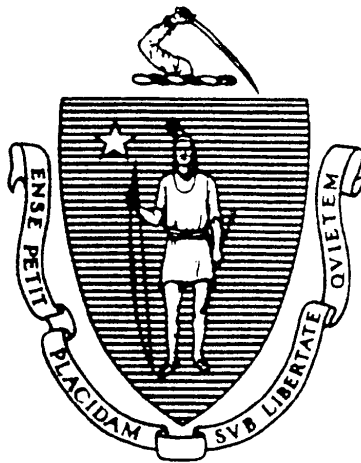


Survey of Sentencing Practices FY 2013

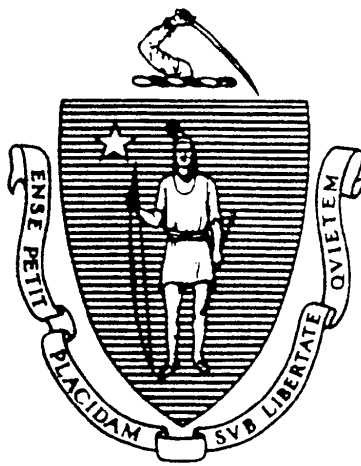


December 2014

**Executive Office of the Trial Court
Department of Research and Planning
Three Center Plaza, 7th Floor
Boston, MA 02108**

**Voice: (617) 788-6867
Fax: (617) 788-6885**

Survey of Sentencing Practices FY 2013



December 2014

Acknowledgments

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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 2013. 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 39,049 convicted defendants in FY 2013:
- Of the 39,049 convictions in FY 2013:
 - 91.4% were in the district court and
 - 8.6% were in the superior court;
- Of the incarcerated defendants, 88.0% were sentenced to a house of correction and 12.0% were sentenced to the Department of Correction (DOC);
- Of the incarcerated superior court defendants, 32.7% were sentenced to a house of correction and 67.3% 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 48.0 months;
- For house of correction sentences, the median sentence length was 5.0 months;
- Of the incarcerated defendants, 35.1% also had a period of post release probation supervision imposed through a split or from & after probation sentence;
- Of the incarcerated superior court defendants, 55.9% also had a period of post release probation supervision.

- There were an estimated 450 convictions for mandatory drug offenses of which 28.2% were sentenced to a house of correction and 71.8% to the DOC.
- For those defendants convicted of offenses assigned to the sentencing guidelines grid:
 - The overall incarceration rate was 41.6%:
 - the district court incarceration rate was 37.8%;
 - the superior court incarceration rate was 80.7%;
 - With respect to the sentencing zones on the sentencing guidelines grid:
 - 6.1% of the defendants were classified in the incarceration zone;
 - 65.9% of the defendants were classified in the discretionary zone;
 - 27.3% of the defendants were classified in the intermediate sanctions zone; and,
 - 0.7% 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 4,107 convictions for OUI offenses; and,
 - There were an estimated 313 convictions for mandatory firearms offenses.
- For all convicted defendants:
 - 17.1% of all convicted defendants were female;
 - 82.9% of all convicted defendants were male;
 - The mean age of convicted defendants at the time of disposition was 34.9 years, and ranged from 17 years to 91 years.
 - 66.3% of all convicted defendants were white;
 - 16.4% of all convicted defendants were black;
 - 14.6% of all convicted defendants were hispanic;
 - 1.4% of all convicted defendants were of other races; and,
 - the race was unknown for 1.3% of the defendants.
 - 25.3% of defendants convicted of mandatory drug offenses were white and 74.7% of defendants convicted of mandatory drug offenses were racial/ethnic minorities (33.8% were black, 38.9% were hispanic, and 2.0% were other races).

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SURVEY OF SENTENCING PRACTICES FY 2013

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 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 the 2003-

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.

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 filed for consideration during the 2005-2006 legislative session and hearings were held November 22, 2005.¹⁰ Sentencing guidelines legislation was filed for the 2007-2008 legislative session and hearings were held November 13, 2007.¹¹ Sentencing guidelines legislation was filed for the 2009-2010 legislative session and those bills were referred for further study.¹² Sentencing guidelines legislation was filed for the 2011-2012 and the 2013-2014 legislative sessions and those bills were referred to the Committee on the Judiciary.¹³

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*.¹⁴ The sentencing guidelines grid is shown in Figure 1. The definition of the criminal history groups is contained in Appendix A.

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 Filed for the 2009-2010 legislative session as Senate Nos. 1679 and 1860 (referred to study on October 24, 2010 by S. 2631) and House No. 1518 (referred to study on May 19, 2010 by H. 4691).

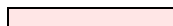
¹³ Filed for the 2011-2012 legislative session as Senate No. 743 and House No. 1340. Filed for the 2013-2014 legislative session as House No. 1466.

¹⁴ Massachusetts Sentencing Commission, *op. cit.*

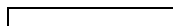
Figure 1. Sentencing Guidelines Grid

Level	Illustrative Offense	Sentence Range				
		Life	Life	Life	Life	Life
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 IS-I
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-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

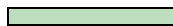
Sentencing Zone



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.

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:

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.¹⁵

The commission included a survey of sentencing practices when completing its 1996 recommendations.¹⁶ 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 2013.

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.¹⁷

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

¹⁵ G.L. c. 211E § 3(c).

¹⁶ Massachusetts Sentencing Commission, *op. cit.*

¹⁷ G.L. c. 211E § 3(f).

the impact of truth-in-sentencing reform.¹⁸ In FY 2002, the commission completed a comprehensive recidivism study as directed by the legislature in House 4100.¹⁹

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 referring to the proposed guidelines during sentencing.²⁰ 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.²¹

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.²²

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

¹⁸ Massachusetts Sentencing Commission, *Survey of Sentencing Practices: Truth-in-Sentencing Reform in Massachusetts*, October 2000.

¹⁹ Massachusetts Sentencing Commission, *Comprehensive Recidivism Study*, June 2002.

²⁰ Massachusetts Sentencing Commission, *Sentencing Guide*, February 1998.

²¹ Massachusetts Sentencing Commission, *Felony and Misdemeanor Master Crime List*, February 2009.

²² G.L. c. 211E § 1(c)(7).

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 2013 (FY 2013) covers the period July 1, 2012 through June 30, 2013. During this period there were an estimated 39,049 convictions in the courts of the Commonwealth. As indicated in Table 1, there were 35,684 convictions in the district court, representing 91.4% of all convictions, and 3,365 convictions in the superior court, representing 8.6% of all convictions.

Table 1. Month of Conviction by Court Department

Month of Conviction	District Court	Superior Court	All Courts
July 2012	2,926	246	3,172
August 2012	3,177	220	3,397
September 2012	2,907	249	3,156
October 2012	3,257	273	3,530
November 2012	2,969	288	3,257
December 2012	2,577	244	2,821
January 2013	3,266	304	3,570
February 2013	2,846	326	3,172
March 2013	2,982	350	3,332
April 2013	2,927	267	3,194
May 2013	2,854	329	3,183
June 2013	2,996	269	3,265
Total	35,684	3,365	39,049

Sentencing Practices: County

There are fourteen counties in Massachusetts. As indicated in Table 2, the number of convictions ranged from 70 in Nantucket County to 7,020 in Worcester County. Eight of the fourteen counties (Worcester, Essex, Middlesex, Suffolk, Hampden, Bristol, Plymouth and Norfolk) accounted for 88.0% of all convictions in Massachusetts.

Table 2. County of Conviction by Court Department

County of Conviction	District Court	Superior Court	All Courts
Barnstable	1,613	131	1,744
Berkshire	957	117	1,074
Bristol	3,757	382	4,139
Dukes	173	0	173
Essex	4,490	355	4,845
Franklin	687	44	731
Hampden	3,662	512	4,174
Hampshire	844	65	909
Middlesex	4,304	415	4,719
Nantucket	70	0	70
Norfolk	1,934	232	2,166
Plymouth	2,682	146	2,828
Suffolk	3,847	610	4,457
Worcester	6,664	356	7,020
Total	35,684	3,365	39,049

Sentencing Practices: Truth-in-Sentencing Reform

Sentencing reform legislation, commonly known as truth-in-sentencing legislation, became effective on July 1, 1994. During FY 2013, an estimated 0.1% of all cases were sentenced under pre-truth-in-sentencing provisions (old law) and 99.9% 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	30	0.1%	4	0.1%	34	0.1%
New Law	35,654	99.9%	3,361	99.9%	39,015	99.9%
Total	35,684	100.0%	3,365	100.0%	39,049	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 101 and the mean number of charges resulting in conviction was 2.1. Overall, 22,425, or 57.4% of the defendants were convicted of a single charge and 16,624 or 42.6% 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:

- 14,241 or 39.9% of the district court defendants were convicted of two or more charges and the mean number of charges for all district court defendants was 1.9; and,
- 2,383 or 70.8% of the superior court defendants were convicted of two or more charges and the mean number of charges for all superior court defendants was 3.6.

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

Number of Charges	District Court		Superior Court		All Courts	
	N	%	N	%	N	%
One	21,443	60.1%	982	29.2%	22,425	57.4%
Two	7,370	20.7%	826	24.5%	8,196	21.0%
Three	3,157	8.8%	529	15.7%	3,686	9.4%
Four	1,502	4.2%	315	9.4%	1,817	4.7%
Five to Nine	1,858	5.2%	521	15.5%	2,379	6.1%
Ten or More	354	1.0%	192	5.7%	546	1.4%
Total	35,684	100.0%	3,365	100.0%	39,049	100.0%
Highest	99		101		101	
Mean	1.9		3.6		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 78 defendants received a sentence to life. Of the 78 convicted defendants who received a life sentence, 77 were convicted of murder and one was convicted of another offense, armed robbery. Of the 77 defendants convicted of murder, 45 were convicted of first-degree murder and 32 were convicted of second-degree murder.

Table 5. Type of Sentence Imposed by Court Department

Type of Sentence	District Court	Superior Court	All Courts
Life		78	78
State Prison		1,776	1,776
Other DOC		7	7
House of Correction	9,518	611	10,129
House of Correction / Split	3,215	292	3,507
Probation	15,484	591	16,075
Fine	5,355	6	5,361
Other	2,112	4	2,116
Total	35,684	3,365	39,049

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, 34.1% of all defendants were convicted of felonies and 65.9% 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, 28.7% were convicted of felonies and 71.3% were convicted of misdemeanors;
- of those defendants convicted in the superior court, 90.9% were convicted of felonies and 9.1% were convicted of misdemeanors; and,
- of those defendants convicted in the superior court, 59.7% 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%	989	29.4%	989	2.5%
Felony / House Alternative / No District Court	0	0.0%	367	10.9%	367	0.9%
Felony / House Alternative / District Court Jurisdiction	10,241	28.7%	1,702	50.6%	11,943	30.6%
Sub-Total Felonies	10,241	28.7%	3,058	90.9%	13,299	34.1%
Misdemeanor	25,443	71.3%	307	9.1%	25,750	65.9%
Total	35,684	100.0%	3,365	100.0%	39,049	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, 53.1% were convicted of felonies and 46.9% were convicted of misdemeanors;
- Of defendants convicted in the district court and sentenced to incarceration, 44.3% were convicted of felonies and 55.7% were convicted of misdemeanors;
- Of defendants convicted in the superior court and sentenced to incarceration, 93.5% were convicted of felonies and 6.5% were convicted of misdemeanors.
- Of all defendants sentenced to incarceration, 13,636 (88.0%) were sentenced to houses of correction and 1,861 (12.0%) were sentenced to the DOC;
- Of those defendants convicted in the district court, all were sentenced to houses of correction; and,
- Of those defendants convicted in the superior court, 1,861 (67.3%) were sentenced to the DOC and 903 (32.7%) 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%	910	32.9%	910	5.9%
Felony / House Alternative / No District Court Jurisdiction						
Sentenced to DOC	0	0.0%	251	9.1%	251	1.6%
Sentenced to House of Correction	0	0.0%	97	3.5%	97	0.6%
Felony / House Alternative / District Court Jurisdiction						
Sentenced to DOC	0	0.0%	700	25.3%	700	4.5%
Sentenced to House of Correction	5,647	44.3%	626	22.6%	6,273	40.5%
Sub-Total Felonies	5,647	44.3%	2,584	93.5%	8,231	53.1%
Misdemeanor / House	7,086	55.7%	180	6.5%	7,266	46.9%
Total	12,733	100.0%	2,764	100.0%	15,497	100.0%
All Sentences to DOC	0	0.0%	1,861	67.3%	1,861	12.0%
All Sentences to Houses of Correction	12,733	100.0%	903	32.7%	13,636	88.0%
Total	12,733	100.0%	2,764	100.0%	15,497	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 53.9 months and ranged from 12.0 months to 720.0 months (or 60 years). The median minimum state prison sentence was 36.0 months. The mean maximum sentence imposed was 66.2 months and ranged from 12.0 months to 840.0 months (or 70 years). The median maximum state prison sentence was 48.0 months.

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

Sentence Length	Minimum		Maximum	
	N	%	N	%
Under 24 Months	96	5.4%	37	2.1%
24 to 35 Months	374	21.1%	220	12.4%
36 to 47 Months	503	28.3%	416	23.4%
48 to 59 Months	194	10.9%	231	13.0%
60 to 71 Months	222	12.5%	312	17.6%
72 to 83 Months	78	4.4%	106	6.0%
84 to 95 Months	78	4.4%	112	6.3%
96 to 107 Months	60	3.4%	65	3.7%
108 to 119 Months	28	1.6%	42	2.4%
120 to 179 Months	98	5.5%	163	9.2%
180 to 239 Months	36	2.0%	45	2.5%
240 Months or More	9	0.5%	27	1.5%
Total	1,776	100.0%	1,776	100.0%
Lowest	12.0 Months		12.0 Months	
Highest	720.0 Months		840.0 Months	
Mean	53.9 Months		66.2 Months	
Median	36.0 Months		48.0 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 34 state prison sentences for non-drug mandatories that were assigned to the grid (e.g. Rape of Child Aggravated, Rape of a Child, 2nd, Rape of a Child With Force Aggravated, Vehicular Homicide, Receiving Stolen Motor Vehicle, 2nd, Larceny of a Motor Vehicle, 2nd, Derive Support from Prostitute, Stalking in Violation of Restraining Order, and OUI Resulting in Serious Injury). 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 41.6% of the state prison sentences imposed, the minimum sentence was at least 90% of the maximum sentence, including 55.7% of those sentenced for mandatory drug offenses and 58.6% of those sentenced for mandatory non-grid offenses. It was estimated that 74.8% 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 39.2% of all state prison sentences, the difference between the minimum and maximum sentences was one day, including 53.6% of those sentenced for mandatory drug offenses, 56.2% of those sentences for mandatory non-grid offenses, and 33.3% of those sentenced for other grid offenses. Overall, 39.2% 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, 60.8% of defendants sentenced to state prison could be considered for parole release and supervision at the end of that sentence and 39.2% would not be eligible for parole consideration. The largest difference between a minimum and maximum state prison sentence was 120 months during FY 2013.

