297	257	277	3	1,265	4	306	266	230	268	3	1,073	4	71.0%	89.6%	89.5%	96.8%	100.0%	84.8%
3	257	104	88	88	1	538	3	110	66	56	73	1	306	3	42.8%	63.5%	63.6%	83.0%	100.0%	56.9%
2	152	58	38	33	0	281	2	49	34	25	24	0	132	2	32.2%	58.6%	65.8%	72.7%	N.A.	47.0%
1	10	5	1	2	0	18	1	4	4	1	2	0	11	1	40.0%	80.0%	100.0%	100.0%	N.A.	61.1%
N.A.	50	15	16	8	0	89	N.A.	19	4	7	5	0	35	N.A.	38.0%	26.7%	43.8%	62.5%	N.A.	39.3%
Total	1,499	829	724	781	8	3,841	Total	958	703	621	721	8	3,011	Total	63.9%	84.8%	85.8%	92.3%	100.0%	78.4%

Sentencing Zone	N
Incarceration Zone	1,667
Discretionary Zone	1,917
Intermediate Sanction Zone	168
Unassigned	89
Total	3,841

Sentencing Zone	N
Incarceration Zone	1,518
Discretionary Zone	1,400
Intermediate Sanction Zone	58
Unassigned	35
Total	3,011

Sentencing Zone	Incarceration Rate
Incarceration Zone	91.1%
Discretionary Zone	73.0%
Intermediate Sanction Zone	34.5%
Unassigned	39.3%
Total	78.4%

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 26 shows the results of this analysis. Overall, it was estimated that 86.6% of current sentences fall within the proposed guidelines and 13.4% of current sentences fall outside of proposed guidelines (an estimated 3.5% were below the guidelines and an estimated 9.9% 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 2.7% 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 75.6% of all sentences were outside of the proposed ranges (47.1% were below the proposed guidelines and 28.4% were above the proposed guidelines);
- when comparing the sentences imposed for mandatory drug offenses with the proposed sentencing guidelines, it was estimated that 49.0% of the current mandatory drug sentences were within the sentencing guidelines ranges and that 51.0% were outside of the sentencing guidelines (including 3.2% below the proposed guidelines and 47.8% above the proposed guidelines); and,
- when comparing the sentences imposed for all other offenses it was estimated that 87.4% were within the sentencing guidelines ranges and 12.6% were outside of the sentencing guidelines (including 3.5% below the ranges and 9.1% above the ranges); and,
- for all offenses at levels 6 through 8, 41.4% of the sentences were below the guideline ranges, 29.1% were within, and 29.6% were above;
- for mandatory drug offenses at levels 6 through 8, 0.0% were below the guideline ranges, 35.8% were within, and 64.2% were above; and,
- for all other offenses at levels 6 through 8, 51.0% were below the guideline ranges, 27.5% were within, and 21.4% were above.

Table 26. 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%	64	100.0%	0	0.0%	64	100.0%
Level 8	30	36.1%	26	31.3%	27	32.5%	83	100.0%
Level 7	106	47.1%	55	24.4%	64	28.4%	225	100.0%
Level 6	309	40.2%	232	30.2%	227	29.6%	768	100.0%
Level 5	502	41.9%	498	41.6%	197	16.5%	1,197	100.0%
Level 4	647	13.5%	3,601	74.9%	562	11.7%	4,810	100.0%
Level 3	4	0.0%	14,139	97.3%	389	2.7%	14,532	100.0%
Level 2	0	0.0%	13,527	88.6%	1,732	11.4%	15,259	100.0%
Level 1	0	0.0%	7,713	84.9%	1,376	15.1%	9,089	100.0%
Total	1,598	3.5%	39,855	86.6%	4,574	9.9%	46,027	100.0%
Other Offenses								
Level 9	0	0.0%	64	100.0%	0	0.0%	64	100.0%
Level 8	30	39.0%	26	33.8%	21	27.3%	77	100.0%
Level 7	106	57.3%	42	22.7%	37	20.0%	185	100.0%
Level 6	309	50.7%	172	28.2%	129	21.1%	610	100.0%
Level 5	478	49.0%	452	46.3%	46	4.7%	976	100.0%
Level 4	641	14.9%	3,258	75.9%	394	9.2%	4,293	100.0%
Level 3	4	0.0%	14,139	97.3%	389	2.7%	14,532	100.0%
Level 2	0	0.0%	13,527	88.6%	1,732	11.4%	15,259	100.0%
Level 1	0	0.0%	7,713	84.9%	1,376	15.1%	9,089	100.0%
Total	1,568	3.5%	39,393	87.4%	4,124	9.1%	45,085	100.0%
Mandatory Drug Offenses								
Level 9	0	N.A.	0	N.A.	0	N.A.	0	N.A.
Level 8	0	0.0%	0	0.0%	6	100.0%	6	100.0%
Level 7	0	0.0%	13	32.5%	27	67.5%	40	100.0%
Level 6	0	0.0%	60	38.0%	98	62.0%	158	100.0%
Level 5	24	10.9%	46	20.8%	151	68.3%	221	100.0%
Level 4	6	1.2%	343	66.3%	168	32.5%	517	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	30	3.2%	462	49.0%	450	47.8%	942	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 21, there were 6,103 defendants representing 11.3% 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: Mandatory Firearms Offenses

Convictions for mandatory firearms offenses are not included in the sentencing guidelines grid. It was estimated that there were 286 convictions where the governing offense was a mandatory firearms offense in FY 2007. Table 22 shows the offense for those defendants classified as mandatory firearms offenders. Sentences for the offense “Firearm Carry with Ammunition” are imposed from and after a conviction for another mandatory firearms offense. This offense was only considered the governing offense if the sentence imposed was longer than the offense for the underlying mandatory.

Table 27. Mandatory Firearms Offenses: Governing Offense by Court Department

Mandatory Firearms Offense	District Court		Superior Court		All Courts	
	N	%	N	%	N	%
Firearm, Carry w/o License	82	100.0%	120	58.8%	202	70.6%
Firearm, Carry w/o License, 2nd Offense	0	0.0%	9	4.4%	9	3.1%
Firearm Carry w/o License, 3rd Offense	0	0.0%	1	0.5%	1	0.3%
Firearm, Carry with Ammunition	0	0.0%	1	0.5%	1	0.3%
Firearm, Possess Large Capacity	0	0.0%	15	7.4%	15	5.2%
Firearm, Possess Machine Gun / Sawed off Shotgun	0	0.0%	8	3.9%	8	2.8%
Armed Career Criminal, 1 Prior	0	0.0%	32	15.7%	32	11.2%
Armed Career Criminal , 2 Priors	0	0.0%	10	4.9%	10	3.5%
Armed Career Criminal , 3 Priors	0	0.0%	1	0.5%	1	0.3%
Firearms, Trafficking, 3 to 9	0	0.0%	4	2.0%	4	1.4%
Firearm, Use in Felony	0	0.0%	3	1.5%	3	1.0%
Total	82	100.0%	204	100.0%	286	100.0%

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 5,259 convictions for OUI offenses in FY 2007. 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 28 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 28. 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%	29	30.5%	29	0.6%
House of Correction Sentence						
Less than 1 month	53	1.0%	0	0.0%	53	1.0%
1 Month	70	1.4%	0	0.0%	70	1.3%
2 Months	222	4.3%	0	0.0%	222	4.2%
3 to 5 Months	174	3.4%	1	1.1%	175	3.3%
6 to 8 Months	322	6.2%	6	6.3%	328	6.2%
9 to 11 Months	27	0.5%	1	1.1%	28	0.5%
12 to 14 Months	145	2.8%	9	9.5%	154	2.9%
15 to 17 Months	7	0.1%	0	0.0%	7	0.1%
18 to 20 Months	39	0.8%	8	8.4%	47	0.9%
21 to 23 Months	0	0.0%	0	0.0%	0	0.0%
24 to 26 Months	56	1.1%	18	18.9%	74	1.4%
27 to 29 Months	0	0.0%	0	0.0%	0	0.0%
30 Months	46	0.9%	23	24.2%	69	1.3%
Missing Sentence Information	9	0.2%	0	0.0%	9	0.2%
Sub-Total	1,170	22.7%	66	69.5%	1,236	23.5%
Probation	3,083	59.7%	0	0.0%	3,083	58.6%
Fine	819	15.9%	0	0.0%	819	15.6%
Other	92	1.8%	0	0.0%	92	1.7%
Total	5,164	100.0%	95	100.0%	5,259	100.0%

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

Table 29 shows the gender of defendants by court department. Of all convicted defendants, 15.2% were female and 84.8% were male. Of the defendants convicted in district court, 41,917 or 84.3% were male and 7,793 or 15.7% were female; and, of the defendants convicted in superior court, 3,736 or 90.2% were male and 405 or 9.8% were female.

Table 29. Defendant Gender by Court Department

Gender	District Court		Superior Court		All Courts	
	N	%	N	%	N	%
Male	41,917	84.3%	3,736	90.2%	45,653	84.8%
Female	7,793	15.7%	405	9.8%	8,198	15.2%
Total	49,710	100.0%	4,141	100.0%	53,851	100.0%

Table 30 shows defendant gender by grid assignment, type of offense, and mandatory status for drug offenses. While male and female defendants are represented to some extent in every offense category, female defendants were more often classified as property offenders and public order offenders, and less frequently classified as sex offenders or mandatory drug offenders.

Table 30. Defendant Gender by Grid Cell Assignment

Offense Type and Grid Assignment	Male		Female		Total	
	N	%	N	%	N	%
Sentencing Grid						
Person Offenses	8,614	88.6%	1,108	11.4%	9,722	100.0%
Sex Offenses	625	98.7%	8	1.3%	633	100.0%
Property Offenses	8,439	78.1%	2,369	21.9%	10,808	100.0%
Drug Offenses						
Mandatory / Distribution	893	94.7%	50	5.3%	943	100.0%
Non-Mandatory / Distribution	3,020	86.8%	458	13.2%	3,478	100.0%
Possession	4,407	85.4%	756	14.6%	5,163	100.0%
Other Drug Offense	89	60.1%	59	39.9%	148	100.0%
Sub-total Drug	8,409	86.4%	1,323	13.6%	9,732	100.0%
Motor Vehicle						
Weapons	711	94.4%	42	5.6%	753	100.0%
Public Order and Other Offenses	4,884	81.1%	1,138	18.9%	6,022	100.0%
Sub-total Grid	40,538	84.9%	7,210	15.1%	47,748	100.0%
Not Assigned to Grid						
OUI Offenses	4,358	82.9%	901	17.1%	5,259	100.0%
Mandatory Firearms	282	98.6%	4	1.4%	286	100.0%
Non-jailable	475	85.1%	83	14.9%	558	100.0%
Sub-Total No Grid	5,115	83.8%	988	16.2%	6,103	100.0%
Grand Total	45,653	84.8%	8,198	15.2%	53,851	100.0%

Sentencing Practices: Defendant Age at Disposition

The age of defendants at the time of disposition ranged from 16 years to 89 years. The mean age at disposition was 33.2 years and the median age at disposition was 31 years. Table 31 shows the age at disposition for all defendants by court department.

Table 31. Defendant Age at Disposition by Court Department

Age at Disposition	District Court	Superior Court	All Courts
19 and younger	3,850	256	4,106
20 to 24	10,018	922	10,940
25 to 29	8,589	763	9,352
30 to 34	6,091	595	6,686
35 to 39	6,362	514	6,876
40 to 44	6,068	419	6,487
45 to 49	4,622	335	4,957
50 to 54	2,346	164	2,510
55 to 59	1,030	93	1,123
60 and older	734	80	814
Total	49,710	4,141	53,851
Youngest	17 Years	16 Years	16 Years
Oldest	89 Years	78 Years	89 Years
Mean	33.2 Years	32.8 Years	33.2 Years
Median	31 Years	30 Years	31 Years

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 1.8% of the convicted defendants. Further discussion of the method used to collect defendant race can be found in Appendix A.

As indicated in Table 32, 60.3% of the convicted defendants were white, 18.6% were black, 17.7% were hispanic, and 1.5% were other races. The race was unknown for 1.8% of the convicted defendants.

Table 32 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, 61.6% were white, and 36.5% were racial/ethnic minorities (18.0% were black, 17.1% were hispanic, and 1.5% were other races). The race was unknown for 1.8% of the defendants convicted in the district court. Of the defendants convicted in the superior court, 44.6% were white, and 54.0% were racial/ethnic minorities (26.5% were black, 25.5% were hispanic, and 2.1% were other races). The race was unknown for 1.4% of the defendants convicted in the superior court.

Table 32. Defendant Race By Court Department

Defendant Race	District Court		Superior Court		All Courts	
	N	%	N	%	N	%
White	30,643	61.6%	1,847	44.6%	32,490	60.3%
Black	8,924	18.0%	1,096	26.5%	10,020	18.6%
Hispanic	8,500	17.1%	1,056	25.5%	9,556	17.7%
Other	743	1.5%	86	2.1%	829	1.5%
Unknown	900	1.8%	56	1.4%	956	1.8%
Total	49,710	100.0%	4,141	100.0%	53,851	100.0%

Table 33 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:

- 60.3% of all defendants were white, 37.9% of all defendants were racial/ethnic minorities (18.6% were black, 17.7% were hispanic, and 1.5% were other races), and the race was unknown for 1.8% of all defendants; and,
- 21.4% of defendants convicted of mandatory drug offenses were white, and 77.7% of defendants convicted of mandatory drug offenses were racial/ethnic minorities (36.3% were black, 40.1% were hispanic, and 1.4% were other races).

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

- 45.6% of defendants convicted of all drug offenses were white and 52.9% were racial/ethnic minorities;
- 57.5% of defendants convicted of possession offenses were white and 41.1% were racial/ethnic minorities;
- 33.2% of defendants convicted of non-mandatory distribution offenses were white and 64.9% were racial/ethnic minorities; and,
- 21.4% of defendants convicted of mandatory distribution offenses were white and 77.7% were racial/ethnic minorities.

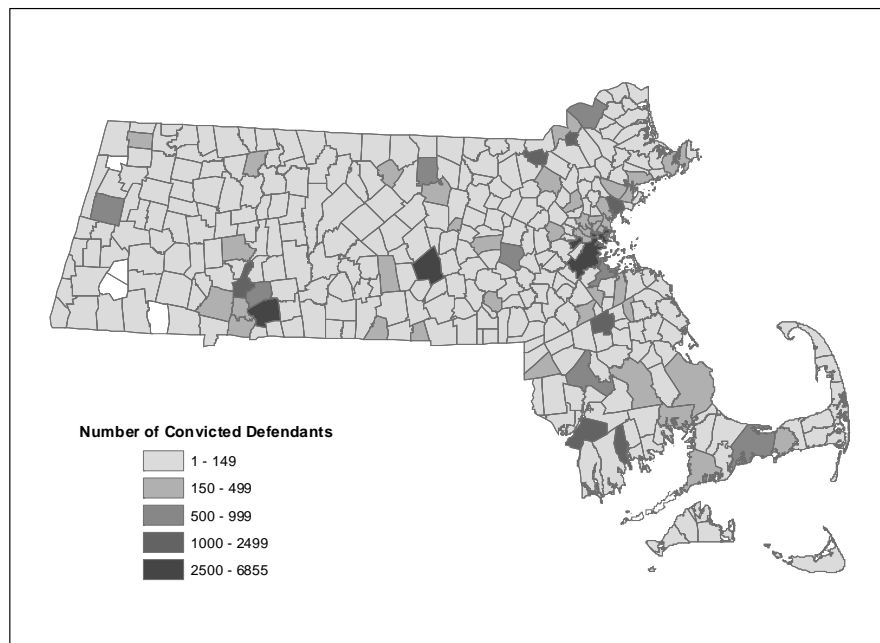
Table 33. Defendant Race by Type of Offense and Grid Assignment

Offense Type and Grid Assignment	White		Black		Hispanic		Other		Unknown		Total	
	N	%	N	%	N	%	N	%	N	%	N	%
Sentencing Grid												
Person Offenses	5,681	58.4%	2,021	20.8%	1,696	17.4%	168	1.7%	156	1.6%	9,722	100.0%
Sex Offenses	430	67.9%	81	12.8%	89	14.1%	12	1.9%	21	3.3%	633	100.0%
Property Offenses	6,994	64.7%	1,893	17.5%	1,616	15.0%	156	1.4%	149	1.4%	10,808	100.0%
Drug Offenses												
Mandatory / Distribution	202	21.4%	342	36.3%	378	40.1%	13	1.4%	8	0.8%	943	100.0%
Non-Mandatory / Distribution	1,155	33.2%	1,064	30.6%	1,134	32.6%	60	1.7%	65	1.9%	3,478	100.0%
Possession	2,969	57.5%	1,085	21.0%	970	18.8%	68	1.3%	71	1.4%	5,163	100.0%
Other Drug Offense	116	78.4%	15	10.1%	17	11.5%	0	0.0%	0	0.0%	148	100.0%
Sub-total Drug	4,442	45.6%	2,506	25.8%	2,499	25.7%	141	1.4%	144	1.5%	9,732	100.0%
Motor Vehicle												
Weapons	335	44.5%	238	31.6%	151	20.1%	15	2.0%	14	1.9%	753	100.0%
Public Order and Other Offenses	3,614	60.0%	1,146	19.0%	1,017	16.9%	109	1.8%	136	2.3%	6,022	100.0%
Sub-total Grid	27,617	57.8%	9,590	20.1%	8,979	18.8%	745	1.6%	817	1.7%	47,748	100.0%
Not Assigned to Grid												
OUI Offenses	4,422	84.1%	230	4.4%	422	8.0%	70	1.3%	115	2.2%	5,259	100.0%
Mandatory Firearms	57	19.9%	146	51.0%	73	25.5%	7	2.4%	3	1.0%	286	100.0%
Non-jailable	394	70.6%	54	9.7%	82	14.7%	7	1.3%	21	3.8%	558	100.0%
Sub-Total No Grid	4,873	79.8%	430	7.0%	577	9.5%	84	1.4%	139	2.3%	6,103	100.0%
Grand Total	32,490	60.3%	10,020	18.6%	9,556	17.7%	829	1.5%	956	1.8%	53,851	100.0%

Sentencing Practices: Defendant Last Known Address

Figure 2 graphically shows a statistical summary of the last known address of defendants for cities and towns in Massachusetts. The information shown in Figure 2 is based on 50,205 defendants (or 93.2% of the survey population). The remaining defendants resided out-of-state (4.6%), resided in a correctional facility (1.4%), were reported as homeless with no community identified (0.5%), or had no address information (0.3%). The methodology used to classify defendants to a last known address can be found in Appendix A.

Figure 2. Defendant Last Known Address



PART III. SUMMARY

The survey of sentencing practices is a comprehensive study of defendants convicted in the courts of the commonwealth during FY 2007. 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 2007, or the period July 1, 2006, through June 30, 2007 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 2007 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 2007, 68 defendants were classified in the life sentence group including four convicted of offenses other than murder. Of the four 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 2007 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 2007, there were no state prison / split sentences 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 2,086 defendants classified as state prison sentences, one was 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 2007 for offenses occurring prior to that time and thus a reformatory sentence could be imposed. In FY 2007 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 2007, four defendants were sentenced as habitual offenders and classified in the “Other DOC” group. One defendant who defaulted at sentencing was classified in the “Other DOC” group.

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

Probation Sentences. Probation sentences are those sentences with one or more valid probation words. Probation sentences include sentences to straight probation as well as those with a suspended sentence to the state prison or house of correction. The estimates of the number of probation sentences does not include all defendants receiving probation supervision. Many defendants are supervised during a pre-trial period of probation, are supervised as the result of a non-conviction disposition (e.g. CWOFF 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 526 cases with missing sentence length information, representing approximately 2.6% 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	470	5
House of Correction / Split Sentence	46	4
Other DOC	1	0
District Court	515	9
Superior Court	2	0
Old Law	6	0
New Law	511	9
Mandatory Offense	2	2
Other Offense	515	7

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 2007 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 16).

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 47,748 defendants convicted of offenses assigned to the sentencing grid, 46,631 or 97.7% had all of their convictions at or below the level of the governing offense and 1,117 or 2.3% 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 347 or 31.1% of these cases. Table 36 shows the specific offense associated with the highest offense seriousness level for the 1,117 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	
	N	%	N	%	N	%
9	64	100.0%	0	0.0%	64	100.0%
8	120	100.0%	0	0.0%	120	100.0%
7	221	97.8%	5	2.2%	226	100.0%
6	736	95.6%	34	4.4%	770	100.0%
5	1,199	98.9%	13	1.1%	1,212	100.0%
4	4,778	98.7%	65	1.3%	4,843	100.0%
3	15,358	98.8%	189	1.2%	15,547	100.0%
2	15,247	97.8%	348	2.2%	15,595	100.0%
1	8,646	94.9%	463	5.1%	9,109	100.0%
N.A.	262	100.0%	0	0.0%	262	100.0%
Total	46,631	97.7%	1,117	2.3%	47,748	100.0%

Offense Level	Maximum Offense Level (All Convictions)										
	0	1	2	3	4	5	6	7	8	9	
9	0	0	0	0	0	0	0	0	0	64	
8	0	0	0	0	0	0	0	0	120	0	
7	0	0	0	0	0	0	0	221	5	0	
6	0	0	0	0	0	0	736	14	20	0	
5	0	0	0	0	0	1,199	7	2	4	0	
4	0	0	0	0	4,778	23	24	6	12	0	
3	0	0	0	15,358	58	89	29	6	7	0	
2	0	0	15,247	283	48	12	5	0	0	0	
1	0	8,646	347	93	16	6	1	0	0	0	
N.A.	262	0	0	0	0	0	0	0	0	0	
Total	262	8,646	15,594	15,734	4,900	1,329	802	249	168	64	

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

Level	Offense	N	Level	Offense	N	Level	Offense	N	Level	Offense	N
8	Armed Aslt In Dwell House	10	4	A&B Eld / Disbl w/Injury	1	3	Possession Class B 2nd	1	2	Prostitution	2
8	Rape, Aggravated	1	4	Indecent A&B	3	3	Possession Class D 2nd	1	2	Failure To Disperse	1
8	Rape Of Child w/Force	1	4	Assault w/i Rob	1	3	Distribute Class C	3	2	Possess Mace	1
8	Arm Aslt w/i Murd - Firearm	5	4	Stalking	2	3	Leaving Scene Prop Damage	48	2	Possess Ammunition	1
8	Home Invasion	27	4	Harassment	3	3	Leaving Scene Personal Injury	4	2	Failure to Appear	5
8	Burglary, Armed	4	4	Larceny Person	29	3	Possess Firearm Silencer	1	2	Fireworks	3
8	Sub-Total	48	4	Fraud - Identity	17	3	Gun Serial Number	3	2	Resisting Arrest	56
			4	Enter Dwelling w/I Felony	1	3	Interfere Police or Firefighter	3	2	Record w/o Manufacturer	1
7	Murder, Attempted	2	4	Distribute Class A	6	3	Carrying Dangerous Weapon	22	2	True Name Law	17
7	Mayhem	9	4	Distribute Class B	52	3	Cruelty To Animals	1	2	Sub-Total	328
7	Rape	1	4	Larceny Cont Sub	1	3	Throw Object On Public Way	1	4	Bartley-Fox Mand Sentence	2
7	Incest	2	4	Escape	2	3	Sex Offender Fail Register	22	4	Sub-Total	2
7	Armed Robbery Gun	5	4	Bribery	1	3	Sub-Total	376	4	Sub-Total	2
7	Armed Assault w/i Murder	6	4	Hoax Device	1						
7	Carjacking, Armed	2	4	Sub-Total	120	2	Assault	3	2	OUI - Drugs	2
7	Confine And Put In Fear	1				2	Larceny	1	2	OUI	15
7	Sub-Total	28	3	A&B	78	2	Larceny Less	6	2	Oper Und Infl Of Liq 2nd	1
			3	A&B Domestic	4	2	B&E w/i Misdemeanor	2	2	Oper Revoke Aft Oper Under	1
6	Assault To Kill or Maim	1	3	Reckless Endangerment	1	2	Property Destruction	4	2	Sub-Total	19
6	Rape Of Child	3	3	A&B Ambulance	1	2	Tagging Property	1			
6	Child Pornography	3	3	A&B Dangerous Weapon	14	2	Receiving Stolen Goods	12			
6	Robbery Unarmed + 60	2	3	Assault Dangerous Weapon	15	2	Possession Class A	1			
6	Armed Robbery	47	3	Violation Of Civil Rights	1	2	Possession Class A Heroin	2			
6	Armed Assault w/i Rob	6	3	Restraining Order Violation	17	2	Possession Class B	23			
6	Carjacking	4	3	Larceny More	33	2	Possession Class C	2			
6	Sub-Total	66	3	Larceny Building	3	2	Possession Class D	9			
			3	Larceny MV	1	2	Distr Counterfeit Substance	1			
5	A&B Aggravated	1	3	Credit Card Misuse - More	1	2	Distribute Class D	2			
5	A&B DW, Aggravated	1	3	Defrauding Insurer	2	2	Poss Hypodermic/Syringe	4			
5	Indecent A&B On Child	5	3	Fraud	2	2	Operate to Endanger	16			
5	Robbery Unarmed	16	3	Possess Burglariious Tools	9	2	Use Without Authority	6			
5	Intimidation	94	3	B&E	40	2	Habitual Traffic Offender	1			
5	Stalking Viol of Rest. Order	1	3	Mal Dest Property More	4	2	Operate After Suspension 2nd	3			
5	Common & Notorious Thief	3	3	Receiving Stolen Goods Over	10	2	Comp Insurance Violation	137			
5	Burglary	8	3	Receiving Stolen Goods MV	16	2	Counterfeit MV Document	5			
5	Conspiracy Violate CSA	1	3	Forgery And Uttering	13						
5	Sub-Total	130	3	Burning Property	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 2007 there were 418 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 for which the juvenile was adjudicated at each arraignment event counts towards the

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.

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 2007, 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 2007 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 2007, 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 2007 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 1,721 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, and race) 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.

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 37 shows the assignment of all offenders to a last known address category.

Table 37. 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	45,901	92.3%	3,782	91.3%	49,683	92.3%
Homeless (city identified)	411	0.8%	11	0.3%	422	0.8%
No Specific Street Address (city identified)	96	0.2%	4	0.1%	100	0.2%
Sub-Total	46,408	93.4%	3,797	91.7%	50,205	93.2%
No Massachusetts City or Town Assigned						
Out of State Resident	2,257	4.5%	197	4.8%	2,454	4.6%
Correctional Facility	634	1.3%	99	2.4%	733	1.4%
Homeless or Shelter (city not identified)	266	0.5%	24	0.6%	290	0.5%
Not Available	145	0.3%	24	0.6%	169	0.3%
Sub-Total	3,302	6.6%	344	8.3%	3,646	6.8%
Total	49,710	100.0%	4,141	100.0%	53,851	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

A frequently occurring mandatory drug offense was distribution in a school zone, with 250 convictions, or 26.5% 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 38 shows some additional information on those offenders convicted of school zone offenses.

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

- There were 250 defendants for whom the school zone offense was the governing offense; and,
- There were 90 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:
 - 69 had a mandatory drug offense as the governing offense; and,
 - 21 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 340 defendants with one or more convictions of distribution in a school zone. Of these 340 defendants:

- the underlying drug offense was a mandatory drug offense for 78 defendants; and,
- the underlying drug offense was a non-mandatory drug offense for 262 defendants.

- 246 had a house of correction sentence imposed for the underlying drug offense and of these sentences 142 were for 1 day; and,
- 93 had a state prison sentence imposed for the underlying drug offense.

The final portion of the table shows the racial composition of the 340 school zone defendants.

Incarceration Status

Table 39 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 118 defendants were convicted of this offense including 74 in criminal history group A, 20 in criminal history group B, 13 in criminal history group C, 11 in criminal history group D, and none in criminal history group E. Of the 118 convicted defendants, a total of 74 received a sentence of incarceration, for an overall incarceration rate of 63%. Of the 74 defendants in criminal history group A, a total of 39 received a sentence of incarceration, for an incarceration rate of 53%; of the 20 defendants in criminal history group B, a total of 15 received a sentence of incarceration for an incarceration rate of 75%; of the 13 defendants in criminal history group C, 10 received a sentence of incarceration for an incarceration rate of 77%; of the 11 defendants in criminal history group D, 10 received a sentence of incarceration, for an incarceration rate of 91%; and, there were no defendants in criminal history group E.

Table 40 shows the same information for defendants convicted in district court. For example, as indicated in Table 40, there were a total of 82 convictions for Indecent A&B on Child in the district court. Of these 82 convictions, 44 resulted in a sentence to incarceration for an overall incarceration rate of 54%. The number of convicted defendants, the number of incarcerated defendants, and the incarceration rate is also shown for each criminal history group.

Table 41 shows the same information for defendants convicted in superior court. As indicated in Table 41, there were a total of 36 convictions for Indecent A&B on Child in the superior court. Of these 36 convictions, 30 resulted in a sentence to incarceration for an overall incarceration rate of 83%. 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 42 and Table 43 show sentence length information for those defendants sentenced to the state prison by governing offense and grid cell assignment. In Table 42 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 27 defendants sentenced to the state prison in FY 2007. The mean minimum state prison sentence for armed assault w/i murder was 78.3 months and the median minimum sentence for armed assault w/i murder was 48.0 months.

In Table 43 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 27 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 96.1 months and the median sentence for armed assault w/i murder was 72.0 months.

House of Correction Sentences

Table 44 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 516 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 76 defendants convicted of this offense and sentenced to a term of incarceration in a house of correction. The mean house of correction sentence was 9.4 months and the median house of correction sentence was 6.0 months. The number of convicted defendants and the mean and median sentence length are also shown for each criminal history group.

Type of Offense

Table 45 shows information on incarceration rates by type of offense, for those offenses assigned to the sentencing grid. All offenses were assigned to a type of offense: person, sex, property, drug, motor vehicle, weapons, public order, and other. As indicated in Table 45:

- there were 9,722 defendants convicted of person offenses with an incarceration rate of 50%;
- there were 633 defendants convicted of sex offenses with an incarceration rate of 64%;
- there were 753 defendants convicted of weapons offenses with an incarceration rate of 48%;
- there were 10,808 defendants convicted of property offenses with an incarceration rate of 42%;
- there were 9,732 defendants convicted of drug offenses with an incarceration rate of 47%;
- there were 10,078 defendants convicted of motor vehicle offenses with an incarceration rate of 23%;
- there were 3,343 defendants convicted of other offenses with an incarceration rate of 33%; and,
- there were 2,679 defendants convicted of public order offenses with an incarceration rate of 24%.