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	0.1%
30% to 39%	0	0.0%	12	0.9%	1	0.6%	13	0.7%
40% to 49%	1	0.3%	10	0.8%	2	1.2%	13	0.7%
50% to 59%	10	3.1%	81	6.3%	0	0.0%	91	5.1%
60% to 69%	26	8.0%	264	20.6%	13	7.7%	303	17.1%
70% to 79%	43	13.3%	213	16.6%	29	17.2%	285	16.0%
80% to 89%	63	19.5%	243	18.9%	25	14.8%	331	18.6%
90% and Over	180	55.7%	460	35.8%	99	58.6%	739	41.6%
Total	323	100.0%	1,284	100.0%	169	100.0%	1,776	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	173	53.6%	428	33.3%	95	56.2%	696	39.2%
2 Days to 5 Months	1	0.3%	1	0.1%	0	0.0%	2	0.1%
6 to 11 Months	19	5.9%	92	7.2%	13	7.7%	124	7.0%
12 to 23 Months	63	19.5%	352	27.4%	35	20.7%	450	25.3%
24 to 35 Months	56	17.3%	289	22.5%	18	10.7%	363	20.4%
36 to 47 Months	7	2.2%	78	6.1%	3	1.8%	88	5.0%
48 to 59 Months	3	0.9%	16	1.2%	3	1.8%	22	1.2%
60 to 119 Months	1	0.3%	25	1.9%	1	0.6%	27	1.5%
120 Months or More	0	0.0%	3	0.2%	1	0.6%	4	0.2%
Total	323	100.0%	1,284	100.0%	169	100.0%	1,776	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. 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 284 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 was 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 17.5 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 9,933 or 74.4% of the defendants sentenced to a house of correction had a sentence of 2 months or more and would be eligible for parole consideration.

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

Sentence	District Court		Superior Court		All Courts	
	N	%	N	%	N	%
< 1 Month	1,610	12.9%	4	0.4%	1,614	12.1%
1 Month	1,790	14.4%	15	1.7%	1,805	13.5%
2 Months	1,438	11.5%	12	1.3%	1,450	10.9%
3 to 5 Months	1,867	15.0%	55	6.1%	1,922	14.4%
6 to 8 Months	2,454	19.7%	97	10.8%	2,551	19.1%
9 to 11 Months	616	4.9%	50	5.6%	666	5.0%
12 to 14 Months	1,305	10.5%	143	15.9%	1,448	10.8%
15 to 17 Months	99	0.8%	18	2.0%	117	0.9%
18 to 20 Months	641	5.1%	140	15.6%	781	5.8%
21 to 23 Months	6	0.0%	1	0.1%	7	0.1%
24 to 26 Months	448	3.6%	190	21.1%	638	4.8%
27 to 29 Months	1	0.0%	1	0.1%	2	0.0%
30 Months	178	1.4%	173	19.2%	351	2.6%
Total	12,453	100.0%	899	100.0%	13,352	100.0%
Lowest	1 Day		4 Days		1 Day	
Highest	30.0 Months		30.0 Months		30.0 Months	
Mean	6.3 Months		17.5 Months		7.0 Months	
Median	4.0 Months		18.0 Months		5.0 Months	

Sentencing Practices: Mandatory Sentences

Certain incarceration sentences to houses of correction or the DOC are mandatory sentences. Mandatory sentences are those sentences to incarceration where the statutory penalty provisions preclude the judge from imposing any sentence other than incarceration - i.e., sentencing the defendant to probation, suspending the sentence, filing the case, or continuing the case without a finding are all statutorily prohibited. Statutory penalty provisions for these offenses also provide for a mandatory term of incarceration in a house of correction or the DOC.

Table 12 shows the mandatory status of the sentence imposed for the governing offense for all convicted defendants. In FY 2013 an estimated 1,658 mandatory sentences were imposed representing 4.2% of all sentences. This includes 877 (or 2.5%) of sentences imposed in the district court and 781 (or 23.2%) of sentences imposed in the superior court Department. Mandatory sentences were most frequently imposed for motor vehicle offenses (Operating Under the Influence), drug offenses, and weapons offenses. Less frequently, mandatory sentences were imposed for person, property, sex, and public order offenses.

Table 13 shows the mandatory status of the sentence imposed for the governing offense for those defendants sentenced to incarceration by the jurisdiction of the incarceration sentence. In FY 2013 an estimated 1,055 mandatory sentences were imposed to houses of correction, representing 7.7% of all sentences to houses of correction and 603 mandatory sentences were imposed to the DOC, representing 32.4% of all sentences to the DOC.

Table 12. Type of Offense for Mandatory Sentences by Court Department

Offense Type	District Court		Superior Court		Total	
	N	%	N	%	N	%
Person	1	0.1%	79	10.1%	80	4.8%
Sex	0	0.0%	17	2.2%	17	1.0%
Property	1	0.1%	6	0.8%	7	0.4%
Drug	48	5.5%	402	51.5%	450	27.1%
Motor Vehicle	721	82.2%	68	8.7%	789	47.6%
Weapons	106	12.1%	207	26.5%	313	18.9%
Public Order	0	0.0%	2	0.3%	2	0.1%
Other	0	0.0%	0	0.0%	0	0.0%
Total	877	100.0%	781	100.0%	1,658	100.0%

Table 13. Jurisdiction of Incarceration Sentence by Mandatory Status and Court Department

Jurisdiction and Mandatory Status	District Court		Superior Court		Total	
	N	%	N	%	N	%
Houses of Correction						
Non-Mandatory	11,856	93.1%	725	80.3%	12,581	92.3%
Mandatory	877	6.9%	178	19.7%	1,055	7.7%
Sub-Total	12,733	100.0%	903	100.0%	13,636	100.0%
Department of Correction						
Non-Mandatory	0	N.A.	1,258	67.6%	1,258	67.6%
Mandatory	0	N.A.	603	32.4%	603	32.4%
Sub-Total	0	N.A.	1,861	100.0%	1,861	100.0%
All Sentences to Incarceration						
Non-Mandatory	11,856	93.1%	1,983	71.7%	13,839	89.3%
Mandatory	877	6.9%	781	28.3%	1,658	10.7%
Total	12,733	100.0%	2,764	100.0%	15,497	100.0%

Sentencing Practices: Post-Release Supervision

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

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

For those defendants sentenced to state prison, parole eligibility is established at the minimum sentence and final release is established at the maximum sentence. As discussed earlier, a common sentencing practice is the imposition of state prison sentences with a difference between the minimum and maximum sentence of one day, a sentence which precludes parole consideration. Overall, 39.2% of state prison sentences had a difference of one day between minimum and maximum sentence. Therefore, an estimated 60.8% 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 74.4% of all defendants sentenced to the house of correction would be eligible for parole consideration. Under proposed sentencing guidelines, the maximum time that a defendant sentenced to a house of correction could be supervised by parole would be reduced from one-half of the sentence to one-third of the sentence.

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

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

Table 14 shows post-release probation supervision status by type of sentence and court department for those defendants sentenced to incarceration. It was estimated that 35.1% 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 3,888 or 30.5% of the incarceration sentences imposed in the district court involved some period of post-release probation supervision; and,
- an estimated 1,545 or 55.9% of the incarceration sentences imposed in the superior court involved some period of post-release probation supervision, including:
 - 72.2% of those sentenced to houses of correction from the superior court; and,
 - 48.0% of those sentenced to the DOC.

Of those defendants convicted of two or more charges and sentenced to incarceration, 4,197 or 45.1% had a sentence that included from & after probation, including 2,753 or 38.1% of the district court defendants with two or more convictions and 1,444 or 69.3% of the superior court defendants with two or more convictions.

Table 14. 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			3	0.1%	3	0.0%
Without From & After Probation			75	2.7%	75	0.5%
Sub-Total			78	2.8%	78	0.5%
State Prison						
With From & After Probation			888	32.1%	888	5.7%
Without From & After Probation			888	32.1%	888	5.7%
Sub-Total			1,776	64.3%	1,776	11.5%
Other DOC						
Split or From & After Probation			2	0.1%	2	0.0%
Without Split or From & After Probation			5	0.2%	5	0.0%
Sub-Total			7	0.3%	7	0.0%
House of Correction						
With From & After Probation	673	5.3%	360	13.0%	1,033	6.7%
Without From & After Probation	8,845	69.5%	251	9.1%	9,096	58.7%
Sub-Total	9,518	74.8%	611	22.1%	10,129	65.4%
House of Correction / Split	3,215	25.2%	292	10.6%	3,507	22.6%
Total All Sentences	12,733	100.0%	2,764	100.0%	15,497	100.0%
Jurisdiction						
House of Correction						
Split or From & After Probation	3,888	30.5%	652	72.2%	4,540	33.3%
Without Split or From & After Probation	8,845	69.5%	251	27.8%	9,096	66.7%
Sub-Total	12,733	100.0%	903	100.0%	13,636	100.0%
Department of Correction						
Split or From & After Probation			893	48.0%	893	48.0%
Without Split or From & After Probation			968	52.0%	968	52.0%
Sub-Total			1,861	100.0%	1,861	100.0%
All Jurisdictions						
Split or From & After Probation	3,888	30.5%	1,545	55.9%	5,433	35.1%
Without Split or From & After Probation	8,845	69.5%	1,219	44.1%	10,064	64.9%
Total	12,733	100.0%	2,764	100.0%	15,497	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 15 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 16,075 or 74.7% of the probation sentences began as a non-incarcerative sentence and 5,433 or 25.3% 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, 79.9% of the probation sentences began as a non-incarcerative sentence and 20.1% will begin after a period of incarceration; and,
- in the superior court, 27.7% of the probation sentences began as a non-incarcerative sentence and 72.3% will begin after a period of incarceration.

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 15. Type of Probation Sentence Imposed by Court Department

Type of Probation Sentence Imposed	District Court		Superior Court		All Courts	
	N	%	N	%	N	%
Probation Sentence	15,484	79.9%	591	27.7%	16,075	74.7%
Split or From & After Probation	3,888	20.1%	1,545	72.3%	5,433	25.3%
Total	19,372	100.0%	2,136	100.0%	21,508	100.0%

Table 16 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 244 or 72.6% of the incarcerated defendants convicted of a sex offense had a sentence which included a period of post-release probation supervision. In contrast 590 or 24.9% of incarcerated drug defendants had a sentence which included a period of post-release probation supervision.

Table 16. 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	2,449	56.1%	1,913	43.9%	4,362	100.0%
Sex	92	27.4%	244	72.6%	336	100.0%
Property	2,960	67.4%	1,430	32.6%	4,390	100.0%
Drug Offenses	1,783	75.1%	590	24.9%	2,373	100.0%
Motor Vehicle	1,514	67.1%	743	32.9%	2,257	100.0%
Weapons	299	50.4%	294	49.6%	593	100.0%
Public Order	225	81.8%	50	18.2%	275	100.0%
Other	742	81.4%	169	18.6%	911	100.0%
Total	10,064	64.9%	5,433	35.1%	15,497	100.0%
District Court						
Person	2,058	61.7%	1,280	38.3%	3,338	100.0%
Sex	37	30.1%	86	69.9%	123	100.0%
Property	2,832	70.5%	1,185	29.5%	4,017	100.0%
Drug Offenses	1,290	78.4%	355	21.6%	1,645	100.0%
Motor Vehicle	1,485	68.3%	689	31.7%	2,174	100.0%
Weapons	213	63.4%	123	36.6%	336	100.0%
Public Order	224	84.2%	42	15.8%	266	100.0%
Other	706	84.7%	128	15.3%	834	100.0%
Sub-Total	8,845	69.5%	3,888	30.5%	12,733	100.0%
Superior Court						
Person	391	38.2%	633	61.8%	1,024	100.0%
Sex	55	25.8%	158	74.2%	213	100.0%
Property	128	34.3%	245	65.7%	373	100.0%
Drug Offenses	493	67.7%	235	32.3%	728	100.0%
Motor Vehicle	29	34.9%	54	65.1%	83	100.0%
Weapons	86	33.5%	171	66.5%	257	100.0%
Public Order	1	11.1%	8	88.9%	9	100.0%
Other	36	46.8%	41	53.2%	77	100.0%
Sub-Total	1,219	44.1%	1,545	55.9%	2,764	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 and drug offenses is also presented.

Type of Offense: Governing Offense. Table 17 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 10,528 or 29.5% of all district court convictions, followed by property offenses (9,650 or 27.0% of all district court convictions), and person offenses (7,054 or 19.8% of all district court convictions). In the superior court the most frequently occurring offenses were person offenses which accounted for 1,168 or 34.7% of all superior court convictions followed by drug offenses which accounted for 933 or 27.7% 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 18 defendants are classified by type of offense on the basis of all offenses of conviction. For example, 479 defendants were classified as sex offenders on the basis of governing offense and an additional 35 defendants were classified as sex offenders on the basis of a conviction for a secondary offense (these 35 defendants were convicted of some other type of offense as the governing offense). Thus, a total of 514 defendants were classified as sex offenders on the basis of this expanded classification.

Table 17. Type of Offense by Court Department

Type of Offense	District Court		Superior Court		Total	
	N	%	N	%	N	%
Person	7,054	19.8%	1,168	34.7%	8,222	21.1%
Sex	226	0.6%	253	7.5%	479	1.2%
Property	9,650	27.0%	501	14.9%	10,151	26.0%
Drug	3,650	10.2%	933	27.7%	4,583	11.7%
Motor Vehicle	10,528	29.5%	95	2.8%	10,623	27.2%
Weapons	589	1.7%	280	8.3%	869	2.2%
Public Order	1,795	5.0%	12	0.4%	1,807	4.6%
Other	2,192	6.1%	123	3.7%	2,315	5.9%
Total	35,684	100.0%	3,365	100.0%	39,049	100.0%

Table 18. 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	8,222	1,026	9,248
Sex	479	35	514
Property	10,151	1,829	11,980
Drug	4,583	874	5,457
Motor Vehicle	10,623	1,433	12,056
Weapons	869	505	1,374
Public Order	1,807	1,639	3,446
Other	2,315	2,702	5,017
District Court			
Person	7,054	798	7,852
Sex	226	20	246
Property	9,650	1,609	11,259
Drug	3,650	763	4,413
Motor Vehicle	10,528	1,343	11,871
Weapons	589	261	850
Public Order	1,795	1,596	3,391
Other	2,192	2,343	4,535
Superior Court			
Person	1,168	228	1,396
Sex	253	15	268
Property	501	220	721
Drug	933	111	1,044
Motor Vehicle	95	90	185
Weapons	280	244	524
Public Order	12	43	55
Other	123	359	482

Type of Offense: Sex Offenses. There were an estimated 479 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 19 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 (226 in the district court and 253 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:
 - 64.1% were convicted of an offense involving a child victim;
 - 21.7% were convicted of an offense involving an adult victim; and,
 - 14.2% were convicted of some other sex offense.
- of the 253 sex offenders convicted in the superior court:
 - 77.9% were convicted of an offense involving a child victim;
 - 21.3% were convicted of an offense involving an adult victim; and,
 - 0.8% were convicted of some other sex offense.