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

	District Court		Superior Court		All Courts	
	N	%	N	%	N	%
Governing Offense						
Governing Offense: School Zone	171	98.8%	79	47.3%	250	73.5%
Governing Offense: Other Mandatory Drug	0	0.0%	69	41.3%	69	20.3%
Governing Offense: All Other Offenses	2	1.2%	19	11.4%	21	6.2%
Total	173	100.0%	167	100.0%	340	100.0%
Underlying Offense of Conviction						
Trafficking Cocaine 14-28 grams	0	0.0%	12	7.2%	12	3.5%
Trafficking Cocaine 28-100 grams	0	0.0%	9	5.4%	9	2.6%
Trafficking Cocaine 100-200 grams	0	0.0%	5	3.0%	5	1.5%
Trafficking Cocaine 200+ grams	0	0.0%	2	1.2%	2	0.6%
Trafficking Heroin 14-28 grams	0	0.0%	1	0.6%	1	0.3%
Trafficking Heroin 28-100 grams	0	0.0%	4	2.4%	4	1.2%
Trafficking Heroin 100-200 grams	0	0.0%	0	0.0%	0	0.0%
Trafficking Heroin 200+ grams	0	0.0%	0	0.0%	0	0.0%
Distribution Class A	35	20.2%	32	19.2%	67	19.7%
Distribution Class A, 2nd Offender	0	0.0%	2	1.2%	2	0.6%
Distribution Class B	115	66.5%	50	29.9%	165	48.5%
Distribution Class B, 2nd Offender	0	0.0%	9	5.4%	9	2.6%
Distribution Cocaine / Mandatory	0	0.0%	29	17.4%	29	8.5%
Distribution Cocaine / 2nd	0	0.0%	5	3.0%	5	1.5%
Distribution Class C	2	1.2%	1	0.6%	3	0.9%
Distribution Class D	20	11.6%	5	3.0%	25	7.4%
Distribution Class D, 2nd Offender	0	0.0%	0	0.0%	0	0.0%
Distribution Class E	1	0.6%	1	0.6%	2	0.6%
Total	173	100.0%	167	100.0%	340	100.0%
Sentence Imposed / Underlying Drug Offense						
House of Correction Sentence						
1 Day	106	61.3%	36	21.6%	142	41.8%
2 Days to 5 Months	8	4.6%	5	3.0%	13	3.8%
6 Months to 11 Months	12	6.9%	6	3.6%	18	5.3%
12 Months to 17 Months	17	9.8%	20	12.0%	37	10.9%
18 Months to 23 Months	2	1.2%	4	2.4%	6	1.8%
24 Months or More	26	15.0%	3	1.8%	29	8.5%
Unknown	1	0.6%	0	0.0%	1	0.3%
Sub-Total	172	99.4%	74	44.3%	246	72.4%
DOC Sentence	0	0.0%	93	55.7%	93	27.4%
Other	1	0.6%	0	0.0%	1	0.3%
Total	173	100.0%	167	100.0%	340	100.0%
Defendant Race						
White	41	23.7%	37	22.2%	78	22.9%
Black	70	40.5%	58	34.7%	128	37.6%
Hispanic	56	32.4%	66	39.5%	122	35.9%
Other	4	2.3%	3	1.8%	7	2.1%
Unknown	2	1.2%	3	1.8%	5	1.5%
Total	173	100.0%	167	100.0%	340	100.0%

Table 39 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	31	13	8	12	0	64	31	13	8	12	0	64	100%	100%	100%	100%		100%
9	Sub-Total	31	13	8	12	0	64	31	13	8	12	0	64	100%	100%	100%	100%		100%
8	Manslaughter	11	5	5	3	1	25	11	5	5	3	1	25	100%	100%	100%	100%	100%	100%
8	Armed Assault In Dwell House	1	4	3	3	0	11	1	4	3	3	0	11	100%	100%	100%	100%		100%
8	Rape, Aggravated	3	1	1	7	0	12	3	1	1	7	0	12	100%	100%	100%	100%		100%
8	Rape 2nd	0	0	0	1	0	1	0	0	0	1	0	1				100%		100%
8	Rape Of Child w/Force	23	3	8	5	0	39	22	2	8	5	0	37	96%	67%	100%	100%		95%
8	Armed Assault w/i Murder - Firearm	6	3	2	3	0	14	6	3	2	3	0	14	100%	100%	100%	100%		100%
8	Home Invasion	2	3	2	1	0	8	0	3	2	1	0	6	0%	100%	100%	100%		75%
8	Kidnapping Sexual Assault	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
8	Burglary, Armed	1	0	2	0	0	3	0	0	2	0	0	2	0%		100%			67%
8	Traffic Heroin 200+	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
8	Traffic Cocaine 200+	2	1	2	0	0	5	2	1	2	0	0	5	100%	100%	100%			100%
8	Sub-Total	51	20	25	23	1	120	47	19	25	23	1	115	92%	95%	100%	100%	100%	96%
7	Murder, Attempted	2	2	1	2	0	7	2	2	1	2	0	7	100%	100%	100%	100%		100%
7	Mayhem	7	4	1	4	0	16	5	4	1	4	0	14	71%	100%	100%	100%		88%
7	A&B Child w/Injury Substantial	2	2	0	0	0	4	1	2	0	0	0	3	50%	100%				75%
7	Rape	15	4	3	2	1	25	11	2	2	2	1	18	73%	50%	67%	100%	100%	72%
7	Rape of Child 2nd	0	0	2	1	0	3	0	0	2	1	0	3			100%	100%		100%
7	Assault w/i Rape Child	1	1	1	0	0	3	1	1	1	0	0	3	100%	100%	100%			100%
7	Incest	3	2	0	0	0	5	2	1	0	0	0	3	67%	50%				60%
7	Armed Robbery Gun	24	27	15	21	1	88	16	25	14	17	1	73	67%	93%	93%	81%	100%	83%
7	Armed Assault w/i Murder	9	11	2	7	0	29	8	11	2	6	0	27	89%	100%	100%	86%		93%
7	Carjacking, Armed	0	0	1	4	0	5	0	0	1	4	0	5			100%	100%		100%
7	Confine And Put In Fear	0	1	0	0	0	1	0	1	0	0	0	1		100%				100%
7	Traffic Heroin 028-100	5	3	1	0	0	9	5	3	1	0	0	9	100%	100%	100%			100%
7	Traffic Heroin 100-200	1	1	2	0	0	4	1	1	2	0	0	4	100%	100%	100%			100%
7	Traffic Cocaine 100-200	12	1	8	6	0	27	12	1	8	6	0	27	100%	100%	100%	100%		100%
7	Sub-Total	81	59	37	47	2	226	64	54	35	42	2	197	79%	92%	95%	89%	100%	87%

Table 39 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	4	2	0	0	14	8	4	2	0	0	14	100%	100%	100%			100%
6	A&B Aggravated - Serious Injury	11	3	6	2	0	22	8	2	5	1	0	16	73%	67%	83%	50%		73%
6	A&B Dangerous Weapon	20	17	18	17	0	72	20	17	18	17	0	72	100%	100%	100%	100%		100%
6	A&B Dangerous Weapon + 60	1	1	0	1	0	3	1	1	0	1	0	3	100%	100%		100%		100%
6	A&B DW, Aggravated w/Injury	12	3	2	2	0	19	11	3	1	2	0	17	92%	100%	50%	100%		89%
6	Assault To Kill or Maim	1	2	0	4	0	7	1	2	0	4	0	7	100%	100%		100%		100%
6	Rape Of Child	59	17	12	9	0	97	46	15	11	6	0	78	78%	88%	92%	67%		80%
6	Assault w/i Rape	3	0	0	1	0	4	3	0	0	1	0	4	100%			100%		100%
6	Indecent A&B On Child 2nd	0	1	0	1	0	2	0	1	0	1	0	2		100%		100%		100%
6	Child Pornography	2	0	0	0	0	2	0	0	0	0	0	0	0%					0%
6	Robbery Unarmed + 60	5	4	1	3	0	13	2	4	1	3	0	10	40%	100%	100%	100%		77%
6	Armed Robbery	82	49	62	71	0	264	50	45	58	68	0	221	61%	92%	94%	96%		84%
6	Armed Assault w/i Rob	6	3	10	7	0	26	2	3	9	7	0	21	33%	100%	90%	100%		81%
6	Armed Aslt w/i Rob Over 65	2	2	1	0	0	5	2	2	1	0	0	5	100%	100%	100%			100%
6	Carjacking	3	2	3	4	0	12	2	2	3	3	0	10	67%	100%	100%	75%		83%
6	Kidnapping	6	4	6	4	1	21	6	4	6	4	1	21	100%	100%	100%	100%	100%	100%
6	Harassment, 2nd	0	1	0	1	0	2	0	0	0	1	0	1		0%		100%		50%
6	Burning Dwelling House	8	3	3	2	0	16	4	3	3	2	0	12	50%	100%	100%	100%		75%
6	Distribute Class A 2nd	0	0	10	12	0	22	0	0	10	12	0	22			100%	100%		100%
6	Distribute Cocaine 2nd	0	3	8	5	0	16	0	3	8	5	0	16		100%	100%	100%		100%
6	Traffic Heroin 014-028	8	6	1	3	0	18	8	6	1	3	0	18	100%	100%	100%	100%		100%
6	Traffic Cocaine 028-100	38	33	17	13	0	101	38	33	17	13	0	101	100%	100%	100%	100%		100%
6	Induce Minor To Distribute	0	0	1	0	0	1	0	0	1	0	0	1			100%			100%
6	MV Homicide - OUI Felony	8	2	0	0	0	10	8	2	0	0	0	10	100%	100%				100%
6	Possess Explosive Device	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
6	Sub-Total	284	160	163	162	1	770	220	152	155	154	1	682	77%	95%	95%	95%	100%	89%
5	A&B Child w/Injury	15	8	4	4	0	31	5	2	2	2	0	11	33%	25%	50%	50%		35%
5	A&B Aggravated	29	27	22	8	0	86	9	15	16	8	0	48	31%	56%	73%	100%		56%
5	A&B DW, Aggravated	14	5	3	3	0	25	11	4	3	3	0	21	79%	80%	100%	100%		84%
5	Indecent A&B On Child	74	20	13	11	0	118	39	15	10	10	0	74	53%	75%	77%	91%		63%
5	Entice Child	16	4	2	0	0	22	5	2	2	0	0	9	31%	50%	100%			41%
5	Unnatural Acts Child	2	0	2	0	0	4	1	0	2	0	0	3	50%		100%			75%
5	Robbery Unarmed	27	14	26	57	0	124	10	10	19	51	0	90	37%	71%	73%	89%		73%
5	Intimidation	162	160	116	106	0	544	54	76	81	69	0	280	33%	48%	70%	65%		51%
5	Stalking Violation of Rest. Order	1	1	2	3	0	7	1	1	2	3	0	7	100%	100%	100%	100%		100%
5	Common & Notorious Thief	0	0	1	2	0	3	0	0	1	1	0	2			100%	50%		67%
5	Burglary	0	0	2	7	0	9	0	0	1	6	0	7			50%	86%		78%
5	Gaming Enterprise	2	0	0	0	0	2	0	0	0	0	0	0	0%					0%
5	Distribute Class B 2nd	0	15	22	25	0	62	0	15	22	25	0	62		100%	100%	100%		100%
5	Traffic Cocaine 014-028	62	55	25	17	0	159	62	55	25	17	0	159	100%	100%	100%	100%		100%
5	Inducing Minor To Prostitution	0	0	1	0	0	1	0	0	1	0	0	1			100%			100%
5	Perjury or Suborn	5	1	0	4	0	10	3	1	0	4	0	8	60%	100%		100%		80%
5	Bribery - Level 5	0	1	0	0	0	1	0	1	0	0	0	1		100%				100%
5	Possess Molotov Cocktail	0	1	0	0	0	1	0	1	0	0	0	1		100%				100%
5	Sex Offender Fail Register 2nd	0	1	0	2	0	3	0	0	0	0	0	0		0%		0%		0%
5	Sub-Total	409	313	241	249	0	1212	200	198	187	199	0	784	49%	63%	78%	80%		65%

Table 39 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	21	17	14	17	0	69	5	9	9	10	0	33	24%	53%	64%	59%		48%
4	Assault Aggravated	1	0	0	2	0	3	0	0	0	2	0	2	0%			100%		67%
4	A&B Child Conspiracy	0	0	1	0	0	1	0	0	1	0	0	1			100%			100%
4	A&B Guard	0	1	2	9	1	13	0	0	1	7	1	9		0%	50%	78%	100%	69%
4	A&B Dangerous Weapon	69	66	66	76	0	277	69	66	66	76	0	277	100%	100%	100%	100%		100%
4	A&B Dangerous Weapon + 60	0	0	0	1	0	1	0	0	0	1	0	1				100%		100%
4	A&B To Collect Loan	2	2	0	1	0	5	1	1	0	1	0	3	50%	50%		100%		60%
4	Indecent A&B	81	24	16	13	0	134	29	18	13	11	0	71	36%	75%	81%	85%		53%
4	Photograph Nude Person	3	0	0	0	0	3	0	0	0	0	0	0	0%					0%
4	Child Pornography Possess 2nd	0	0	0	1	0	1	0	0	0	1	0	1				100%		100%
4	Assault w/i Rob	1	2	3	3	0	9	0	2	1	3	0	6	0%	100%	33%	100%		67%
4	Stalking	11	2	7	7	0	27	4	2	5	5	0	16	36%	100%	71%	71%		59%
4	Harassment	28	12	10	11	0	61	6	4	3	7	0	20	21%	33%	30%	64%		33%
4	Larceny More	1	5	2	11	0	19	1	5	2	11	0	19	100%	100%	100%	100%		100%
4	Larceny More + 60	0	0	0	2	0	2	0	0	0	2	0	2				100%		100%
4	Larceny Person	194	142	95	89	0	520	87	103	70	69	0	329	45%	73%	74%	78%		63%
4	Larceny Person + 65	12	7	1	3	1	24	6	1	0	2	1	10	50%	14%	0%	67%	100%	42%
4	Larceny MV 2nd	0	0	2	7	0	9	0	0	2	7	0	9			100%	100%		100%
4	Fraud - Identity	48	53	36	41	0	178	7	27	14	25	0	73	15%	51%	39%	61%		41%
4	B&E	3	7	16	75	0	101	3	7	16	75	0	101	100%	100%	100%	100%		100%
4	Enter Dwelling w/i Felony	0	1	4	1	0	6	0	0	3	1	0	4		0%	75%	100%		67%
4	B&E DT Armed w/i Felony	2	0	0	1	0	3	1	0	0	1	0	2	50%			100%		67%
4	Receiving Stolen Goods Over	1	1	0	4	0	6	1	1	0	4	0	6	100%	100%		100%		100%
4	Receiving Stolen Goods MV 2nd	0	3	2	13	0	18	0	3	2	13	0	18		100%	100%	100%		100%
4	Burning Building	6	0	0	1	0	7	3	0	0	0	0	3	50%			0%		43%
4	Burning to Defraud	1	1	0	0	0	2	0	0	0	0	0	0	0%	0%				0%
4	Distribute Class A	295	224	152	121	0	792	139	160	120	95	0	514	47%	71%	79%	79%		65%
4	Distribute Class B	854	535	316	187	1	1893	351	312	199	141	1	1004	41%	58%	63%	75%	100%	53%
4	Distribute Cocaine	79	72	68	47	1	267	79	72	68	47	1	267	100%	100%	100%	100%	100%	100%
4	Traffic Mar 50-100	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
4	Larceny Cont Sub	4	3	4	0	0	11	1	0	3	0	0	4	25%	0%	75%			36%
4	Giving Prisoner Cont Sub	3	3	1	3	0	10	1	2	1	3	0	7	33%	67%	100%	100%		70%
4	Control Substance School	79	67	51	53	0	250	79	67	51	53	0	250	100%	100%	100%	100%		100%
4	MV Homicide - Reckless	3	2	0	0	0	5	1	2	0	0	0	3	33%	100%				60%
4	MV Homicide - OUI	3	1	0	0	0	4	2	1	0	0	0	3	67%	100%				75%
4	Leaving Scene Death	3	1	0	0	0	4	3	1	0	0	0	4	100%	100%				100%
4	OUI Serious Inj, Fel	11	3	2	1	0	17	11	3	2	1	0	17	100%	100%	100%	100%		100%
4	Derive Support From Prostitute	0	0	1	2	0	3	0	0	1	2	0	3			100%	100%		100%
4	Gun Serial Number, Felony	2	0	1	0	0	3	2	0	1	0	0	3	100%		100%			100%
4	Firearm Sale Violation	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
4	Escape	5	16	22	28	0	71	4	13	19	27	0	63	80%	81%	86%	96%		89%
4	Injure Firefighter	0	0	1	0	0	1	0	0	1	0	0	1			100%			100%
4	Bribery	3	2	0	0	0	5	1	0	0	0	0	1	33%	0%				20%
4	Extortion	3	0	0	0	0	3	1	0	0	0	0	1	33%					33%
4	Bomb Hoax	0	0	1	1	0	2	0	0	0	1	0	1			0%	100%		50%
4	Tax Law Violation	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
4	Sub-Total	1835	1275	897	832	4	4843	899	882	674	704	4	3163	49%	69%	75%	85%	100%	65%

Table 39 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	1520	1104	828	752	4	4208	422	467	441	506	2	1838	28%	42%	53%	67%	50%	44%
3	A&B Domestic	78	50	38	26	0	192	21	14	22	18	0	75	27%	28%	58%	69%		39%
3	A&B w/ Intimidate	1	1	1	3	0	6	0	1	0	1	0	2	0%	100%	0%	33%		33%
3	Reckless Endangerment	21	5	1	3	0	30	6	5	1	2	0	14	29%	100%	100%	67%		47%
3	Permit Injury to Child	3	1	0	0	0	4	1	1	0	0	0	2	33%	100%				50%
3	A&B Ambulance	2	3	1	3	0	9	0	0	0	2	0	2	0%	0%	0%	67%		22%
3	A&B Dangerous Weapon	393	225	156	106	0	880	106	95	72	60	0	333	27%	42%	46%	57%		38%
3	A&B Dangerous Weapon + 60	3	1	1	1	0	6	0	1	0	1	0	2	0%	100%	0%	100%		33%
3	Assault Dangerous Weapon	257	156	150	123	1	687	106	87	89	91	0	373	41%	56%	59%	74%	0%	54%
3	Assault Dangerous Weapon + 60	2	0	2	1	0	5	0	0	0	0	0	0	0%		0%	0%		0%
3	Unnatural Acts	1	5	2	1	0	9	0	4	0	1	0	5	0%	80%	0%	100%		56%
3	Child Pornography Possess	37	2	2	6	0	47	13	2	2	4	0	21	35%	100%	100%	67%		45%
3	Kidnapping	12	2	1	0	0	15	3	1	0	0	0	4	25%	50%	0%			27%
3	Violation Of Civil Rights	6	2	1	1	0	10	1	0	1	0	0	2	17%	0%	100%	0%		20%
3	Abuse Patient Lg Trm Care FacI	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
3	Restraining Order Violation	274	324	294	249	0	1141	84	148	149	151	0	532	31%	46%	51%	61%		47%
3	Larceny	12	13	15	17	0	57	12	13	15	17	0	57	100%	100%	100%	100%		100%
3	Larceny More	638	580	410	480	2	2110	136	202	189	279	2	808	21%	35%	46%	58%	100%	38%
3	Larceny More + 60	8	2	6	5	0	21	2	0	1	4	0	7	25%	0%	17%	80%		33%
3	Larceny Building	54	48	33	53	0	188	16	25	19	40	0	100	30%	52%	58%	75%		53%
3	Larceny Firearm	4	4	3	1	0	12	2	4	3	1	0	10	50%	100%	100%	100%		83%
3	Larceny MV	47	57	39	51	0	194	24	32	34	37	0	127	51%	56%	87%	73%		65%
3	Embezzlement	2	0	1	0	0	3	0	0	1	0	0	1	0%		100%			33%
3	Credit Card Misuse - More	12	10	6	10	0	38	4	7	3	9	0	23	33%	70%	50%	90%		61%
3	Defrauding Insurer	24	10	3	2	0	39	5	5	2	1	0	13	21%	50%	67%	50%		33%
3	Fraud	16	17	8	4	0	45	3	7	3	2	0	15	19%	41%	38%	50%		33%
3	Possess Burglariious Tools	37	26	28	56	0	147	9	14	21	38	0	82	24%	54%	75%	68%		56%
3	B&E	467	410	315	402	0	1594	193	245	210	300	0	948	41%	60%	67%	75%		59%
3	Mal Dest Property More	111	63	52	41	0	267	26	27	25	20	0	98	23%	43%	48%	49%		37%
3	Receiving Stolen Goods Over	59	55	48	51	0	213	20	26	30	31	0	107	34%	47%	63%	61%		50%
3	Receiving Stolen Goods MV	131	105	84	111	0	431	46	65	55	96	0	262	35%	62%	65%	86%		61%
3	Receiving Stolen Goods 2nd	0	2	2	4	0	8	0	1	2	4	0	7		50%	100%	100%		88%
3	Forgery And Uttering	154	130	109	123	1	517	42	41	52	76	1	212	27%	32%	48%	62%	100%	41%
3	Counterfeit	11	3	5	5	0	24	4	1	1	2	0	8	36%	33%	20%	40%		33%
3	Burning Property	10	3	2	1	0	16	2	2	1	1	0	6	20%	67%	50%	100%		38%
3	Burning Motor Vehicle	4	2	0	0	0	6	0	1	0	0	0	1	0%	50%				17%
3	Illegal Lottery	0	0	1	0	0	1	0	0	0	0	0	0			0%			0%
3	Gaming Register Bets	1	1	0	0	0	2	0	0	0	0	0	0	0%	0%				0%

Table 39 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	Possession Class A 2nd	6	9	6	5	0	26	2	5	3	5	0	15	33%	56%	50%	100%		58%
3	Possession Class A Heroin 2nd	4	21	23	16	0	64	2	7	15	11	0	35	50%	33%	65%	69%		55%
3	Possession Class B 2nd	15	47	54	43	0	159	6	19	26	25	0	76	40%	40%	48%	58%		48%
3	Possession Class C 2nd	0	1	1	2	0	4	0	0	1	1	0	2		0%	100%	50%		50%
3	Possession Class D 2nd	52	34	23	8	0	117	9	15	6	0	0	30	17%	44%	26%	0%		26%
3	Distribute Class C	14	11	6	10	0	41	0	4	4	5	0	13	0%	36%	67%	50%		32%
3	Distribute Class D 2nd	7	12	12	2	0	33	2	6	6	0	0	14	29%	50%	50%	0%		42%
3	Distribute Class E 2nd	0	0	2	1	0	3	0	0	2	1	0	3			100%	100%		100%
3	Possession Hypodermic 2nd	2	1	2	0	0	5	1	0	2	0	0	3	50%	0%	100%			60%
3	MV Homicide	20	1	1	1	0	23	5	1	1	0	0	7	25%	100%	100%	0%		30%
3	Leaving Scene Property Damage	416	229	136	109	4	894	58	70	50	61	1	240	14%	31%	37%	56%	25%	27%
3	Leaving Scene Personal Injury	105	38	21	16	1	181	10	10	9	9	1	39	10%	26%	43%	56%	100%	22%
3	Possess Master Key MV	2	1	0	0	0	3	2	0	0	0	0	2	100%	0%				67%
3	OUI Serious Inj. Misd	14	4	3	0	0	21	2	3	2	0	0	7	14%	75%	67%			33%
3	OUI - Child Endangerment	6	3	0	0	0	9	3	1	0	0	0	4	50%	33%				44%
3	Inducing Minor To Sex	6	1	0	2	0	9	0	1	0	2	0	3	0%	100%		100%		33%
3	Polygamy	0	1	1	0	0	2	0	0	0	0	0	0		0%	0%			0%
3	Gun Serial Number	10	6	5	0	0	21	5	5	3	0	0	13	50%	83%	60%			62%
3	Firearm Loaded while OUI	4	0	0	0	0	4	0	0	0	0	0	0	0%					0%
3	Nonsupport	4	1	0	0	0	5	0	0	0	0	0	0	0%	0%				0%
3	Interfere Police or Firefighter	4	4	2	3	0	13	0	1	1	1	0	3	0%	25%	50%	33%		23%
3	Failure to Appear Felony	0	2	1	1	0	4	0	2	1	1	0	4		100%	100%	100%		100%
3	Carrying Dangerous Weapon	103	63	42	48	1	257	36	30	22	25	0	113	35%	48%	52%	52%	0%	44%
3	Cruelty To Animals	17	4	0	1	0	22	5	2	0	0	0	7	29%	50%		0%		32%
3	Animal Kill or Poison	1	2	0	0	0	3	0	0	0	0	0	0	0%	0%				0%
3	Throw Object On Public Way	1	0	0	1	0	2	0	0	0	0	0	0	0%			0%		0%
3	Sex Offender Fail Register	30	37	137	227	7	438	6	15	47	102	5	175	20%	41%	34%	45%	71%	40%
3	Corporate books-falsify entry	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
3	Sub-Total	5257	3955	3126	3188	21	15547	1464	1741	1645	2044	12	6906	28%	44%	53%	64%	57%	44%

Table 39 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	73	45	32	29	0	179	13	15	17	21	0	66	18%	33%	53%	72%		37%
2	Accost / Annoy Person Opposite Sex	13	5	3	2	0	23	0	2	0	0	0	2	0%	40%	0%	0%		9%
2	Larceny	38	35	32	13	0	118	0	0	0	0	0	0	0%	0%	0%	0%		0%
2	Larceny + 60	3	0	1	0	0	4	1	0	1	0	0	2	33%		100%			50%
2	Larceny Less	216	148	92	107	0	563	45	48	31	56	0	180	21%	32%	34%	52%		32%
2	Larceny Less +60	0	1	0	1	0	2	0	0	0	0	0	0		0%		0%		0%
2	Shoplifting	520	498	338	423	1	1780	34	71	70	153	0	328	7%	14%	21%	36%	0%	18%
2	Credit Card Misuse	39	26	21	20	0	106	5	3	6	14	0	28	13%	12%	29%	70%		26%
2	MV - False Report Of Theft	5	2	0	0	0	7	0	0	0	0	0	0	0%	0%				0%
2	Defrauding Innkeeper	1	6	3	3	0	13	0	1	1	1	0	3	0%	17%	33%	33%		23%
2	Welfare Violation	2	0	0	0	0	2	0	0	0	0	0	0	0%					0%
2	Failure To Return Leased Prop	8	7	6	6	0	27	2	1	1	3	0	7	25%	14%	17%	50%		26%
2	B&E MV	8	1	3	3	0	15	2	0	2	1	0	5	25%	0%	67%	33%		33%
2	B&E w/i Misdemeanor	59	32	18	29	0	138	11	16	8	16	0	51	19%	50%	44%	55%		37%
2	Attempt B&E	0	0	1	0	0	1	0	0	1	0	0	1			100%			100%
2	Property Destruction	179	152	86	99	1	517	28	37	29	42	0	136	16%	24%	34%	42%	0%	26%
2	Injure Building Riot	0	0	1	0	0	1	0	0	1	0	0	1			100%			100%
2	Tagging Property	20	7	4	3	0	34	2	3	1	0	0	6	10%	43%	25%	0%		18%
2	Receiving Stolen Goods	121	126	102	110	0	459	27	45	50	72	0	194	22%	36%	49%	65%		42%
2	Counterfeit	2	2	1	1	0	6	0	0	1	0	0	1	0%	0%	100%	0%		17%
2	Gaming Use of Telephone	14	6	2	0	0	22	0	0	0	0	0	0	0%	0%	0%			0%
2	Fraud - Electric, Phone or Cable	1	2	0	2	0	5	0	0	0	1	0	1	0%	0%		50%		20%
2	Property Violation	4	3	1	2	0	10	0	1	1	1	0	3	0%	33%	100%	50%		30%
2	Possession Class A	123	104	67	73	2	369	35	39	33	39	2	148	28%	38%	49%	53%	100%	40%
2	Possession Class A Heroin	157	138	105	87	0	487	39	59	59	47	0	204	25%	43%	56%	54%		42%
2	Possession Class B	639	504	350	326	4	1823	182	198	158	185	2	725	28%	39%	45%	57%	50%	40%
2	Possession Class C	28	32	22	15	0	97	7	15	8	6	0	36	25%	47%	36%	40%		37%
2	Possession Class D	500	253	116	69	1	939	80	68	39	25	1	213	16%	27%	34%	36%	100%	23%
2	Possession Class D Marijuana 2nd	19	33	27	10	0	89	6	6	16	5	0	33	32%	18%	59%	50%		37%
2	Distribute Counterfeit Substance	11	8	8	14	0	41	5	3	7	8	0	23	45%	38%	88%	57%		56%
2	Distribute Class D	408	136	64	47	1	656	87	66	32	21	1	207	21%	49%	50%	45%	100%	32%
2	Distribute Class E	7	3	3	3	0	16	4	2	1	1	0	8	57%	67%	33%	33%		50%
2	Possession Hypodermic/Syringe	55	36	30	18	0	139	26	19	15	11	0	71	47%	53%	50%	61%		51%
2	Presence Class A	16	17	13	7	0	53	3	7	4	3	0	17	19%	41%	31%	43%		32%
2	Forge Prescription	38	21	11	9	0	79	6	9	2	7	0	24	16%	43%	18%	78%		30%
2	Distribute Paraphenalia	0	2	0	1	0	3	0	1	0	1	0	2		50%		100%		67%