Table 19. 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%	9	3.6%	9	1.9%
Rape	0	0.0%	24	9.5%	24	5.0%
Assault w/i Rape	0	0.0%	3	1.2%	3	0.6%
A&B Indecent	50	22.1%	16	6.3%	66	13.8%
A&B Indecent Mentally Retarded	0	0.0%	1	0.4%	1	0.2%
Incest	0	0.0%	1	0.4%	1	0.2%
Sub-Total	50	22.1%	54	21.3%	104	21.7%
Offense with Child Victim						
Rape of Child, Forcible	0	0.0%	27	10.7%	27	5.6%
Rape of Child	0	0.0%	63	24.9%	63	13.2%
Rape of Child, 2nd	0	0.0%	1	0.4%	1	0.2%
Rape of Child, Aggravated	0	0.0%	15	5.9%	15	3.1%
Rape of Child w/force, Aggravated	0	0.0%	1	0.4%	1	0.2%
Assault w/I Rape, Child	0	0.0%	3	1.2%	3	0.6%
A&B Indecent Child	66	29.2%	29	11.5%	95	19.8%
Acts Unnatural, Child	0	0.0%	1	0.4%	1	0.2%
Enticing Child	5	2.2%	4	1.6%	9	1.9%
Inducing Minor Sex	4	1.8%	1	0.4%	5	1.0%
Child Pornography	0	0.0%	4	1.6%	4	0.8%
Child Pornography, Possess	33	14.6%	48	19.0%	81	16.9%
Obscene Material to a Minor	2	0.9%	0	0.0%	2	0.4%
Sub-Total	110	48.7%	197	77.9%	307	64.1%
Other Sex Offense						
Open and Gross	66	29.2%	2	0.8%	68	14.2%
Sub-Total	66	29.2%	2	0.8%	68	14.2%
Total	226	100.0%	253	100.0%	479	100.0%

Type of Offense: Drug Offenses. There were an estimated 4,583 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 20 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, 1,567 or 42.9% of the drug offenses were classified as distribution offenses, 1,964 or 53.8% were classified as possession offenses, and 119 or 3.3% were not assigned to either category;
- in the superior court, 825 or 88.4% of the drug offenses were classified as distribution offenses, 50 or 5.4% were classified as possession offenses, and 58 or 6.2% 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 824 or 22.6% 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 556 or 59.6% 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 20. 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	450	12.3%	238	25.5%	688	15.0%
Class B	630	17.3%	556	59.6%	1,186	25.9%
Class C	54	1.5%	1	0.1%	55	1.2%
Class D	384	10.5%	29	3.1%	413	9.0%
Class E	36	1.0%	1	0.1%	37	0.8%
Other Distribution Offenses	13	0.4%	0	0.0%	13	0.3%
Sub-Total	1,567	42.9%	825	88.4%	2,392	52.2%
Possession Offenses						
Class A	813	22.3%	11	1.2%	824	18.0%
Class B	824	22.6%	35	3.8%	859	18.7%
Class C	85	2.3%	2	0.2%	87	1.9%
Class D	133	3.6%	2	0.2%	135	2.9%
Class E	106	2.9%	0	0.0%	106	2.3%
Other Possession Offenses	3	0.1%	0	0.0%	3	0.1%
Sub-Total	1,964	53.8%	50	5.4%	2,014	43.9%
Other Drug Offenses	119	3.3%	58	6.2%	177	3.9%
Total	3,650	100.0%	933	100.0%	4,583	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 21 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 450 defendants convicted of mandatory drug offenses during FY 2013.

A frequently occurring mandatory drug offense is distribution in a school zone, with 75 convictions or 16.7% 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 243 or 54.0% of the defendants convicted of mandatory drug offenses were classified as criminal history groups A or B, and 207 or 46.0% were classified as criminal history groups C, D, or E.

Table 21. Mandatory Drug Offenses: Governing Offense by Offense Seriousness Level, Criminal History Group, and Court Department

Governing Offense, Offense Seriousness and Court Department	Criminal History Group					Total
	A	B	C	D	E	
Superior Court						
Level 8 (15 Year Mandatory)						
Traffic Cocaine 200+ grams	1	1	0	0	0	2
Sub-Total	1	1	0	0	0	2
Level 7 (7 to 10 Year Mandatory)						
Traffic Heroin 100 to 200 grams	0	0	0	1	0	1
Traffic Heroin 28 to 100 grams	4	3	4	0	0	11
Traffic Heroin 36 to 100 grams	3	0	0	1	0	4
Traffic Cocaine 100 to 200 grams	3	2	3	2	1	11
Sub-Total	10	5	7	4	1	27
Level 6 (5 Year Mandatory)						
Traffic Heroin 14 to 28 grams	9	4	9	3	0	25
Traffic Cocaine 28 to 100 grams	23	6	5	6	0	40
Traffic Cocaine 36 to 100 grams	1	0	2	0	0	3
Distribute Class A, 2nd Offense	1	2	8	5	1	17
Distribute Cocaine, 2nd Offense	0	2	9	4	0	15
Sub-Total	34	14	33	18	1	100
Level 5 (3 Year Mandatory)						
Traffic Cocaine 18 to 36 grams	3	3	0	1	0	7
Traffic Cocaine 14 to 28 grams	28	18	14	8	0	68
Traffic Heroin 18 to 36 grams	0	1	1	0	0	2
Distribute Class B, 2nd Offense	0	5	4	7	0	16
Sub-Total	31	27	19	16	0	93
Level 4 (1 to 2 Year Mandatory)						
Distribute Cocaine	39	36	35	41	0	151
Traffic Marijuana 50 to 100 pounds	1	1	0	0	0	2
Distribution w/i School or Park	9	6	10	2	0	27
Sub-Total	49	43	45	43	0	180
Sub-Total Superior Court	125	90	104	81	2	402
District Court						
Distribution w/i School or Park	10	18	11	9	0	48
Total	135	108	115	90	2	450

All convictions for mandatory drug offenses include a sentence to incarceration. Table 22 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, 79 or 19.7% were sentenced to a house of correction and 323 or 80.3% were sentenced to the DOC. Of all convictions for mandatory drug offenses, 127 or 28.2% were sentenced to a house of correction and 323 or 71.8% were sentenced to the DOC.

Table 22. Mandatory Drug Offenses: Jurisdiction by Court Department

Jurisdiction	District Court		Superior Court		All Courts	
	N	%	N	%	N	%
House of Correction	48	100.0%	79	19.7%	127	28.2%
Department of Correction	0	0.0%	323	80.3%	323	71.8%
Total	48	100.0%	402	100.0%	450	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 23, it was estimated that 34,468 or 88.3% of all defendants were convicted of offenses for which the sentencing guidelines grid applied and 4,581 or 11.7% 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: 4,107 or 10.5% of all defendants were convicted of OUI offenses; 313 or 0.8% were convicted of mandatory firearms offenses; and, 161 or 0.4% were convicted of non-jailable offenses.

Table 23. Grid Assignment by Court Department

Grid Assignment	District Court		Superior Court		All Courts	
	N	%	N	%	N	%
Assigned to Grid	31,359	87.9%	3,109	92.4%	34,468	88.3%
Not Assigned to Grid						
OUI Offenses	4,058	11.4%	49	1.5%	4,107	10.5%
Mandatory Gun Offenses	106	0.3%	207	6.2%	313	0.8%
Non-jailable Offenses	161	0.5%	0	0.0%	161	0.4%
Sub-total	4,325	12.1%	256	7.6%	4,581	11.7%
Total	35,684	100.0%	3,365	100.0%	39,049	100.0%

SENTENCING PRACTICES: OFFENSES ASSIGNED TO THE GRID

In this section, the sentencing practices related to the 34,468 defendants convicted of offenses for which the sentencing guidelines grid applies are discussed.

Sentencing Practices: Grid Cell Assignment

Table 24 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 34,468 convicted defendants:

- an estimated 2,087 or 6.1% were classified within the incarceration zone;
- an estimated 22,729 or 65.9% were classified within the discretionary zone;
- an estimated 9,397 or 27.3% were classified within the intermediate sanction zone; and,
- an estimated 255 or 0.7% were not classified into a specific zone.

In both the district court and the superior court, the most frequently occurring classification was the discretionary zone on the sentencing guidelines grid: 67.8% of the defendants convicted in the district court and 47.0% 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 46.2% of the defendants convicted in the superior court were classified in the incarceration zone compared to 2.1% 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: 29.6% of the defendants convicted in the district court were classified in the intermediate sanctions zone compared to 3.6% 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 29,140 or 84.5% of the convicted defendants were assigned to offense seriousness levels 1 through 3; an estimated 4,660 or 13.5% of the convicted defendants were assigned to offense seriousness levels 4 through 6; and, an

estimated 413 or 1.2% of the convicted defendants were assigned to offense seriousness levels 7 through 9.

The most frequently occurring offense seriousness level was level 3 with an estimated 12,185 of all convictions (35.4%). In the district court, level 3 was the most frequently occurring offense seriousness level, accounting for an estimated 11,706 or 37.3% of all district court convictions. In the superior court, level 4 was the most frequently occurring offense seriousness level, accounting for an estimated 960 or 30.9% 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 12,637 or 36.7% of all convicted defendants. The most serious criminal history group, Group E, accounted for 36 of the convicted defendants.

Grid Cell. The most frequently occurring grid cell was “2A”: 4,461 or 12.9% of all convicted defendants were assigned to grid cell “2A”. In the district court, the most frequently occurring grid cell was “2A”: 4,357 or 13.9% of all defendants convicted in the district court were assigned to grid cell “2A”. As indicated in Table 42, the four most frequently occurring offenses in grid cell “2A” in the district court were operating to endanger, shoplifting, Larceny Less, and Possession of Class B. In the superior court, the most frequently occurring grid cell was “4A”: 316 or 10.2% of all defendants convicted in the superior court were assigned to grid cell “4A”. As indicated in Table 43, the three most frequently occurring offenses in grid cell “4A” in the superior court were CSA distribution Class B, CSA distribution Class A, and CSA distribution Cocaine.

Survey of Sentencing Practices

Table 24. 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	37	16	9	14	1	77	2.5%	9	37	16	9	14	1	77	0.2%
8	0	0	0	0	0	0	0.0%	8	62	23	22	11	0	118	3.8%	8	62	23	22	11	0	118	0.3%
7	0	0	0	0	0	0	0.0%	7	72	55	43	46	2	218	7.0%	7	72	55	43	46	2	218	0.6%
6	1	1	0	0	0	2	0.0%	6	222	104	107	137	3	573	18.4%	6	223	105	107	137	3	575	1.7%
5	213	179	154	129	0	675	2.2%	5	133	73	93	91	2	392	12.6%	5	346	252	247	220	2	1,067	3.1%
4	738	554	401	362	3	2,058	6.6%	4	316	197	182	263	2	960	30.9%	4	1,054	751	583	625	5	3,018	8.8%
3	3,831	2,892	2,515	2,458	10	11,706	37.3%	3	233	93	78	75	0	479	15.4%	3	4,064	2,985	2,593	2,533	10	12,185	35.4%
2	4,357	2,736	1,891	1,845	8	10,837	34.6%	2	104	39	24	18	0	185	6.0%	2	4,461	2,775	1,915	1,863	8	11,022	32.0%
1	2,222	1,595	1,111	992	5	5,925	18.9%	1	5	1	2	0	0	8	0.3%	1	2,227	1,596	1,113	992	5	5,933	17.2%
N.A.	40	39	35	42	0	156	0.5%	N.A.	51	21	15	12	0	99	3.2%	N.A.	91	60	50	54	0	255	0.7%
Total	11,402	7,996	6,107	5,828	26	31,359	100.0%	Total	1,235	622	575	667	10	3,109	100.0%	Total	12,637	8,618	6,682	6,495	36	34,468	100.0%
%	36.4%	25.5%	19.5%	18.6%	0.1%	100.0%		%	39.7%	20.0%	18.5%	21.5%	0.3%	100.0%		%	36.7%	25.0%	19.4%	18.8%	0.1%	100.0%	

Sentencing Zone	N	%
Incarceration Zone	650	2.1%
Discretionary Zone	21,268	67.8%
Intermediate Sanction Zone	9,285	29.6%
Unassigned	156	0.5%
Total	31,359	100.0%

Sentencing Zone	N	%
Incarceration Zone	1,437	46.2%
Discretionary Zone	1,461	47.0%
Intermediate Sanction Zone	112	3.6%
Unassigned	99	3.2%
Total	3,109	100.0%

Sentencing Zone	N	%
Incarceration Zone	2,087	6.1%
Discretionary Zone	22,729	65.9%
Intermediate Sanction Zone	9,397	27.3%
Unassigned	255	0.7%
Total	34,468	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 25 shows incarceration rates by grid cell assignment for all convicted defendants. For FY 2013, the estimated incarceration rate was 41.6%: 14,350 defendants received a sentence to incarceration out of 34,468 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 17.8% and the incarceration rate for defendants convicted of offenses at offense seriousness level 8 was 94.9%; and,
- the incarceration rate for defendants in criminal history group A was 28.9% and the incarceration rate for defendants in criminal history group D was 58.5%.

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 86.7%;
- for defendants in the discretionary zone, the incarceration rate was 47.0%; and,
- for defendants in the intermediate sanction zone, the incarceration rate was 18.3%.

Table 25. 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	37	16	9	14	1	77	9	37	16	9	14	1	77	9	100.0%	100.0%	100.0%	100.0%	100.0%	100.0%
8	62	23	22	11	0	118	8	56	23	22	11	0	112	8	90.3%	100.0%	100.0%	100.0%	N.A.	94.9%
7	72	55	43	46	2	218	7	65	52	43	46	2	208	7	90.3%	94.5%	100.0%	100.0%	100.0%	95.4%
6	223	105	107	137	3	575	6	183	99	104	134	3	523	6	82.1%	94.3%	97.2%	97.8%	100.0%	91.0%
5	346	252	247	220	2	1,067	5	202	159	192	180	2	735	5	58.4%	63.1%	77.7%	81.8%	100.0%	68.9%
4	1,054	751	583	625	5	3,018	4	552	510	419	513	3	1,997	4	52.4%	67.9%	71.9%	82.1%	60.0%	66.2%
3	4,064	2,985	2,593	2,533	10	12,185	3	1,314	1,427	1,505	1,650	7	5,903	3	32.3%	47.8%	58.0%	65.1%	70.0%	48.4%
2	4,461	2,775	1,915	1,863	8	11,022	2	964	912	813	905	5	3,599	2	21.6%	32.9%	42.5%	48.6%	62.5%	32.7%
1	2,227	1,596	1,113	992	5	5,933	1	236	298	217	306	2	1,059	1	10.6%	18.7%	19.5%	30.8%	40.0%	17.8%
N.A.	91	60	50	54	0	255	N.A.	37	27	35	38	0	137	N.A.	40.7%	45.0%	70.0%	70.4%	N.A.	53.7%
Total	12,637	8,618	6,682	6,495	36	34,468	Total	3,646	3,523	3,359	3,797	25	14,350	Total	28.9%	40.9%	50.3%	58.5%	69.4%	41.6%

Sentencing Zone	N
Incarceration Zone	2,087
Discretionary Zone	22,729
Intermediate Sanction Zone	9,397
Unassigned	255
Total	34,468

Sentencing Zone	N
Incarceration Zone	1,810
Discretionary Zone	10,688
Intermediate Sanction Zone	1,715
Unassigned	137
Total	14,350

Sentencing Zone	Incarceration Rate
Incarceration Zone	86.7%
Discretionary Zone	47.0%
Intermediate Sanction Zone	18.3%
Unassigned	53.7%
Total	41.6%

District Court Incarceration Rates. Table 26 shows incarceration rates by grid cell assignment for all defendants convicted in district court. For FY 2013, the estimated district court incarceration rate was 37.8%: 11,841 defendants received a sentence to incarceration out of 31,359 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 17.8% and the incarceration rate for defendants convicted of offenses at offense seriousness level 4 was 58.7%; and,
- the incarceration rate for defendants in criminal history group A was 24.5% and the incarceration rate for defendants in criminal history group D was 54.6%.

District court incarceration rates varied by sentencing zone:

- district court defendants in the incarceration zone had an incarceration rate of 73.4%;
- district court defendants in the discretionary zone had an incarceration rate of 45.2%; and,
- district court defendants in the intermediate sanction zone had an incarceration rate of 18.0%.

Table 26. 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	1	1	0	0	0	2	6	1	1	0	0	0	2	6	100.0%	100.0%	N.A.	N.A.	N.A.	100.0%
5	213	179	154	129	0	675	5	94	95	108	97	0	394	5	44.1%	53.1%	70.1%	75.2%	N.A.	58.4%
4	738	554	401	362	3	2,058	4	340	343	255	269	1	1,208	4	46.1%	61.9%	63.6%	74.3%	33.3%	58.7%
3	3,831	2,892	2,515	2,458	10	11,706	3	1,182	1,364	1,447	1,589	7	5,589	3	30.9%	47.2%	57.5%	64.4%	70.0%	47.7%
2	4,357	2,736	1,891	1,845	8	10,837	2	922	892	795	891	5	3,505	2	21.2%	32.6%	42.0%	48.3%	62.5%	32.3%
1	2,222	1,595	1,111	992	5	5,925	1	235	298	216	306	2	1,057	1	10.6%	18.7%	19.4%	30.8%	40.0%	17.8%
N.A.	40	39	35	42	0	156	N.A.	20	14	23	29	0	86	N.A.	50.0%	35.9%	65.7%	69.0%	N.A.	55.1%
Total	11,402	7,996	6,107	5,828	26	31,359	Total	2,794	3,007	2,844	3,181	15	11,841	Total	24.5%	37.6%	46.6%	54.6%	57.7%	37.8%

Sentencing Zone	N
Incarceration Zone	650
Discretionary Zone	21,268
Intermediate Sanction Zone	9,285
Unassigned	156
Total	31,359

Sentencing Zone	N
Incarceration Zone	477
Discretionary Zone	9,607
Intermediate Sanction Zone	1,671
Unassigned	86
Total	11,841

Sentencing Zone	Incarceration Rate
Incarceration Zone	73.4%
Discretionary Zone	45.2%
Intermediate Sanction Zone	18.0%
Unassigned	55.1%
Total	37.8%

Superior Court Incarceration Rates. Table 27 shows incarceration rates by grid cell assignment for all defendants convicted in superior court. For FY 2013, the estimated superior court incarceration rate was 80.7%: 2,509 defendants received a sentence to incarceration out of 3,109 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 50.8% and the incarceration rate for defendants convicted of offenses in offense seriousness level 8 was 94.9%; and,
- the incarceration rate for defendants in criminal history group A was 69.0% and the incarceration rate for defendants in criminal history group D was 92.4%.

The incarceration rate varied by sentencing zone:

- superior court defendants in the incarceration zone had an incarceration rate of 92.8%;
- superior court defendants in the discretionary zone had an incarceration rate of 74.0%; and,
- superior court defendants in the intermediate sanction zone had an incarceration rate of 39.3%.

Table 27. 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	37	16	9	14	1	77	9	37	16	9	14	1	77	9	100.0%	100.0%	100.0%	100.0%	100.0%	100.0%
8	62	23	22	11	0	118	8	56	23	22	11	0	112	8	90.3%	100.0%	100.0%	100.0%	N.A.	94.9%
7	72	55	43	46	2	218	7	65	52	43	46	2	208	7	90.3%	94.5%	100.0%	100.0%	100.0%	95.4%
6	222	104	107	137	3	573	6	182	98	104	134	3	521	6	82.0%	94.2%	97.2%	97.8%	100.0%	90.9%
5	133	73	93	91	2	392	5	108	64	84	83	2	341	5	81.2%	87.7%	90.3%	91.2%	100.0%	87.0%
4	316	197	182	263	2	960	4	212	167	164	244	2	789	4	67.1%	84.8%	90.1%	92.8%	100.0%	82.2%
3	233	93	78	75	0	479	3	132	63	58	61	0	314	3	56.7%	67.7%	74.4%	81.3%	N.A.	65.6%
2	104	39	24	18	0	185	2	42	20	18	14	0	94	2	40.4%	51.3%	75.0%	77.8%	N.A.	50.8%
1	5	1	2	0	0	8	1	1	0	1	0	0	2	1	20.0%	0.0%	50.0%	N.A.	N.A.	25.0%
N.A.	51	21	15	12	0	99	N.A.	17	13	12	9	0	51	N.A.	33.3%	61.9%	80.0%	75.0%	N.A.	51.5%
Total	1,235	622	575	667	10	3,109	Total	852	516	515	616	10	2,509	Total	69.0%	83.0%	89.6%	92.4%	100.0%	80.7%

Sentencing Zone	N
Incarceration Zone	1,437
Discretionary Zone	1,461
Intermediate Sanction Zone	112
Unassigned	99
Total	3,109

Sentencing Zone	N
Incarceration Zone	1,333
Discretionary Zone	1,081
Intermediate Sanction Zone	44
Unassigned	51
Total	2,509

Sentencing Zone	Incarceration Rate
Incarceration Zone	92.8%
Discretionary Zone	74.0%
Intermediate Sanction Zone	39.3%
Unassigned	51.5%
Total	80.7%

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 28 shows the results of this analysis. Overall, it was estimated that 86.1% of current sentences fall within the proposed guidelines and 13.9% of current sentences fall outside of proposed guidelines (an estimated 4.0% 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 3.8% of all sentences were outside of the proposed guidelines and almost all of those sentences were above the proposed ranges (For most cells, the lower limit of the range is zero);
- the proportion of sentences outside of the guidelines was the highest at offense seriousness level 7, where an estimated 73.4% of all sentences were outside of the proposed ranges (42.2% were below the proposed guidelines and 31.2% were above the proposed guidelines);
- when comparing the sentences imposed for mandatory drug offenses with the proposed sentencing guidelines, it was estimated that 43.7% of the current mandatory drug sentences were within the sentencing guidelines ranges and that 56.3% were outside of the sentencing guidelines (including 5.1% below the proposed guidelines and 51.2% above the proposed guidelines); and,
- when comparing the sentences imposed for all other offenses it was estimated that 86.7% were within the sentencing guidelines ranges and 13.3% were outside of the sentencing guidelines (including 4.0% below the ranges and 9.4% above the ranges); and,
- for all offenses at levels 6 through 8, 40.8% of the sentences were below the guideline ranges, 29.9% were within, and 29.4% were above;
- for mandatory drug offenses at levels 6 through 8, 7.8% were below the guideline ranges, 35.7% were within, and 56.6% were above; and,
- for all other offenses at levels 6 through 8, 46.5% were below the guideline ranges, 28.8% were within, and 24.7% were above.

Table 28. 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%	77	100.0%	0	0.0%	77	100.0%
Level 8	27	32.1%	29	34.5%	28	33.3%	84	100.0%
Level 7	92	42.2%	58	26.6%	68	31.2%	218	100.0%
Level 6	236	41.5%	173	30.4%	160	28.1%	569	100.0%
Level 5	492	46.4%	430	40.6%	138	13.0%	1,060	100.0%
Level 4	476	15.9%	2,114	70.5%	410	13.7%	3,000	100.0%
Level 3	0	0.0%	11,072	96.2%	436	3.8%	11,508	100.0%
Level 2	0	0.0%	9,542	88.1%	1,286	11.9%	10,828	100.0%
Level 1	0	0.0%	5,138	86.8%	782	13.2%	5,920	100.0%
Total	1,323	4.0%	28,633	86.1%	3,308	9.9%	33,264	100.0%
Other Offenses								
Level 9	0	0.0%	77	100.0%	0	0.0%	77	100.0%
Level 8	27	32.9%	29	35.4%	26	31.7%	82	100.0%
Level 7	90	47.1%	45	23.6%	56	29.3%	191	100.0%
Level 6	228	48.6%	140	29.9%	101	21.5%	469	100.0%
Level 5	486	50.3%	408	42.2%	73	7.5%	967	100.0%
Level 4	469	16.9%	1,986	71.6%	318	11.5%	2,773	100.0%
Level 3	0	0.0%	11,072	96.2%	436	3.8%	11,508	100.0%
Level 2	0	0.0%	9,542	88.1%	1,286	11.9%	10,828	100.0%
Level 1	0	0.0%	5,138	86.8%	782	13.2%	5,920	100.0%
Total	1,300	4.0%	28,437	86.7%	3,078	9.4%	32,815	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%	2	100.0%	2	100.0%
Level 7	2	7.4%	13	48.1%	12	44.4%	27	100.0%
Level 6	8	8.0%	33	33.0%	59	59.0%	100	100.0%
Level 5	6	6.5%	22	23.7%	65	69.9%	93	100.0%
Level 4	7	3.1%	128	56.4%	92	40.5%	227	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	23	5.1%	196	43.7%	230	51.2%	449	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 23, there were 4,581 defendants representing 11.7% 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 313 convictions where the governing offense was a mandatory firearms offense in FY 2013. Table 29 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 29. 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	106	100.0%	114	55.1%	220	70.3%
Firearm, Carry w/o License, 2nd Offense	0	0.0%	4	1.9%	4	1.3%
Firearm, Carry w/o License, 3rd Offense	0	0.0%	1	0.5%	1	0.3%
Firearm, Possess Machine Gun / Sawed off Shotgun	0	0.0%	5	2.4%	5	1.6%
Assault Weapon, Possess	0	0.0%	18	8.7%	18	5.8%
Firearm Trafficking, 3 to 9	0	0.0%	2	1.0%	2	0.6%
Firearm Trafficking, 10 to 19	0	0.0%	0	0.0%	0	0.0%
Armed Career Criminal, 1 Prior	0	0.0%	57	27.5%	57	18.2%
Armed Career Criminal , 2 Priors	0	0.0%	3	1.4%	3	1.0%
Armed Career Criminal , 3 Priors	0	0.0%	1	0.5%	1	0.3%
Firearm, Use in Felony	0	0.0%	2	1.0%	2	0.6%
Total	106	100.0%	207	100.0%	313	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 4,107 convictions for OUI offenses in FY 2013. 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 (CWO) were not included in this sample, as a CWO disposition was not considered a conviction for the purposes of the survey of sentencing practices. Table 30 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 30. 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%	21	42.9%	21	0.5%
House of Correction Sentence						
Less than 1 month	45	1.1%	0	0.0%	45	1.1%
1 Month	64	1.6%	0	0.0%	64	1.6%
2 Months	181	4.5%	1	2.0%	182	4.4%
3 to 5 Months	108	2.7%	0	0.0%	108	2.6%
6 to 8 Months	200	4.9%	1	2.0%	201	4.9%
9 to 11 Months	23	0.6%	0	0.0%	23	0.6%
12 to 14 Months	77	1.9%	5	10.2%	82	2.0%
15 to 17 Months	2	0.0%	0	0.0%	2	0.0%
18 to 20 Months	24	0.6%	2	4.1%	26	0.6%
21 to 23 Months	1	0.0%	0	0.0%	1	0.0%
24 to 26 Months	36	0.9%	5	10.2%	41	1.0%
27 to 29 Months	0	0.0%	0	0.0%	0	0.0%
30 Months	20	0.5%	13	26.5%	33	0.8%
Missing Sentence Information	5	0.1%	0	0.0%	5	0.1%
Sub-Total	786	19.4%	27	55.1%	813	19.8%
Probation	2,507	61.8%	1	2.0%	2,508	61.1%
Fine	689	17.0%	0	0.0%	689	16.8%
Other	76	1.9%	0	0.0%	76	1.9%
Total	4,058	100.0%	49	100.0%	4,107	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.²⁶

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

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

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

²⁶ G.L. c. 211E § 3 (e).

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

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

²⁹ *Ibid.*, p. 92.

Sentencing Practices: Defendant Gender

Table 31 shows the gender of defendants by court department. Of all convicted defendants, 17.1% were female and 82.9% were male. Of the defendants convicted in district court, 29,304 or 82.1% were male and 6,380 or 17.9% were female; and, of the defendants convicted in superior court, 3,049 or 90.6% were male and 316 or 9.4% were female.

Table 31. Defendant Gender by Court Department

Gender	District Court		Superior Court		All Courts	
	N	%	N	%	N	%
Male	29,304	82.1%	3,049	90.6%	32,353	82.9%
Female	6,380	17.9%	316	9.4%	6,696	17.1%
Total	35,684	100.0%	3,365	100.0%	39,049	100.0%

Table 32 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 32. Defendant Gender by Grid Cell Assignment

Offense Type and Grid Assignment	Male		Female		Total	
	N	%	N	%	N	%
Sentencing Grid						
Person Offenses	7,299	88.8%	923	11.2%	8,222	100.0%
Sex Offenses	470	98.1%	9	1.9%	479	100.0%
Property Offenses	7,669	75.5%	2,482	24.5%	10,151	100.0%
Drug Offenses						
Mandatory / Distribution	433	96.2%	17	3.8%	450	100.0%
Non-Mandatory / Distribution	1,707	87.9%	235	12.1%	1,942	100.0%
Possession	1,638	81.3%	376	18.7%	2,014	100.0%
Other Drug Offense	121	68.4%	56	31.6%	177	100.0%
Sub-total Drug	3,899	85.1%	684	14.9%	4,583	100.0%
Motor Vehicle	5,628	86.9%	852	13.1%	6,480	100.0%
Weapons	523	94.1%	33	5.9%	556	100.0%
Public Order and Other Offenses	3,167	79.2%	830	20.8%	3,997	100.0%
Sub-total Grid	28,655	83.1%	5,813	16.9%	34,468	100.0%
Not Assigned to Grid						
OUI Offenses	3,257	79.3%	850	20.7%	4,107	100.0%
Mandatory Firearms	311	99.4%	2	0.6%	313	100.0%
Non-jailable	130	80.7%	31	19.3%	161	100.0%
Sub-Total No Grid	3,698	80.7%	883	19.3%	4,581	100.0%
Grand Total	32,353	82.9%	6,696	17.1%	39,049	100.0%

Sentencing Practices: Defendant Age at Disposition

The age of defendants at the time of disposition ranged from 17 years to 91 years. The mean age at disposition was 34.9 years and the median age at disposition was 32 years. Table 33 shows the age at disposition for all defendants by court department.

Table 33. Defendant Age at Disposition by Court Department

Age at Disposition	District Court	Superior Court	All Courts
19 and younger	1,290	129	1,419
20 to 24	6,278	641	6,919
25 to 29	6,671	646	7,317
30 to 34	5,570	585	6,155
35 to 39	3,946	384	4,330
40 to 44	3,855	306	4,161
45 to 49	3,333	278	3,611
50 to 54	2,510	206	2,716
55 to 59	1,363	100	1,463
60 and older	868	90	958
Total	35,684	3,365	39,049
Youngest	17 Years	17 Years	17 Years
Oldest	91 Years	91 Years	91 Years
Mean	34.9 Years	34.1 Years	34.9 Years
Median	33 Years	32 Years	32 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 1.3% of the convicted defendants. Further discussion of the method used to collect defendant race can be found in Appendix A.

As indicated in Table 34, 66.3% of the convicted defendants were white, 16.4% were black, 14.6% were hispanic, and 1.4% were other races. The race was unknown for 1.3% of the convicted defendants.

Table 34 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, 68.0% were white, and 30.7% were racial/ethnic minorities (15.6% were black, 13.8% were hispanic, and 1.3% were other races). The race was unknown for 1.3% of the defendants convicted in the district court. Of the defendants convicted in the superior court, 48.2% were white, and 51.0% were racial/ethnic minorities (25.6% were black, 23.4% were hispanic, and 2.0% were other races). The race was unknown for 0.8% of the defendants convicted in the superior court.

Table 34. Defendant Race By Court Department

Defendant Race	District Court		Superior Court		All Courts	
	N	%	N	%	N	%
White	24,252	68.0%	1,622	48.2%	25,874	66.3%
Black	5,555	15.6%	861	25.6%	6,416	16.4%
Hispanic	4,929	13.8%	788	23.4%	5,717	14.6%
Other	475	1.3%	66	2.0%	541	1.4%
Unknown	473	1.3%	28	0.8%	501	1.3%
Total	35,684	100.0%	3,365	100.0%	39,049	100.0%

Table 35 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:

- 66.3% of all defendants were white, 32.5% of all defendants were racial/ethnic minorities (16.4% were black, 14.6% were hispanic, and 1.4% were other races), and the race was unknown for 1.3% of all defendants; and,
- 25.3% of defendants convicted of mandatory drug offenses were white, and 74.7% of defendants convicted of mandatory drug offenses were racial/ethnic minorities (33.8% were black, 38.9% were hispanic, and 2.0% were other races).