Table 39 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	Operate to Endanger	929	273	165	108	1	1476	77	74	53	61	0	265	8%	27%	32%	56%	0%	18%
2	Use Without Authority	91	53	43	50	0	237	26	23	20	32	0	101	29%	43%	47%	64%		43%
2	Use w/o Authority 2nd	0	0	1	1	0	2	0	0	1	0	0	1			100%	0%		50%
2	Unlicensed Sale Used Car	0	0	1	0	0	1	0	0	0	0	0	0			0%			0%
2	Habitual Traffic Offender	59	118	56	56	0	289	14	39	18	30	0	101	24%	33%	32%	54%		35%
2	Racing	3	3	0	0	0	6	0	0	0	0	0	0	0%	0%				0%
2	Operate After Suspension 2nd	249	472	340	290	2	1353	71	231	176	177	1	656	29%	49%	52%	61%	50%	48%
2	Compulsory Insurance Violation	449	270	149	115	0	983	60	55	42	36	0	193	13%	20%	28%	31%		20%
2	Altering MV ID Number	0	1	0	0	0	1	0	0	0	0	0	0			0%			0%
2	Counterfeit/Alter MV Document	38	27	18	17	0	100	8	10	5	8	0	31	21%	37%	28%	47%		31%
2	False Statement On Application	5	1	2	0	0	8	2	1	2	0	0	5	40%	100%	100%			63%
2	Prostitution	116	149	97	45	0	407	39	62	31	17	0	149	34%	42%	32%	38%		37%
2	Common Night Walker 3rd	0	1	0	1	0	2	0	1	0	0	0	1		100%		0%		50%
2	Induce Female To Prostitution	1	0	0	1	0	2	0	0	0	1	0	1	0%			100%		50%
2	Keeping A House Of Ill Fame	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
2	Open And Gross	39	24	17	18	0	98	14	12	12	16	0	54	36%	50%	71%	89%		55%
2	Obscene Material to Minor	2	1	0	2	0	5	0	1	0	2	0	3	0%	100%		100%		60%
2	Failure To Disperse	2	0	0	1	0	3	0	0	0	0	0	0	0%			0%		0%
2	Firearm Possess w/o Permit	236	74	36	13	0	359	130	46	23	8	0	207	55%	62%	64%	62%		58%
2	Possess Mace	8	8	4	2	0	22	2	3	0	1	0	6	25%	38%	0%	50%		27%
2	Possess Ammunition	15	8	1	1	0	25	5	5	0	1	0	11	33%	63%	0%	100%		44%
2	Firearm Carry, School	5	1	0	0	0	6	0	0	0	0	0	0	0%	0%				0%
2	Firearm Store Improper	18	1	1	2	0	22	3	0	0	0	0	3	17%	0%	0%	0%		14%
2	Escape Lockup	0	0	2	6	0	8	0	0	1	5	0	6			50%	83%		75%
2	Aiding An Escape	0	0	0	1	0	1	0	0	0	0	0	0				0%		0%
2	Impersonate/Disguise	5	4	5	4	0	18	0	1	3	2	0	6	0%	25%	60%	50%		33%
2	False Statement	2	1	1	0	0	4	1	0	1	0	0	2	50%	0%	100%			50%
2	Failure to Appear	10	12	9	8	0	39	1	4	4	4	0	13	10%	33%	44%	50%		33%
2	Possess Stun Gun	5	3	1	2	0	11	0	0	0	0	0	0	0%	0%	0%	0%		0%
2	False Alarm	4	4	3	2	0	13	0	1	1	2	0	4	0%	25%	33%	100%		31%
2	Fireworks	7	4	2	1	0	14	0	1	1	0	0	2	0%	25%	50%	0%		14%
2	Violation Of Explosives	4	0	0	0	0	4	0	0	0	0	0	0	0%					0%
2	Disrupt Court Proceedings	2	2	1	3	0	8	1	1	1	3	0	6	50%	50%	100%	100%		75%
2	Contributing To Delinquency	8	5	4	1	0	18	0	0	2	1	0	3	0%	0%	50%	100%		17%
2	Mistreat Police Animal	0	0	1	1	0	2	0	0	1	1	0	2			100%	100%		100%
2	Work Compensation Fail Have	0	1	0	0	0	1	0	1	0	0	0	1		100%				100%
2	Resisting Arrest	320	273	195	210	0	998	70	87	74	122	0	353	22%	32%	38%	58%		35%
2	Curfew	0	0	0	1	0	1	0	0	0	0	0	0				0%		0%
2	False Report Of Crime	19	12	7	4	0	42	2	4	3	1	0	10	11%	33%	43%	25%		24%
2	Hazardous Materials	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
2	Disconnect Sprinkler System	0	1	1	0	0	2	0	1	1	0	0	2		100%	100%			100%
2	Wiretap, Possess Device	2	0	0	0	0	2	1	0	0	0	0	1	50%					50%
2	Record w/o Manufacturer	3	2	0	2	0	7	0	0	0	0	0	0	0%	0%		0%		0%
2	Unregistered Contractor	1	1	0	0	0	2	0	0	0	0	0	0	0%	0%				0%
2	True Name Law	59	34	37	29	0	159	21	11	11	12	0	55	36%	32%	30%	41%		35%
2	Home Imp Contractor Violation	2	4	1	1	0	8	0	1	0	0	0	1	0%	25%	0%	0%		13%
2	Wetlands Violation	0	0	1	0	0	1	0	0	0	0	0	0			0%			0%
2	Sub-Total	6047	4239	2765	2531	13	15595	1198	1411	1082	1283	7	4981	20%	33%	39%	51%	54%	32%

Table 39 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	7	0	1	0	0	8	4	0	0	0	0	4	57%		0%			50%
1	Threatening	97	72	62	79	0	310	23	26	29	45	0	123	24%	36%	47%	57%		40%
1	Defrauding Victualer	0	0	0	2	0	2	0	0	0	0	0	0				0%		0%
1	Timber, Cut Unlawful	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
1	Vandalism	39	26	23	14	0	102	11	12	10	9	0	42	28%	46%	43%	64%		41%
1	Setting Fire In Open	2	2	1	1	0	6	0	0	0	0	0	0	0%	0%	0%	0%		0%
1	Trespassing	327	309	230	281	0	1147	45	79	61	119	0	304	14%	26%	27%	42%		27%
1	Use Motorboat w/o Authority	0	1	0	0	0	1	0	1	0	0	0	1		100%				100%
1	Gaming	5	1	0	0	0	6	0	0	0	0	0	0	0%	0%				0%
1	Unauthorized Access of Computer	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
1	Possession Class D Marijuana	390	168	84	36	0	678	60	52	29	15	0	156	15%	31%	35%	42%		23%
1	Possession Class E	40	27	25	22	0	114	10	7	13	8	0	38	25%	26%	52%	36%		33%
1	Attaching Wrong MV Plates	105	52	28	23	1	209	5	6	3	2	0	16	5%	12%	11%	9%	0%	8%
1	Operate After Suspension	1585	1360	735	531	4	4215	153	224	125	129	0	631	10%	16%	17%	24%	0%	15%
1	Obstruct Emergency Veh	1	2	0	0	0	3	0	0	0	0	0	0	0%	0%				0%
1	MV - Impersonate/Other License	3	1	0	0	0	4	0	1	0	0	0	1	0%	100%				25%
1	RV On Public Way	12	4	4	0	0	20	0	1	0	0	0	1	0%	25%	0%			5%
1	Common Night Walker	14	32	10	11	0	67	7	20	7	6	0	40	50%	63%	70%	55%		60%
1	Indecent Exposure	20	11	9	16	0	56	5	2	3	11	0	21	25%	18%	33%	69%		38%
1	Lewd And Lacivious	16	8	4	6	1	35	1	1	0	3	1	6	6%	13%	0%	50%	100%	17%
1	Disorderly Conduct	802	495	353	280	1	1931	85	104	72	97	0	358	11%	21%	20%	35%	0%	19%
1	Possess Air Rifle w/o FID Card	2	0	0	0	0	2	0	0	0	0	0	0	0%					0%
1	Firearm Discharge	9	1	2	0	0	12	1	0	1	0	0	2	11%	0%	50%			17%
1	Annoying Phone Calls	17	10	13	12	0	52	2	3	4	7	0	16	12%	30%	31%	58%		31%
1	Failure To Obey Police Officer	27	7	6	1	0	41	0	0	0	0	0	0	0%	0%	0%	0%		0%
1	Obstructing Justice	2	0	1	0	0	3	1	0	1	0	0	2	50%		100%			67%
1	Manufacturing Dangerous Weapon	0	0	0	2	0	2	0	0	0	0	0	0				0%		0%
1	License Law Violation (Not MV)	0	1	0	4	0	5	0	0	0	1	0	1		0%		25%		20%
1	Alcohol, Procure for Minor	34	16	4	1	0	55	3	1	2	0	0	6	9%	6%	50%	0%		11%
1	Alcohol, Transporting	2	2	0	0	0	4	0	0	0	0	0	0	0%	0%				0%
1	Cigarette/Match Thrown Fr Veh	4	0	1	1	0	6	0	0	0	0	0	0	0%		0%	0%		0%
1	Tattooing	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
1	Employment Practices	6	2	1	0	0	9	0	0	0	0	0	0	0%	0%	0%			0%
1	Fail To Comply With Dog Order	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
1	Sub-Total	3572	2610	1597	1323	7	9109	418	540	360	452	1	1771	12%	21%	23%	34%	14%	19%

Table 39 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	2	2	0	5	0	9	0	1	0	3	0	4	0%	50%		60%		44%
0	Attempt B&E	2	0	3	0	0	5	1	0	3	0	0	4	50%		100%			80%
0	Attempt Arson Of MV	1	0	1	0	0	2	1	0	1	0	0	2	100%		100%			100%
0	Conspiracy Violate CSA	22	8	9	9	0	48	4	4	4	5	0	17	18%	50%	44%	56%		35%
0	Solicit Felony	0	0	0	1	0	1	0	0	0	0	0	0				0%		0%
0	Conspiracy	31	5	4	3	0	43	9	0	1	1	0	11	29%	0%	25%	33%		26%
0	Attempt To Commit Crime	32	30	25	30	0	117	10	13	16	21	0	60	31%	43%	64%	70%		51%
0	Accessory Before	4	3	1	1	0	9	0	2	0	1	0	3	0%	67%	0%	100%		33%
0	Accessory After	17	6	3	2	0	28	7	1	0	1	0	9	41%	17%	0%	50%		32%
0	Sub-Total	111	54	46	51	0	262	32	21	25	32	0	110	29%	39%	54%	63%		42%

Table 40 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 2nd	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	Rape of Child 2nd	0	0	0	0	0	0	0	0	0	0	0	0						
7	Assault w/i Rape Child	0	0	0	0	0	0	0	0	0	0	0	0						
7	Incest	0	0	0	0	0	0	0	0	0	0	0	0						
7	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	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 40 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	0	0	0	0	0	0
6	A&B Aggravated - Serious Injury	7	2	5	2	0	16	4	1	4	1	0	10	57%	50%	80%	50%	63%	
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	Child Pornography	0	0	0	0	0	0	0	0	0	0	0	0						
6	Robbery Unarmed + 60	0	0	0	0	0	0	0	0	0	0	0	0						
6	Armed Robbery	0	0	0	0	0	0	0	0	0	0	0	0						
6	Armed Assault w/i Rob	0	0	0	0	0	0	0	0	0	0	0	0						
6	Armed Aslt w/i Rob Over 65	0	0	0	0	0	0	0	0	0	0	0	0						
6	Carjacking	2	2	1	1	0	6	1	2	1	1	0	5	50%	100%	100%	100%	83%	
6	Kidnapping	0	0	0	0	0	0	0	0	0	0	0	0						
6	Harassment, 2nd	0	0	0	0	0	0	0	0	0	0	0	0						
6	Burning Dwelling House	0	0	0	0	0	0	0	0	0	0	0	0						
6	Distribute Class A 2nd	0	0	0	0	0	0	0	0	0	0	0	0						
6	Distribute Cocaine 2nd	0	0	0	0	0	0	0	0	0	0	0	0						
6	Traffic Heroin 014-028	0	0	0	0	0	0	0	0	0	0	0	0						
6	Traffic Cocaine 028-100	0	0	0	0	0	0	0	0	0	0	0	0						
6	Induce Minor To Distribute	0	0	0	0	0	0	0	0	0	0	0	0						
6	MV Homicide - OUI Felony	0	0	0	0	0	0	0	0	0	0	0	0						
6	Possess Explosive Device	0	0	0	0	0	0	0	0	0	0	0	0						
6	Sub-Total	9	4	6	3	0	22	5	3	5	2	0	15	56%	75%	83%	67%	68%	
5	A&B Child w/Injury	11	5	4	4	0	24	4	1	2	2	0	9	36%	20%	50%	50%	38%	
5	A&B Aggravated	28	27	19	7	0	81	9	15	14	7	0	45	32%	56%	74%	100%	56%	
5	A&B DW, Aggravated	3	1	1	0	0	5	2	0	1	0	0	3	67%	0%	100%		60%	
5	Indecent A&B On Child	52	15	8	7	0	82	21	11	6	6	0	44	40%	73%	75%	86%	54%	
5	Entice Child	5	3	1	0	0	9	3	1	1	0	0	5	60%	33%	100%		56%	
5	Unnatural Acts Child	1	0	2	0	0	3	1	0	2	0	0	3	100%		100%		100%	
5	Robbery Unarmed	0	0	0	0	0	0	0	0	0	0	0	0						
5	Intimidation	147	159	107	98	0	511	46	75	75	63	0	259	31%	47%	70%	64%	51%	
5	Stalking Violation of Rest. Order	1	0	2	1	0	4	1	0	2	1	0	4	100%		100%	100%	100%	
5	Common & Notorious Thief	0	0	0	0	0	0	0	0	0	0	0	0						
5	Burglary	0	0	0	0	0	0	0	0	0	0	0	0						
5	Gaming Enterprise	0	0	0	0	0	0	0	0	0	0	0	0						
5	Distribute Class B 2nd	0	0	0	0	0	0	0	0	0	0	0	0						
5	Traffic Cocaine 014-028	0	0	0	0	0	0	0	0	0	0	0	0						
5	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	Bribery - Level 5	0	1	0	0	0	1	0	1	0	0	0	1		100%			100%	
5	Possess Molotov Cocktail	0	0	0	0	0	0	0	0	0	0	0	0						
5	Sex Offender Fail Register 2nd	0	0	0	0	0	0	0	0	0	0	0	0						
5	Sub-Total	248	211	144	117	0	720	87	104	103	79	0	373	35%	49%	72%	68%	52%	

Table 40 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	17	14	17	0	67	4	9	9	10	0	32	21%	53%	64%	59%		48%
4	Assault Aggravated	1	0	0	1	0	2	0	0	0	1	0	1	0%			100%		50%
4	A&B Child Conspiracy	0	0	1	0	0	1	0	0	1	0	0	1			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	58	73	0	203	30	42	58	73	0	203	100%	100%	100%	100%		100%
4	A&B Dangerous Weapon + 60	0	0	0	0	0	0	0	0	0	0	0	0						
4	A&B To Collect Loan	2	2	0	1	0	5	1	1	0	1	0	3	50%	50%		100%		60%
4	Indecent A&B	63	17	11	7	0	98	22	11	8	6	0	47	35%	65%	73%	86%		48%
4	Photograph Nude Person	3	0	0	0	0	3	0	0	0	0	0	0	0%					0%
4	Child Pornography Possess 2nd	0	0	0	0	0	0	0	0	0	0	0	0						
4	Assault w/i Rob	0	0	0	0	0	0	0	0	0	0	0	0						
4	Stalking	11	2	6	6	0	25	4	2	4	5	0	15	36%	100%	67%	83%		60%
4	Harassment	28	11	10	11	0	60	6	4	3	7	0	20	21%	36%	30%	64%		33%
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	172	130	93	83	0	478	76	92	68	63	0	299	44%	71%	73%	76%		63%
4	Larceny Person + 65	9	7	1	2	0	19	3	1	0	1	0	5	33%	14%	0%	50%		26%
4	Larceny MV 2nd	0	0	2	2	0	4	0	0	2	2	0	4			100%	100%		100%
4	Fraud - Identity	46	53	36	40	0	175	6	27	14	25	0	72	13%	51%	39%	63%		41%
4	B&E	0	0	0	0	0	0	0	0	0	0	0	0						
4	Enter Dwelling w/i Felony	0	1	4	0	0	5	0	0	3	0	0	3		0%	75%			60%
4	B&E DT Armed w/i Felony	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
4	Receiving Stolen Goods Over	0	0	0	0	0	0	0	0	0	0	0	0						
4	Receiving Stolen Goods MV 2nd	0	3	1	7	0	11	0	3	1	7	0	11		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	0	0	0	0	0	0	0%					0%
4	Distribute Class A	236	156	83	82	0	557	98	99	54	57	0	308	42%	63%	65%	70%		55%
4	Distribute Class B	706	466	258	160	1	1591	276	262	160	116	1	815	39%	56%	62%	73%	100%	51%
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	2	0	0	6	1	0	2	0	0	3	50%	0%	100%			50%
4	Giving Prisoner Cont Sub	1	3	0	2	0	6	0	2	0	2	0	4	0%	67%		100%		67%
4	Control Substance School	51	44	41	35	0	171	51	44	41	35	0	171	100%	100%	100%	100%		100%
4	MV Homicide - Reckless	2	1	0	0	0	3	1	1	0	0	0	2	50%	100%				67%
4	MV Homicide - OUI	3	1	0	0	0	4	2	1	0	0	0	3	67%	100%				75%
4	Leaving Scene Death	0	0	0	0	0	0	0	0	0	0	0	0						
4	OUI Serious Inj, Fel	7	2	0	0	0	9	7	2	0	0	0	9	100%	100%				100%
4	Derive Support From Prostitute	0	0	0	0	0	0	0	0	0	0	0	0						
4	Gun Serial Number, Felony	0	0	0	0	0	0	0	0	0	0	0	0						
4	Firearm Sale Violation	0	0	0	0	0	0	0	0	0	0	0	0						
4	Escape	5	16	19	26	0	66	4	13	16	25	0	58	80%	81%	84%	96%		88%
4	Injure Firefighter	0	0	0	0	0	0	0	0	0	0	0	0						
4	Bribery	3	2	0	0	0	5	1	0	0	0	0	1	33%	0%				20%
4	Extortion	2	0	0	0	0	2	0	0	0	0	0	0	0%					0%
4	Bomb Hoax	0	0	0	0	0	0	0	0	0	0	0	0						
4	Tax Law Violation	0	0	0	0	0	0	0	0	0	0	0	0						
4	Sub-Total	1404	978	640	555	1	3578	593	616	444	436	1	2090	42%	63%	69%	79%	100%	58%

Table 40 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	1477	1084	811	734	3	4109	398	456	427	492	1	1774	27%	42%	53%	67%	33%	43%
3	A&B Domestic	78	50	38	26	0	192	21	14	22	18	0	75	27%	28%	58%	69%		39%
3	A&B w/ Intimidate	1	1	1	3	0	6	0	1	0	1	0	2	0%	100%	0%	33%		33%
3	Reckless Endangerment	18	3	1	3	0	25	4	3	1	2	0	10	22%	100%	100%	67%		40%
3	Permit Injury to Child	2	0	0	0	0	2	1	0	0	0	0	1	50%					50%
3	A&B Ambulance	2	3	1	3	0	9	0	0	0	2	0	2	0%	0%	0%	67%		22%
3	A&B Dangerous Weapon	366	221	152	104	0	843	106	95	72	60	0	333	29%	43%	47%	58%		40%
3	A&B Dangerous Weapon + 60	0	1	0	1	0	2	0	1	0	1	0	2		100%		100%		100%
3	Assault Dangerous Weapon	233	139	132	118	1	623	85	72	74	86	0	317	36%	52%	56%	73%	0%	51%
3	Assault Dangerous Weapon + 60	2	0	2	1	0	5	0	0	0	0	0	0	0%		0%	0%		0%
3	Unnatural Acts	1	5	2	1	0	9	0	4	0	1	0	5	0%	80%	0%	100%		56%
3	Child Pornography Possess	22	1	0	1	0	24	3	1	0	1	0	5	14%	100%		100%		21%
3	Kidnapping	3	1	0	0	0	4	0	0	0	0	0	0	0%	0%				0%
3	Violation Of Civil Rights	6	2	1	1	0	10	1	0	1	0	0	2	17%	0%	100%	0%		20%
3	Abuse Patient Lg Trm Care FacI	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
3	Restraining Order Violation	273	324	292	249	0	1138	83	148	147	151	0	529	30%	46%	50%	61%		46%
3	Larceny	11	13	12	17	0	53	11	13	12	17	0	53	100%	100%	100%	100%		100%
3	Larceny More	590	569	402	473	2	2036	124	198	186	275	2	785	21%	35%	46%	58%	100%	39%
3	Larceny More + 60	3	0	5	5	0	13	0	0	1	4	0	5	0%		20%	80%		38%
3	Larceny Building	53	47	32	45	0	177	15	24	19	32	0	90	28%	51%	59%	71%		51%
3	Larceny Firearm	3	3	2	1	0	9	1	3	2	1	0	7	33%	100%	100%	100%		78%
3	Larceny MV	47	57	38	50	0	192	24	32	33	36	0	125	51%	56%	87%	72%		65%
3	Embezzlement	0	0	1	0	0	1	0	0	1	0	0	1			100%			100%
3	Credit Card Misuse - More	10	9	6	10	0	35	2	6	3	9	0	20	20%	67%	50%	90%		57%
3	Defrauding Insurer	15	7	2	2	0	26	4	2	1	1	0	8	27%	29%	50%	50%		31%
3	Fraud	14	16	8	4	0	42	2	6	3	2	0	13	14%	38%	38%	50%		31%
3	Possess Burglariou Tools	36	24	28	51	0	139	8	12	21	34	0	75	22%	50%	75%	67%		54%
3	B&E	454	395	308	389	0	1546	186	239	207	289	0	921	41%	61%	67%	74%		60%
3	Mal Dest Property More	101	62	51	37	0	251	20	26	24	16	0	86	20%	42%	47%	43%		34%
3	Receiving Stolen Goods Over	54	54	43	50	0	201	17	25	27	30	0	99	31%	46%	63%	60%		49%
3	Receiving Stolen Goods MV	130	101	82	103	0	416	45	63	54	88	0	250	35%	62%	66%	85%		60%
3	Receiving Stolen Goods 2nd	0	2	2	4	0	8	0	1	2	4	0	7		50%	100%	100%		88%
3	Forgery And Uttering	141	129	106	120	1	497	40	40	51	74	1	206	28%	31%	48%	62%	100%	41%
3	Counterfeit	11	3	5	5	0	24	4	1	1	2	0	8	36%	33%	20%	40%		33%
3	Burning Property	9	3	2	1	0	15	2	2	1	1	0	6	22%	67%	50%	100%		40%
3	Burning Motor Vehicle	4	1	0	0	0	5	0	0	0	0	0	0	0%	0%				0%
3	Illegal Lottery	0	0	1	0	0	1	0	0	0	0	0	0			0%			0%
3	Gaming Register Bets	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%

Table 40 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	Possession Class A 2nd	6	9	6	5	0	26	2	5	3	5	0	15	33%	56%	50%	100%		58%
3	Possession Class A Heroin 2nd	4	19	23	15	0	61	2	6	15	10	0	33	50%	32%	65%	67%		54%
3	Possession Class B 2nd	15	46	52	43	0	156	6	18	25	25	0	74	40%	39%	48%	58%		47%
3	Possession Class C 2nd	0	1	1	2	0	4	0	0	1	1	0	2		0%	100%	50%		50%
3	Possession Class D 2nd	52	34	23	8	0	117	9	15	6	0	0	30	17%	44%	26%	0%		26%
3	Distribute Class C	14	11	6	10	0	41	0	4	4	5	0	13	0%	36%	67%	50%		32%
3	Distribute Class D 2nd	5	12	10	2	0	29	1	6	6	0	0	13	20%	50%	60%	0%		45%
3	Distribute Class E 2nd	0	0	2	1	0	3	0	0	2	1	0	3			100%	100%		100%
3	Possession Hypodermic 2nd	2	1	2	0	0	5	1	0	2	0	0	3	50%	0%	100%			60%
3	MV Homicide	16	0	1	1	0	18	2	0	1	0	0	3	13%		100%	0%		17%
3	Leaving Scene Property Damage	415	226	136	109	4	890	58	67	50	61	1	237	14%	30%	37%	56%	25%	27%
3	Leaving Scene Personal Injury	103	37	21	16	1	178	9	9	9	9	1	37	9%	24%	43%	56%	100%	21%
3	Possess Master Key MV	2	1	0	0	0	3	2	0	0	0	0	2	100%	0%				67%
3	OUI Serious Inj. Misd	14	3	3	0	0	20	2	2	2	0	0	6	14%	67%	67%			30%
3	OUI - Child Endangerment	6	3	0	0	0	9	3	1	0	0	0	4	50%	33%				44%
3	Inducing Minor To Sex	4	1	0	0	0	5	0	1	0	0	0	1	0%	100%				20%
3	Polygamy	0	1	0	0	0	1	0	0	0	0	0	0		0%				0%
3	Gun Serial Number	10	5	4	0	0	19	5	4	2	0	0	11	50%	80%	50%			58%
3	Firearm Loaded while OUI	4	0	0	0	0	4	0	0	0	0	0	0	0%					0%
3	Nonsupport	4	1	0	0	0	5	0	0	0	0	0	0	0%	0%				0%
3	Interfere Police or Firefighter	4	4	2	3	0	13	0	1	1	1	0	3	0%	25%	50%	33%		23%
3	Failure to Appear Felony	0	1	0	0	0	1	0	1	0	0	0	1		100%				100%
3	Carrying Dangerous Weapon	100	62	42	48	1	253	34	30	22	25	0	111	34%	48%	52%	52%	0%	44%
3	Cruelty To Animals	16	4	0	1	0	21	4	2	0	0	0	6	25%	50%		0%		29%
3	Animal Kill or Poison	1	2	0	0	0	3	0	0	0	0	0	0	0%	0%				0%
3	Throw Object On Public Way	1	0	0	1	0	2	0	0	0	0	0	0	0%			0%		0%
3	Sex Offender Fail Register	30	37	135	223	7	432	6	15	45	98	5	169	20%	41%	33%	44%	71%	39%
3	Corporate books-falsify entry	0	0	0	0	0	0	0	0	0	0	0	0						
3	Sub-Total	5000	3851	3038	3100	20	15009	1354	1675	1589	1971	11	6600	27%	43%	52%	64%	55%	44%

Table 40 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	72	45	31	29	0	177	13	15	16	21	0	65	18%	33%	52%	72%		37%
2	Accost / Annoy Person Opposite Sex	13	5	3	2	0	23	0	2	0	0	0	2	0%	40%	0%	0%		9%
2	Larceny	38	35	32	13	0	118	0	0	0	0	0	0	0%	0%	0%	0%		0%
2	Larceny + 60	2	0	1	0	0	3	0	0	1	0	0	1	0%		100%			33%
2	Larceny Less	212	145	90	106	0	553	45	46	30	55	0	176	21%	32%	33%	52%		32%
2	Larceny Less +60	0	1	0	0	0	1	0	0	0	0	0	0		0%				0%
2	Shoplifting	520	498	338	422	1	1779	34	71	70	152	0	327	7%	14%	21%	36%	0%	18%
2	Credit Card Misuse	38	26	21	20	0	105	5	3	6	14	0	28	13%	12%	29%	70%		27%
2	MV - False Report Of Theft	5	2	0	0	0	7	0	0	0	0	0	0	0%	0%				0%
2	Defrauding Innkeeper	1	6	3	3	0	13	0	1	1	1	0	3	0%	17%	33%	33%		23%
2	Welfare Violation	2	0	0	0	0	2	0	0	0	0	0	0	0%					0%
2	Failure To Return Leased Prop	8	7	6	6	0	27	2	1	1	3	0	7	25%	14%	17%	50%		26%
2	B&E MV	8	1	3	3	0	15	2	0	2	1	0	5	25%	0%	67%	33%		33%
2	B&E w/i Misdemeanor	57	32	18	29	0	136	11	16	8	16	0	51	19%	50%	44%	55%		38%
2	Attempt B&E	0	0	1	0	0	1	0	0	1	0	0	1			100%			100%
2	Property Destruction	177	152	86	98	1	514	28	37	29	42	0	136	16%	24%	34%	43%	0%	26%
2	Injure Building Riot	0	0	0	0	0	0	0	0	0	0	0	0						
2	Tagging Property	20	7	4	3	0	34	2	3	1	0	0	6	10%	43%	25%	0%		18%
2	Receiving Stolen Goods	118	126	101	110	0	455	27	45	50	72	0	194	23%	36%	50%	65%		43%
2	Counterfeit	2	2	1	1	0	6	0	0	1	0	0	1	0%	0%	100%	0%		17%
2	Gaming Use of Telephone	0	0	0	0	0	0	0	0	0	0	0	0						
2	Fraud - Electric, Phone or Cable	1	2	0	2	0	5	0	0	0	1	0	1	0%	0%		50%		20%
2	Property Violation	4	3	1	2	0	10	0	1	1	1	0	3	0%	33%	100%	50%		30%
2	Possession Class A	122	104	67	73	2	368	35	39	33	39	2	148	29%	38%	49%	53%	100%	40%
2	Possession Class A Heroin	151	133	104	84	0	472	36	57	59	45	0	197	24%	43%	57%	54%		42%
2	Possession Class B	602	495	344	321	4	1766	177	193	153	182	2	707	29%	39%	44%	57%	50%	40%
2	Possession Class C	28	32	22	15	0	97	7	15	8	6	0	36	25%	47%	36%	40%		37%
2	Possession Class D	496	251	114	67	1	929	79	66	38	23	1	207	16%	26%	33%	34%	100%	22%
2	Possession Class D Marijuana 2nd	19	33	27	10	0	89	6	6	16	5	0	33	32%	18%	59%	50%		37%
2	Distribute Counterfeit Substance	11	8	8	14	0	41	5	3	7	8	0	23	45%	38%	88%	57%		56%
2	Distribute Class D	385	133	62	42	1	623	81	63	31	18	1	194	21%	47%	50%	43%	100%	31%
2	Distribute Class E	7	3	3	3	0	16	4	2	1	1	0	8	57%	67%	33%	33%		50%
2	Possession Hypodermic/Syringe	55	34	28	18	0	135	26	18	14	11	0	69	47%	53%	50%	61%		51%
2	Presence Class A	13	17	13	7	0	50	2	7	4	3	0	16	15%	41%	31%	43%		32%
2	Forge Prescription	37	21	11	8	0	77	6	9	2	6	0	23	16%	43%	18%	75%		30%
2	Distribute Paraphenalia	0	2	0	1	0	3	0	1	0	1	0	2		50%		100%		67%