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

- 55.3% of defendants convicted of all drug offenses were white and 43.7% were racial/ethnic minorities;
- 70.9% of defendants convicted of possession offenses were white and 27.8% were racial/ethnic minorities;
- 44.1% of defendants convicted of non-mandatory distribution offenses were white and 55.0% were racial/ethnic minorities; and,
- 25.3% of defendants convicted of mandatory distribution offenses were white and 74.7% were racial/ethnic minorities.

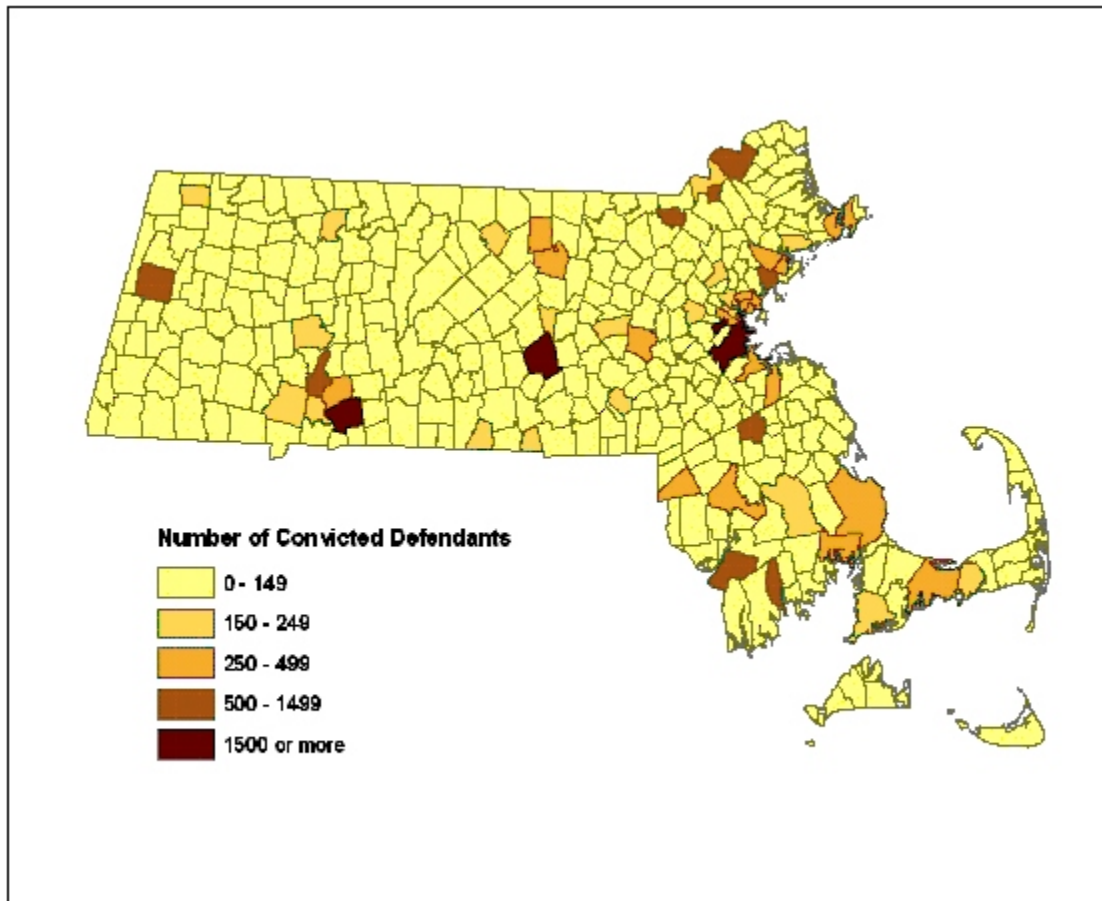
Table 35. Defendant Race by Type of Offense and Grid Assignment

Offense Type and Grid Assignment	White		Black		Hispanic		Other		Unknown		Total	
	N	%	N	%	N	%	N	%	N	%	N	%
Sentencing Grid												
Person Offenses	5,070	61.7%	1,663	20.2%	1,293	15.7%	116	1.4%	80	1.0%	8,222	100.0%
Sex Offenses	310	64.7%	72	15.0%	74	15.4%	9	1.9%	14	2.9%	479	100.0%
Property Offenses	7,278	71.7%	1,610	15.9%	1,070	10.5%	121	1.2%	72	0.7%	10,151	100.0%
Drug Offenses												
Mandatory / Distribution	114	25.3%	152	33.8%	175	38.9%	9	2.0%	0	0.0%	450	100.0%
Non-Mandatory / Distribution	857	44.1%	497	25.6%	541	27.9%	30	1.5%	17	0.9%	1,942	100.0%
Possession	1,428	70.9%	252	12.5%	290	14.4%	18	0.9%	26	1.3%	2,014	100.0%
Other Drug Offense	134	75.7%	16	9.0%	23	13.0%	2	1.1%	2	1.1%	177	100.0%
Sub-total Drug	2,533	55.3%	917	20.0%	1,029	22.5%	59	1.3%	45	1.0%	4,583	100.0%
Motor Vehicle	4,216	65.1%	926	14.3%	1,139	17.6%	97	1.5%	102	1.6%	6,480	100.0%
Weapons	301	54.1%	138	24.8%	105	18.9%	6	1.1%	6	1.1%	556	100.0%
Public Order and Other	2,609	65.3%	720	18.0%	567	14.2%	51	1.3%	50	1.3%	3,997	100.0%
Sub-total Grid	22,317	64.7%	6,046	17.5%	5,277	15.3%	459	1.3%	369	1.1%	34,468	100.0%
Not Assigned to Grid												
OUI Offenses	3,376	82.2%	207	5.0%	328	8.0%	71	1.7%	125	3.0%	4,107	100.0%
Mandatory Firearms	61	19.5%	146	46.6%	98	31.3%	7	2.2%	1	0.3%	313	100.0%
Non-jailable	120	74.5%	17	10.6%	14	8.7%	4	2.5%	6	3.7%	161	100.0%
Sub-Total No Grid	3,557	77.6%	370	8.1%	440	9.6%	82	1.8%	132	2.9%	4,581	100.0%
Grand Total	25,874	66.3%	6,416	16.4%	5,717	14.6%	541	1.4%	501	1.3%	39,049	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 36,580 defendants (or 93.7% of the survey population). The remaining defendants resided out-of-state (4.1%), resided in a correctional facility (1.7%), were reported as homeless with no community identified (0.5%), or in the case of a single defendant, an address was unable to be determined. 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 2013. 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 ongoing 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 Department of Criminal Justice Information Services (DCJIS) 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 2013, or the period July 1, 2012 through June 30, 2013 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 2013 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 2013, 78 defendants were classified in the life sentence group including one defendant convicted of an offense other than murder. The single defendant convicted and sentenced to life for an offense other than murder was not sentenced as a habitual offender.

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 2013 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 2013, 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 1,776 defendants classified as state prison sentences, none were sentenced as an habitual offender.

Other DOC Sentences. This category includes state prison / split sentences, reformatory sentences, and some habitual offender sentences. Reformatory sentences were those incarceration sentences with no minimum term of incarceration and a maximum term of incarceration greater than 30 months. Although reformatory sentences can no longer be given for offenses committed after July 1, 1994, some cases were sentenced in FY 2013 for offenses occurring prior to that time and thus a reformatory sentence could be imposed. In FY 2013 there were no reformatory sentences imposed. The sentence structure of habitual offenders is often similar to that of reformatory sentences, that is only a single sentence length is imposed, which is the statutory maximum. These defendants were also included in the “Other DOC” group unless a life or state prison sentence was imposed. In FY 2013, five defendants were sentenced as habitual offenders and classified in the “Other DOC” group. Two other defendants were classified in the “other DOC” group including a defendant whose sentencing was continued, and a defendant who defaulted at sentencing.

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

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

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

Sentencing Hierarchy. In some instances an individual charge may be subject to multiple sentencing conditions upon conviction. For example, a fine may be given in conjunction with a house of correction sentence and a “split” sentence includes a term of incarceration along with a term of probation supervision. In all cases, the charge was assigned to a unique sentence group in a hierarchical fashion with precedence indicated by the order in which the sentence groups appear above. Beginning with the FY 2002 survey of sentencing practices all cases where a sentencing event included both a house

of correction and a house of correction / split sentence were reviewed. When the committed portion of the house of correction / split sentence was longer than the house of correction sentence, the house of correction / split sentence was considered the governing offense; where the split portion of the house of correction / split sentence and the house of correction sentence were of the same length, the charge associated with the highest offense seriousness level was considered the governing offense; and where offense seriousness levels were the same, the charge associated with the split sentence was considered the governing offense.

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

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

Sentence Length

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

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

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

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

When calculating mean sentence length, cases with missing information were excluded from the analysis. There were a total of 286 cases with missing sentence length information, representing approximately 1.8% of the incarceration sentences. The number of cases with missing sentence length information is noted in Table 36.

Table 36. Cases with Missing Sentence Information by Selected Defendant Characteristics and Grid Assignment

Defendant Characteristic	Sentencing Guidelines	Other
House of Correction Sentence	278	5
House of Correction / Split Sentence	1	0
Other DOC	2	0
District Court	275	5
Superior Court	6	0
Old Law	0	0
New Law	281	5
Mandatory Offense	1	0
Other Offense	280	5

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 sentencing practices 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.

Statutory Penalty Status

All charges were classified to a statutory penalty status: felony (no house alternative, house alternative with no district court jurisdiction, house alternative with joint jurisdiction in the district court) and misdemeanor. All charges were also classified with respect to the statutory maximum penalty that could be imposed. Certain charges were assigned to the category of mandatory sentences and the mandatory minimum term that could be imposed. For purposes of the analysis, life sentences for murder were considered mandatory sentences and incarceration sentences of one month or more for Operating Under the Influence were considered mandatory sentences.

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. 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 2013 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 18).

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.

Table 37 shows the offense seriousness level assigned to the governing offense and the highest offense seriousness level for all convicted offenses. Of the 34,468 defendants convicted of offenses assigned to the sentencing grid, 33,720 or 97.8% had all of their convictions at or below the level of the governing offense and 748 or 2.2% had one or more convictions at a level higher than the governing offense. The most frequently occurring was a defendant assigned to offense level 2 who was also convicted of an offense assigned to offense level 3. For example, a defendant who had a sentence to incarceration for resisting arrest (level 2) and a probation sentence for A&B (level 3) would be assigned to the lower offense level. Defendants assigned to level 2 with one or more convictions at level 3 accounted for 148 or 19.8% of these cases. Table 38 shows the specific offense associated with the highest offense seriousness level for the 748 cases.

Table 37. 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	77	100.0%	0	0.0%	77	100.0%
8	118	100.0%	0	0.0%	118	100.0%
7	205	94.0%	13	6.0%	218	100.0%
6	542	94.3%	33	5.7%	575	100.0%
5	1,043	97.8%	24	2.2%	1,067	100.0%
4	2,943	97.5%	75	2.5%	3,018	100.0%
3	11,991	98.4%	194	1.6%	12,185	100.0%
2	10,836	98.3%	186	1.7%	11,022	100.0%
1	5,710	96.2%	223	3.8%	5,933	100.0%
N.A.	255	100.0%	0	0.0%	255	100.0%
Total	33,720	97.8%	748	2.2%	34,468	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	77
8	0	0	0	0	0	0	0	0	118	0
7	0	0	0	0	0	0	0	205	13	0
6	0	0	0	0	0	0	542	7	26	0
5	0	0	0	0	0	1,043	15	3	6	0
4	0	0	0	0	2,943	40	25	3	7	0
3	0	0	0	11,991	48	94	34	6	12	0
2	0	0	10,836	148	22	11	4	0	1	0
1	0	5,710	142	68	2	9	2	0	0	0
N.A.	255	0	0	0	0	0	0	0	0	0
Total	255	5,710	10,978	12,207	3,015	1,197	622	224	183	77

Table 38. Offense Associated with Highest Offense Level and Not Governing Offense

Offense - Highest Level	#	Offense - Highest Level	#	Offense - Highest Level	#	Offense - Highest Level	#
Level 8		Level 5		Level 3		Level 2	
Home Invasion	48	Intimidation	114	A&B	56	Compulsory Insurance Violation	45
Armed Assault In Dwell House	6	Robbery Unarmed	24	B&E	32	Resisting Arrest	21
Rape Of Child w/Force	4	Burglary	8	Larceny More	26	Operate to Endanger	12
Armed Assault w/i Murder - Firearm	4	Common & Notorious Thief	5	Leaving Scene Property Damage	26	Possession Class B	9
Burglary, Armed	3	A&B Aggravated	1	Carrying Dangerous Weapon	18	Property Destruction	8
Total	65	A&B DW, Aggravated	1	Assault Dangerous Weapon	9	Larceny Less	5
		Stalking Violation of Rest. Order	1	Restraining Order Violation	8	Possession Class A	4
Level 7		Total	154	A&B Dangerous Weapon	7	Assault	3
Armed Assault w/i Murder	6			Forgery And Uttering	6	Counterfeit/Alter MV Document	3
Armed Robbery Gun	5	Level 4		Possess Burglarious Tools	4	Receiving Stolen Goods	2
Murder, Attempted	3	Larceny Person	25	Leaving Scene Personal Injury	4	Possession Class A Heroin	2
Mayhem	2	Distribute Class A	10	Reckless Endangerment	3	Possession Class C	2
Assault w/i Rape Child	1	Distribute Class B	9	Receiving Stolen Goods MV	3	Possession Class D	2
Carjacking, Armed	1	Fraud - Identity	8	Harassment Order Violation	2	Distribute Class E	2
Confine And Put In Fear	1	Harassment	7	Gun Serial Number	2	Habitual Traffic Offender	2
Total	19	A&B Elderly / Disabled w/Injury	4	Unnatural Acts	1	Fireworks	2
		Indecent A&B	2	Larceny Building	1	Defrauding Innkeeper	1
Level 6		Stalking	1	Larceny Firearm	1	Tagging Property	1
Armed Robbery	36	Larceny Person + 65	1	Larceny MV	1	Counterfeit	1
Child Pornography	21	Larceny Cont Sub	1	Defrauding Insurer	1	Use Without Authority	1
Kidnapping Level 6	7	Firearm Sale Violation	1	Mal Dest Property More	1	Prostitution	1
Armed Assault w/i Rob	6	Extortion	1	Burning Property	1	Solicit Felony	1
A&B Aggravated - Serious Injury	2	A&B Guard	1	Distribute Class C	1	Firearm Possess w/o Permit	1
Rape Of Child	2	Total	71	Interfere Police or Firefighter	1	Failure to Appear	1
Burning Dwelling House	2			Sex Offender Fail Register	1	Possess Stun Gun	1
Manslaughter	1			Total	216	False Report Of Crime	1
A&B DW, Aggravated w/Injury	1					Total	134
Indecent A&B Mentally Retarded	1						
Robbery Unarmed + 60	1					Non-Grid Offenses	
Total	80					Level 2	
						OUI	8
						Level 4	
						Oper Und Infl Of Liq 5th	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.³⁰ Adjudications in juvenile court under the youthful offender law were treated separately from other juvenile adjudications. Adjudications under the youthful offender law which resulted in the imposition of an adult sentence by the juvenile court were not included as convictions or sentencing events for the purposes of constructing the sample for the current survey of sentencing practices. For juveniles charged with murder, the cases are heard in adult court. If those cases resulted in a commitment to DYS, the case was not included in the sample. If those cases resulted in an adult sentence, the case was included in the sample.