Table 40 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	Operate to Endanger	927	272	162	106	1	1468	75	73	50	59	0	257	8%	27%	31%	56%	0%	18%
2	Use Without Authority	91	53	43	49	0	236	26	23	20	31	0	100	29%	43%	47%	63%		42%
2	Use w/o Authority 2nd	0	0	1	1	0	2	0	0	1	0	0	1			100%	0%		50%
2	Unlicensed Sale Used Car	0	0	1	0	0	1	0	0	0	0	0	0			0%			0%
2	Habitual Traffic Offender	59	118	56	56	0	289	14	39	18	30	0	101	24%	33%	32%	54%		35%
2	Racing	3	3	0	0	0	6	0	0	0	0	0	0	0%	0%				0%
2	Operate After Suspension 2nd	249	472	340	290	2	1353	71	231	176	177	1	656	29%	49%	52%	61%	50%	48%
2	Compulsory Insurance Violation	449	269	149	114	0	981	60	54	42	35	0	191	13%	20%	28%	31%		19%
2	Altering MV ID Number	0	1	0	0	0	1	0	0	0	0	0	0		0%				0%
2	Counterfeit/Alter MV Document	38	27	18	17	0	100	8	10	5	8	0	31	21%	37%	28%	47%		31%
2	False Statement On Application	5	1	2	0	0	8	2	1	2	0	0	5	40%	100%	100%			63%
2	Prostitution	116	149	96	45	0	406	39	62	30	17	0	148	34%	42%	31%	38%		36%
2	Common Night Walker 3rd	0	1	0	1	0	2	0	1	0	0	0	1		100%		0%		50%
2	Induce Female To Prostitution	1	0	0	1	0	2	0	0	0	1	0	1	0%			100%		50%
2	Keeping A House Of Ill Fame	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
2	Open And Gross	38	22	14	17	0	91	14	12	9	15	0	50	37%	55%	64%	88%		55%
2	Obscene Material to Minor	2	1	0	2	0	5	0	1	0	2	0	3	0%	100%		100%		60%
2	Failure To Disperse	2	0	0	1	0	3	0	0	0	0	0	0	0%			0%		0%
2	Firearm Possess w/o Permit	208	61	30	11	0	310	109	34	18	7	0	168	52%	56%	60%	64%		54%
2	Possess Mace	8	8	4	2	0	22	2	3	0	1	0	6	25%	38%	0%	50%		27%
2	Possess Ammunition	4	2	0	0	0	6	0	1	0	0	0	1	0%	50%				17%
2	Firearm Carry, School	5	0	0	0	0	5	0	0	0	0	0	0	0%					0%
2	Firearm Store Improper	16	1	1	2	0	20	3	0	0	0	0	3	19%	0%	0%	0%		15%
2	Escape Lockup	0	0	2	6	0	8	0	0	1	5	0	6			50%	83%		75%
2	Aiding An Escape	0	0	0	0	0	0	0	0	0	0	0	0						
2	Impersonate/Disguise	5	4	5	3	0	17	0	1	3	1	0	5	0%	25%	60%	33%		29%
2	False Statement	2	1	1	0	0	4	1	0	1	0	0	2	50%	0%	100%			50%
2	Failure to Appear	9	11	8	8	0	36	0	4	4	4	0	12	0%	36%	50%	50%		33%
2	Possess Stun Gun	5	3	1	2	0	11	0	0	0	0	0	0	0%	0%	0%	0%		0%
2	False Alarm	4	4	3	2	0	13	0	1	1	2	0	4	0%	25%	33%	100%		31%
2	Fireworks	7	4	2	1	0	14	0	1	1	0	0	2	0%	25%	50%	0%		14%
2	Violation Of Explosives	4	0	0	0	0	4	0	0	0	0	0	0	0%					0%
2	Disrupt Court Proceedings	2	1	1	3	0	7	1	1	1	3	0	6	50%	100%	100%	100%		86%
2	Contributing To Delinquency	8	5	3	1	0	17	0	0	1	1	0	2	0%	0%	33%	100%		12%
2	Mistreat Police Animal	0	0	1	1	0	2	0	0	1	1	0	2			100%	100%		100%
2	Work Compensation Fail Have	0	1	0	0	0	1	0	1	0	0	0	1		100%				100%
2	Resisting Arrest	318	272	194	207	0	991	68	87	73	119	0	347	21%	32%	38%	57%		35%
2	Curfew	0	0	0	1	0	1	0	0	0	0	0	0				0%		0%
2	False Report Of Crime	18	12	7	4	0	41	1	4	3	1	0	9	6%	33%	43%	25%		22%
2	Hazardous Materials	0	0	0	0	0	0	0	0	0	0	0	0						
2	Disconnect Sprinkler System	0	1	1	0	0	2	0	1	1	0	0	2		100%	100%			100%
2	Wiretap, Possess Device	2	0	0	0	0	2	1	0	0	0	0	1	50%					50%
2	Record w/o Manufacturer	3	2	0	2	0	7	0	0	0	0	0	0	0%	0%		0%		0%
2	Unregistered Contractor	1	1	0	0	0	2	0	0	0	0	0	0	0%	0%				0%
2	True Name Law	59	33	37	29	0	158	21	10	11	12	0	54	36%	30%	30%	41%		34%
2	Home Imp Contractor Violation	2	4	1	1	0	8	0	1	0	0	0	1	0%	25%	0%	0%		13%
2	Wetlands Violation	0	0	0	0	0	0	0	0	0	0	0	0						
2	Sub-Total	5895	4181	2727	2498	13	15314	1149	1377	1057	1259	7	4849	19%	33%	39%	50%	54%	32%

Table 40 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	5	0	1	0	0	6	2	0	0	0	0	2	40%		0%			33%
1	Threatening	95	72	62	78	0	307	22	26	29	44	0	121	23%	36%	47%	56%		39%
1	Defrauding Victualer	0	0	0	2	0	2	0	0	0	0	0	0				0%		0%
1	Timber, Cut Unlawful	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
1	Vandalism	39	26	23	14	0	102	11	12	10	9	0	42	28%	46%	43%	64%		41%
1	Setting Fire In Open	2	2	1	1	0	6	0	0	0	0	0	0	0%	0%	0%	0%		0%
1	Trespassing	326	309	230	281	0	1146	44	79	61	119	0	303	13%	26%	27%	42%		26%
1	Use Motorboat w/o Authority	0	1	0	0	0	1	0	1	0	0	0	1		100%				100%
1	Gaming	5	1	0	0	0	6	0	0	0	0	0	0	0%	0%				0%
1	Unauthorized Access of Computer	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
1	Possession Class D Marijuana	390	164	83	35	0	672	60	49	28	14	0	151	15%	30%	34%	40%		22%
1	Possession Class E	40	27	25	22	0	114	10	7	13	8	0	38	25%	26%	52%	36%		33%
1	Attaching Wrong MV Plates	105	52	28	23	1	209	5	6	3	2	0	16	5%	12%	11%	9%	0%	8%
1	Operate After Suspension	1584	1359	735	531	4	4213	153	223	125	129	0	630	10%	16%	17%	24%	0%	15%
1	Obstruct Emergency Veh	1	2	0	0	0	3	0	0	0	0	0	0	0%	0%				0%
1	MV - Impersonate/Other License	3	1	0	0	0	4	0	1	0	0	0	1	0%	100%				25%
1	RV On Public Way	12	4	4	0	0	20	0	1	0	0	0	1	0%	25%	0%			5%
1	Common Night Walker	14	32	10	11	0	67	7	20	7	6	0	40	50%	63%	70%	55%		60%
1	Indecent Exposure	20	11	9	16	0	56	5	2	3	11	0	21	25%	18%	33%	69%		38%
1	Lewd And Lacivious	16	8	4	6	1	35	1	1	0	3	1	6	6%	13%	0%	50%	100%	17%
1	Disorderly Conduct	800	495	353	280	1	1929	85	104	72	97	0	358	11%	21%	20%	35%	0%	19%
1	Possess Air Rifle w/o FID Card	2	0	0	0	0	2	0	0	0	0	0	0	0%					0%
1	Firearm Discharge	9	1	2	0	0	12	1	0	1	0	0	2	11%	0%	50%			17%
1	Annoying Phone Calls	17	10	13	12	0	52	2	3	4	7	0	16	12%	30%	31%	58%		31%
1	Failure To Obey Police Officer	27	7	6	1	0	41	0	0	0	0	0	0	0%	0%	0%	0%		0%
1	Obstructing Justice	2	0	1	0	0	3	1	0	1	0	0	2	50%		100%			67%
1	Manufacturing Dangerous Weapon	0	0	0	2	0	2	0	0	0	0	0	0				0%		0%
1	License Law Violation (Not MV)	0	1	0	4	0	5	0	0	0	1	0	1		0%		25%		20%
1	Alcohol, Procure for Minor	33	16	4	1	0	54	3	1	2	0	0	6	9%	6%	50%	0%		11%
1	Alcohol, Transporting	2	2	0	0	0	4	0	0	0	0	0	0	0%	0%				0%
1	Cigarette/Match Thrown Fr Veh	4	0	1	1	0	6	0	0	0	0	0	0	0%		0%	0%		0%
1	Tattooing	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
1	Employment Practices	5	2	1	0	0	8	0	0	0	0	0	0	0%	0%	0%			0%
1	Fail To Comply With Dog Order	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
1	Sub-Total	3562	2605	1596	1321	7	9091	414	536	359	450	1	1760	12%	21%	22%	34%	14%	19%

Table 40 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	2	2	0	5	0	9	0	1	0	3	0	4	0%	50%		60%		44%
0	Attempt B&E	2	0	3	0	0	5	1	0	3	0	0	4	50%		100%			80%
0	Attempt Arson Of MV	0	0	0	0	0	0	0	0	0	0	0	0						
0	Conspiracy Violate CSA	10	5	2	6	0	23	2	4	2	4	0	12	20%	80%	100%	67%		52%
0	Solicit Felony	0	0	0	1	0	1	0	0	0	0	0	0				0%		0%
0	Conspiracy	18	4	2	1	0	25	5	0	0	0	0	5	28%	0%	0%	0%		20%
0	Attempt To Commit Crime	25	27	22	29	0	103	5	11	13	20	0	49	20%	41%	59%	69%		48%
0	Accessory Before	3	1	1	0	0	5	0	1	0	0	0	1	0%	100%	0%			20%
0	Accessory After	1	0	0	1	0	2	0	0	0	0	0	0	0%			0%		0%
0	Sub-Total	61	39	30	43	0	173	13	17	18	27	0	75	21%	44%	60%	63%		43%

Table 41 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	31	13	8	12	0	64	31	13	8	12	0	64	100%	100%	100%	100%		100%
9	Sub-Total	31	13	8	12	0	64	31	13	8	12	0	64	100%	100%	100%	100%	100%	100%
8	Manslaughter	11	5	5	3	1	25	11	5	5	3	1	25	100%	100%	100%	100%	100%	100%
8	Armed Assault In Dwell House	1	4	3	3	0	11	1	4	3	3	0	11	100%	100%	100%	100%		100%
8	Rape, Aggravated	3	1	1	7	0	12	3	1	1	7	0	12	100%	100%	100%	100%		100%
8	Rape 2nd	0	0	0	1	0	1	0	0	0	1	0	1				100%		100%
8	Rape Of Child w/Force	23	3	8	5	0	39	22	2	8	5	0	37	96%	67%	100%	100%		95%
8	Armed Assault w/i Murder - Firearm	6	3	2	3	0	14	6	3	2	3	0	14	100%	100%	100%	100%		100%
8	Home Invasion	2	3	2	1	0	8	0	3	2	1	0	6	0%	100%	100%	100%		75%
8	Kidnapping Sexual Assault	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
8	Burglary, Armed	1	0	2	0	0	3	0	0	2	0	0	2	0%		100%			67%
8	Traffic Heroin 200+	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
8	Traffic Cocaine 200+	2	1	2	0	0	5	2	1	2	0	0	5	100%	100%	100%			100%
8	Sub-Total	51	20	25	23	1	120	47	19	25	23	1	115	92%	95%	100%	100%	100%	96%
7	Murder, Attempted	2	2	1	2	0	7	2	2	1	2	0	7	100%	100%	100%	100%		100%
7	Mayhem	7	4	1	4	0	16	5	4	1	4	0	14	71%	100%	100%	100%		88%
7	A&B Child w/Injury Substantial	2	2	0	0	0	4	1	2	0	0	0	3	50%	100%				75%
7	Rape	15	4	3	2	1	25	11	2	2	2	1	18	73%	50%	67%	100%	100%	72%
7	Rape of Child 2nd	0	0	2	1	0	3	0	0	2	1	0	3			100%	100%		100%
7	Assault w/i Rape Child	1	1	1	0	0	3	1	1	1	0	0	3	100%	100%	100%			100%
7	Incest	3	2	0	0	0	5	2	1	0	0	0	3	67%	50%				60%
7	Armed Robbery Gun	24	27	15	21	1	88	16	25	14	17	1	73	67%	93%	93%	81%	100%	83%
7	Armed Assault w/i Murder	9	11	2	7	0	29	8	11	2	6	0	27	89%	100%	100%	86%		93%
7	Carjacking, Armed	0	0	1	4	0	5	0	0	1	4	0	5			100%	100%		100%
7	Confine And Put In Fear	0	1	0	0	0	1	0	1	0	0	0	1		100%				100%
7	Traffic Heroin 028-100	5	3	1	0	0	9	5	3	1	0	0	9	100%	100%	100%			100%
7	Traffic Heroin 100-200	1	1	2	0	0	4	1	1	2	0	0	4	100%	100%	100%			100%
7	Traffic Cocaine 100-200	12	1	8	6	0	27	12	1	8	6	0	27	100%	100%	100%	100%		100%
7	Sub-Total	81	59	37	47	2	226	64	54	35	42	2	197	79%	92%	95%	89%	100%	87%

Table 41 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	4	2	0	0	14	8	4	2	0	0	14	100%	100%	100%			100%	
6	A&B Aggravated - Serious Injury	4	1	1	0	0	6	4	1	1	0	0	6	100%	100%	100%			100%	
6	A&B Dangerous Weapon	20	17	18	17	0	72	20	17	18	17	0	72	100%	100%	100%	100%		100%	
6	A&B Dangerous Weapon + 60	1	1	0	1	0	3	1	1	0	1	0	3	100%	100%		100%		100%	
6	A&B DW, Aggravated w/Injury	12	3	2	2	0	19	11	3	1	2	0	17	92%	100%	50%	100%		89%	
6	Assault To Kill or Maim	1	2	0	4	0	7	1	2	0	4	0	7	100%	100%		100%		100%	
6	Rape Of Child	59	17	12	9	0	97	46	15	11	6	0	78	78%	88%	92%	67%		80%	
6	Assault w/i Rape	3	0	0	1	0	4	3	0	0	1	0	4	100%			100%		100%	
6	Indecent A&B On Child 2nd	0	1	0	1	0	2	0	1	0	1	0	2		100%		100%		100%	
6	Child Pornography	2	0	0	0	0	2	0	0	0	0	0	0	0%					0%	
6	Robbery Unarmed + 60	5	4	1	3	0	13	2	4	1	3	0	10	40%	100%	100%	100%		77%	
6	Armed Robbery	82	49	62	71	0	264	50	45	58	68	0	221	61%	92%	94%	96%		84%	
6	Armed Assault w/i Rob	6	3	10	7	0	26	2	3	9	7	0	21	33%	100%	90%	100%		81%	
6	Armed Aslt w/i Rob Over 65	2	2	1	0	0	5	2	2	1	0	0	5	100%	100%	100%			100%	
6	Carjacking	1	0	2	3	0	6	1	0	2	2	0	5	100%		100%	67%		83%	
6	Kidnapping	6	4	6	4	1	21	6	4	6	4	1	21	100%	100%	100%	100%	100%	100%	
6	Harassment, 2nd	0	1	0	1	0	2	0	0	0	1	0	1		0%				100%	50%
6	Burning Dwelling House	8	3	3	2	0	16	4	3	3	2	0	12	50%	100%	100%	100%		75%	
6	Distribute Class A 2nd	0	0	10	12	0	22	0	0	10	12	0	22			100%	100%		100%	
6	Distribute Cocaine 2nd	0	3	8	5	0	16	0	3	8	5	0	16		100%	100%	100%		100%	
6	Traffic Heroin 014-028	8	6	1	3	0	18	8	6	1	3	0	18	100%	100%	100%	100%		100%	
6	Traffic Cocaine 028-100	38	33	17	13	0	101	38	33	17	13	0	101	100%	100%	100%	100%		100%	
6	Induce Minor To Distribute	0	0	1	0	0	1	0	0	1	0	0	1		100%				100%	
6	MV Homicide - OUI Felony	8	2	0	0	0	10	8	2	0	0	0	10	100%	100%				100%	
6	Possess Explosive Device	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%	
6	Sub-Total	275	156	157	159	1	748	215	149	150	152	1	667	78%	96%	96%	96%	100%	89%	
5	A&B Child w/Injury	4	3	0	0	0	7	1	1	0	0	0	2	25%	33%				29%	
5	A&B Aggravated	1	0	3	1	0	5	0	0	2	1	0	3	0%		67%	100%		60%	
5	A&B DW, Aggravated	11	4	2	3	0	20	9	4	2	3	0	18	82%	100%	100%	100%		90%	
5	Indecent A&B On Child	22	5	5	4	0	36	18	4	4	4	0	30	82%	80%	80%	100%		83%	
5	Entice Child	11	1	1	0	0	13	2	1	1	0	0	4	18%	100%	100%			31%	
5	Unnatural Acts Child	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%	
5	Robbery Unarmed	27	14	26	57	0	124	10	10	19	51	0	90	37%	71%	73%	89%		73%	
5	Intimidation	15	1	9	8	0	33	8	1	6	6	0	21	53%	100%	67%	75%		64%	
5	Stalking Violation of Rest. Order	0	1	0	2	0	3	0	1	0	2	0	3		100%		100%		100%	
5	Common & Notorious Thief	0	0	1	2	0	3	0	0	1	1	0	2			100%	50%		67%	
5	Burglary	0	0	2	7	0	9	0	0	1	6	0	7			50%	86%		78%	
5	Gaming Enterprise	2	0	0	0	0	2	0	0	0	0	0	0	0%					0%	
5	Distribute Class B 2nd	0	15	22	25	0	62	0	15	22	25	0	62		100%	100%	100%		100%	
5	Traffic Cocaine 014-028	62	55	25	17	0	159	62	55	25	17	0	159	100%	100%	100%	100%		100%	
5	Inducing Minor To Prostitution	0	0	1	0	0	1	0	0	1	0	0	1			100%			100%	
5	Perjury or Suborn	5	1	0	4	0	10	3	1	0	4	0	8	60%	100%		100%		80%	
5	Bribery - Level 5	0	0	0	0	0	0	0	0	0	0	0	0							
5	Possess Molotov Cocktail	0	1	0	0	0	1	0	1	0	0	0	1		100%				100%	
5	Sex Offender Fail Register 2nd	0	1	0	2	0	3	0	0	0	0	0	0		0%		0%		0%	
5	Sub-Total	161	102	97	132	0	492	113	94	84	120	0	411	70%	92%	87%	91%	84%		

Table 41 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	2	0	0	0	0	2	1	0	0	0	0	1	50%						50%
4	Assault Aggravated	0	0	0	1	0	1	0	0	0	1	0	1				100%			100%
4	A&B Child Conspiracy	0	0	0	0	0	0	0	0	0	0	0	0							
4	A&B Guard	0	1	2	9	1	13	0	0	1	7	1	9		0%	50%	78%	100%		69%
4	A&B Dangerous Weapon	39	24	8	3	0	74	39	24	8	3	0	74	100%	100%	100%	100%			100%
4	A&B Dangerous Weapon + 60	0	0	0	1	0	1	0	0	0	1	0	1				100%			100%
4	A&B To Collect Loan	0	0	0	0	0	0	0	0	0	0	0	0							
4	Indecent A&B	18	7	5	6	0	36	7	7	5	5	0	24	39%	100%	100%	83%			67%
4	Photograph Nude Person	0	0	0	0	0	0	0	0	0	0	0	0							
4	Child Pornography Possess 2nd	0	0	0	1	0	1	0	0	0	1	0	1				100%			100%
4	Assault w/i Rob	1	2	3	3	0	9	0	2	1	3	0	6	0%	100%	33%	100%			67%
4	Stalking	0	0	1	1	0	2	0	0	1	0	0	1				100%	0%		50%
4	Harassment	0	1	0	0	0	1	0	0	0	0	0	0		0%					0%
4	Larceny More	1	5	2	11	0	19	1	5	2	11	0	19	100%	100%	100%	100%			100%
4	Larceny More + 60	0	0	0	2	0	2	0	0	0	2	0	2				100%			100%
4	Larceny Person	22	12	2	6	0	42	11	11	2	6	0	30	50%	92%	100%	100%			71%
4	Larceny Person + 65	3	0	0	1	1	5	3	0	0	1	1	5	100%			100%	100%		100%
4	Larceny MV 2nd	0	0	0	5	0	5	0	0	0	5	0	5				100%			100%
4	Fraud - Identity	2	0	0	1	0	3	1	0	0	0	0	1	50%						33%
4	B&E	3	7	16	75	0	101	3	7	16	75	0	101	100%	100%	100%	100%			100%
4	Enter Dwelling w/I Felony	0	0	0	1	0	1	0	0	0	1	0	1							100%
4	B&E DT Armed w/i Felony	1	0	0	1	0	2	1	0	0	1	0	2	100%						100%
4	Receiving Stolen Goods Over	1	1	0	4	0	6	1	1	0	4	0	6	100%	100%		100%			100%
4	Receiving Stolen Goods MV 2nd	0	0	1	6	0	7	0	0	1	6	0	7			100%	100%			100%
4	Burning Building	6	0	0	1	0	7	3	0	0	0	0	3	50%				0%		43%
4	Burning to Defraud	0	1	0	0	0	1	0	0	0	0	0	0		0%					0%
4	Distribute Class A	59	68	69	39	0	235	41	61	66	38	0	206	69%	90%	96%	97%			88%
4	Distribute Class B	148	69	58	27	0	302	75	50	39	25	0	189	51%	72%	67%	93%			63%
4	Distribute Cocaine	79	72	68	47	1	267	79	72	68	47	1	267	100%	100%	100%	100%	100%		100%
4	Traffic Mar 50-100	1	0	0	0	0	1	1	0	0	0	0	1	100%						100%
4	Larceny Cont Sub	2	1	2	0	0	5	0	0	1	0	0	1	0%	0%	50%				20%
4	Giving Prisoner Cont Sub	2	0	1	1	0	4	1	0	1	1	0	3	50%			100%	100%		75%
4	Control Substance School	28	23	10	18	0	79	28	23	10	18	0	79	100%	100%	100%	100%			100%
4	MV Homicide - Reckless	1	1	0	0	0	2	0	1	0	0	0	1	0%	100%					50%
4	MV Homicide - OUI	0	0	0	0	0	0	0	0	0	0	0	0							
4	Leaving Scene Death	3	1	0	0	0	4	3	1	0	0	0	4	100%	100%					100%
4	OUI Serious Inj, Fel	4	1	2	1	0	8	4	1	2	1	0	8	100%	100%	100%	100%			100%
4	Derive Support From Prostitute	0	0	1	2	0	3	0	0	1	2	0	3				100%	100%		100%
4	Gun Serial Number, Felony	2	0	1	0	0	3	2	0	1	0	0	3	100%			100%			100%
4	Firearm Sale Violation	1	0	0	0	0	1	0	0	0	0	0	0	0%						0%
4	Escape	0	0	3	2	0	5	0	0	3	2	0	5				100%	100%		100%
4	Injure Firefighter	0	0	1	0	0	1	0	0	1	0	0	1				100%			100%
4	Bribery	0	0	0	0	0	0	0	0	0	0	0	0							
4	Extortion	1	0	0	0	0	1	1	0	0	0	0	1	100%						100%
4	Bomb Hoax	0	0	1	1	0	2	0	0	0	1	0	1				0%	100%		50%
4	Tax Law Violation	1	0	0	0	0	1	0	0	0	0	0	0	0%						0%
4	Sub-Total	431	297	257	277	3	1265	306	266	230	268	3	1073	71%	90%	89%	97%	100%		85%

Table 41 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	43	20	17	18	1	99	24	11	14	14	1	64	56%	55%	82%	78%	100%	65%
3	A&B Domestic	0	0	0	0	0	0	0	0	0	0	0	0						
3	A&B w/I Intimidate	0	0	0	0	0	0	0	0	0	0	0	0						
3	Reckless Endangerment	3	2	0	0	0	5	2	2	0	0	0	4	67%	100%				80%
3	Permit Injury to Child	1	1	0	0	0	2	0	1	0	0	0	1	0%	100%				50%
3	A&B Ambulance	0	0	0	0	0	0	0	0	0	0	0	0						
3	A&B Dangerous Weapon	27	4	4	2	0	37	0	0	0	0	0	0	0%	0%	0%	0%		0%
3	A&B Dangerous Weapon + 60	3	0	1	0	0	4	0	0	0	0	0	0	0%	0%	0%			0%
3	Assault Dangerous Weapon	24	17	18	5	0	64	21	15	15	5	0	56	88%	88%	83%	100%		88%
3	Assault Dangerous Weapon + 60	0	0	0	0	0	0	0	0	0	0	0	0						
3	Unnatural Acts	0	0	0	0	0	0	0	0	0	0	0	0						
3	Child Pornography Possess	15	1	2	5	0	23	10	1	2	3	0	16	67%	100%	100%	60%		70%
3	Kidnapping	9	1	1	0	0	11	3	1	0	0	0	4	33%	100%	0%			36%
3	Violation Of Civil Rights	0	0	0	0	0	0	0	0	0	0	0	0						
3	Abuse Patient Lg Trm Care FacI	0	0	0	0	0	0	0	0	0	0	0	0						
3	Restraining Order Violation	1	0	2	0	0	3	1	0	2	0	0	3	100%		100%			100%
3	Larceny	1	0	3	0	0	4	1	0	3	0	0	4	100%		100%			100%
3	Larceny More	48	11	8	7	0	74	12	4	3	4	0	23	25%	36%	38%	57%		31%
3	Larceny More + 60	5	2	1	0	0	8	2	0	0	0	0	2	40%	0%	0%			25%
3	Larceny Building	1	1	1	8	0	11	1	1	0	8	0	10	100%	100%	0%	100%		91%
3	Larceny Firearm	1	1	1	0	0	3	1	1	1	0	0	3	100%	100%	100%			100%
3	Larceny MV	0	0	1	1	0	2	0	0	1	1	0	2			100%	100%		100%
3	Embezzlement	2	0	0	0	0	2	0	0	0	0	0	0	0%					0%
3	Credit Card Misuse - More	2	1	0	0	0	3	2	1	0	0	0	3	100%	100%				100%
3	Defrauding Insurer	9	3	1	0	0	13	1	3	1	0	0	5	11%	100%	100%			38%
3	Fraud	2	1	0	0	0	3	1	1	0	0	0	2	50%	100%				67%
3	Possess Burglariou Tools	1	2	0	5	0	8	1	2	0	4	0	7	100%	100%		80%		88%
3	B&E	13	15	7	13	0	48	7	6	3	11	0	27	54%	40%	43%	85%		56%
3	Mal Dest Property More	10	1	1	4	0	16	6	1	1	4	0	12	60%	100%	100%	100%		75%
3	Receiving Stolen Goods Over	5	1	5	1	0	12	3	1	3	1	0	8	60%	100%	60%	100%		67%
3	Receiving Stolen Goods MV	1	4	2	8	0	15	1	2	1	8	0	12	100%	50%	50%	100%		80%
3	Receiving Stolen Goods 2nd	0	0	0	0	0	0	0	0	0	0	0	0						
3	Forgery And Uttering	13	1	3	3	0	20	2	1	1	2	0	6	15%	100%	33%	67%		30%
3	Counterfeit	0	0	0	0	0	0	0	0	0	0	0	0						
3	Burning Property	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
3	Burning Motor Vehicle	0	1	0	0	0	1	0	1	0	0	0	1		100%				100%
3	Illegal Lottery	0	0	0	0	0	0	0	0	0	0	0	0						
3	Gaming Register Bets	0	1	0	0	0	1	0	0	0	0	0	0		0%				0%

Table 41 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	Possession Class A 2nd	0	0	0	0	0	0	0	0	0	0	0	0						
3	Possession Class A Heroin 2nd	0	2	0	1	0	3	0	1	0	1	0	2	50%		100%		67%	
3	Possession Class B 2nd	0	1	2	0	0	3	0	1	1	0	0	2	100%	50%				67%
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	0	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	2	0	2	0	0	4	1	0	0	0	0	1	50%		0%			25%
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	4	1	0	0	0	5	3	1	0	0	0	4	75%	100%				80%
3	Leaving Scene Property Damage	1	3	0	0	0	4	0	3	0	0	0	3	0%	100%				75%
3	Leaving Scene Personal Injury	2	1	0	0	0	3	1	1	0	0	0	2	50%	100%				67%
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	OUI - Child Endangerment	0	0	0	0	0	0	0	0	0	0	0	0						
3	Inducing Minor To Sex	2	0	0	2	0	4	0	0	0	2	0	2	0%		100%			50%
3	Polygamy	0	0	1	0	0	1	0	0	0	0	0	0			0%			0%
3	Gun Serial Number	0	1	1	0	0	2	0	1	1	0	0	2	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	0	1	1	1	0	3	0	1	1	1	0	3	100%	100%	100%			100%
3	Carrying Dangerous Weapon	3	1	0	0	0	4	2	0	0	0	0	2	67%	0%				50%
3	Cruelty To Animals	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
3	Animal Kill or Poison	0	0	0	0	0	0	0	0	0	0	0	0						
3	Throw Object On Public Way	0	0	0	0	0	0	0	0	0	0	0	0						
3	Sex Offender Fail Register	0	0	2	4	0	6	0	0	2	4	0	6		100%	100%			100%
3	Corporate books-falsify entry	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
3	Sub-Total	257	104	88	88	1	538	110	66	56	73	1	306	43%	63%	64%	83%	100%	57%