During FY 2013 there were 303 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

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

the criminal history. Some further assumptions used in the construction of the youthful offender criminal history model include:

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

Sentencing Guidelines Grid Assignment

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

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

The method should not be considered a comprehensive compilation of OUI sentencing. Many first offense OUI cases are disposed of through a CWO 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 2013, 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 2013 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 2013, 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 2013 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 1,204 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 demographic 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 contained 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 39 shows the assignment of all offenders to a last known address category.

Table 39. Last Known Address Category by Court Department

Last Known Address Category	District Court		Superior Court		All Courts	
	N	%	N	%	N	%
Massachusetts City or Town						
Specific Street Address	32,937	92.3%	2,955	87.8%	35,892	91.9%
Homeless (city identified)	570	1.6%	32	1.0%	602	1.5%
No Specific Street Address (city	79	0.2%	7	0.2%	86	0.2%
Sub-Total	33,586	94.1%	2,994	89.0%	36,580	93.7%
No Massachusetts City or Town						
Out of State Resident	1,457	4.1%	147	4.4%	1,604	4.1%
Correctional Facility	454	1.3%	201	6.0%	655	1.7%
Homeless or Shelter (city not	186	0.5%	23	0.7%	209	0.5%
Missing Address	1	0.0%	0	0.0%	1	0.0%
Sub-Total	2,098	5.9%	371	11.0%	2,469	6.3%
Total	35,684	100.0%	3,365	100.0%	39,049	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 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 75 convictions, or 16.7% 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 40 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 75 defendants for whom the school zone offense was the governing offense; and,
- There were 18 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:
 - 14 had a mandatory drug offense as the governing offense; and,
 - 4 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 93 defendants with one or more convictions of distribution in a school zone. Of these 93 defendants:

- the underlying drug offense was a mandatory drug offense for 20 defendants; and,
- the underlying drug offense was a non-mandatory drug offense for 73 defendants.
- 73 had a house of correction sentence imposed for the underlying drug offense and of these sentences 43 were for 1 day; and,
- 19 had a DOC sentence imposed for the underlying drug offense.

The final portion of the table shows the racial composition of the 93 school zone defendants.

Incarceration Status

Table 41 shows incarceration status by governing offense for all convicted defendants assigned to the sentencing guidelines grid. Offenses are shown in descending order of offense seriousness level. For each offense, the total number of convicted defendants, the number of incarcerated defendants, and the incarceration rate are shown. The same information is shown for each criminal history group.

For example, the offense of Indecent A&B On Child is a level 5 offense. A total of 95 defendants were convicted of this offense including 63 in criminal history group A, 9 in criminal history group B, 15 in criminal history group C, 8 in criminal history group D, and none in criminal history group E. Of the 95 convicted defendants, a total of 72 received a sentence of incarceration, for an overall incarceration rate of 76%. Of the 63 defendants in criminal history group A, a total of 46 received a sentence of incarceration, for an incarceration rate of 73%; of the 9 defendants in criminal history group B, a total of 8 received a sentence of incarceration for an incarceration rate of 89%; of the 15 defendants in criminal history group C, 11 received a sentence of incarceration for an incarceration rate of 73%; of the 8 defendants in criminal history group D, 7 received a sentence of incarceration, for an incarceration rate of 88%; and, there were no defendants in criminal history group E.

Table 42 shows the same information for defendants convicted in district court. For example, as indicated in Table 42, there were a total of 66 convictions for Indecent A&B on Child in the district court. Of these 66 convictions, 46 resulted in a sentence to incarceration for an overall incarceration rate of 70%. The number of convicted defendants, the number of incarcerated defendants, and the incarceration rate is also shown for each criminal history group.

Table 43 shows the same information for defendants convicted in superior court. As indicated in Table 43, there were a total of 29 convictions for Indecent A&B on Child in the superior court. Of these 29 convictions, 26 resulted in a sentence to incarceration for an overall incarceration rate of 90%. As in the previous two tables, the number of convicted defendants, the number of incarcerated defendants, and the incarceration rate is also shown for each criminal history group.

State Prison Sentences

Table 44 and Table 45 show sentence length information for those defendants sentenced to the state prison by governing offense and grid cell assignment. In Table 44 the total number of convicted defendants, the mean minimum sentence, and the median

minimum sentence are shown. For example, for the offense of armed assault w/i murder, a level 7 offense, there were 40 defendants sentenced to the state prison in FY 2013. The mean minimum state prison sentence for armed assault w/i murder was 68.9 months and the median minimum sentence for armed assault w/i murder was 60.0 months.

In Table 45 the total number of convicted defendants, the mean maximum sentence, and the median maximum sentence are shown. Again, using the example of the offense of armed assault w/i murder, a level 7 offense, there were a total of 40 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 80.7 months and the median sentence for armed assault w/i murder was 72.0 months.

House of Correction Sentences

Table 46 shows sentence length information for those defendants who were sentenced to a period of incarceration in a house of correction. The table includes defendants convicted in district court and superior court. The table includes defendants who received a house of correction sentence or a house of correction / split sentence. For defendants receiving a house of correction sentence, the maximum sentence length is used in the analysis and for defendants serving house of correction / split sentences, the split or committed portion of the sentence is used in the analysis. There were 286 cases where sentence length information was not available. These cases were excluded from the analysis.

The table shows the total number of convicted defendants, the mean sentence and the median sentence. For example, the offense Possession of Burglarious Tools is a level 3 offense. There were 80 defendants convicted of this offense and sentenced to a term of incarceration in a house of correction. The mean house of correction sentence was 9.8 months and the median house of correction sentence was 7.5 months. The number of convicted defendants and the mean and median sentence length are also shown for each criminal history group.

Table 47 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 47:

- there were 8,222 defendants convicted of person offenses with an incarceration rate of 53%;
- there were 479 defendants convicted of sex offenses with an incarceration rate of 70%;
- there were 556 defendants convicted of weapons offenses with an incarceration rate of 50%;
- there were 10,151 defendants convicted of property offenses with an incarceration rate of 43%;
- there were 4,583 defendants convicted of drug offenses with an incarceration rate of 52%;
- there were 6,480 defendants convicted of motor vehicle offenses with an incarceration rate of 22%;
- there were 2,190 defendants convicted of other offenses with an incarceration rate of 42%; and,
- there were 1,807 defendants convicted of public order offenses with an incarceration rate of 15%.

**Table 40. 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	48	100.0%	27	60.0%	75	80.6%
Governing Offense: Other Mandatory Drug or Firearms	0	0.0%	14	31.1%	14	15.1%
Governing Offense: Other Drug Non-Mandatory	0	0.0%	2	4.4%	2	2.2%
Governing Offense: All Other Offenses	0	0.0%	2	4.4%	2	2.2%
Total	48	100.0	45	100.0	93	100.0
Underlying Offense of Conviction						
Trafficking Cocaine 14-28 grams	0	0.0%	3	6.7%	3	3.2%
Trafficking Cocaine 200+ grams	0	0.0%	1	2.2%	1	1.1%
Trafficking Heroin 14-28 grams	0	0.0%	1	2.2%	1	1.1%
Distribution Class A	19	39.6%	8	17.8%	27	29.0%
Distribution Class A, 2nd Offender	0	0.0%	2	4.4%	2	2.2%
Distribution Class B	13	27.1%	17	37.8%	30	32.3%
Distribution Cocaine / Mandatory	0	0.0%	11	24.4%	11	11.8%
Distribution Cocaine / 2nd	0	0.0%	2	4.4%	2	2.2%
Distribution Class C	3	6.3%	0	0.0%	3	3.2%
Distribution Class D	12	25.0%	0	0.0%	12	12.9%
Distribution Class E	1	2.1%	0	0.0%	1	1.1%
Total	48	100.0	45	100.0	93	100.0
Sentence Imposed / Underlying Drug Offense						
House of Correction Sentence						
1 Day	32	66.7%	11	24.4%	43	46.2%
2 Days to 5 Months	5	10.4%	3	6.7%	8	8.6%
6 Months to 11 Months	6	12.5%	3	6.7%	9	9.7%
12 Months to 17 Months	2	4.2%	5	11.1%	7	7.5%
18 Months to 23 Months	0	0.0%	2	4.4%	2	2.2%
24 Months or More	2	4.2%	2	4.4%	4	4.3%
Unknown	0	0.0%	0	0.0%	0	0.0%
Sub-Total	47	97.9%	26	57.8%	73	78.5%
DOC Sentence	0	0.0%	19	42.2%	19	20.4%
Other	1	2.1%	0	0.0%	1	1.1%
Total	48	100.0	45	100.0	93	100.0
Defendant Race						
White	15	31.3%	10	22.2%	25	26.9%
Black	16	33.3%	22	48.9%	38	40.9%
Hispanic	16	33.3%	12	26.7%	28	30.1%
Other	1	2.1%	1	2.2%	2	2.2%
Unknown	0	0.0%	0	0.0%	0	0.0%
Total	48	100.0	45	100.0	93	100.0

Table 41 Governing Offense by Grid Cell Assignment and Incarceration Status, All Courts

Level	Governing Offense	All Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
9	Murder	37	16	9	14	1	77	37	16	9	14	1	77	100%	100%	100%	100%	100%	100%
	Sub-Total	37	16	9	14	1	77	37	16	9	14	1	77	100%	100%	100%	100%	100%	100%
8	Manslaughter	23	11	8	5	0	47	23	11	8	5	0	47	100%	100%	100%	100%		100%
	Armed Assault In Dwell House	1	0	3	2	0	6	0	0	3	2	0	5	0%		100%	100%		83%
	Rape, Aggravated	4	4	0	1	0	9	4	4	0	1	0	9	100%	100%		100%		100%
	Rape Of Child w/Force	18	2	4	3	0	27	17	2	4	3	0	26	94%	100%	100%	100%		96%
	Rape of Child w/Force Aggravated	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
	Armed Assault w/i Murder - Firearm	7	4	5	0	0	16	7	4	5	0	0	16	100%	100%	100%			100%
	Home Invasion	5	0	0	0	0	5	2	0	0	0	0	2	40%					40%
	Burglary, Armed	2	1	2	0	0	5	1	1	2	0	0	4	50%	100%	100%			80%
	Traffic Cocaine 200+	1	1	0	0	0	2	1	1	0	0	0	2	100%	100%				100%
	Sub-Total	62	23	22	11	0	118	56	23	22	11	0	112	90%	100%	100%	100%		95%
7	Murder, Attempted	0	1	1	3	0	5	0	1	1	3	0	5		100%	100%	100%		100%
	Mayhem	8	3	1	5	0	17	8	3	1	5	0	17	100%	100%	100%	100%		100%
	A&B Child w/Injury Substantial	6	1	2	0	0	9	6	1	2	0	0	9	100%	100%	100%			100%
	Rape	9	6	3	5	1	24	7	5	3	5	1	21	78%	83%	100%	100%	100%	88%
	Rape of Child 2nd	0	1	0	0	0	1	0	1	0	0	0	1		100%				100%
	Rape of Child Aggravated	7	5	2	1	0	15	7	5	2	1	0	15	100%	100%	100%	100%		100%
	Assault w/i Rape Child	1	2	0	0	0	3	1	1	0	0	0	2	100%	50%				67%
	Incest	0	0	1	0	0	1	0	0	1	0	0	1			100%			100%
	Armed Robbery Gun	17	11	17	18	0	63	13	10	17	18	0	58	76%	91%	100%	100%		92%
	Armed Assault w/i Murder	10	18	8	5	0	41	9	18	8	5	0	40	90%	100%	100%	100%		98%
	Carjacking, Armed	3	0	1	3	0	7	3	0	1	3	0	7	100%		100%	100%		100%
	Kidnapping Child	0	1	0	0	0	1	0	1	0	0	0	1		100%				100%
	Confine And Put In Fear	1	0	0	2	0	3	1	0	0	2	0	3	100%			100%		100%
	Traffic Heroin 036-100	3	0	0	1	0	4	3	0	0	1	0	4	100%			100%		100%
	Traffic Heroin 028-100	4	3	4	0	0	11	4	3	4	0	0	11	100%	100%	100%			100%
	Traffic Heroin 100-200	0	0	0	1	0	1	0	0	0	1	0	1				100%		100%
	Traffic Cocaine 100-200	3	2	3	2	1	11	3	2	3	2	1	11	100%	100%	100%	100%	100%	100%
	Throw or Place Explosives	0	1	0	0	0	1	0	1	0	0	0	1		100%				100%
	Sub-Total	72	55	43	46	2	218	65	52	43	46	2	208	90%	95%	100%	100%	100%	95%

Table 41 Governing Offense by Grid Cell Assignment and Incarceration Status, All Courts

Level	Governing Offense	All Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
6	Manslaughter	3	2	0	1	0	6	2	2	0	1	0	5	67%	100%		100%		83%
	A&B Elderly / Disabled Ser Injury	2	1	0	0	0	3	2	1	0	0	0	3	100%	100%				100%
	A&B Aggravated - Serious Injury	1	4	4	5	1	15	0	3	4	5	1	13	0%	75%	100%	100%	100%	87%
	A&B Dangerous Weapon	8	17	16	22	1	64	8	17	16	22	1	64	100%	100%	100%	100%	100%	100%
	A&B Dangerous Weapon + 60	1	0	1	1	0	3	1	0	1	1	0	3	100%		100%	100%		100%
	A&B DW, Aggravated w/Injury	12	4	2	9	0	27	11	4	2	9	0	26	92%	100%	100%	100%		96%
	Assault To Kill or Maim	0	2	2	0	0	4	0	2	2	0	0	4		100%	100%			100%
	Rape Of Child	45	10	2	6	0	63	41	9	2	6	0	58	91%	90%	100%	100%		92%
	Assault w/i Rape	1	1	0	1	0	3	1	1	0	1	0	3	100%	100%		100%		100%
	Indecent A&B Mentally Retarded	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
	Child Pornography	4	0	0	0	0	4	0	0	0	0	0	0	0%					0%
	Robbery Unarmed + 60	8	1	0	6	0	15	5	1	0	6	0	12	63%	100%		100%		80%
	Armed Robbery	70	34	34	54	0	192	50	30	32	54	0	166	71%	88%	94%	100%		86%
	Armed Assault w/i Rob	5	7	6	5	0	23	3	7	6	4	0	20	60%	100%	100%	80%		87%
	Armed Aslt w/i Rob Over 65	4	0	0	0	0	4	4	0	0	0	0	4	100%					100%
	Carjacking	1	2	3	1	0	7	1	2	3	1	0	7	100%	100%	100%	100%		100%
	Kidnapping	4	2	3	2	0	11	4	2	3	2	0	11	100%	100%	100%	100%		100%
	Kidnapping Level 6	0	0	1	0	0	1	0	0	0	0	0	0			0%			0%
	Harassment, 2nd	0	0	0	1	0	1	0	0	0	0	0	0				0%		0%
	Burning Dwelling House	8	1	0	3	0	12	5	1	0	3	0	9	63%	100%		100%		75%
	Distribute Class A 2nd	1	2	8	5	1	17	1	2	8	5	1	17	100%	100%	100%	100%	100%	100%
	Distribute Cocaine 2nd	0	2	9	4	0	15	0	2	9	4	0	15		100%	100%	100%		100%
	Traffic Heroin 014-028	9	4	9	3	0	25	9	4	9	3	0	25	100%	100%	100%	100%		100%
	Traffic Cocaine 036-100	1	0	2	0	0	3	1	0	2	0	0	3	100%		100%			100%
	Traffic Cocaine 028-100	23	6	5	6	0	40	23	6	5	6	0	40	100%	100%	100%	100%		100%
	MV Homicide - OUI Felony	10	3	0	1	0	14	10	3	0	1	0	14	100%	100%		100%		100%
	Possess Explosive Device	1	0	0	1	0	2	0	0	0	0	0	0	0%			0%		0%
	Sub-Total	223	105	107	137	3	575	183	99	104	134	3	523	82%	94%	97%	98%	100%	91%