Table 41 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	1	0	1	0	0	2	0	0	1	0	0	1	0%		100%			50%
2	Accost / Annoy Person Opposite Sex	0	0	0	0	0	0	0	0	0	0	0	0						
2	Larceny	0	0	0	0	0	0	0	0	0	0	0							
2	Larceny + 60	1	0	0	0	0	1	1	0	0	0	0	100%						100%
2	Larceny Less	4	3	2	1	0	10	0	2	1	1	0	4	0%	67%	50%	100%		40%
2	Larceny Less +60	0	0	0	1	0	1	0	0	0	0	0					0%		0%
2	Shoplifting	0	0	0	1	0	1	0	0	0	1	0	1				100%		100%
2	Credit Card Misuse	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
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	0	0	0	0	0	0	0	0	0	0	0						
2	B&E w/i Misdemeanor	2	0	0	0	0	2	0	0	0	0	0	0	0%					0%
2	Attempt B&E	0	0	0	0	0	0	0	0	0	0	0	0						
2	Property Destruction	2	0	0	1	0	3	0	0	0	0	0	0	0%			0%		0%
2	Injure Building Riot	0	0	1	0	0	1	0	0	1	0	0	1			100%			100%
2	Tagging Property	0	0	0	0	0	0	0	0	0	0	0	0						
2	Receiving Stolen Goods	3	0	1	0	0	4	0	0	0	0	0	0	0%		0%			0%
2	Counterfeit	0	0	0	0	0	0	0	0	0	0	0	0						
2	Gaming Use of Telephone	14	6	2	0	0	22	0	0	0	0	0	0	0%	0%	0%			0%
2	Fraud - Electric, Phone or Cable	0	0	0	0	0	0	0	0	0	0	0	0						
2	Property Violation	0	0	0	0	0	0	0	0	0	0	0	0						
2	Possession Class A	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
2	Possession Class A Heroin	6	5	1	3	0	15	3	2	0	2	0	7	50%	40%	0%	67%		47%
2	Possession Class B	37	9	6	5	0	57	5	5	5	3	0	18	14%	56%	83%	60%		32%
2	Possession Class C	0	0	0	0	0	0	0	0	0	0	0	0						
2	Possession Class D	4	2	2	2	0	10	1	2	1	2	0	6	25%	100%	50%	100%		60%
2	Possession Class D Marijuana 2nd	0	0	0	0	0	0	0	0	0	0	0	0						
2	Distribute Counterfeit Substance	0	0	0	0	0	0	0	0	0	0	0	0						
2	Distribute Class D	23	3	2	5	0	33	6	3	1	3	0	13	26%	100%	50%	60%		39%
2	Distribute Class E	0	0	0	0	0	0	0	0	0	0	0	0						
2	Possession Hypodermic/Syringe	0	2	2	0	0	4	0	1	1	0	0	2		50%	50%			50%
2	Presence Class A	3	0	0	0	0	3	1	0	0	0	0	1	33%					33%
2	Forge Prescription	1	0	0	1	0	2	0	0	0	1	0	1	0%			100%		50%
2	Distribute Paraphenalia	0	0	0	0	0	0	0	0	0	0	0	0						

Table 41 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	Operate to Endanger	2	1	3	2	0	8	2	1	3	2	0	8	100%	100%	100%	100%	100%	100%
2	Use Without Authority	0	0	0	1	0	1	0	0	0	1	0	1				100%		100%
2	Use w/o Authority 2nd	0	0	0	0	0	0	0	0	0	0	0	0						
2	Unlicensed Sale Used Car	0	0	0	0	0	0	0	0	0	0	0	0						
2	Habitual Traffic Offender	0	0	0	0	0	0	0	0	0	0	0	0						
2	Racing	0	0	0	0	0	0	0	0	0	0	0	0						
2	Operate After Suspension 2nd	0	0	0	0	0	0	0	0	0	0	0	0						
2	Compulsory Insurance Violation	0	1	0	1	0	2	0	1	0	1	0	2		100%		100%		100%
2	Altering MV ID Number	0	0	0	0	0	0	0	0	0	0	0	0						
2	Counterfeit/Alter MV Document	0	0	0	0	0	0	0	0	0	0	0	0						
2	False Statement On Application	0	0	0	0	0	0	0	0	0	0	0	0						
2	Prostitution	0	0	1	0	0	1	0	0	1	0	0	1			100%			100%
2	Common Night Walker 3rd	0	0	0	0	0	0	0	0	0	0	0	0						
2	Induce Female To Prostitution	0	0	0	0	0	0	0	0	0	0	0	0						
2	Keeping A House Of Ill Fame	0	0	0	0	0	0	0	0	0	0	0	0						
2	Open And Gross	1	2	3	1	0	7	0	0	3	1	0	4	0%	0%	100%	100%		57%
2	Obscene Material to Minor	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	28	13	6	2	0	49	21	12	5	1	0	39	75%	92%	83%	50%		80%
2	Possess Mace	0	0	0	0	0	0	0	0	0	0	0	0						
2	Possess Ammunition	11	6	1	1	0	19	5	4	0	1	0	10	45%	67%	0%	100%		53%
2	Firearm Carry, School	0	1	0	0	0	1	0	0	0	0	0	0		0%				0%
2	Firearm Store Improper	2	0	0	0	0	2	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	0	1	0	1	0	0	0	0	0	0				0%		0%
2	Impersonate/Disguise	0	0	0	1	0	1	0	0	0	1	0	1				100%		100%
2	False Statement	0	0	0	0	0	0	0	0	0	0	0	0						
2	Failure to Appear	1	1	1	0	0	3	1	0	0	0	0	1	100%	0%	0%			33%
2	Possess Stun Gun	0	0	0	0	0	0	0	0	0	0	0	0						
2	False Alarm	0	0	0	0	0	0	0	0	0	0	0	0						
2	Fireworks	0	0	0	0	0	0	0	0	0	0	0	0						
2	Violation Of Explosives	0	0	0	0	0	0	0	0	0	0	0	0						
2	Disrupt Court Proceedings	0	1	0	0	0	1	0	0	0	0	0	0		0%				0%
2	Contributing To Delinquency	0	0	1	0	0	1	0	0	1	0	0	1			100%			100%
2	Mistreat Police Animal	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	1	1	3	0	7	2	0	1	3	0	6	100%	0%	100%	100%		86%
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	1	0	0	0	0	1	100%					100%
2	Hazardous Materials	1	0	0	0	0	1	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	Wiretap, Possess Device	0	0	0	0	0	0	0	0	0	0	0	0						
2	Record w/o Manufacturer	0	0	0	0	0	0	0	0	0	0	0	0						
2	Unregistered Contractor	0	0	0	0	0	0	0	0	0	0	0	0						
2	True Name Law	0	1	0	0	0	1	0	1	0	0	0	1		100%				100%
2	Home Imp Contractor Violation	0	0	0	0	0	0	0	0	0	0	0	0						
2	Wetlands Violation	0	0	1	0	0	1	0	0	0	0	0	0			0%			0%
2	Sub-Total	152	58	38	33	0	281	49	34	25	24	0	132	32%	59%	66%	73%		47%

Table 41 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	2	0	0	0	0	2	2	0	0	0	0	2	100%					100%
1	Threatening	2	0	0	1	0	3	1	0	0	1	0	2	50%			100%		67%
1	Defrauding Victualer	0	0	0	0	0	0	0	0	0	0	0	0						
1	Timber, Cut Unlawful	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	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
1	Use Motorboat w/o Authority	0	0	0	0	0	0	0	0	0	0	0	0						
1	Gaming	0	0	0	0	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	0	4	1	1	0	6	0	3	1	1	0	5		75%	100%	100%		83%
1	Possession Class E	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	1	0	0	0	2	0	1	0	0	0	1	0%	100%				50%
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	2	0	0	0	0	2	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	0	0	0	0	0	0	0	0	0	0						
1	Obstructing Justice	0	0	0	0	0	0	0	0	0	0	0	0						
1	Manufacturing Dangerous Weapon	0	0	0	0	0	0	0	0	0	0	0	0						
1	License Law Violation (Not MV)	0	0	0	0	0	0	0	0	0	0	0	0						
1	Alcohol, Procure for Minor	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
1	Alcohol, Transporting	0	0	0	0	0	0	0	0	0	0	0	0						
1	Cigarette/Match Thrown Fr Veh	0	0	0	0	0	0	0	0	0	0	0	0						
1	Tattooing	0	0	0	0	0	0	0	0	0	0	0	0						
1	Employment Practices	1	0	0	0	0	1	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	10	5	1	2	0	18	4	4	1	2	0	11	40%	80%	100%	100%		61%

Table 41 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	0	0	0	0	0	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						
0	Attempt Arson Of MV	1	0	1	0	0	2	1	0	1	0	0	2	100%		100%			100%	
0	Conspiracy Violate CSA	12	3	7	3	0	25	2	0	2	1	0	5	17%	0%	29%	33%		20%	
0	Solicit Felony	0	0	0	0	0	0	0	0	0	0	0	0							
0	Conspiracy	13	1	2	2	0	18	4	0	1	1	0	6	31%	0%	50%	50%		33%	
0	Attempt To Commit Crime	7	3	3	1	0	14	5	2	3	1	0	11	71%	67%	100%	100%		79%	
0	Accessory Before	1	2	0	1	0	4	0	1	0	1	0	2	0%	50%		100%		50%	
0	Accessory After	16	6	3	1	0	26	7	1	0	1	0	9	44%	17%	0%	100%		35%	
0	Sub-Total	50	15	16	8	0	89	19	4	7	5	0	35	38%	27%	44%	63%		39%	

Table 42 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	11	5	5	3	1	25	137.5	100.8	138.0	100.0	96.0	124.1	120.0	96.0	108.0	120.0	96.0	108.0
8	Armed Assault In Dwell House	1	4	3	3	0	11	228.0	150.0	152.0	180.0	.	165.8	228.0	150.0	120.0	120.0	.	144.0
8	Rape, Aggravated	3	1	1	4	0	9	112.0	420.0	96.0	246.0	.	204.0	96.0	420.0	96.0	222.0	.	180.0
8	Rape 2nd	0	0	0	1	0	1	.	.	.	456.0	.	456.0	.	.	.	456.0	.	456.0
8	Rape Of Child w/Force	22	2	8	5	0	37	84.2	78.0	85.5	110.4	.	87.7	60.0	78.0	84.0	108.0	.	84.0
8	Armed Assault w/i Murder - Firearm	6	3	2	3	0	14	82.0	72.0	102.0	140.0	.	95.1	78.0	72.0	102.0	144.0	.	78.0
8	Home Invasion	0	3	2	1	0	6	.	260.0	240.0	240.0	.	250.0	.	240.0	240.0	240.0	.	240.0
8	Kidnapping Sexual Assault	1	0	0	0	0	1	300.0	.	.	.	.	300.0	300.0	.	.	.	.	300.0
8	Burglary, Armed	0	0	2	0	0	2	.	.	180.0	.	.	180.0	.	.	180.0	.	.	180.0
8	Traffic Heroin 200+	1	0	0	0	0	1	180.0	.	.	.	.	180.0	180.0	.	.	.	.	180.0
8	Traffic Cocaine 200+	2	1	2	0	0	5	180.0	180.0	180.0	.	.	180.0	180.0	180.0	180.0	.	.	180.0
8	Sub-Total	47	19	25	20	1	112	111.9	150.3	133.2	174.6	96.0	134.2	96.0	120.0	120.0	144.0	96.0	120.0
7	Murder, Attempted	0	2	1	2	0	5	.	36.0	120.0	87.0	.	73.2	.	36.0	120.0	87.0	.	60.0
7	Mayhem	5	4	1	3	0	13	69.6	87.0	36.0	72.0	.	72.9	72.0	84.0	36.0	84.0	.	72.0
7	A&B Child w/Injury Substantial	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
7	Rape	11	2	2	2	1	18	84.5	81.0	48.0	132.0	96.0	86.0	48.0	81.0	48.0	132.0	96.0	78.0
7	Rape of Child 2nd	0	0	2	1	0	3	.	.	132.0	120.0	.	128.0	.	.	132.0	120.0	.	120.0
7	Assault w/i Rape Child	1	1	1	0	0	3	96.0	36.0	60.0	.	.	64.0	96.0	36.0	60.0	.	.	60.0
7	Incest	1	1	0	0	0	2	96.0	96.0	.	.	.	96.0	96.0	96.0	.	.	.	96.0
7	Armed Robbery Gun	16	25	14	17	1	73	58.7	50.8	55.4	76.6	144.0	60.7	51.0	48.0	48.0	60.0	144.0	60.0
7	Armed Assault w/i Murder	8	11	2	6	0	27	69.4	58.4	114.0	115.0	.	78.3	45.0	48.0	114.0	108.0	.	48.0
7	Carjacking, Armed	0	0	1	4	0	5	.	.	48.0	136.5	.	118.8	.	.	48.0	147.0	.	114.0
7	Confine And Put In Fear	0	1	0	0	0	1	.	60.0	.	.	.	60.0	.	60.0	.	.	.	60.0
7	Traffic Heroin 028-100	5	3	1	0	0	9	86.4	84.0	96.0	.	.	86.7	84.0	84.0	96.0	.	.	84.0
7	Traffic Heroin 100-200	1	1	2	0	0	4	120.0	120.0	120.0	.	.	120.0	120.0	120.0	120.0	.	.	120.0
7	Traffic Cocaine 100-200	12	1	8	6	0	27	124.0	120.0	126.0	124.0	.	124.4	120.0	120.0	120.0	120.0	.	120.0
7	Sub-Total	60	52	35	41	2	190	83.4	61.1	84.9	98.9	120.0	81.3	72.0	60.0	84.0	108.0	120.0	72.0

Table 42 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	4	2	2	0	0	8	66.0	72.0	132.0	.	.	84.0	60.0	72.0	132.0	.	.	72.0
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	20	17	18	17	0	72	43.5	40.9	40.7	40.9	.	41.6	36.0	36.0	36.0	36.0	.	36.0
6	A&B Dangerous Weapon + 60	1	1	0	1	0	3	72.0	90.0	.	84.0	.	82.0	72.0	90.0	.	84.0	.	84.0
6	A&B DW, Aggravated w/Injury	3	2	0	1	0	6	44.0	42.0	.	72.0	.	48.0	48.0	42.0	.	72.0	.	48.0
6	Assault To Kill or Maim	0	1	0	4	0	5	.	36.0	.	52.5	.	49.2	.	36.0	.	54.0	.	48.0
6	Rape Of Child	33	13	9	5	0	60	64.0	68.6	65.3	93.6	.	67.7	60.0	72.0	36.0	72.0	.	60.0
6	Assault w/i Rape	2	0	0	1	0	3	60.0	.	.	228.0	.	116.0	60.0	.	.	228.0	.	96.0
6	Indecent A&B On Child 2nd	0	1	0	1	0	2	.	36.0	.	72.0	.	54.0	.	36.0	.	72.0	.	54.0
6	Child Pornography	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
6	Robbery Unarmed + 60	2	4	1	3	0	10	36.0	66.0	36.0	40.0	.	49.2	36.0	48.0	36.0	36.0	.	42.0
6	Armed Robbery	50	45	58	68	0	221	38.0	35.8	48.1	59.6	.	46.8	36.0	36.0	36.0	60.0	.	36.0
6	Armed Assault w/i Rob	2	3	9	7	0	21	42.1	32.0	42.7	51.4	.	44.0	42.1	36.0	36.0	48.0	.	36.0
6	Armed Aslt w/i Rob Over 65	2	2	1	0	0	5	60.0	84.0	42.0	.	.	66.0	60.0	84.0	42.0	.	.	72.0
6	Carjacking	1	0	2	2	0	5	36.0	.	30.0	36.0	.	33.6	36.0	.	30.0	36.0	.	36.0
6	Kidnapping	3	3	6	4	1	17	36.0	48.0	38.0	52.5	60.0	44.1	36.0	48.0	36.0	39.0	60.0	36.0
6	Harassment, 2nd	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
6	Burning Dwelling House	3	3	2	2	0	10	60.0	60.0	48.0	54.0	.	56.4	48.0	36.0	48.0	54.0	.	48.0
6	Distribute Class A 2nd	0	0	10	12	0	22	.	.	60.0	63.0	.	61.6	.	.	60.0	60.0	.	60.0
6	Distribute Cocaine 2nd	0	3	8	5	0	16	.	64.0	64.5	60.0	.	63.0	.	60.0	60.0	60.0	.	60.0
6	Traffic Heroin 014-028	8	6	1	3	0	18	62.3	62.0	60.0	60.0	.	61.7	60.0	60.0	60.0	60.0	.	60.0
6	Traffic Cocaine 028-100	38	33	17	13	0	101	70.1	68.7	68.5	72.9	.	69.7	60.0	60.0	60.0	72.0	.	60.0
6	Induce Minor To Distribute	0	0	1	0	0	1	.	.	60.0	.	.	60.0	.	.	60.0	.	.	60.0
6	MV Homicide - OUI Felony	2	1	0	0	0	3	54.0	60.0	.	.	.	56.0	54.0	60.0	.	.	.	60.0
6	Possess Explosive Device	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
6	Sub-Total	174	140	146	149	1	610	53.7	52.4	52.4	60.0	60.0	54.6	60.0	48.0	48.0	60.0	60.0	60.0
5	A&B Child w/Injury	0	0	0	0	0	0	.	.	.	24.0	36.0	.	30.0	.	.	24.0	36.0	30.0
5	A&B Aggravated	0	0	1	1	0	2	.	.	.	24.0	36.0	.	30.0	.	.	24.0	36.0	30.0
5	A&B DW, Aggravated	3	1	0	3	0	7	28.0	48.0	.	52.0	.	41.1	24.0	48.0	.	48.0	.	36.0
5	Indecent A&B On Child	7	2	2	4	0	15	36.0	75.0	66.0	60.0	.	51.6	36.0	75.0	66.0	72.0	.	48.0
5	Entice Child	0	0	1	0	0	1	.	.	42.0	.	.	42.0	.	.	42.0	.	.	42.0
5	Unnatural Acts Child	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
5	Robbery Unarmed	10	10	19	50	0	89	25.2	27.9	36.0	51.7	.	42.7	24.0	24.0	36.0	48.0	.	36.0
5	Intimidation	1	0	3	4	0	8	36.0	.	30.0	39.0	.	35.3	36.0	.	30.0	42.0	.	36.0
5	Stalking Violation of Rest. Order	0	0	0	2	0	2	.	.	.	24.0	.	24.0	.	.	.	24.0	.	24.0
5	Common & Notorious Thief	0	0	1	1	0	2	.	.	60.0	36.0	.	48.0	.	.	60.0	36.0	.	48.0
5	Burglary	0	0	1	6	0	7	.	.	24.0	48.0	.	44.6	.	.	24.0	48.0	.	36.0
5	Gaming Enterprise	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
5	Distribute Class B 2nd	0	15	22	25	0	62	.	42.8	42.8	42.7	.	42.8	.	36.0	36.0	36.0	.	36.0
5	Traffic Cocaine 014-028	62	55	25	17	0	159	37.5	38.8	38.2	37.4	.	38.0	36.0	36.0	36.0	36.0	.	36.0
5	Inducing Minor To Prostitution	0	0	1	0	0	1	.	.	36.0	.	.	36.0	.	.	36.0	.	.	36.0
5	Perjury or Suborn	1	1	0	2	0	4	36.0	24.0	.	42.0	.	36.0	36.0	24.0	.	42.0	.	30.0
5	Bribery - Level 5	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
5	Possess Molotov Cocktail	0	1	0	0	0	1	.	24.0	.	.	.	24.0	.	24.0	.	.	.	24.0
5	Sex Offender Fail Register 2nd	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
5	Sub-Total	84	85	76	115	0	360	35.5	38.9	39.3	46.4	.	40.6	36.0	36.0	36.0	36.0	.	36.0

Table 42 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	1	0	0	0	0	1	24.0	.	.	.	.	24.0	24.0	.	.	.	.	24.0
4	Assault Aggravated	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	A&B Child Conspiracy	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	A&B Guard	0	0	1	7	1	9	.	.	12.0	23.1	12.0	20.7	.	.	12.0	18.0	12.0	12.0
4	A&B Dangerous Weapon	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	A&B Dangerous Weapon + 60	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	A&B To Collect Loan	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Indecent A&B	1	1	1	4	0	7	36.0	48.0	48.0	46.5	.	45.4	36.0	48.0	48.0	48.0	.	48.0
4	Photograph Nude Person	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Child Pornography Possess 2nd	0	0	0	1	0	1	.	.	.	60.0	.	60.0	.	.	60.0	.	60.0	
4	Assault w/i Rob	0	2	1	3	0	6	.	19.5	12.0	21.7	.	19.3	.	19.5	12.0	24.0	.	20.5
4	Stalking	0	0	1	0	0	1	.	.	18.0	.	.	18.0	.	.	18.0	.	.	18.0
4	Harassment	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Larceny More	1	5	2	10	0	18	24.0	26.4	24.0	28.7	.	27.3	24.0	24.0	24.0	24.0	.	24.0
4	Larceny More + 60	0	0	0	2	0	2	.	.	.	36.0	.	36.0	.	.	36.0	.	36.0	
4	Larceny Person	0	0	1	0	0	1	.	.	54.0	.	.	54.0	.	.	54.0	.	.	54.0
4	Larceny Person + 65	1	0	0	0	0	1	24.0	.	.	.	.	24.0	24.0	.	.	.	.	24.0
4	Larceny MV 2nd	0	0	0	5	0	5	.	.	.	32.4	.	32.4	.	.	36.0	.	36.0	
4	Fraud - Identity	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	B&E	3	7	16	74	0	100	52.0	31.7	37.5	51.0	.	47.5	60.0	36.0	36.0	48.0	.	36.0
4	Enter Dwelling w/I Felony	0	0	0	1	0	1	.	.	.	36.0	.	36.0	.	.	36.0	.	36.0	
4	B&E DT Armed w/i Felony	0	0	0	1	0	1	.	.	.	72.0	.	72.0	.	.	72.0	.	72.0	
4	Receiving Stolen Goods Over	1	1	0	4	0	6	36.0	24.0	.	39.0	.	36.0	36.0	24.0	.	36.0	.	36.0
4	Receiving Stolen Goods MV 2nd	0	0	1	5	0	6	.	.	24.0	32.4	.	31.0	.	.	24.0	36.0	.	30.0
4	Burning Building	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Burning to Defraud	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Distribute Class A	23	37	52	33	0	145	34.2	36.5	38.7	33.8	.	36.3	36.0	36.0	36.0	36.0	.	36.0
4	Distribute Class B	17	20	23	18	0	78	44.5	30.6	35.2	29.7	.	34.8	36.0	33.0	36.0	30.0	.	36.0
4	Distribute Cocaine	24	41	48	41	1	155	28.8	31.5	34.8	37.0	36.0	33.5	24.0	36.0	36.0	36.0	36.0	36.0
4	Traffic Mar 50-100	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Larceny Cont Sub	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Giving Prisoner Cont Sub	0	0	0	1	0	1	.	.	.	48.0	.	48.0	.	.	48.0	.	48.0	
4	Control Substance School	3	8	3	9	0	23	30.0	30.8	32.0	32.0	.	31.3	30.0	30.0	30.0	30.0	.	30.0
4	MV Homicide - Reckless	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	MV Homicide - OUI	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Leaving Scene Death	1	0	0	0	0	1	24.0	.	.	.	.	24.0	24.0	.	.	.	.	24.0
4	OUI Serious Inj, Fel	1	0	2	1	0	4	48.0	.	39.0	36.0	.	40.5	48.0	.	39.0	36.0	.	42.0
4	Derive Support From Prostitute	0	0	1	2	0	3	.	.	24.0	24.0	.	24.0	.	.	24.0	24.0	.	24.0
4	Gun Serial Number, Felony	0	0	1	0	0	1	.	.	36.0	.	.	36.0	.	.	36.0	.	36.0	
4	Firearm Sale Violation	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Escape	0	0	1	1	0	2	.	.	12.0	72.0	.	42.0	.	.	12.0	72.0	.	42.0
4	Injure Firefighter	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Bribery	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Extortion	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Bomb Hoax	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Tax Law Violation	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Sub-Total	77	122	155	223	2	579	35.0	32.5	35.8	39.7	24.0	36.4	30.0	36.0	36.0	36.0	24.0	36.0

Table 42 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	1	7	6	3	0	17	48.0	30.9	39.0	40.0	.	36.4	48.0	36.0	39.0	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	3	0	0	2	0	5	36.0	.	.	51.0	.	42.0	36.0	.	.	51.0	.	48.0
3	Kidnapping	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Violation Of Civil Rights	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Abuse Patient Lg Trm Care Fac	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	7	0	7	.	.	.	32.6	.	32.6	.	.	.	24.0	.	24.0
3	Larceny Firearm	0	0	1	0	0	1	.	.	48.0	.	.	48.0	.	.	48.0	.	.	48.0
3	Larceny MV	0	0	1	0	0	1	.	.	30.0	.	.	30.0	.	.	30.0	.	.	30.0
3	Embezzlement	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Credit Card Misuse - More	0	0	0	0	0	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	.	.	.	38.0	.	38.0	.	.	.	36.0	.	36.0
3	B&E	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Mal Dest Property More	1	1	0	3	0	5	24.0	48.0	.	40.0	.	38.4	24.0	48.0	.	36.0	.	36.0
3	Receiving Stolen Goods Over	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Receiving Stolen Goods MV	0	2	0	4	0	6	.	72.0	.	49.5	.	57.0	.	72.0	.	45.0	.	66.0
3	Receiving Stolen Goods 2nd	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Forgery And Uttering	1	0	1	1	0	3	114.0	.	24.0	108.0	.	82.0	114.0	.	24.0	108.0	.	108.0
3	Counterfeit	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Burning Property	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Burning Motor Vehicle	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Illegal Lottery	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Gaming Register Bets	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.

Table 42 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	Possession Class A 2nd	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Possession Class A Heroin 2nd	0	1	0	0	0	1	.	30.0	.	.	.	30.0	.	30.0	.	.	.	30.0
3	Possession Class B 2nd	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Possession Class C 2nd	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Possession Class D 2nd	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Distribute Class C	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Distribute Class D 2nd	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Distribute Class E 2nd	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Possession Hypodermic 2nd	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	MV Homicide	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Leaving Scene Property Damage	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
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	OUI - Child Endangerment	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Inducing Minor To Sex	0	0	0	1	0	1	.	.	.	24.0	.	24.0	.	.	.	24.0	.	24.0
3	Polygamy	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Gun Serial Number	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Firearm Loaded while OUI	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Nonsupport	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Interfere Police or Firefighter	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Failure to Appear Felony	0	1	0	1	0	2	.	12.0	.	12.0	.	12.0	.	12.0	.	12.0	.	12.0
3	Carrying Dangerous Weapon	1	0	0	0	0	1	30.0	.	.	.	.	30.0	30.0	.	.	.	.	30.0
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	2	0	2	.	.	.	24.0	.	24.0	.	.	.	24.0	.	24.0
3	Corporate books-falsify entry	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Sub-Total	7	12	9	27	0	55	46.3	37.5	37.3	39.8	.	39.7	36.0	36.0	36.0	36.0	.	36.0

Table 42 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 + 60	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	Attempt B&E	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Property Destruction	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Injure Building Riot	0	0	1	0	0	1	.	.	12.0	.	.	12.0	.	.	12.0	.	.	12.0
2	Tagging Property	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Receiving Stolen Goods	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Counterfeit	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Gaming Use of Telephone	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Fraud - Electric, Phone or Cable	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Property Violation	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	.	.	.	.	.	.	.	.	.	.	.	.

Table 42 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	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	Unlicensed Sale Used Car	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Habitual Traffic Offender	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Racing	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Operate After Suspension 2nd	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Compulsory Insurance Violation	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Altering MV ID Number	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Counterfeit/Alter MV Document	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	False Statement On Application	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Prostitution	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
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	0	2	0	0	2	.	.	27.0	.	.	27.0	.	.	27.0	.	.	27.0
2	Obscene Material to Minor	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Failure To Disperse	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Firearm Possess w/o Permit	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Possess Mace	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Possess Ammunition	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Firearm Carry, School	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Firearm Store Improper	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	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	Mistreat Police Animal	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	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	Wiretap, Possess Device	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Record w/o Manufacturer	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Unregistered Contractor	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	True Name Law	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Home Imp Contractor Violation	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Wetlands Violation	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Sub-Total	0	0	3	0	0	3	.	.	22.0	.	.	22.0	.	.	24.0	.	.	24.0

Table 42 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	1	0	0	0	0	1	12.0	.	.	.	.	12.0	12.0	.	.	.	.	12.0
1	Threatening	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Defrauding Victualer	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Timber, Cut Unlawful	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	Use Motorboat w/o Authority	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	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	Cigarette/Match Thrown Fr Veh	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Tattooing	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Employment Practices	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Fail To Comply With Dog Order	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Sub-Total	1	0	0	0	0	1	12.0	.	.	.	.	12.0	12.0	.	.	.	.	12.0

Table 42 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	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
0	Solicit Felony	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
0	Conspiracy	2	0	1	1	0	4	36.0	.	24.0	24.0	.	30.0	36.0	.	24.0	24.0	.	24.0
0	Attempt To Commit Crime	1	1	0	1	0	3	48.0	24.0	.	24.0	.	32.0	48.0	24.0	.	24.0	.	24.0
0	Accessory Before	0	1	0	1	0	2	.	24.0	.	36.0	.	30.0	.	24.0	.	36.0	.	30.0
0	Accessory After	4	1	0	1	0	6	35.8	48.0	.	36.0	.	37.8	24.0	48.0	.	36.0	.	30.0
0	Sub-Total	7	3	1	4	0	15	37.6	32.0	24.0	30.0	.	33.5	24.0	24.0	24.0	30.0	.	24.0

Table 43 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	11	5	5	3	1	25	159.3	120.0	163.2	120.0	96.0	145.0	180.0	96.0	132.0	144.0	96.0	144.0
8	Armed Assault In Dwell House	1	4	3	3	0	11	240.0	189.0	188.0	208.0	.	198.6	240.0	186.0	180.0	144.0	.	180.0
8	Rape, Aggravated	3	1	1	4	0	9	148.0	480.0	120.0	285.0	.	242.7	120.0	480.0	120.0	240.0	.	216.0
8	Rape 2nd	0	0	0	1	0	1	.	.	.	480.0	.	480.0	.	.	.	480.0	.	480.0
8	Rape Of Child w/Force	22	2	8	5	0	37	101.6	102.0	117.0	129.6	.	108.8	84.0	102.0	114.0	120.0	.	108.0
8	Armed Assault w/i Murder - Firearm	6	3	2	3	0	14	98.0	96.0	114.0	148.0	.	110.6	96.0	108.0	114.0	144.0	.	114.0
8	Home Invasion	0	3	2	1	0	6	.	340.0	300.0	300.0	.	320.0	.	360.0	300.0	300.0	.	330.0
8	Kidnapping Sexual Assault	1	0	0	0	0	1	300.0	.	.	.	.	300.0	300.0	.	.	.	.	300.0
8	Burglary, Armed	0	0	2	0	0	2	.	.	240.0	.	.	240.0	.	.	240.0	.	.	240.0
8	Traffic Heroin 200+	1	0	0	0	0	1	180.0	.	.	.	.	180.0	180.0	.	.	.	.	180.0
8	Traffic Cocaine 200+	2	1	2	0	0	5	192.0	180.0	180.0	.	.	184.8	192.0	180.0	180.0	.	.	180.0
8	Sub-Total	47	19	25	20	1	112	130.3	185.7	164.2	199.8	96.0	159.4	120.0	144.0	144.0	162.0	96.0	144.0
7	Murder, Attempted	0	2	1	2	0	5	.	42.0	144.0	93.0	.	82.8	.	42.0	144.0	93.0	.	60.0
7	Mayhem	5	4	1	3	0	13	96.0	108.0	60.0	76.0	.	92.3	96.0	102.0	60.0	84.0	.	96.0
7	A&B Child w/Injury Substantial	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
7	Rape	11	2	2	2	1	18	101.5	102.0	66.0	156.0	96.0	103.3	72.0	102.0	66.0	156.0	96.0	96.0
7	Rape of Child 2nd	0	0	2	1	0	3	.	.	192.0	168.0	.	184.0	.	.	192.0	168.0	.	168.0
7	Assault w/i Rape Child	1	1	1	0	0	3	120.0	36.0	84.0	.	.	80.0	120.0	36.0	84.0	.	.	84.0
7	Incest	1	1	0	0	0	2	120.0	96.0	.	.	.	108.0	120.0	96.0	.	.	.	108.0
7	Armed Robbery Gun	16	25	14	17	1	73	77.3	64.1	66.9	86.5	180.0	74.3	60.0	60.0	60.0	72.0	180.0	60.0
7	Armed Assault w/i Murder	8	11	2	6	0	27	88.1	73.6	156.0	128.0	.	96.1	66.0	60.0	156.0	120.0	.	72.0
7	Carjacking, Armed	0	0	1	4	0	5	.	.	60.0	174.0	.	151.2	.	.	60.0	180.0	.	144.0
7	Confine And Put In Fear	0	1	0	0	0	1	.	60.0	.	.	.	60.0	.	60.0	.	.	.	60.0
7	Traffic Heroin 028-100	5	3	1	0	0	9	105.6	92.0	120.0	.	.	102.7	120.0	84.0	120.0	.	.	108.0
7	Traffic Heroin 100-200	1	1	2	0	0	4	120.0	120.0	144.0	.	.	132.0	120.0	120.0	144.0	.	.	132.0
7	Traffic Cocaine 100-200	12	1	8	6	0	27	135.0	120.0	144.0	134.0	.	136.9	120.0	120.0	144.0	120.0	.	120.0
7	Sub-Total	60	52	35	41	2	190	100.8	73.9	104.9	113.0	138.0	97.2	96.0	72.0	120.0	120.0	138.0	84.0

Table 43 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	4	2	2	0	0	8	81.0	99.0	162.0	.	.	105.8	72.0	99.0	162.0	.	.	99.0
6	A&B Aggravated - Serious Injury	0	0	1	0	0	1	.	.	60.0	.	.	60.0	.	.	60.0	.	.	60.0
6	A&B Dangerous Weapon	20	17	18	17	0	72	60.3	49.8	52.3	52.6	.	54.0	60.0	48.0	48.0	42.0	.	48.0
6	A&B Dangerous Weapon + 60	1	1	0	1	0	3	96.0	120.0	.	96.0	.	104.0	96.0	120.0	.	96.0	.	96.0
6	A&B DW, Aggravated w/Injury	3	2	0	1	0	6	48.0	48.0	.	84.0	.	54.0	60.0	48.0	.	84.0	.	60.0
6	Assault To Kill or Maim	0	1	0	4	0	5	.	36.0	.	61.5	.	56.4	.	36.0	.	60.0	.	60.0
6	Rape Of Child	33	13	9	5	0	60	80.7	84.7	83.3	108.0	.	84.3	60.0	96.0	60.0	96.0	.	72.0
6	Assault w/i Rape	2	0	0	1	0	3	66.0	.	.	240.0	.	124.0	66.0	.	.	240.0	.	96.0
6	Indecent A&B On Child 2nd	0	1	0	1	0	2	.	60.0	.	84.0	.	72.0	.	60.0	.	84.0	.	72.0
6	Child Pornography	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
6	Robbery Unarmed + 60	2	4	1	3	0	10	42.0	72.0	60.0	56.0	.	60.0	42.0	54.0	60.0	60.0	.	60.0
6	Armed Robbery	50	45	58	68	0	221	52.8	52.2	64.4	74.6	.	62.4	48.0	48.0	60.0	72.0	.	60.0
6	Armed Assault w/i Rob	2	3	9	7	0	21	67.3	52.0	69.3	66.9	.	65.8	67.3	60.0	60.0	72.0	.	60.0
6	Armed Aslt w/i Rob Over 65	2	2	1	0	0	5	72.0	114.0	60.0	.	.	86.4	72.0	114.0	60.0	.	.	108.0
6	Carjacking	1	0	2	2	0	5	60.0	.	30.0	48.0	.	43.2	60.0	.	30.0	48.0	.	36.0
6	Kidnapping	3	3	6	4	1	17	48.0	64.0	52.0	70.5	60.0	58.2	36.0	60.0	54.0	60.0	60.0	60.0
6	Harassment, 2nd	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
6	Burning Dwelling House	3	3	2	2	0	10	72.0	82.0	72.0	60.0	.	72.6	48.0	60.0	72.0	60.0	.	60.0
6	Distribute Class A 2nd	0	0	10	12	0	22	.	.	65.4	76.0	.	71.2	.	.	60.0	78.0	.	63.0
6	Distribute Cocaine 2nd	0	3	8	5	0	16	.	76.0	70.5	64.8	.	69.8	.	60.0	60.0	60.0	.	60.0
6	Traffic Heroin 014-028	8	6	1	3	0	18	69.0	68.0	60.0	60.0	.	66.7	66.0	66.0	60.0	60.0	.	60.0
6	Traffic Cocaine 028-100	38	33	17	13	0	101	80.5	88.1	81.2	95.1	.	85.0	66.0	84.0	84.0	84.0	.	84.0
6	Induce Minor To Distribute	0	0	1	0	0	1	.	.	84.0	.	.	84.0	.	.	84.0	.	.	84.0
6	MV Homicide - OUI Felony	2	1	0	0	0	3	78.0	84.0	.	.	.	80.0	78.0	84.0	.	.	.	84.0
6	Possess Explosive Device	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
6	Sub-Total	174	140	146	149	1	610	67.6	68.2	67.2	74.1	60.0	69.2	60.0	60.0	60.0	60.0	60.0	60.0
5	A&B Child w/Injury	0	0	0	0	0	0	.	.	.	24.0	48.0	36.0	.	.	24.0	48.0	.	36.0
5	A&B Aggravated	0	0	1	1	0	2	.	.	.	68.0	.	53.2	24.0	60.0	.	48.0	.	48.0
5	A&B DW, Aggravated	3	1	0	3	0	7	36.0	60.0	.	68.0	.	53.2	24.0	60.0	.	48.0	.	48.0
5	Indecent A&B On Child	7	2	2	4	0	15	46.3	79.5	69.0	72.0	.	60.6	48.0	79.5	69.0	78.0	.	60.0
5	Entice Child	0	0	1	0	0	1	.	.	42.0	.	.	42.0	.	.	42.0	.	.	42.0
5	Unnatural Acts Child	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
5	Robbery Unarmed	10	10	19	50	0	89	37.2	37.8	44.9	61.8	.	52.7	30.0	36.0	36.0	60.0	.	48.0
5	Intimidation	1	0	3	4	0	8	48.0	.	40.0	48.0	.	45.0	48.0	.	36.0	42.0	.	42.0
5	Stalking Violation of Rest. Order	0	0	0	2	0	2	.	.	.	30.0	.	30.0	.	.	.	30.0	.	30.0
5	Common & Notorious Thief	0	0	1	1	0	2	.	.	84.0	36.0	.	60.0	.	.	84.0	36.0	.	60.0
5	Burglary	0	0	1	6	0	7	.	.	48.0	62.0	.	60.0	.	.	48.0	60.0	.	60.0
5	Gaming Enterprise	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
5	Distribute Class B 2nd	0	15	22	25	0	62	.	48.8	49.7	51.4	.	50.1	.	42.0	48.0	36.0	.	42.0
5	Traffic Cocaine 014-028	62	55	25	17	0	159	46.0	46.1	46.8	44.1	.	45.9	42.0	42.0	36.0	36.0	.	36.0
5	Inducing Minor To Prostitution	0	0	1	0	0	1	.	.	36.0	.	.	36.0	.	.	36.0	.	.	36.0
5	Perjury or Suborn	1	1	0	2	0	4	36.0	24.0	.	60.0	.	45.0	36.0	24.0	.	60.0	.	42.0
5	Bribery - Level 5	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
5	Possess Molotov Cocktail	0	1	0	0	0	1	.	24.0	.	.	.	24.0	.	24.0	.	.	.	24.0
5	Sex Offender Fail Register 2nd	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
5	Sub-Total	84	85	76	115	0	360	44.5	46.0	47.5	56.0	.	49.2	36.0	42.0	36.0	48.0	.	42.0

Table 43 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	1	0	0	0	0	1	24.0	.	.	.	.	24.0	24.0	.	.	.	.	24.0
4	Assault Aggravated	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	A&B Child Conspiracy	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	A&B Guard	0	0	1	7	1	9	.	.	12.0	25.7	12.0	22.7	.	.	12.0	24.0	12.0	18.0
4	A&B Dangerous Weapon	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	A&B Dangerous Weapon + 60	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	A&B To Collect Loan	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Indecent A&B	1	1	1	4	0	7	36.0	60.0	60.0	60.0	.	56.6	36.0	60.0	60.0	60.0	.	60.0
4	Photograph Nude Person	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Child Pornography Possess 2nd	0	0	0	1	0	1	.	.	.	60.0	.	60.0	.	.	60.0	.	60.0	
4	Assault w/i Rob	0	2	1	3	0	6	.	31.5	36.0	33.7	.	33.3	.	31.5	36.0	36.0	.	36.0
4	Stalking	0	0	1	0	0	1	.	.	24.0	.	.	24.0	.	.	24.0	.	.	24.0
4	Harassment	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Larceny More	1	5	2	10	0	18	36.0	36.0	36.0	36.0	.	36.0	36.0	36.0	36.0	30.0	.	36.0
4	Larceny More + 60	0	0	0	2	0	2	.	.	.	39.0	.	39.0	.	.	39.0	.	39.0	
4	Larceny Person	0	0	1	0	0	1	.	.	60.0	.	.	60.0	.	.	60.0	.	60.0	
4	Larceny Person + 65	1	0	0	0	0	1	24.0	.	.	.	.	24.0	24.0	.	.	.	.	24.0
4	Larceny MV 2nd	0	0	0	5	0	5	.	.	.	44.4	.	44.4	.	.	36.0	.	36.0	
4	Fraud - Identity	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	B&E	3	7	16	74	0	100	64.0	42.9	46.5	61.2	.	57.6	60.0	36.0	48.0	57.0	.	48.0
4	Enter Dwelling w/I Felony	0	0	0	1	0	1	.	.	.	36.0	.	36.0	.	.	36.0	.	36.0	
4	B&E DT Armed w/i Felony	0	0	0	1	0	1	.	.	.	120.0	.	120.0	.	.	120.0	.	120.0	
4	Receiving Stolen Goods Over	1	1	0	4	0	6	48.0	30.0	.	48.0	.	45.0	48.0	30.0	.	48.0	.	48.0
4	Receiving Stolen Goods MV 2nd	0	0	1	5	0	6	.	.	36.0	50.4	.	48.0	.	.	36.0	48.0	.	48.0
4	Burning Building	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Burning to Defraud	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Distribute Class A	23	37	52	33	0	145	42.0	48.5	47.2	44.3	.	46.1	36.0	48.0	45.0	48.0	.	48.0
4	Distribute Class B	17	20	23	18	0	78	55.1	35.1	45.1	35.4	.	42.5	36.0	36.0	36.0	36.0	.	36.0
4	Distribute Cocaine	24	41	48	41	1	155	37.8	41.7	43.5	45.7	36.0	42.7	33.0	42.0	42.0	48.0	36.0	42.0
4	Traffic Mar 50-100	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Larceny Cont Sub	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Giving Prisoner Cont Sub	0	0	0	1	0	1	.	.	.	60.0	.	60.0	.	.	60.0	.	60.0	
4	Control Substance School	3	8	3	9	0	23	34.0	35.3	32.0	39.3	.	36.3	36.0	36.0	30.0	36.0	.	36.0
4	MV Homicide - Reckless	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	MV Homicide - OUI	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Leaving Scene Death	1	0	0	0	0	1	36.0	.	.	.	.	36.0	36.0	.	.	.	.	36.0
4	OUI Serious Inj, Fel	1	0	2	1	0	4	72.0	.	45.0	36.0	.	49.5	72.0	.	45.0	36.0	.	48.0
4	Derive Support From Prostitute	0	0	1	2	0	3	.	.	36.0	30.0	.	32.0	.	.	36.0	30.0	.	36.0
4	Gun Serial Number, Felony	0	0	1	0	0	1	.	.	60.0	.	.	60.0	.	.	60.0	.	60.0	
4	Firearm Sale Violation	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Escape	0	0	1	1	0	2	.	.	12.0	96.0	.	54.0	.	.	12.0	96.0	.	54.0
4	Injure Firefighter	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Bribery	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Extortion	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Bomb Hoax	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Tax Law Violation	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Sub-Total	77	122	155	223	2	579	43.9	42.0	44.6	49.1	24.0	45.6	36.0	36.0	36.0	48.0	24.0	36.0

Table 43 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	1	7	6	3	0	17	60.0	36.9	52.0	40.0	.	44.1	60.0	36.0	60.0	36.0	.	42.0
3	Assault Dangerous Weapon + 60	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Unnatural Acts	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Child Pornography Possess	3	0	0	2	0	5	44.0	.	.	57.0	.	49.2	54.0	.	.	57.0	.	54.0
3	Kidnapping	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Violation Of Civil Rights	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Abuse Patient Lg Trm Care Fac	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	7	0	7	.	.	.	39.4	.	39.4	.	.	36.0	.	36.0	
3	Larceny Firearm	0	0	1	0	0	1	.	.	54.0	.	.	54.0	.	.	54.0	.	54.0	
3	Larceny MV	0	0	1	0	0	1	.	.	30.0	.	.	30.0	.	.	30.0	.	30.0	
3	Embezzlement	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.
3	Credit Card Misuse - More	0	0	0	0	0	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	.	.	.	64.0	.	64.0	.	.	60.0	.	60.0	
3	B&E	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.
3	Mal Dest Property More	1	1	0	3	0	5	36.0	72.0	.	40.0	.	45.6	36.0	72.0	.	36.0	36.0	
3	Receiving Stolen Goods Over	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.
3	Receiving Stolen Goods MV	0	2	0	4	0	6	.	96.0	.	64.5	.	75.0	.	96.0	.	60.0	78.0	
3	Receiving Stolen Goods 2nd	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.
3	Forgery And Uttering	1	0	1	1	0	3	120.0	.	36.0	120.0	.	92.0	120.0	.	36.0	120.0	120.0	
3	Counterfeit	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.
3	Burning Property	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.
3	Burning Motor Vehicle	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.
3	Illegal Lottery	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.
3	Gaming Register Bets	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.

Table 43 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	Possession Class A 2nd	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Possession Class A Heroin 2nd	0	1	0	0	0	1	.	36.0	.	.	.	36.0	.	36.0	.	.	.	36.0
3	Possession Class B 2nd	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Possession Class C 2nd	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Possession Class D 2nd	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Distribute Class C	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Distribute Class D 2nd	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Distribute Class E 2nd	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Possession Hypodermic 2nd	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	MV Homicide	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Leaving Scene Property Damage	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
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	OUI - Child Endangerment	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Inducing Minor To Sex	0	0	0	1	0	1	.	.	.	24.0	.	24.0	.	.	.	24.0	.	24.0
3	Polygamy	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Gun Serial Number	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Firearm Loaded while OUI	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Nonsupport	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Interfere Police or Firefighter	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Failure to Appear Felony	0	1	0	1	0	2	.	24.0	.	12.0	.	18.0	.	24.0	.	12.0	.	18.0
3	Carrying Dangerous Weapon	1	0	0	0	0	1	36.0	.	.	.	.	36.0	36.0	.	.	.	.	36.0
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	2	0	2	.	.	.	39.0	.	39.0	.	.	.	39.0	.	39.0
3	Corporate books-falsify entry	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Sub-Total	7	12	9	27	0	55	54.9	48.5	48.0	48.7	.	49.3	54.0	36.0	54.0	48.0	.	48.0

Table 43 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 + 60	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	Attempt B&E	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Property Destruction	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Injure Building Riot	0	0	1	0	0	1	.	.	12.0	.	.	12.0	.	.	12.0	.	.	12.0
2	Tagging Property	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Receiving Stolen Goods	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Counterfeit	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Gaming Use of Telephone	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Fraud - Electric, Phone or Cable	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Property Violation	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	.	.	.	.	.	.	.	.	.	.	.	.

Table 43 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	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	Unlicensed Sale Used Car	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Habitual Traffic Offender	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Racing	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Operate After Suspension 2nd	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Compulsory Insurance Violation	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Altering MV ID Number	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Counterfeit/Alter MV Document	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	False Statement On Application	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Prostitution	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
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	0	2	0	0	2	.	.	30.0	.	.	30.0	.	.	30.0	.	.	30.0
2	Obscene Material to Minor	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Failure To Disperse	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Firearm Possess w/o Permit	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Possess Mace	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Possess Ammunition	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Firearm Carry, School	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Firearm Store Improper	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	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	Mistreat Police Animal	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	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	Wiretap, Possess Device	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Record w/o Manufacturer	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Unregistered Contractor	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	True Name Law	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Home Imp Contractor Violation	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Wetlands Violation	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Sub-Total	0	0	3	0	0	3	.	.	24.0	.	.	24.0	.	.	24.0	.	.	24.0

Table 43 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	1	0	0	0	0	1	12.0	.	.	.	.	12.0	12.0	.	.	.	.	12.0
1	Threatening	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Defrauding Victualer	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Timber, Cut Unlawful	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	Use Motorboat w/o Authority	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	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	Cigarette/Match Thrown Fr Veh	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Tattooing	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Employment Practices	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Fail To Comply With Dog Order	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Sub-Total	1	0	0	0	0	1	12.0	.	.	.	.	12.0	12.0	.	.	.	.	12.0

Table 43 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	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
0	Solicit Felony	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
0	Conspiracy	2	0	1	1	0	4	36.0	.	36.0	36.0	.	36.0	36.0	.	36.0	36.0	.	36.0
0	Attempt To Commit Crime	1	1	0	1	0	3	60.0	60.0	.	36.0	.	52.0	60.0	60.0	.	36.0	.	60.0
0	Accessory Before	0	1	0	1	0	2	.	48.0	.	60.0	.	54.0	.	48.0	.	60.0	.	54.0
0	Accessory After	4	1	0	1	0	6	42.0	84.0	.	36.0	.	48.0	36.0	84.0	.	36.0	.	36.0
0	Sub-Total	7	3	1	4	0	15	42.9	64.0	36.0	42.0	.	46.4	36.0	60.0	36.0	36.0	.	36.0

Table 44 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 2nd	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	2	0	0	0	0	2	27.0	.	.	.	.	27.0	27.0	.	.	.	.	27.0
7	Mayhem	0	0	0	1	0	1	.	.	.	12.0	.	12.0	.	.	.	12.0	.	12.0
7	A&B Child w/Injury Substantial	1	2	0	0	0	3	18.0	21.0	.	.	.	20.0	18.0	21.0	.	.	.	18.0
7	Rape	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
7	Rape of Child 2nd	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
7	Assault w/i Rape Child	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
7	Incest	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
7	Armed Robbery Gun	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
7	Armed Assault w/i Murder	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
7	Carjacking, Armed	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
7	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	3	2	0	1	0	6	24.0	21.0	.	12.0	.	21.0	24.0	21.0	.	12.0	.	21.0

Table 44 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	4	2	0	0	0	6	22.5	30.0	.	.	.	25.0	27.0	30.0	.	.	.	30.0
6	A&B Aggravated - Serious Injury	8	2	4	1	0	15	11.1	2.5	2.8	6.0	.	7.4	6.0	2.5	2.0	6.0	.	6.0
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	8	1	1	1	0	11	20.1	18.0	12.0	12.1	.	18.5	22.5	18.0	12.0	12.1	.	15.0
6	Assault To Kill or Maim	1	1	0	0	0	2	12.0	30.0	.	.	.	21.0	12.0	30.0	.	.	.	21.0
6	Rape Of Child	13	2	2	1	0	18	23.1	24.0	30.0	30.0	.	24.3	24.0	24.0	30.0	30.0	.	24.0
6	Assault w/i Rape	1	0	0	0	0	1	30.0	.	.	.	.	30.0	30.0	.	.	.	.	30.0
6	Indecent A&B On Child 2nd	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
6	Child Pornography	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
6	Robbery Unarmed + 60	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
6	Armed Robbery	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
6	Armed Assault w/i Rob	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
6	Armed Aslt w/i Rob Over 65	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
6	Carjacking	1	2	1	1	0	5	18.0	18.0	18.0	6.6	.	15.7	18.0	18.0	18.0	6.6	.	18.0
6	Kidnapping	3	1	0	0	0	4	22.3	24.0	.	.	.	22.7	24.0	24.0	.	.	.	24.0
6	Harassment, 2nd	0	0	0	1	0	1	.	.	.	30.0	.	30.0	.	.	.	30.0	.	30.0
6	Burning Dwelling House	1	0	1	0	0	2	18.0	.	2.4	.	.	10.2	18.0	.	2.4	.	.	10.2
6	Distribute Class A 2nd	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
6	Distribute Cocaine 2nd	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
6	Traffic Heroin 014-028	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
6	Traffic Cocaine 028-100	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
6	Induce Minor To Distribute	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
6	MV Homicide - OUI Felony	6	1	0	0	0	7	23.0	18.0	.	.	.	22.3	27.0	18.0	.	.	.	24.0
6	Possess Explosive Device	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
6	Sub-Total	46	12	9	5	0	72	20.1	19.9	11.5	17.0	.	18.7	24.0	21.0	6.0	12.1	.	18.4
5	A&B Child w/Injury	5	2	2	2	0	11	9.9	9.0	19.0	6.0	.	10.7	6.0	9.0	19.0	6.0	.	9.0
5	A&B Aggravated	8	15	15	6	0	44	2.0	5.3	9.2	13.8	.	7.2	1.8	3.0	9.0	10.5	.	3.0
5	A&B DW, Aggravated	8	3	3	0	0	14	16.5	14.6	20.7	.	.	17.0	15.0	13.7	30.0	.	.	15.9
5	Indecent A&B On Child	32	13	8	6	0	59	13.5	15.6	19.6	21.0	.	15.6	11.0	12.0	24.0	21.0	.	12.0
5	Entice Child	5	2	1	0	0	8	16.2	13.5	12.0	.	.	15.0	18.0	13.5	12.0	.	.	15.0
5	Unnatural Acts Child	1	0	2	0	0	3	12.0	.	15.0	.	.	14.0	12.0	.	15.0	.	.	12.0
5	Robbery Unarmed	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
5	Intimidation	49	74	72	64	0	259	5.5	6.8	8.7	9.7	.	7.8	3.0	6.0	6.0	12.0	.	6.0
5	Stalking Violation of Rest. Order	1	1	2	1	0	5	15.0	12.0	16.5	24.0	.	16.8	15.0	12.0	16.5	24.0	.	15.0
5	Common & Notorious Thief	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
5	Burglary	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
5	Gaming Enterprise	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
5	Distribute Class B 2nd	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
5	Traffic Cocaine 014-028	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
5	Inducing Minor To Prostitution	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
5	Perjury or Suborn	2	0	0	2	0	4	18.0	.	.	18.0	.	18.0	18.0	.	.	18.0	.	18.0
5	Bribery - Level 5	0	1	0	0	0	1	.	0.2	.	.	.	0.2	.	0.2	.	.	.	0.2
5	Possess Molotov Cocktail	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
5	Sex Offender Fail Register 2nd	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
5	Sub-Total	111	111	105	81	0	408	9.4	8.0	10.4	11.1	.	9.6	6.0	6.0	9.0	12.0	.	6.0

Table 44 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	4	9	8	10	0	31	6.9	6.3	9.7	12.2	.	9.1	4.5	6.0	6.0	10.5	.	6.0
4	Assault Aggravated	0	0	0	2	0	2	.	.	.	12.0	.	12.0	.	.	.	12.0	.	12.0
4	A&B Child Conspiracy	0	0	1	0	0	1	.	.	11.0	.	.	11.0	.	.	11.0	.	.	11.0
4	A&B Guard	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	A&B Dangerous Weapon	69	66	66	76	0	277	19.0	16.5	17.3	17.9	.	17.7	18.0	13.5	16.5	18.0	.	18.0
4	A&B Dangerous Weapon + 60	0	0	0	1	0	1	.	.	.	24.0	.	24.0	.	.	.	24.0	.	24.0
4	A&B To Collect Loan	1	1	0	1	0	3	12.0	6.0	.	3.0	.	7.0	12.0	6.0	.	3.0	.	6.0
4	Indecent A&B	28	17	12	7	0	64	13.4	12.4	16.0	18.9	.	14.2	12.0	10.0	12.0	24.0	.	12.0
4	Photograph Nude Person	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Child Pornography Possess 2nd	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Assault w/i Rob	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Stalking	4	2	4	5	0	15	5.5	7.5	14.5	16.8	.	11.9	4.5	7.5	12.5	18.0	.	12.0
4	Harassment	6	4	3	7	0	20	9.5	5.3	5.7	11.6	.	8.8	9.0	4.0	6.0	12.0	.	7.5
4	Larceny More	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Larceny More + 60	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Larceny Person	84	101	69	66	0	320	9.5	9.7	10.3	12.5	.	10.3	6.0	7.0	6.0	12.0	.	9.0
4	Larceny Person + 65	5	1	0	2	1	9	8.9	12.0	.	9.0	12.0	9.6	11.2	12.0	.	9.0	12.0	12.0
4	Larceny MV 2nd	0	0	2	1	0	3	.	.	12.0	18.0	.	14.0	.	.	12.0	18.0	.	12.0
4	Fraud - Identity	7	27	14	24	0	72	10.3	7.3	11.3	10.8	.	9.6	9.0	6.0	12.0	6.5	.	6.0
4	B&E	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Enter Dwelling w/I Felony	0	0	3	0	0	3	.	.	9.3	.	.	9.3	.	.	12.0	.	.	12.0
4	B&E DT Armed w/i Felony	1	0	0	0	0	1	30.0	.	.	.	.	30.0	30.0	.	.	.	.	30.0
4	Receiving Stolen Goods Over	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Receiving Stolen Goods MV 2nd	0	3	1	8	0	12	.	12.0	12.0	18.0	.	16.0	.	12.0	12.0	15.0	.	12.0
4	Burning Building	3	0	0	0	0	3	17.0	.	.	.	.	17.0	12.0	.	.	.	.	12.0
4	Burning to Defraud	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Distribute Class A	114	119	67	60	0	360	10.4	13.6	14.6	12.3	.	12.6	9.0	12.0	12.0	12.0	.	12.0
4	Distribute Class B	331	289	174	121	1	916	9.8	11.2	11.9	10.9	24.0	10.8	6.0	12.0	12.0	12.0	24.0	9.0
4	Distribute Cocaine	55	31	20	6	0	112	20.4	19.5	19.2	17.0	.	19.8	18.0	18.0	18.0	18.0	.	18.0
4	Traffic Mar 50-100	1	0	0	0	0	1	12.0	.	.	.	.	12.0	12.0	.	.	.	.	12.0
4	Larceny Cont Sub	1	0	3	0	0	4	6.0	.	4.2	.	.	4.7	6.0	.	3.0	.	.	4.5
4	Giving Prisoner Cont Sub	1	2	1	2	0	6	6.0	1.1	24.0	18.0	.	11.4	6.0	1.1	24.0	18.0	.	9.0
4	Control Substance School	76	58	48	44	0	226	24.2	24.5	24.4	24.3	.	24.3	24.0	24.0	24.0	24.0	.	24.0
4	MV Homicide - Reckless	1	2	0	0	0	3	1.0	23.0	.	.	.	15.7	1.0	23.0	.	.	.	16.0
4	MV Homicide - OUI	2	1	0	0	0	3	15.0	3.0	.	.	.	11.0	15.0	3.0	.	.	.	12.0
4	Leaving Scene Death	2	1	0	0	0	3	21.0	30.0	.	.	.	24.0	21.0	30.0	.	.	.	30.0
4	OUI Serious Inj, Fel	10	3	0	0	0	13	11.7	10.0	.	.	.	11.3	12.0	12.0	.	.	.	12.0
4	Derive Support From Prostitute	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Gun Serial Number, Felony	2	0	0	0	0	2	18.0	.	.	.	.	18.0	18.0	.	.	.	.	18.0
4	Firearm Sale Violation	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Escape	4	13	18	26	0	61	5.0	2.9	4.2	5.8	.	4.7	3.5	2.0	2.4	3.0	.	3.0
4	Injure Firefighter	0	0	1	0	0	1	.	.	6.0	.	.	6.0	.	.	6.0	.	.	6.0
4	Bribery	1	0	0	0	0	1	6.0	.	.	.	.	6.0	6.0	.	.	.	.	6.0
4	Extortion	1	0	0	0	0	1	12.0	.	.	.	.	12.0	12.0	.	.	.	.	12.0
4	Bomb Hoax	0	0	0	1	0	1	.	.	.	2.0	.	2.0	.	.	.	2.0	.	2.0
4	Tax Law Violation	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
4	Sub-Total	814	750	515	470	2	2551	12.9	12.9	13.9	13.9	18.0	13.3	12.0	12.0	12.0	12.0	18.0	12.0