Table 41 Governing Offense by Grid Cell Assignment and Incarceration Status, All Courts

Level	Governing Offense	All Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
5	A&B Child w/Injury	12	8	1	2	0	23	5	6	1	2	0	14	42%	75%	100%	100%		61%
	A&B Aggravated	22	12	10	9	0	53	14	7	9	8	0	38	64%	58%	90%	89%		72%
	A&B DW, Aggravated	20	10	11	2	0	43	18	7	9	2	0	36	90%	70%	82%	100%		84%
	Indecent A&B On Child	63	9	15	8	0	95	46	8	11	7	0	72	73%	89%	73%	88%		76%
	Entice Child	6	2	0	1	0	9	4	2	0	1	0	7	67%	100%		100%		78%
	Unnatural Acts Child	0	1	0	0	0	1	0	1	0	0	0	1		100%				100%
	Robbery Unarmed	25	12	32	37	2	108	15	10	27	34	2	88	60%	83%	84%	92%	100%	81%
	Intimidation	157	165	148	130	0	600	64	85	107	98	0	354	41%	52%	72%	75%		59%
	Stalking Violation of Rest. Order	0	1	1	1	0	3	0	1	1	1	0	3		100%	100%	100%		100%
	Common & Notorious Thief	0	1	3	0	0	4	0	1	3	0	0	4		100%	100%			100%
	Burglary	3	1	5	6	0	15	2	1	3	6	0	12	67%	100%	60%	100%		80%
	Gaming Enterprise	1	1	0	0	0	2	0	1	0	0	0	1	0%	100%				50%
	Distribute Class B 2nd	0	5	4	7	0	16	0	5	4	7	0	16		100%	100%	100%		100%
	Traffic Heroin 018-036	0	1	1	0	0	2	0	1	1	0	0	2		100%	100%			100%
	Traffic Cocaine 018-036	3	3	0	1	0	7	3	3	0	1	0	7	100%	100%		100%		100%
	Traffic Cocaine 014-028	28	18	14	8	0	68	28	18	14	8	0	68	100%	100%	100%	100%		100%
	Perjury or Suborn	5	2	1	1	0	9	2	2	1	1	0	6	40%	100%	100%	100%		67%
	Bribery - Level 5	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
	Sex Offender Fail Register 2nd	0	0	1	7	0	8	0	0	1	4	0	5			100%	57%		63%
	Sub-Total	346	252	247	220	2	1,067	202	159	192	180	2	735	58%	63%	78%	82%	100%	69%

Table 41 Governing Offense by Grid Cell Assignment and Incarceration Status, All Courts

Level	Governing Offense	All Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
4	A&B Elderly / Disabled w/Injury	41	24	28	21	0	114	22	15	19	10	0	66	54%	63%	68%	48%		58%
	A&B Child Conspiracy	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
	A&B Guard	0	1	13	6	0	20	0	0	10	3	0	13		0%	77%	50%		65%
	A&B Dangerous Weapon	58	53	37	40	0	188	58	53	37	40	0	188	100%	100%	100%	100%		100%
	A&B Dangerous Weapon + 60	2	0	0	0	0	2	2	0	0	0	0	2	100%					100%
	A&B To Collect Loan	0	0	1	0	0	1	0	0	0	0	0	0			0%			0%
	Indecent A&B	34	11	15	5	1	66	13	8	8	5	1	35	38%	73%	53%	100%	100%	53%
	Photograph Nude Person	13	2	1	0	0	16	4	1	0	0	0	5	31%	50%	0%			31%
	Assault w/i Rob	2	1	2	1	0	6	2	1	2	1	0	6	100%	100%	100%	100%		100%
	Stalking	7	5	2	4	0	18	3	2	2	3	0	10	43%	40%	100%	75%		56%
	Harassment	28	17	14	9	0	68	6	7	7	7	0	27	21%	41%	50%	78%		40%
	Larceny More	5	3	2	11	0	21	5	3	2	11	0	21	100%	100%	100%	100%		100%
	Larceny More + 60	0	1	0	5	0	6	0	1	0	5	0	6		100%		100%		100%
	Larceny Person	144	136	68	81	1	430	70	92	47	67	1	277	49%	68%	69%	83%	100%	64%
	Larceny Person + 65	6	4	2	2	0	14	4	2	2	2	0	10	67%	50%	100%	100%		71%
	Larceny MV 2nd	0	0	0	2	0	2	0	0	0	2	0	2				100%		100%
	Fraud - Identity	43	39	18	20	0	120	16	11	9	11	0	47	37%	28%	50%	55%		39%
	B&E	3	5	20	88	0	116	3	5	20	88	0	116	100%	100%	100%	100%		100%
	Enter Dwelling w/I Felony	5	0	1	5	0	11	1	0	1	5	0	7	20%		100%	100%		64%
	Receiving Stolen Goods Over	0	1	4	6	0	11	0	1	4	6	0	11		100%	100%	100%		100%
	Receiving Stolen Goods MV 2nd	0	0	0	5	0	5	0	0	0	5	0	5				100%		100%
	Forge Commonwealth Note	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
	Burning Building	1	0	0	4	0	5	1	0	0	4	0	5	100%			100%		100%
	Attempt Arson	2	0	0	0	0	2	2	0	0	0	0	2	100%					100%
	Attempt Burn Building	1	0	0	1	0	2	1	0	0	1	0	2	100%			100%		100%
	Distribute Class A	207	142	136	118	1	604	112	106	97	85	0	400	54%	75%	71%	72%	0%	66%
	Distribute Class B	354	220	147	115	2	838	144	125	85	79	1	434	41%	57%	58%	69%	50%	52%
	Distribute Cocaine	39	36	35	41	0	151	39	36	35	41	0	151	100%	100%	100%	100%		100%
	Traffic Mar 50-100	1	1	0	0	0	2	1	1	0	0	0	2	100%	100%				100%
	Larceny Cont Sub	5	2	0	1	0	8	2	0	0	0	0	2	40%	0%		0%		25%
	Giving Prisoner Cont Sub	3	5	3	4	0	15	0	3	2	3	0	8	0%	60%	67%	75%		53%
	Control Substance School	19	24	21	11	0	75	19	24	21	11	0	75	100%	100%	100%	100%		100%
	MV Homicide - Reckless	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
	MV Homicide - OUI	2	0	0	0	0	2	2	0	0	0	0	2	100%					100%
	Leaving Scene Death	1	0	0	1	0	2	1	0	0	1	0	2	100%			100%		100%
	OUI Serious Inj, Fel	9	5	2	0	0	16	8	5	2	0	0	15	89%	100%	100%			94%
	Ignition Interlock Tamper	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
	Derive Support From Prostitute	2	0	0	0	0	2	2	0	0	0	0	2	100%					100%
	Gun Serial Number, Felony	1	0	0	1	0	2	1	0	0	1	0	2	100%			100%		100%
	Firearm Sale Violation	1	3	1	0	0	5	0	2	1	0	0	3	0%	67%	100%			60%
	Escape	5	8	6	12	0	31	4	5	5	12	0	26	80%	63%	83%	100%		84%
	Bribery	3	0	2	1	0	6	0	0	0	0	0	0	0%		0%	0%		0%
	Extortion	1	1	1	2	0	5	1	1	0	2	0	4	100%	100%	0%	100%		80%
	Bomb Hoax	1	1	1	1	0	4	1	0	1	1	0	3	100%	0%	100%	100%		75%
	Hoax Device	0	0	0	1	0	1	0	0	0	1	0	1				100%		100%
	Tax Law Violation	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
	Sub-Total	1,054	751	583	625	5	3,018	552	510	419	513	3	1,997	52%	68%	72%	82%	60%	66%

Table 41 Governing Offense by Grid Cell Assignment and Incarceration Status, All Courts

Level	Governing Offense	All Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
3	A&B	1,386	925	725	659	4	3,699	437	394	383	419	3	1,636	32%	43%	53%	64%	75%	44%
	A&B w/I Intimidate	4	2	0	1	0	7	2	1	0	1	0	4	50%	50%		100%		57%
	Reckless Endangerment	27	13	4	0	0	44	11	6	2	0	0	19	41%	46%	50%			43%
	Permit Injury to Child	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
	A&B Ambulance	2	0	1	0	0	3	1	0	1	0	0	2	50%		100%			67%
	A&B Dangerous Weapon	184	158	118	99	1	560	58	70	57	57	0	242	32%	44%	48%	58%	0%	43%
	A&B Dangerous Weapon + 60	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
	Assault Dangerous Weapon	161	125	125	113	0	524	69	79	70	72	0	290	43%	63%	56%	64%		55%
	Assault Dangerous Weapon + 60	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
	Unnatural Acts	1	3	1	0	0	5	1	0	1	0	0	2	100%	0%	100%			40%
	Child Pornography Possess	63	6	10	2	0	81	38	4	6	0	0	48	60%	67%	60%	0%		59%
	Kidnapping	4	0	1	0	0	5	2	0	0	0	0	2	50%		0%			40%
	Violation Of Civil Rights	0	1	0	0	0	1	0	1	0	0	0	1		100%				100%
	Restraining Order Violation	206	241	226	187	0	860	53	110	139	130	0	432	26%	46%	62%	70%		50%
	Harassment Order Violation	38	25	19	18	0	100	7	12	10	12	0	41	18%	48%	53%	67%		41%
	Larceny	11	11	7	9	0	38	11	11	7	9	0	38	100%	100%	100%	100%		100%
	Larceny More	570	451	456	491	1	1,969	166	207	265	307	1	946	29%	46%	58%	63%	100%	48%
	Larceny More + 60	5	4	2	1	0	12	2	2	1	0	0	5	40%	50%	50%	0%		42%
	Larceny Building	51	67	53	60	0	231	18	23	36	39	0	116	35%	34%	68%	65%		50%
	Larceny Firearm	2	1	0	0	0	3	0	1	0	0	0	1	0%	100%				33%
	Larceny MV	29	19	22	15	0	85	13	12	19	11	0	55	45%	63%	86%	73%		65%
	Embezzlement	2	1	0	0	0	3	2	0	0	0	0	2	100%	0%				67%
	Credit Card Misuse - More	3	1	4	6	0	14	2	1	4	5	0	12	67%	100%	100%	83%		86%
	Defrauding Insurer	9	11	1	1	0	22	3	1	1	1	0	6	33%	9%	100%	100%		27%
	MV - Sales Violation	2	0	0	0	0	2	0	0	0	0	0	0	0%					0%
	Possess Burglarious Tools	35	33	29	41	0	138	11	18	20	35	0	84	31%	55%	69%	85%		61%
	B&E	463	406	342	383	0	1,594	187	250	241	290	0	968	40%	62%	70%	76%		61%
	Mal Dest Property More	16	29	23	25	0	93	6	9	18	18	0	51	38%	31%	78%	72%		55%
	Receiving Stolen Goods Over	49	45	41	22	0	157	21	27	31	16	0	95	43%	60%	76%	73%		61%
	Receiving Stolen Goods MV	49	40	44	37	0	170	16	24	30	27	0	97	33%	60%	68%	73%		57%
	Forgery And Uttering	83	72	76	83	0	314	22	32	37	47	0	138	27%	44%	49%	57%		44%
	Counterfeit	1	6	1	6	0	14	0	4	1	1	0	6	0%	67%	100%	17%		43%

Table 41 Governing Offense by Grid Cell Assignment and Incarceration Status, All Courts

Level	Governing Offense	All Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
	Burning Property	5	5	1	1	0	12	2	3	1	0	0	6	40%	60%	100%	0%		50%
	Burning Motor Vehicle	0	2	1	1	0	4	0	2	1	1	0	4		100%	100%	100%		100%
	Illegal Lottery	2	0	0	0	0	2	0	0	0	0	0	0	0%					0%
	Possession Class A 2nd	2	5	4	3	0	14	0	3	3	2	0	8	0%	60%	75%	67%		57%
	Possession Class A Heroin 2nd	1	2	2	3	0	8	0	0	2	3	0	5	0%	0%	100%	100%		63%
	Possession Class B 2nd	0	17	9	6	0	32	0	9	6	4	0	19		53%	67%	67%		59%
	Possession Class D 2nd	0	1	0	0	0	1	0	1	0	0	0	1		100%				100%
	Distribute Class C	18	14	9	11	0	52	7	5	3	5	0	20	39%	36%	33%	45%		38%
	Distribute Class D 2nd	2	6	2	0	0	10	0	1	1	0	0	2	0%	17%	50%			20%
	Possession Hypodermic 2nd	0	0	1	0	0	1	0	0	1	0	0	1			100%			100%
	MV Homicide	14	1	0	1	0	16	9	1	0	0	0	10	64%	100%		0%		63%
	Leaving Scene Property Damage	277	112	87	61	0	537	47	38	31	33	0	149	17%	34%	36%	54%		28%
	Leaving Scene Personal Injury	79	14	22	7	0	122	12	5	12	2	0	31	15%	36%	55%	29%		25%
	OUI Serious Inj, Misd	20	3	0	1	0	24	7	2	0	1	0	10	35%	67%		100%		42%
	OUI - Child Endangerment	23	2	0	1	0	26	2	1	0	1	0	4	9%	50%		100%		15%
	Ignition Interlock Violation	7	6	0	2	0	15	7	6	0	2	0	15	100%	100%		100%		100%
	Sexual Conduct Pay For	2	1	0	0	0	3	0	0	0	0	0	0	0%	0%				0%
	Inducing Minor To Sex	5	0	0	0	0	5	1	0	0	0	0	1	20%					20%
	Possess Firearm Silencer	2	0	1	0	0	3	2	0	1	0	0	3	100%		100%			100%
	Gun Serial Number	7	3	1	0	0	11	5	3	1	0	0	9	71%	100%	100%			82%
	Firearm Loaded while OUI	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
	Firearm Store Improper Felony	0	2	0	0	0	2	0	2	0	0	0	2		100%				100%
	Nonsupport	3	0	0	0	0	3	2	0	0	0	0	2	67%					67%
	Interfere Police or Firefighter	4	1	3	3	0	11	1	0	1	2	0	4	25%	0%	33%	67%		36%
	Failure to Appear Felony	2	0	2	0	0	4	2	0	2	0	0	4	100%		100%			100%
	Carrying Dangerous Weapon	65	48	44	44	0	201	22	24	25	19	0	90	34%	50%	57%	43%		45%
	Contempt Of Court	1	0	2	0	0	3	1	0	2	0	0	3	100%		100%			100%
	Cruelty To Animals	11	4	2	0	0	17	5	3	2	0	0	10	45%	75%	100%			59%
	Animal Kill or Poison	2	0	0	0	0	2	2	0	0	0	0	2	100%					100%
	Throw Object On Public Way	1	2	0	0	0	3	0	0	0	0	0	0	0%	0%				0%
	Sex Offender Fail Register	23	22	46	111	4	206	9	11	18	70	3	111	39%	50%	39%	63%	75%	54%
	Sub-Total	4,064	2,985	2,593	2,533	10	12,185	1,314	1,427	1,505	1,650	7	5,903	32%	48%	58%	65%	70%	48%