Table 44 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	404	458	434	500	2	1798	4.7	5.8	7.3	8.8	18.0	6.7	3.0	4.0	6.0	6.0	18.0	6.0
3	A&B Domestic	21	14	21	18	0	74	4.9	7.6	8.3	8.7	.	7.3	2.0	6.0	6.0	6.0	.	6.0
3	A&B w/I Intimidate	0	1	0	1	0	2	.	0.5	.	12.0	.	6.2	.	0.5	.	12.0	.	6.2
3	Reckless Endangerment	6	5	1	2	0	14	6.2	15.2	3.0	18.0	.	10.9	5.5	12.0	3.0	18.0	.	9.0
3	Permit Injury to Child	0	1	0	0	0	1	.	12.0	.	.	.	12.0	.	12.0	.	.	.	12.0
3	A&B Ambulance	0	0	0	2	0	2	.	.	.	8.0	.	8.0	.	.	.	8.0	.	8.0
3	A&B Dangerous Weapon	103	90	70	58	0	321	3.9	4.1	5.1	4.3	.	4.3	3.0	3.4	6.0	3.7	.	4.0
3	A&B Dangerous Weapon + 60	0	1	0	1	0	2	.	1.2	.	9.0	.	5.1	.	1.2	.	9.0	.	5.1
3	Assault Dangerous Weapon	100	77	81	88	0	346	7.2	7.6	9.1	8.8	.	8.1	4.4	6.0	6.0	6.0	.	6.0
3	Assault Dangerous Weapon + 60	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Unnatural Acts	0	4	0	1	0	5	.	6.0	.	6.0	.	6.0	.	4.5	.	6.0	.	6.0
3	Child Pornography Possess	10	2	2	2	0	16	14.7	7.5	27.0	18.0	.	15.8	12.0	7.5	27.0	18.0	.	12.0
3	Kidnapping	3	1	0	0	0	4	2.3	10.0	.	.	.	4.3	2.0	10.0	.	.	.	2.5
3	Violation Of Civil Rights	1	0	1	0	0	2	12.0	.	6.0	.	.	9.0	12.0	.	6.0	.	.	9.0
3	Abuse Patient Lg Trm Care Fac	1	0	0	0	0	1	12.0	.	.	.	.	12.0	12.0	.	.	.	.	12.0
3	Restraining Order Violation	80	143	145	148	0	516	3.3	4.3	5.9	7.2	.	5.4	2.0	3.0	5.0	6.0	.	3.4
3	Larceny	11	11	15	17	0	54	2.6	4.9	8.6	5.4	.	5.6	3.0	4.0	4.0	3.0	.	3.0
3	Larceny More	132	200	187	274	2	795	4.5	5.6	6.6	9.0	15.0	6.8	3.0	4.1	6.0	7.0	15.0	6.0
3	Larceny More + 60	2	0	1	4	0	7	21.0	.	3.0	15.0	.	15.0	21.0	.	3.0	15.0	.	12.0
3	Larceny Building	16	25	18	32	0	91	6.2	6.7	7.4	11.1	.	8.3	6.0	6.0	6.0	12.0	.	6.0
3	Larceny Firearm	2	4	2	1	0	9	13.0	12.8	15.0	6.0	.	12.6	13.0	12.0	15.0	6.0	.	12.0
3	Larceny MV	24	32	33	37	0	126	5.8	8.2	8.2	8.8	.	7.9	3.0	6.0	6.0	9.0	.	6.0
3	Embezzlement	0	0	1	0	0	1	.	.	3.0	.	.	3.0	.	.	3.0	.	.	3.0
3	Credit Card Misuse - More	4	7	3	9	0	23	4.5	6.4	5.3	12.7	.	8.4	4.1	6.0	6.0	12.0	.	6.0
3	Defrauding Insurer	4	5	2	1	0	12	5.3	6.8	12.9	6.0	.	7.2	6.0	6.0	12.9	6.0	.	6.0
3	Fraud	3	7	3	2	0	15	13.2	4.9	4.3	6.0	.	6.6	12.0	2.0	5.0	6.0	.	6.0
3	Possess Burglariou Tools	9	14	20	33	0	76	4.6	10.9	8.3	10.6	.	9.4	3.0	9.0	6.0	9.0	.	6.0
3	B&E	190	236	208	299	0	933	5.7	7.3	8.8	11.3	.	8.6	3.0	6.0	6.0	12.0	.	6.0
3	Mal Dest Property More	23	26	25	17	0	91	5.3	4.1	7.8	6.2	.	5.8	4.8	3.0	4.0	3.0	.	3.0
3	Receiving Stolen Goods Over	18	26	29	31	0	104	7.3	9.4	9.5	11.7	.	9.8	6.0	6.0	6.0	6.0	.	6.0
3	Receiving Stolen Goods MV	41	61	53	92	0	247	5.6	7.3	9.4	10.9	.	8.8	5.0	6.0	9.0	12.0	.	6.0
3	Receiving Stolen Goods 2nd	0	1	2	4	0	7	.	6.0	15.0	7.0	.	9.1	.	6.0	15.0	5.5	.	6.0
3	Forgery And Uttering	40	41	51	75	1	208	4.3	7.3	6.6	8.4	9.0	7.0	2.6	6.0	6.0	6.0	9.0	6.0
3	Counterfeit	4	1	1	2	0	8	1.8	3.0	1.0	6.5	.	3.0	2.0	3.0	1.0	6.5	.	2.4
3	Burning Property	1	2	1	1	0	5	4.0	4.5	12.0	3.3	.	5.7	4.0	4.5	12.0	3.3	.	4.0
3	Burning Motor Vehicle	0	1	0	0	0	1	.	12.0	.	.	.	12.0	.	12.0	.	.	.	12.0
3	Illegal Lottery	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Gaming Register Bets	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.

Table 44 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	Possession Class A 2nd	2	5	3	4	0	14	7.0	5.4	10.3	5.6	.	6.8	7.0	6.0	12.0	6.0	.	6.0
3	Possession Class A Heroin 2nd	2	5	14	10	0	31	3.5	7.1	7.1	9.2	.	7.5	3.5	6.0	7.5	6.0	.	6.0
3	Possession Class B 2nd	5	19	25	23	0	72	4.4	5.7	6.4	6.8	.	6.2	4.2	6.0	6.0	6.0	.	6.0
3	Possession Class C 2nd	0	0	1	1	0	2	.	.	12.0	6.0	.	9.0	.	.	12.0	6.0	.	9.0
3	Possession Class D 2nd	9	15	6	0	0	30	2.6	3.9	3.8	.	.	3.5	2.0	3.0	2.5	.	.	2.5
3	Distribute Class C	0	4	4	4	0	12	.	11.5	8.3	6.1	.	8.6	.	9.5	8.0	2.5	.	9.0
3	Distribute Class D 2nd	2	5	6	0	0	13	12.0	10.8	12.0	.	.	11.5	12.0	12.0	12.0	.	.	12.0
3	Distribute Class E 2nd	0	0	2	1	0	3	.	.	7.0	3.0	.	5.7	.	.	7.0	3.0	.	3.0
3	Possession Hypodermic 2nd	1	0	2	0	0	3	2.0	.	15.0	.	.	10.7	2.0	.	15.0	.	.	12.0
3	MV Homicide	5	1	1	0	0	7	11.2	18.0	12.0	.	.	12.3	6.0	18.0	12.0	.	.	12.0
3	Leaving Scene Property Damage	53	67	50	60	1	231	3.0	5.5	5.4	8.1	2.0	5.6	2.0	4.7	3.0	6.0	2.0	3.0
3	Leaving Scene Personal Injury	10	10	9	9	1	39	4.5	6.6	7.0	10.3	0.9	6.9	4.5	6.0	6.0	9.0	0.9	6.0
3	Possess Master Key MV	2	0	0	0	0	2	12.0	.	.	.	.	12.0	12.0	.	.	.	.	12.0
3	OUI Serious Inj. Misd	2	3	2	0	0	7	5.0	8.0	4.5	.	.	6.1	5.0	6.0	4.5	.	.	6.0
3	OUI - Child Endangerment	3	1	0	0	0	4	3.0	3.0	.	.	.	3.0	3.0	3.0	.	.	.	3.0
3	Inducing Minor To Sex	0	1	0	1	0	2	.	2.0	.	30.0	.	16.0	.	2.0	.	30.0	.	16.0
3	Polygamy	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Gun Serial Number	5	5	3	0	0	13	12.2	15.0	20.0	.	.	15.1	12.0	12.0	18.0	.	.	12.0
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	1	1	0	0	2	.	1.9	6.0	.	.	4.0	.	1.9	6.0	.	.	4.0
3	Failure to Appear Felony	0	1	1	0	0	2	.	30.0	18.0	.	.	24.0	.	30.0	18.0	.	.	24.0
3	Carrying Dangerous Weapon	32	29	22	24	0	107	5.0	4.4	6.8	5.0	.	5.2	2.5	3.0	6.0	3.3	.	3.0
3	Cruelty To Animals	5	2	0	0	0	7	7.0	16.0	.	.	.	9.6	9.0	16.0	.	.	.	9.0
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	6	15	46	98	3	168	2.4	4.2	4.7	4.4	6.7	4.4	2.3	3.0	2.5	2.5	1.0	2.5
3	Corporate books-falsify entry	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
3	Sub-Total	1397	1686	1608	1987	10	6688	5.0	6.2	7.4	8.8	9.8	7.0	3.0	6.0	6.0	6.0	7.5	6.0

Table 44 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	12	14	16	21	0	63	3.9	6.0	7.2	5.0	.	5.6	1.6	3.0	6.0	3.0	.	3.0
2	Accost / Annoy Person Opposite Sex	0	2	0	0	0	2	.	1.5	.	.	.	1.5	.	1.5	.	.	.	1.5
2	Larceny	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Larceny + 60	1	0	1	0	0	2	12.0	.	12.0	.	.	12.0	12.0	.	12.0	.	.	12.0
2	Larceny Less	43	45	31	55	0	174	3.5	3.9	3.8	5.3	.	4.2	2.0	3.0	2.0	6.0	.	3.0
2	Larceny Less +60	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Shoplifting	25	67	68	151	0	311	1.4	2.6	3.9	3.9	.	3.4	0.9	2.0	3.0	3.0	.	2.0
2	Credit Card Misuse	4	3	6	14	0	27	4.6	6.0	3.2	7.4	.	5.9	3.8	4.0	3.0	6.0	.	6.0
2	MV - False Report Of Theft	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Defrauding Innkeeper	0	1	1	1	0	3	.	1.2	0.9	0.3	.	0.8	.	1.2	0.9	0.3	.	0.9
2	Welfare Violation	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Failure To Return Leased Prop	2	1	1	3	0	7	2.5	6.0	1.0	3.0	.	3.0	2.5	6.0	1.0	3.0	.	3.0
2	B&E MV	2	0	1	1	0	4	2.6	.	6.0	3.0	.	3.6	2.6	.	6.0	3.0	.	3.6
2	B&E w/i Misdemeanor	10	16	8	14	0	48	2.5	3.2	2.1	3.5	.	3.0	2.0	3.0	2.0	3.0	.	3.0
2	Attempt B&E	0	0	1	0	0	1	.	.	2.0	.	.	2.0	.	.	2.0	.	.	2.0
2	Property Destruction	28	36	29	42	0	135	3.0	3.3	3.3	5.3	.	3.9	1.9	2.4	2.0	2.0	.	2.0
2	Injure Building Riot	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Tagging Property	2	3	1	0	0	6	3.2	1.5	3.0	.	.	2.3	3.2	1.1	3.0	.	.	2.0
2	Receiving Stolen Goods	25	43	50	72	0	190	5.0	4.5	6.0	6.5	.	5.7	3.0	3.0	5.4	6.0	.	3.2
2	Counterfeit	0	0	1	0	0	1	.	.	2.0	.	.	2.0	.	.	2.0	.	.	2.0
2	Gaming Use of Telephone	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Fraud - Electric, Phone or Cable	0	0	0	1	0	1	.	.	.	1.0	.	1.0	.	.	.	1.0	.	1.0
2	Property Violation	0	1	1	1	0	3	.	3.0	12.0	12.0	.	9.0	.	3.0	12.0	12.0	.	12.0
2	Possession Class A	32	39	33	39	2	145	3.5	3.7	5.5	5.2	6.0	4.5	3.0	3.0	4.0	6.0	6.0	3.0
2	Possession Class A Heroin	37	58	56	47	0	198	3.8	5.1	5.5	6.7	.	5.3	3.0	3.5	6.0	6.0	.	4.7
2	Possession Class B	175	192	158	178	2	705	3.6	4.1	4.6	4.7	7.5	4.3	3.0	3.0	3.9	3.0	7.5	3.0
2	Possession Class C	7	15	8	5	0	35	3.2	2.8	3.0	3.5	.	3.0	2.0	2.0	3.0	3.0	.	2.5
2	Possession Class D	78	64	38	25	1	206	2.1	3.0	4.1	3.4	0.2	2.9	1.0	2.0	3.5	2.0	0.2	2.0
2	Possession Class D Marijuana 2nd	6	6	14	5	0	31	2.3	2.1	6.5	6.6	.	4.8	2.0	1.0	6.0	6.0	.	4.2
2	Distribute Counterfeit Substance	5	3	6	8	0	22	5.7	3.5	4.3	3.2	.	4.1	5.0	1.0	5.0	2.9	.	4.0
2	Distribute Class D	85	65	32	20	1	203	5.6	8.0	8.8	9.3	14.0	7.3	3.0	6.0	7.2	7.5	14.0	6.0
2	Distribute Class E	4	2	1	1	0	8	3.5	5.5	3.0	1.0	.	3.6	3.8	5.5	3.0	1.0	.	4.0
2	Possession Hypodermic/Syringe	26	18	14	11	0	69	2.7	2.7	4.3	3.5	.	3.2	2.0	1.5	3.0	3.0	.	2.0
2	Presence Class A	3	7	4	3	0	17	5.8	3.3	4.4	4.0	.	4.1	6.0	2.9	2.5	5.0	.	3.0
2	Forge Prescription	6	9	2	7	0	24	3.2	4.7	7.5	10.4	.	6.2	3.2	1.0	7.5	12.0	.	4.5
2	Distribute Paraphenalia	0	1	0	1	0	2	.	12.0	.	6.0	.	9.0	.	12.0	.	6.0	.	9.0

Table 44 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	Operate to Endanger	74	72	53	60	0	259	3.6	4.4	5.8	7.6	.	5.2	2.0	2.0	3.0	6.0	.	3.0
2	Use Without Authority	25	21	19	32	0	97	3.5	4.3	4.8	6.1	.	4.8	2.0	3.0	4.0	3.5	.	3.0
2	Use w/o Authority 2nd	0	0	1	0	0	1	.	.	12.0	.	.	12.0	.	.	12.0	.	.	12.0
2	Unlicensed Sale Used Car	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Habitual Traffic Offender	13	37	15	29	0	94	0.5	2.6	5.8	5.4	.	3.7	0.3	1.9	3.0	2.0	.	2.0
2	Racing	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Operate After Suspension 2nd	71	229	176	175	1	652	2.1	2.7	2.7	2.8	1.2	2.7	2.0	2.0	2.0	2.0	1.2	2.0
2	Compulsory Insurance Violation	48	47	39	34	0	168	1.0	2.3	1.0	2.4	.	1.6	0.3	1.5	0.7	1.9	.	0.7
2	Altering MV ID Number	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Counterfeit/Alter MV Document	7	10	5	8	0	30	3.2	6.4	2.9	2.9	.	4.1	2.0	5.8	1.0	2.5	.	2.5
2	False Statement On Application	2	1	2	0	0	5	3.5	1.9	4.5	.	.	3.6	3.5	1.9	4.5	.	.	3.0
2	Prostitution	34	61	30	17	0	142	1.6	3.0	4.0	4.4	.	3.1	1.0	2.0	3.0	3.0	.	2.0
2	Common Night Walker 3rd	0	1	0	0	0	1	.	18.0	.	.	.	18.0	.	18.0	.	.	.	18.0
2	Induce Female To Prostitution	0	0	0	1	0	1	.	.	.	6.0	.	6.0	.	.	.	6.0	.	6.0
2	Keeping A House Of Ill Fame	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Open And Gross	14	12	10	16	0	52	8.3	4.8	13.3	9.7	.	8.9	9.5	5.1	10.6	9.0	.	7.5
2	Obscene Material to Minor	0	1	0	2	0	3	.	12.0	.	21.0	.	18.0	.	12.0	.	21.0	.	12.0
2	Failure To Disperse	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Firearm Possess w/o Permit	129	46	22	8	0	205	13.1	14.2	14.2	14.6	.	13.5	12.0	15.0	16.5	18.0	.	12.0
2	Possess Mace	2	3	0	1	0	6	18.0	4.9	.	2.0	.	8.8	18.0	2.0	.	2.0	.	7.0
2	Possess Ammunition	5	4	0	1	0	10	13.7	13.3	.	12.0	.	13.4	9.0	14.0	.	12.0	.	11.0
2	Firearm Carry, School	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Firearm Store Improper	2	0	0	0	0	2	7.0	.	.	.	.	7.0	7.0	.	.	.	.	7.0
2	Escape Lockup	0	0	1	5	0	6	.	.	6.0	8.4	.	8.0	.	.	6.0	8.1	.	7.1
2	Aiding An Escape	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Impersonate/Disguise	0	1	3	2	0	6	.	2.0	12.0	9.7	.	9.6	.	2.0	12.0	9.7	.	12.0
2	False Statement	1	0	1	0	0	2	6.0	.	0.0	.	.	3.0	6.0	.	0.0	.	.	3.0
2	Failure to Appear	1	4	3	4	0	12	5.6	2.3	2.5	1.6	.	2.4	5.6	1.2	1.0	1.6	.	1.3
2	Possess Stun Gun	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	False Alarm	0	1	1	2	0	4	.	2.0	3.0	4.5	.	3.5	.	2.0	3.0	4.5	.	3.0
2	Fireworks	0	1	1	0	0	2	.	0.7	2.0	.	.	1.3	.	0.7	2.0	.	.	1.3
2	Violation Of Explosives	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Disrupt Court Proceedings	1	1	1	3	0	6	0.3	12.0	0.0	12.0	.	8.1	0.3	12.0	0.0	12.0	.	12.0
2	Contributing To Delinquency	0	0	2	1	0	3	.	.	5.5	1.0	.	4.0	.	.	5.5	1.0	.	3.0
2	Mistreat Police Animal	0	0	1	1	0	2	.	.	6.0	0.6	.	3.3	.	.	6.0	0.6	.	3.3
2	Work Compensation Fail Have	0	1	0	0	0	1	.	6.0	.	.	.	6.0	.	6.0	.	.	.	6.0
2	Resisting Arrest	66	83	72	119	0	340	3.2	3.9	3.6	5.5	.	4.3	1.9	2.0	2.9	3.0	.	2.1
2	Curfew	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	False Report Of Crime	2	4	3	1	0	10	3.5	3.0	4.7	12.0	.	4.5	3.5	2.7	6.0	12.0	.	5.2
2	Hazardous Materials	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Disconnect Sprinkler System	0	1	1	0	0	2	.	1.0	1.0	.	.	1.0	.	1.0	1.0	.	.	1.0
2	Wiretap, Possess Device	1	0	0	0	0	1	12.0	.	.	.	.	12.0	12.0	.	.	.	.	12.0
2	Record w/o Manufacturer	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Unregistered Contractor	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	True Name Law	18	11	10	12	0	51	0.8	3.1	2.1	2.9	.	2.0	0.6	1.1	2.0	1.3	.	1.0
2	Home Imp Contractor Violation	0	1	0	0	0	1	.	1.7	.	.	.	1.7	.	1.7	.	.	.	1.7
2	Wetlands Violation	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
2	Sub-Total	1134	1365	1054	1260	7	4820	4.5	4.2	4.6	5.0	6.1	4.5	2.0	2.0	3.0	3.0	6.0	3.0

Table 44 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	3	0	0	0	0	3	14.0	.	.	.	.	14.0	12.0	.	.	.	.	12.0
1	Threatening	22	24	28	45	0	119	2.4	3.1	4.4	3.8	.	3.5	1.2	3.0	6.0	3.2	.	3.0
1	Defrauding Victualer	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Timber, Cut Unlawful	1	0	0	0	0	1	1.0	.	.	.	.	1.0	1.0	.	.	.	.	1.0
1	Vandalism	10	12	9	9	0	40	2.8	2.5	3.7	3.1	.	3.0	2.0	1.5	4.0	2.0	.	2.0
1	Setting Fire In Open	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Trespassing	39	73	55	112	0	279	0.8	0.7	0.7	0.7	.	0.7	1.0	1.0	1.0	1.0	.	1.0
1	Use Motorboat w/o Authority	0	1	0	0	0	1	.	2.4	.	.	.	2.4	.	2.4	.	.	.	2.4
1	Gaming	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Unauthorized Access of Computer	1	0	0	0	0	1	1.0	.	.	.	.	1.0	1.0	.	.	.	.	1.0
1	Possession Class D Marijuana	52	47	25	14	0	138	2.7	2.7	3.0	3.5	.	2.8	2.0	2.0	2.1	3.0	.	2.0
1	Possession Class E	10	7	13	8	0	38	3.4	1.7	3.1	1.5	.	2.6	3.0	2.0	3.0	1.3	.	2.0
1	Attaching Wrong MV Plates	2	6	3	2	0	13	0.3	0.3	0.3	0.2	.	0.3	0.3	0.3	0.3	0.2	.	0.3
1	Operate After Suspension	132	200	115	123	0	570	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	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	MV - Impersonate/Other License	0	1	0	0	0	1	.	0.3	.	.	.	0.3	.	0.3	.	.	.	0.3
1	RV On Public Way	0	1	0	0	0	1	.	2.0	.	.	.	2.0	.	2.0	.	.	.	2.0
1	Common Night Walker	7	19	5	4	0	35	2.2	1.3	2.3	4.3	.	2.0	2.0	1.0	1.0	4.5	.	1.0
1	Indecent Exposure	5	2	3	11	0	21	1.6	0.5	0.9	2.7	.	2.0	1.9	0.5	1.0	1.2	.	1.0
1	Lewd And Lacivious	1	1	0	3	1	6	3.0	4.0	.	4.3	6.0	4.3	3.0	4.0	.	4.0	6.0	4.0
1	Disorderly Conduct	68	100	67	93	0	328	1.3	1.7	1.6	2.0	.	1.7	1.0	1.0	1.0	1.0	.	1.0
1	Possess Air Rifle w/o FID Card	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Firearm Discharge	1	0	1	0	0	2	3.0	.	3.0	.	.	3.0	3.0	.	3.0	.	.	3.0
1	Annoying Phone Calls	2	3	4	7	0	16	2.0	1.4	1.7	1.9	.	1.8	2.0	1.0	1.4	2.0	.	1.4
1	Failure To Obey Police Officer	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Obstructing Justice	1	0	0	0	0	1	0.1	.	.	.	.	0.1	0.1	.	.	.	.	0.1
1	Manufacturing Dangerous Weapon	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	License Law Violation (Not MV)	0	0	0	1	0	1	.	.	.	1.0	.	1.0	.	.	.	1.0	.	1.0
1	Alcohol, Procure for Minor	3	1	2	0	0	6	0.5	0.1	1.4	.	0.7	0.3	0.1	1.4	.	.	.	0.3
1	Alcohol, Transporting	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Cigarette/Match Thrown Fr Veh	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Tattooing	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Employment Practices	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Fail To Comply With Dog Order	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
1	Sub-Total	360	498	330	432	1	1621	1.4	1.1	1.4	1.5	6.0	1.3	0.6	0.3	0.7	0.9	6.0	0.6

Table 44 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	1	0	3	0	4	.	6.0	.	6.3	.	6.3	.	6.0	.	6.0	.	6.0
0	Attempt B&E	1	0	3	0	0	4	6.0	.	4.1	.	.	4.6	6.0	.	4.0	.	.	5.0
0	Attempt Arson Of MV	1	0	1	0	0	2	24.0	.	12.0	.	.	18.0	24.0	.	12.0	.	.	18.0
0	Conspiracy Violate CSA	4	3	4	5	0	16	16.6	8.1	6.1	10.8	.	10.6	15.2	4.3	5.2	6.0	.	6.0
0	Solicit Felony	0	0	0	0	0	0	.	.	.	.	.	.	.	.	.	.	.	.
0	Conspiracy	7	0	0	0	0	7	3.6	.	.	.	.	3.6	2.0	.	.	.	.	2.0
0	Attempt To Commit Crime	9	12	16	20	0	57	10.2	10.5	7.4	6.7	.	8.2	9.0	6.0	5.0	6.0	.	6.0
0	Accessory Before	0	1	0	0	0	1	.	0.5	.	.	.	0.5	.	0.5	.	.	.	0.5
0	Accessory After	2	0	0	0	0	2	6.5	.	.	.	.	6.5	6.5	.	.	.	.	6.5
0	Sub-Total	24	17	24	28	0	93	9.4	9.2	6.9	7.4	.	8.1	6.0	4.3	5.0	6.0	.	6.0

Table 45 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	1520	1104	828	752	4	4208	422	467	441	506	2	1838	28%	42%	53%	67%	50%	44%
Person	A&B Aggravated	29	27	22	8	0	86	9	15	16	8	0	48	31%	56%	73%	100%		56%
Person	A&B Aggravated - Serious Injury	11	3	6	2	0	22	8	2	5	1	0	16	73%	67%	83%	50%		73%
Person	A&B Ambulance	2	3	1	3	0	9	0	0	0	2	0	2	0%	0%	0%	67%		22%
Person	A&B Child Conspiracy	0	0	1	0	0	1	0	0	1	0	0	1			100%			100%
Person	A&B Child w/Injury	15	8	4	4	0	31	5	2	2	2	0	11	33%	25%	50%	50%		35%
Person	A&B Child w/Injury Substantial	2	2	0	0	0	4	1	2	0	0	0	3	50%	100%				75%
Person	A&B Dangerous Weapon	482	308	240	199	0	1229	195	178	156	153	0	682	40%	58%	65%	77%		55%
Person	A&B Dangerous Weapon + 60	4	2	1	3	0	10	1	2	0	3	0	6	25%	100%	0%	100%		60%
Person	A&B Domestic	78	50	38	26	0	192	21	14	22	18	0	75	27%	28%	58%	69%		39%
Person	A&B DW, Aggravated	14	5	3	3	0	25	11	4	3	3	0	21	79%	80%	100%	100%		84%
Person	A&B DW, Aggravated w/Injury	12	3	2	2	0	19	11	3	1	2	0	17	92%	100%	50%	100%		89%
Person	A&B Elderly / Disabled w/Injury	21	17	14	17	0	69	5	9	9	10	0	33	24%	53%	64%	59%		48%
Person	A&B Guard	0	1	2	9	1	13	0	0	1	7	1	9		0%	50%	78%	100%	69%
Person	A&B To Collect Loan	2	2	0	1	0	5	1	1	0	1	0	3	50%	50%		100%		60%
Person	A&B w/ Intimidate	1	1	1	3	0	6	0	1	0	1	0	2	0%	100%	0%	33%		33%
Person	Abuse Patient Lg Trm Care FacI	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
Person	Armed Aslt w/i Rob Over 65	2	2	1	0	0	5	2	2	1	0	0	5	100%	100%	100%			100%
Person	Armed Assault In Dwell House	1	4	3	3	0	11	1	4	3	3	0	11	100%	100%	100%	100%		100%
Person	Armed Assault w/i Murder	9	11	2	7	0	29	8	11	2	6	0	27	89%	100%	100%	86%		93%
Person	Armed Assault w/i Murder - Firearm	6	3	2	3	0	14	6	3	2	3	0	14	100%	100%	100%	100%		100%
Person	Armed Assault w/i Rob	6	3	10	7	0	26	2	3	9	7	0	21	33%	100%	90%	100%		81%
Person	Armed Robbery	82	49	62	71	0	264	50	45	58	68	0	221	61%	92%	94%	96%		84%
Person	Armed Robbery Gun	24	27	15	21	1	88	16	25	14	17	1	73	67%	93%	93%	81%	100%	83%
Person	Assault	73	45	32	29	0	179	13	15	17	21	0	66	18%	33%	53%	72%		37%
Person	Assault Aggravated	1	0	0	2	0	3	0	0	0	2	0	2	0%			100%		67%
Person	Assault Dangerous Weapon	257	156	150	123	1	687	106	87	89	91	0	373	41%	56%	59%	74%	0%	54%
Person	Assault Dangerous Weapon + 60	2	0	2	1	0	5	0	0	0	0	0	0	0%		0%	0%		0%
Person	Assault To Kill or Maim	1	2	0	4	0	7	1	2	0	4	0	7	100%	100%		100%		100%
Person	Assault w/i Rob	1	2	3	3	0	9	0	2	1	3	0	6	0%	100%	33%	100%		67%
Person	Carjacking	3	2	3	4	0	12	2	2	3	3	0	10	67%	100%	100%	75%		83%
Person	Carjacking, Armed	0	0	1	4	0	5	0	0	1	4	0	5			100%	100%		100%
Person	Confine And Put In Fear	0	1	0	0	0	1	0	1	0	0	0	1		100%				100%
Person	Extortion	3	0	0	0	0	3	1	0	0	0	0	1	33%					33%
Person	Harassment	28	12	10	11	0	61	6	4	3	7	0	20	21%	33%	30%	64%		33%
Person	Harassment, 2nd	0	1	0	1	0	2	0	0	0	1	0	1		0%		100%		50%
Person	Home Invasion	2	3	2	1	0	8	0	3	2	1	0	6	0%	100%	100%	100%		75%
Person	Injure Firefighter	0	0	1	0	0	1	0	0	1	0	0	1			100%			100%
Person	Intimidation	162	160	116	106	0	544	54	76	81	69	0	280	33%	48%	70%	65%		51%
Person	Kidnapping	18	6	7	4	1	36	9	5	6	4	1	25	50%	83%	86%	100%	100%	69%
Person	Manslaughter	19	9	7	3	1	39	19	9	7	3	1	39	100%	100%	100%	100%	100%	100%
Person	Mayhem	7	4	1	4	0	16	5	4	1	4	0	14	71%	100%	100%	100%		88%
Person	Murder	31	13	8	12	0	64	31	13	8	12	0	64	100%	100%	100%	100%		100%
Person	Murder, Attempted	2	2	1	2	0	7	2	2	1	2	0	7	100%	100%	100%	100%		100%
Person	Permit Injury to Child	3	1	0	0	0	4	1	1	0	0	0	2	33%	100%				50%
Person	Reckless Endangerment	21	5	1	3	0	30	6	5	1	2	0	14	29%	100%	100%	67%		47%
Person	Restraining Order Violation	274	324	294	249	0	1141	84	148	149	151	0	532	31%	46%	51%	61%		47%
Person	Robbery Unarmed	27	14	26	57	0	124	10	10	19	51	0	90	37%	71%	73%	89%		73%
Person	Robbery Unarmed + 60	5	4	1	3	0	13	2	4	1	3	0	10	40%	100%	100%	100%		77%

Table 45 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	Stalking	11	2	7	7	0	27	4	2	5	5	0	16	36%	100%	71%	71%		59%
Person	Stalking Violation of Rest. Order	1	1	2	3	0	7	1	1	2	3	0	7						
Person	Threatening	97	72	62	79	0	310	23	26	29	45	0	123	24%	36%	47%	57%		40%
Person	Violation Of Civil Rights	6	2	1	1	0	10	1	0	1	0	0	2	17%	0%	100%	0%		20%
Person	Sub-Total	3379	2478	1996	1860	9	9722	1157	1215	1174	1312	6	4864	34%	49%	59%	71%	67%	50%
Sex	Assault w/ Rape	3	0	0	1	0	4	3	0	0	1	0	4						
Sex	Assault w/ Rape Child	1	1	1	0	0	3	1	1	1	0	0	3	100%	100%	100%			100%
Sex	Child Pornography	2	0	0	0	0	2	0	0	0	0	0	0	0%					0%
Sex	Child Pornography Possess	37	2	2	6	0	47	13	2	2	4	0	21	35%	100%	100%	67%		45%
Sex	Child Pornography Possess 2nd	0	0	0	1	0	1	0	0	0	1	0	1				100%		100%
Sex	Entice Child	16	4	2	0	0	22	5	2	2	0	0	9	31%	50%	100%			41%
Sex	Incest	3	2	0	0	0	5	2	1	0	0	0	3	67%	50%				60%
Sex	Indecent A&B	81	24	16	13	0	134	29	18	13	11	0	71	36%	75%	81%	85%		53%
Sex	Indecent A&B On Child	74	20	13	11	0	118	39	15	10	10	0	74	53%	75%	77%	91%		63%
Sex	Indecent A&B On Child 2nd	0	1	0	1	0	2	0	1	0	1	0	2		100%		100%		100%
Sex	Inducing Minor To Prostitutor	0	0	1	0	0	1	0	0	1	0	0	1			100%			100%
Sex	Inducing Minor To Sex	6	1	0	2	0	9	0	1	0	2	0	3	0%	100%		100%		33%
Sex	Kidnapping Sexual Assault	1	0	0	0	0	1	1	0	0	0	0	1						
Sex	Obscene Material to Minor	2	1	0	2	0	5	0	1	0	2	0	3	0%	100%		100%		60%
Sex	Open And Gross	39	24	17	18	0	98	14	12	12	16	0	54	36%	50%	71%	89%		55%
Sex	Rape	15	4	3	2	1	25	11	2	2	2	1	18	73%	50%	67%	100%	100%	72%
Sex	Rape 2nd	0	0	0	1	0	1	0	0	0	1	0	1				100%		100%
Sex	Rape Of Child	59	17	12	9	0	97	46	15	11	6	0	78	78%	88%	92%	67%		80%
Sex	Rape of Child 2nd	0	0	2	1	0	3	0	0	2	1	0	3			100%	100%		100%
Sex	Rape Of Child w/Force	23	3	8	5	0	39	22	2	8	5	0	37	96%	67%	100%	100%		95%
Sex	Rape, Aggravated	3	1	1	7	0	12	3	1	1	7	0	12						
Sex	Unnatural Acts Child	2	0	2	0	0	4	1	0	2	0	0	3	50%		100%			75%
Sex	Sub-Total	367	105	80	80	1	633	190	74	67	70	1	402	52%	70%	84%	88%	100%	64%
Weapons	Carrying Dangerous Weapon	103	63	42	48	1	257	36	30	22	25	0	113	35%	48%	52%	52%	0%	44%
Weapons	Firearm Carry, School	5	1	0	0	0	6	0	0	0	0	0	0	0%	0%				0%
Weapons	Firearm Discharge	9	1	2	0	0	12	1	0	1	0	0	2	11%	0%	50%			17%
Weapons	Firearm Loaded while OUI	4	0	0	0	0	4	0	0	0	0	0	0	0%					0%
Weapons	Firearm Possess w/o Permit	236	74	36	13	0	359	130	46	23	8	0	207	55%	62%	64%	62%		58%
Weapons	Firearm Sale Violation	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
Weapons	Firearm Store Improper	18	1	1	2	0	22	3	0	0	0	0	3	17%	0%	0%	0%		14%
Weapons	Gun Serial Number	10	6	5	0	0	21	5	5	3	0	0	13	50%	83%	60%			62%
Weapons	Gun Serial Number, Felony	2	0	1	0	0	3	2	0	1	0	0	3	100%		100%			100%
Weapons	Manufacturing Dangerous Weapon	0	0	0	2	0	2	0	0	0	0	0	0				0%		0%
Weapons	Possess Air Rifle w/o FID Card	2	0	0	0	0	2	0	0	0	0	0	0	0%					0%
Weapons	Possess Ammunition	15	8	1	1	0	25	5	5	0	1	0	11						
Weapons	Possess Explosive Device	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
Weapons	Possess Mace	8	8	4	2	0	22	2	3	0	1	0	6						
Weapons	Possess Molotov Cocktail	0	1	0	0	0	1	0	1	0	0	0	1		100%				100%
Weapons	Possess Stun Gun	5	3	1	2	0	11	0	0	0	0	0	0	0%	0%	0%	0%		0%
Weapons	Violation Of Explosives	4	0	0	0	0	4	0	0	0	0	0	0	0%					0%
Weapons	Sub-Total	423	166	93	70	1	753	184	90	50	35	0	359	43%	54%	54%	50%	0%	48%

Table 45 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	1	0	1	0	0	2	1	0	1	0	0	2	100%		100%			100%
Property	Attempt B&E	2	0	4	0	0	6	1	0	4	0	0	5	50%		100%			83%
Property	Attempt Larceny	2	2	0	5	0	9	0	1	0	3	0	4	0%	50%		60%		44%
Property	B&E	470	417	331	477	0	1695	196	252	226	375	0	1049	42%	60%	68%	79%		62%
Property	B&E DT Armed w/i Felony	2	0	0	1	0	3	1	0	0	1	0	2	50%			100%		67%
Property	B&E MV	8	1	3	3	0	15	2	0	2	1	0	5	25%	0%	67%	33%		33%
Property	B&E w/i Misdemeanor	59	32	18	29	0	138	11	16	8	16	0	51	19%	50%	44%	55%		37%
Property	Burglary	0	0	2	7	0	9	0	0	1	6	0	7			50%	86%		78%
Property	Burglary, Armed	1	0	2	0	0	3	0	0	2	0	0	2	0%		100%			67%
Property	Burning Building	6	0	0	1	0	7	3	0	0	0	0	3	50%			0%		43%
Property	Burning Dwelling House	8	3	3	2	0	16	4	3	3	2	0	12	50%	100%	100%	100%		75%
Property	Burning Motor Vehicle	4	2	0	0	0	6	0	1	0	0	0	1	0%	50%				17%
Property	Burning Property	10	3	2	1	0	16	2	2	1	1	0	6	20%	67%	50%	100%		38%
Property	Burning to Defraud	1	1	0	0	0	2	0	0	0	0	0	0	0%	0%				0%
Property	Common & Notorious Thief	0	0	1	2	0	3	0	0	1	1	0	2			100%	50%		67%
Property	Corporate books-falsify entry	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
Property	Counterfeit	13	5	6	6	0	30	4	1	2	2	0	9	31%	20%	33%	33%		30%
Property	Credit Card Misuse	39	26	21	20	0	106	5	3	6	14	0	28	13%	12%	29%	70%		26%
Property	Credit Card Misuse - More	12	10	6	10	0	38	4	7	3	9	0	23	33%	70%	50%	90%		61%
Property	Defrauding Innkeeper	1	6	3	3	0	13	0	1	1	1	0	3	0%	17%	33%	33%		23%
Property	Defrauding Insurer	24	10	3	2	0	39	5	5	2	1	0	13	21%	50%	67%	50%		33%
Property	Defrauding Victualer	0	0	0	2	0	2	0	0	0	0	0	0				0%		0%
Property	Embezzlement	2	0	1	0	0	3	0	0	1	0	0	1	0%		100%			33%
Property	Enter Dwelling w/I Felony	0	1	4	1	0	6	0	0	3	1	0	4		0%	75%	100%		67%
Property	Failure To Return Leased Prop	8	7	6	6	0	27	2	1	1	3	0	7	25%	14%	17%	50%		26%
Property	False Alarm	1	1	1	2	0	5	0	0	0	2	0	2	0%	0%	0%	100%		40%
Property	False Statement	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
Property	Forgery And Uttering	154	130	109	123	1	517	42	41	52	76	1	212	27%	32%	48%	62%	100%	41%
Property	Fraud	16	17	8	4	0	45	3	7	3	2	0	15	19%	41%	38%	50%		33%
Property	Fraud - Electric, Phone or Cable	1	2	0	2	0	5	0	0	0	1	0	1	0%	0%		50%		20%
Property	Fraud - Identity	48	53	36	41	0	178	7	27	14	25	0	73	15%	51%	39%	61%		41%
Property	Injure Building Riot	0	0	1	0	0	1	0	0	1	0	0	1			100%			100%

Table 45 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	50	48	47	30	0	175	12	13	15	17	0	57	24%	27%	32%	57%		33%
Property	Larceny + 60	3	0	1	0	0	4	1	0	1	0	0	2	33%		100%			50%
Property	Larceny Building	54	48	33	53	0	188	16	25	19	40	0	100	30%	52%	58%	75%		53%
Property	Larceny Firearm	4	4	3	1	0	12	2	4	3	1	0	10	50%	100%	100%	100%		83%
Property	Larceny Less	216	148	92	107	0	563	45	48	31	56	0	180	21%	32%	34%	52%		32%
Property	Larceny Less +60	0	1	0	1	0	2	0	0	0	0	0	0		0%		0%		0%
Property	Larceny More	639	585	412	491	2	2129	137	207	191	290	2	827	21%	35%	46%	59%	100%	39%
Property	Larceny More + 60	8	2	6	7	0	23	2	0	1	6	0	9	25%	0%	17%	86%		39%
Property	Larceny MV	47	57	39	51	0	194	24	32	34	37	0	127	51%	56%	87%	73%		65%
Property	Larceny MV 2nd	0	0	2	7	0	9	0	0	2	7	0	9			100%	100%		100%
Property	Larceny Person	194	142	95	89	0	520	87	103	70	69	0	329	45%	73%	74%	78%		63%
Property	Larceny Person + 65	12	7	1	3	1	24	6	1	0	2	1	10	50%	14%	0%	67%	100%	42%
Property	Mal Dest Property More	111	63	52	41	0	267	26	27	25	20	0	98	23%	43%	48%	49%		37%
Property	MV - False Report Of Theft	5	2	0	0	0	7	0	0	0	0	0	0	0%	0%				0%
Property	Possess Burglariious Tools	37	26	28	56	0	147	9	14	21	38	0	82	24%	54%	75%	68%		56%
Property	Property Destruction	179	152	86	99	1	517	28	37	29	42	0	136	16%	24%	34%	42%	0%	26%
Property	Property Violation	4	3	1	2	0	10	0	1	1	1	0	3	0%	33%	100%	50%		30%
Property	Receiving Stolen Goods	121	126	102	110	0	459	27	45	50	72	0	194	22%	36%	49%	65%		42%
Property	Receiving Stolen Goods 2nd	0	2	2	4	0	8	0	1	2	4	0	7		50%	100%	100%		88%
Property	Receiving Stolen Goods MV	131	105	84	111	0	431	46	65	55	96	0	262	35%	62%	65%	86%		61%
Property	Receiving Stolen Goods MV 2nd	0	3	2	13	0	18	0	3	2	13	0	18		100%	100%	100%		100%
Property	Receiving Stolen Goods Over	60	56	48	55	0	219	21	27	30	35	0	113	35%	48%	63%	64%		52%
Property	Record w/o Manufacturer	3	2	0	2	0	7	0	0	0	0	0	0						
Property	Setting Fire In Open	2	2	1	1	0	6	0	0	0	0	0	0	0%	0%	0%	0%		0%
Property	Shoplifting	520	498	338	423	1	1780	34	71	70	153	0	328	7%	14%	21%	36%	0%	18%
Property	Tagging Property	20	7	4	3	0	34	2	3	1	0	0	6						
Property	Tax Law Violation	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
Property	Timber, Cut Unlawful	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
Property	Unauthorized Access of Computer	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
Property	Use Motorboat w/o Authority	0	1	0	0	0	1	0	1	0	0	0	1		100%				100%
Property	Vandalism	39	26	23	14	0	102	11	12	10	9	0	42	28%	46%	43%	64%		41%
Property	Welfare Violation	2	0	0	0	0	2	0	0	0	0	0	0	0%					0%
Property	Sub-Total	3359	2845	2074	2524	6	10808	832	1108	1001	1551	4	4496	25%	39%	48%	61%	67%	42%

Table 45 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	22	8	9	9	0	48	4	4	4	5	0	17	18%	50%	44%	56%		35%
Drug	Control Substance School	79	67	51	53	0	250	79	67	51	53	0	250	100%	100%	100%	100%		100%
Drug	Distribute Class A	295	224	152	121	0	792	139	160	120	95	0	514	47%	71%	79%	79%		65%
Drug	Distribute Class A 2nd	0	0	10	12	0	22	0	0	10	12	0	22			100%	100%		100%
Drug	Distribute Class B	854	535	316	187	1	1893	351	312	199	141	1	1004	41%	58%	63%	75%	100%	53%
Drug	Distribute Class B 2nd	0	15	22	25	0	62	0	15	22	25	0	62		100%	100%	100%		100%
Drug	Distribute Class C	14	11	6	10	0	41	0	4	4	5	0	13	0%	36%	67%	50%		32%
Drug	Distribute Class D	408	136	64	47	1	656	87	66	32	21	1	207	21%	49%	50%	45%	100%	32%
Drug	Distribute Class D 2nd	7	12	12	2	0	33	2	6	6	0	0	14	29%	50%	50%	0%		42%
Drug	Distribute Class E	7	3	3	3	0	16	4	2	1	1	0	8	57%	67%	33%	33%		50%
Drug	Distribute Class E 2nd	0	0	2	1	0	3	0	0	2	1	0	3			100%	100%		100%
Drug	Distribute Cocaine	79	72	68	47	1	267	79	72	68	47	1	267	100%	100%	100%	100%	100%	100%
Drug	Distribute Cocaine 2nd	0	3	8	5	0	16	0	3	8	5	0	16		100%	100%	100%		100%
Drug	Distribute Counterfeit Substance	11	8	8	14	0	41	5	3	7	8	0	23	45%	38%	88%	57%		56%
Drug	Distribute Paraphenalia	0	2	0	1	0	3	0	1	0	1	0	2		50%		100%		67%
Drug	Forge Prescription	38	21	11	9	0	79	6	9	2	7	0	24	16%	43%	18%	78%		30%
Drug	Giving Prisoner Cont Sub	3	3	1	3	0	10	1	2	1	3	0	7	33%	67%	100%	100%		70%
Drug	Induce Minor To Distribute	0	0	1	0	0	1	0	0	1	0	0	1			100%			100%
Drug	Larceny Cont Sub	4	3	4	0	0	11	1	0	3	0	0	4	25%	0%	75%			36%
Drug	Possession Class A	123	104	67	73	2	369	35	39	33	39	2	148	28%	38%	49%	53%	100%	40%
Drug	Possession Class A 2nd	6	9	6	5	0	26	2	5	3	5	0	15	33%	56%	50%	100%		58%
Drug	Possession Class A Heroin	157	138	105	87	0	487	39	59	59	47	0	204	25%	43%	56%	54%		42%
Drug	Possession Class A Heroin 2nd	4	21	23	16	0	64	2	7	15	11	0	35	50%	33%	65%	69%		55%
Drug	Possession Class B	639	504	350	326	4	1823	182	198	158	185	2	725	28%	39%	45%	57%	50%	40%
Drug	Possession Class B 2nd	15	47	54	43	0	159	6	19	26	25	0	76	40%	40%	48%	58%		48%
Drug	Possession Class C	28	32	22	15	0	97	7	15	8	6	0	36	25%	47%	36%	40%		37%
Drug	Possession Class C 2nd	0	1	1	2	0	4	0	0	1	1	0	2		0%	100%	50%		50%
Drug	Possession Class D	500	253	116	69	1	939	80	68	39	25	1	213	16%	27%	34%	36%	100%	23%
Drug	Possession Class D 2nd	52	34	23	8	0	117	9	15	6	0	0	30	17%	44%	26%	0%		26%
Drug	Possession Class D Marijuana	390	168	84	36	0	678	60	52	29	15	0	156	15%	31%	35%	42%		23%
Drug	Possession Class D Marijuana 2nd	19	33	27	10	0	89	6	6	16	5	0	33	32%	18%	59%	50%		37%
Drug	Possession Class E	40	27	25	22	0	114	10	7	13	8	0	38	25%	26%	52%	36%		33%
Drug	Possession Hypodermic 2nd	2	1	2	0	0	5	1	0	2	0	0	3	50%	0%	100%			60%
Drug	Possession Hypodermic/Syringe	55	36	30	18	0	139	26	19	15	11	0	71	47%	53%	50%	61%		51%
Drug	Presence Class A	16	17	13	7	0	53	3	7	4	3	0	17	19%	41%	31%	43%		32%
Drug	Traffic Cocaine 014-028	62	55	25	17	0	159	62	55	25	17	0	159						
Drug	Traffic Cocaine 028-100	38	33	17	13	0	101	38	33	17	13	0	101	100%	100%	100%	100%		100%
Drug	Traffic Cocaine 100-200	12	1	8	6	0	27	12	1	8	6	0	27	100%	100%	100%	100%		100%
Drug	Traffic Cocaine 200+	2	1	2	0	0	5	2	1	2	0	0	5						
Drug	Traffic Heroin 014-028	8	6	1	3	0	18	8	6	1	3	0	18	100%	100%	100%	100%		100%
Drug	Traffic Heroin 028-100	5	3	1	0	0	9	5	3	1	0	0	9	100%	100%	100%			100%
Drug	Traffic Heroin 100-200	1	1	2	0	0	4	1	1	2	0	0	4	100%	100%	100%			100%
Drug	Traffic Heroin 200+	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
Drug	Traffic Mar 50-100	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
Drug	Sub-Total	3997	2648	1752	1325	10	9732	1356	1342	1024	855	8	4585	34%	51%	58%	65%	80%	47%

Table 45 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	0	1	0	0	0	1	0	0	0	0	0	0	0	0	0	0	0	0
Motor Vehicle	Attaching Wrong MV Plates	105	52	28	23	1	209	5	6	3	2	0	16	5%	12%	11%	9%	0%	8%
Motor Vehicle	Compulsory Insurance Violation	449	270	149	115	0	983	60	55	42	36	0	193	13%	20%	28%	31%		20%
Motor Vehicle	Counterfeit/Alter MV Document	38	27	18	17	0	100	8	10	5	8	0	31	21%	37%	28%	47%		31%
Motor Vehicle	False Statement On Application	5	1	2	0	0	8	2	1	2	0	0	5	40%	100%	100%			63%
Motor Vehicle	Habitual Traffic Offender	59	118	56	56	0	289	14	39	18	30	0	101	24%	33%	32%	54%		35%
Motor Vehicle	Leaving Scene Death	3	1	0	0	0	4	3	1	0	0	0	4	100%	100%				100%
Motor Vehicle	Leaving Scene Personal Injury	105	38	21	16	1	181	10	10	9	9	1	39	10%	26%	43%	56%	100%	22%
Motor Vehicle	Leaving Scene Property Damage	416	229	136	109	4	894	58	70	50	61	1	240	14%	31%	37%	56%	25%	27%
Motor Vehicle	MV - Impersonate/Other License	3	1	0	0	0	4	0	1	0	0	0	1	0%	100%				25%
Motor Vehicle	MV Homicide	20	1	1	1	0	23	5	1	1	0	0	7	25%	100%	100%	0%		30%
Motor Vehicle	MV Homicide - OUI	3	1	0	0	0	4	2	1	0	0	0	3	67%	100%				75%
Motor Vehicle	MV Homicide - OUI Felony	8	2	0	0	0	10	8	2	0	0	0	10	100%	100%				100%
Motor Vehicle	MV Homicide - Reckless	3	2	0	0	0	5	1	2	0	0	0	3	33%	100%				60%
Motor Vehicle	Obstruct Emergency Veh	1	2	0	0	0	3	0	0	0	0	0	0	0%	0%				0%
Motor Vehicle	Operate After Suspension	1585	1360	735	531	4	4215	153	224	125	129	0	631	10%	16%	17%	24%	0%	15%
Motor Vehicle	Operate After Suspension 2nd	249	472	340	290	2	1353	71	231	176	177	1	656	29%	49%	52%	61%	50%	48%
Motor Vehicle	Operate to Endanger	929	273	165	108	1	1476	77	74	53	61	0	265	8%	27%	32%	56%	0%	18%
Motor Vehicle	OUI - Child Endangerment	6	3	0	0	0	9	3	1	0	0	0	4	50%	33%				44%
Motor Vehicle	OUI Serious Inj, Fel	11	3	2	1	0	17	11	3	2	1	0	17	100%	100%	100%	100%		100%
Motor Vehicle	OUI Serious Inj, Misd	14	4	3	0	0	21	2	3	2	0	0	7	14%	75%	67%			33%
Motor Vehicle	Possess Master Key MV	2	1	0	0	0	3	2	0	0	0	0	2						
Motor Vehicle	Racing	3	3	0	0	0	6	0	0	0	0	0	0	0%	0%				0%
Motor Vehicle	RV On Public Way	12	4	4	0	0	20	0	1	0	0	0	1	0%	25%	0%			5%
Motor Vehicle	Unlicensed Sale Used Car	0	0	1	0	0	1	0	0	0	0	0	0			0%			0%
Motor Vehicle	Use w/o Authority 2nd	0	0	1	1	0	2	0	0	1	0	0	1			100%	0%		50%
Motor Vehicle	Use Without Authority	91	53	43	50	0	237	26	23	20	32	0	101	29%	43%	47%	64%		43%
Motor Vehicle	Sub-Total	4120	2922	1705	1318	13	10078	521	759	509	546	3	2338	13%	26%	30%	41%	23%	23%

Table 45 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	17	6	3	2	0	28	7	1	0	1	0	9	41%	17%	0%	50%		32%
Other	Accessory Before	4	3	1	1	0	9	0	2	0	1	0	3	0%	67%	0%	100%		33%
Other	Aiding An Escape	0	0	0	1	0	1	0	0	0	0	0	0				0%		0%
Other	Alcohol, Procure for Minor	34	16	4	1	0	55	3	1	2	0	0	6	9%	6%	50%	0%		11%
Other	Alcohol, Transporting	2	2	0	0	0	4	0	0	0	0	0	0	0%	0%				0%
Other	Attempt To Commit Crime	32	30	25	30	0	117	10	13	16	21	0	60	31%	43%	64%	70%		51%
Other	Bomb Hoax	0	0	1	1	0	2	0	0	0	1	0	1			0%	100%		50%
Other	Bribery	3	2	0	0	0	5	1	0	0	0	0	1	33%	0%				20%
Other	Bribery - Level 5	0	1	0	0	0	1	0	1	0	0	0	1		100%				100%
Other	Cigarette/Match Thrown Fr Veh	4	0	1	1	0	6	0	0	0	0	0	0	0%		0%	0%		0%
Other	Conspiracy	31	5	4	3	0	43	9	0	1	1	0	11	29%	0%	25%	33%		26%
Other	Contributing To Delinquency	8	5	4	1	0	18	0	0	2	1	0	3	0%	0%	50%	100%		17%
Other	Curfew	0	0	0	1	0	1	0	0	0	0	0	0				0%		0%
Other	Disconnect Sprinkler System	0	1	1	0	0	2	0	1	1	0	0	2		100%	100%			100%
Other	Employment Practices	6	2	1	0	0	9	0	0	0	0	0	0	0%	0%	0%			0%
Other	Escape	5	16	22	28	0	71	4	13	19	27	0	63	80%	81%	86%	96%		89%
Other	Escape Lockup	0	0	2	6	0	8	0	0	1	5	0	6			50%	83%		75%
Other	Failure to Appear	10	12	9	8	0	39	1	4	4	4	0	13	10%	33%	44%	50%		33%
Other	Failure to Appear Felony	0	2	1	1	0	4	0	2	1	1	0	4		100%	100%	100%		100%
Other	Failure To Disperse	2	0	0	1	0	3	0	0	0	0	0	0	0%			0%		0%
Other	Failure To Obey Police Officer	27	7	6	1	0	41	0	0	0	0	0	0	0%	0%	0%	0%		0%
Other	False Alarm	3	3	2	0	0	8	0	1	1	0	0	2	0%	33%	50%			25%
Other	False Statement	1	1	1	0	0	3	0	0	1	0	0	1	0%	0%	100%			33%
Other	Fireworks	7	4	2	1	0	14	0	1	1	0	0	2	0%	25%	50%	0%		14%
Other	Gaming	5	1	0	0	0	6	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	1	1	0	0	0	2	0	0	0	0	0	0	0%	0%				0%
Other	Gaming Use of Telephone	14	6	2	0	0	22	0	0	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	Home Imp Contractor Violation	2	4	1	1	0	8	0	1	0	0	0	1	0%	25%	0%	0%		13%
Other	Illegal Lottery	0	0	1	0	0	1	0	0	0	0	0	0			0%			0%
Other	Impersonate/Disguise	5	4	5	4	0	18	0	1	3	2	0	6	0%	25%	60%	50%		33%
Other	Interfere Police or Firefighter	4	4	2	3	0	13	0	1	1	1	0	3	0%	25%	50%	33%		23%
Other	License Law Violation (Not MV)	0	1	0	4	0	5	0	0	0	1	0	1		0%		25%		20%
Other	Nonsupport	4	1	0	0	0	5	0	0	0	0	0	0	0%	0%				0%
Other	Obstructing Justice	2	0	1	0	0	3	1	0	1	0	0	2	50%		100%			67%
Other	Perjury or Suborn	5	1	0	4	0	10	3	1	0	4	0	8	60%	100%		100%		80%
Other	Resisting Arrest	320	273	195	210	0	998	70	87	74	122	0	353	22%	32%	38%	58%		35%
Other	Sex Offender Fail Register	30	37	137	227	7	438	6	15	47	102	5	175	20%	41%	34%	45%	71%	40%
Other	Sex Offender Fail Register 2nd	0	1	0	2	0	3	0	0	0	0	0	0		0%		0%		0%
Other	Solicit Felony	0	0	0	1	0	1	0	0	0	0	0	0				0%		0%
Other	Tattooing	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
Other	Throw Object On Public Way	1	0	0	1	0	2	0	0	0	0	0	0	0%			0%		0%
Other	Trespassing	327	309	230	281	0	1147	45	79	61	119	0	304						
Other	True Name Law	59	34	37	29	0	159	21	11	11	12	0	55	36%	32%	30%	41%		35%
Other	Unregistered Contractor	1	1	0	0	0	2	0	0	0	0	0	0	0%	0%				0%
Other	Wetlands Violation	0	0	1	0	0	1	0	0	0	0	0	0			0%			0%
Other	Wiretap, Possess Device	2	0	0	0	0	2	1	0	0	0	0	1	50%					50%
Other	Work Compensation Fail Have	0	1	0	0	0	1	0	1	0	0	0	1		100%				100%
Other	Sub-Total	982	797	702	855	7	3343	182	237	248	426	5	1098	19%	30%	35%	50%	71%	33%

Table 45 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	Accost / Annoy Person Opposite Sex	13	5	3	2	0	23	0	2	0	0	0	2	0%	40%	0%	0%		9%
Public Order	Animal Kill or Poison	1	2	0	0	0	3	0	0	0	0	0	0	0%	0%				0%
Public Order	Annoying Phone Calls	17	10	13	12	0	52	2	3	4	7	0	16	12%	30%	31%	58%		31%
Public Order	Common Night Walker	14	32	10	11	0	67	7	20	7	6	0	40	50%	63%	70%	55%		60%
Public Order	Common Night Walker 3rd	0	1	0	1	0	2	0	1	0	0	0	1		100%		0%		50%
Public Order	Cruelty To Animals	17	4	0	1	0	22	5	2	0	0	0	7	29%	50%		0%		32%
Public Order	Derive Support From Prostitute	0	0	1	2	0	3	0	0	1	2	0	3			100%	100%		100%
Public Order	Disorderly Conduct	802	495	353	280	1	1931	85	104	72	97	0	358	11%	21%	20%	35%	0%	19%
Public Order	Disrupt Court Proceedings	2	2	1	3	0	8	1	1	1	3	0	6	50%	50%	100%	100%		75%
Public Order	Fail To Comply With Dog Order	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
Public Order	False Report Of Crime	19	12	7	4	0	42	2	4	3	1	0	10	11%	33%	43%	25%		24%
Public Order	Indecent Exposure	20	11	9	16	0	56	5	2	3	11	0	21	25%	18%	33%	69%		38%
Public Order	Induce Female To Prostitution	1	0	0	1	0	2	0	0	0	1	0	1	0%			100%		50%
Public Order	Keeping A House Of Ill Fame	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
Public Order	Lewd And Lacious	16	8	4	6	1	35	1	1	0	3	1	6	6%	13%	0%	50%	100%	17%
Public Order	Mistreat Police Animal	0	0	1	1	0	2	0	0	1	1	0	2			100%	100%		100%
Public Order	Obscene Materials	7	0	1	0	0	8	4	0	0	0	0	4	57%		0%			50%
Public Order	Photograph Nude Person	3	0	0	0	0	3	0	0	0	0	0	0	0%					0%
Public Order	Polygamy	0	1	1	0	0	2	0	0	0	0	0	0		0%	0%			0%
Public Order	Prostitution	116	149	97	45	0	407	39	62	31	17	0	149	34%	42%	32%	38%		37%
Public Order	Unnatural Acts	1	5	2	1	0	9	0	4	0	1	0	5	0%	80%	0%	100%		56%
Public Order	Sub-Total	1051	737	503	386	2	2679	151	206	123	150	1	631	14%	28%	24%	39%	50%	24%