Table 41 Governing Offense by Grid Cell Assignment and Incarceration Status, All Courts

Level	Governing Offense	All Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
2	Assault	75	55	32	35	0	197	21	28	13	26	0	88	28%	51%	41%	74%		45%
	Accost / Annoy Person Opposite Sex	8	2	2	2	0	14	1	2	1	2	0	6	13%	100%	50%	100%		43%
	Larceny	33	31	7	12	0	83	0	0	0	0	0	0	0%	0%	0%	0%		0%
	Larceny Less	343	179	110	141	1	774	90	68	42	71	0	271	26%	38%	38%	50%	0%	35%
	Larceny Less +60	3	1	0	0	0	4	1	0	0	0	0	1	33%	0%				25%
	Shoplifting	773	571	399	518	2	2,263	33	62	93	176	0	364	4%	11%	23%	34%	0%	16%
	Credit Card Misuse	22	20	20	7	0	69	8	6	7	1	0	22	36%	30%	35%	14%		32%
	MV - False Report Of Theft	2	1	0	1	0	4	0	0	0	1	0	1	0%	0%		100%		25%
	Defrauding Innkeeper	3	1	0	1	0	5	1	0	0	0	0	1	33%	0%		0%		20%
	Welfare Violation	0	1	0	0	0	1	0	1	0	0	0	1		100%				100%
	Failure To Return Leased Prop	9	2	9	3	0	23	4	0	4	2	0	10	44%	0%	44%	67%		43%
	B&E MV	0	0	1	0	0	1	0	0	0	0	0	0			0%			0%
	B&E w/i Misdemeanor	32	22	10	4	0	68	10	9	4	2	0	25	31%	41%	40%	50%		37%
	Property Destruction	136	136	69	84	1	426	38	48	30	49	1	166	28%	35%	43%	58%	100%	39%
	Tagging Property	10	3	2	0	0	15	0	1	0	0	0	1	0%	33%	0%			7%
	Receiving Stolen Goods	157	157	104	106	0	524	62	71	53	70	0	256	39%	45%	51%	66%		49%
	Lottery Ticket Altering	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
	Gaming Use of Telephone	0	0	1	0	0	1	0	0	0	0	0	0			0%			0%
	Property Violation	11	5	6	5	0	27	4	3	1	5	0	13	36%	60%	17%	100%		48%
	Possession Class A	183	129	106	88	1	507	68	55	61	41	1	226	37%	43%	58%	47%	100%	45%
	Possession Class A Heroin	103	55	49	44	0	251	27	26	27	24	0	104	26%	47%	55%	55%		41%
	Possession Class B	307	215	147	158	0	827	110	93	68	84	0	355	36%	43%	46%	53%		43%
	Possession Class C	35	20	20	12	0	87	17	9	15	5	0	46	49%	45%	75%	42%		53%
	Possession Class D	72	26	11	5	0	114	6	4	2	3	0	15	8%	15%	18%	60%		13%
	Distribute Counterfeit Substance	4	1	2	5	0	12	1	1	1	3	0	6	25%	100%	50%	60%		50%
	Distribute Class D	214	89	56	30	0	389	54	27	30	14	0	125	25%	30%	54%	47%		32%
	Distribute Class E	9	12	6	9	0	36	4	7	2	3	0	16	44%	58%	33%	33%		44%
	Possession Hypodermic/Syringe	1	0	1	0	0	2	0	0	0	0	0	0	0%		0%			0%
	Presence Class A	13	15	10	6	0	44	3	3	4	4	0	14	23%	20%	40%	67%		32%
	Forge Prescription	21	29	13	8	0	71	5	4	4	6	0	19	24%	14%	31%	75%		27%
	Distribute Paraphenalia	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
	Operate to Endanger	860	233	126	87	0	1,306	81	58	46	32	0	217	9%	25%	37%	37%		17%
	Use Without Authority	36	38	21	18	1	114	13	20	13	7	1	54	36%	53%	62%	39%	100%	47%
	Habitual Traffic Offender	20	36	39	17	0	112	2	10	15	4	0	31	10%	28%	38%	24%		28%
	Racing	4	0	0	1	0	5	0	0	0	1	0	1	0%			100%		20%

Table 41 Governing Offense by Grid Cell Assignment and Incarceration Status, All Courts

Level	Governing Offense	All Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
	Operate After Suspension 2nd	104	174	178	162	0	618	39	95	111	110	0	355	38%	55%	62%	68%		57%
	Compulsory Insurance Violation	195	70	41	37	1	344	37	18	8	9	1	73	19%	26%	20%	24%	100%	21%
	Altering MV ID Number	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
	Counterfeit/Alter MV Document	17	14	8	5	0	44	7	3	4	2	0	16	41%	21%	50%	40%		36%
	False Statement On Application	5	0	2	0	0	7	3	0	1	0	0	4	60%		50%			57%
	Prostitution	76	97	47	31	0	251	23	36	16	10	0	85	30%	37%	34%	32%		34%
	Common Night Walker 3rd	0	0	0	2	0	2	0	0	0	2	0	2				100%		100%
	Keeping A House Of Ill Fame	0	1	0	0	0	1	0	1	0	0	0	1		100%				100%
	Open And Gross	24	16	14	14	0	68	8	8	9	8	0	33	33%	50%	64%	57%		49%
	Obscene Material to Minor	2	0	0	0	0	2	1	0	0	0	0	1	50%					50%
	Firearm Possess w/o Permit	149	53	32	11	1	246	74	38	22	8	1	143	50%	72%	69%	73%	100%	58%
	Possess Mace	3	0	0	1	0	4	0	0	0	0	0	0	0%			0%		0%
	Possess Ammunition	23	8	2	1	0	34	12	4	2	1	0	19	52%	50%	100%	100%		56%
	Firearm Carry, School	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
	Firearm Store Improper	24	4	1	0	0	29	3	0	1	0	0	4	13%	0%	100%			14%
	Impersonate/Disguise	4	5	1	4	0	14	1	4	1	3	0	9	25%	80%	100%	75%		64%
	False Statement	3	1	0	0	0	4	0	0	0	0	0	0	0%	0%				0%
	Failure to Appear	5	8	5	6	0	24	3	6	3	3	0	15	60%	75%	60%	50%		63%
	Possess Stun Gun	7	3	1	0	0	11	3	1	0	0	0	4	43%	33%	0%			36%
	False Alarm	5	3	1	2	0	11	1	1	0	0	0	2	20%	33%	0%	0%		18%
	Fireworks	4	2	0	0	0	6	0	0	0	0	0	0	0%	0%				0%
	Disrupt Court Proceedings	4	1	1	2	0	8	1	0	1	2	0	4	25%	0%	100%	100%		50%
	Contributing To Delinquency	5	1	1	0	0	7	1	1	0	0	0	2	20%	100%	0%			29%
	Mistreat Police Animal	1	0	1	0	0	2	0	0	1	0	0	1	0%		100%			50%
	Election Law Violation	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
	Resisting Arrest	268	214	179	158	0	819	70	71	81	96	0	318	26%	33%	45%	61%		39%
	DNA Refuse	0	4	1	3	0	8	0	1	0	1	0	2		25%	0%	33%		25%
	False Report Of Crime	12	3	7	3	0	25	1	1	4	3	0	9	8%	33%	57%	100%		36%
	Disconnect Sprinkler System	2	0	1	0	0	3	2	0	1	0	0	3	100%		100%			100%
	Clean Water Act Violation	4	0	0	0	0	4	1	0	0	0	0	1	25%					25%
	True Name Law	9	8	11	13	0	41	9	7	11	11	0	38	100%	88%	100%	85%		93%
	Home Imp Contractor Violation	2	0	1	1	0	4	0	0	0	0	0	0	0%		0%	0%		0%
	Sub-Total	4,461	2,775	1,915	1,863	8	11,022	964	912	813	905	5	3,599	22%	33%	42%	49%	63%	33%

Table 41 Governing Offense by Grid Cell Assignment and Incarceration Status, All Courts

Level	Governing Offense	All Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
1	Obscene Materials	6	1	0	1	0	8	1	1	0	0	0	2	17%	100%		0%		25%
	Threatening	89	69	58	77	0	293	33	25	30	42	0	130	37%	36%	52%	55%		44%
	Defrauding Victualer	0	1	1	1	0	3	0	0	0	0	0	0		0%	0%	0%		0%
	Hiring Vehicle / Fraud	0	2	0	0	0	2	0	2	0	0	0	2		100%				100%
	Timber, Cut Unlawful	0	1	0	0	0	1	0	0	0	0	0	0		0%				0%
	Vandalism	33	28	18	29	0	108	7	14	8	15	0	44	21%	50%	44%	52%		41%
	Setting Fire In Open	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
	Trespassing	206	172	133	212	0	723	37	57	45	107	0	246	18%	33%	34%	50%		34%
	Possession Class D Marijuana	8	1	8	3	0	20	1	0	3	0	0	4	13%	0%	38%	0%		20%
	Possession Class E	31	31	24	20	0	106	10	17	15	11	0	53	32%	55%	63%	55%		50%
	Inhaling Toxic Vapors	2	4	1	0	0	7	1	3	1	0	0	5	50%	75%	100%			71%
	Disturb Correctional Institution	1	2	4	1	0	8	0	2	1	0	0	3	0%	100%	25%	0%		38%
	Attaching Wrong MV Plates	34	21	8	9	1	73	2	4	1	1	1	9	6%	19%	13%	11%	100%	12%
	Operate After Suspension	1,175	902	579	412	3	3,071	115	144	78	73	0	410	10%	16%	13%	18%	0%	13%
	Obstruct Emergency Veh	1	1	0	0	0	2	0	0	0	0	0	0	0%	0%				0%
	Violation Aircraft Restriction	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
	MV - Impersonate/Other License	2	1	0	1	0	4	0	0	0	0	0	0	0%	0%		0%		0%
	Common Night Walker	8	11	14	6	0	39	4	4	7	4	0	19	50%	36%	50%	67%		49%
	Indecent Exposure	16	6	8	20	0	50	1	4	3	15	0	23	6%	67%	38%	75%		46%
	Lewd And Lacivious	6	2	1	3	0	12	2	1	0	2	0	5	33%	50%	0%	67%		42%
	Disorderly Conduct	570	313	239	182	1	1,305	17	12	20	29	1	79	3%	4%	8%	16%	100%	6%
	Disturb Peace, 2nd Offense	1	4	4	9	0	18	0	1	1	3	0	5	0%	25%	25%	33%		28%
	Possess Air Rifle w/o FID Card	1	1	0	0	0	2	0	0	0	0	0	0	0%	0%				0%
	Firearm Discharge	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
	Annoying Phone Calls	4	3	9	3	0	19	1	2	4	3	0	10	25%	67%	44%	100%		53%
	Obstructing Justice	1	1	0	1	0	3	0	1	0	0	0	1	0%	100%		0%		33%
	License Law Violation (Not MV)	4	1	0	0	0	5	0	0	0	0	0	0	0%	0%				0%
	Alcohol, Procure for Minor	20	13	4	1	0	38	4	4	0	1	0	9	20%	31%	0%	100%		24%
	Alcohol, Transporting	0	2	0	0	0	2	0	0	0	0	0	0		0%				0%
	Cruelty To Animals	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
	Cigarette/Match Thrown Fr Veh	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
	Employment Practices	3	2	0	0	0	5	0	0	0	0	0	0	0%	0%				0%
	Child Labor Violation	0	0	0	1	0	1	0	0	0	0	0	0				0%		0%
	Sub-Total	2,227	1,596	1,113	992	5	5,933	236	298	217	306	2	1,059	11%	19%	19%	31%	40%	18%

Table 41 Governing Offense by Grid Cell Assignment and Incarceration Status, All Courts

Level	Governing Offense	All Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
0	Attempt Larceny	1	1	2	1	0	5	1	0	1	0	0	2	100%	0%	50%	0%		40%
	Attempt B&E	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
	Conspiracy Violate CSA	36	18	11	11	0	76	11	8	8	8	0	35	31%	44%	73%	73%		46%
	Conspiracy	7	5	5	4	0	21	2	1	5	3	0	11	29%	20%	100%	75%		52%
	Attempt To Commit Crime	27	32	26	37	0	122	15	15	15	26	0	71	56%	47%	58%	70%		58%
	Accessory Before	0	2	1	1	0	4	0	1	1	1	0	3		50%	100%	100%		75%
	Accessory After	19	2	5	0	0	26	7	2	5	0	0	14	37%	100%	100%			54%
	Sub-Total	91	60	50	54	0	255	37	27	35	38	0	137	41%	45%	70%	70%		54%

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

Level	Governing Offense	All Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
9	Murder	0	0	0	0	0	0	0	0	0	0	0	0						
	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						
	Armed Assault In Dwell House	0	0	0	0	0	0	0	0	0	0	0	0						
	Rape, Aggravated	0	0	0	0	0	0	0	0	0	0	0	0						
	Rape Of Child w/Force	0	0	0	0	0	0	0	0	0	0	0	0						
	Rape of Child w/Force Aggravated	0	0	0	0	0	0	0	0	0	0	0	0						
	Armed Assault w/i Murder - Firearm	0	0	0	0	0	0	0	0	0	0	0	0						
	Home Invasion	0	0	0	0	0	0	0	0	0	0	0	0						
	Burglary, Armed	0	0	0	0	0	0	0	0	0	0	0	0						
	Traffic Cocaine 200+	0	0	0	0	0	0	0	0	0	0	0	0						
	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						
	Mayhem	0	0	0	0	0	0	0	0	0	0	0	0						
	A&B Child w/Injury Substantial	0	0	0	0	0	0	0	0	0	0	0	0						
	Rape	0	0	0	0	0	0	0	0	0	0	0	0						
	Rape of Child 2nd	0	0	0	0	0	0	0	0	0	0	0	0						
	Rape of Child Aggravated	0	0	0	0	0	0	0	0	0	0	0	0						
	Assault w/i Rape Child	0	0	0	0	0	0	0	0	0	0	0	0						
	Incest	0	0	0	0	0	0	0	0	0	0	0	0						
	Armed Robbery Gun	0	0	0	0	0	0	0	0	0	0	0	0						
	Armed Assault w/i Murder	0	0	0	0	0	0	0	0	0	0	0	0						
	Carjacking, Armed	0	0	0	0	0	0	0	0	0	0	0	0						
	Kidnapping Child	0	0	0	0	0	0	0	0	0	0	0	0						
	Confine And Put In Fear	0	0	0	0	0	0	0	0	0	0	0	0						
	Traffic Heroin 036-100	0	0	0	0	0	0	0	0	0	0	0	0						
	Traffic Heroin 028-100	0	0	0	0	0	0	0	0	0	0	0	0						
	Traffic Heroin 100-200	0	0	0	0	0	0	0	0	0	0	0	0						
	Traffic Cocaine 100-200	0	0	0	0	0	0	0	0	0	0	0	0						
	Throw or Place Explosives	0	0	0	0	0	0	0	0	0	0	0	0						
	Sub-Total	0	0	0	0	0	0	0	0	0	0	0	0						

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

Level	Governing Offense	All Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
6	Manslaughter	0	0	0	0	0	0	0	0	0	0	0	0						
	A&B Elderly / Disabled Ser Injury	0	0	0	0	0	0	0	0	0	0	0	0						
	A&B Aggravated - Serious Injury	0	1	0	0	0	1	0	1	0	0	0	1	100%					100%
	A&B Dangerous Weapon	0	0	0	0	0	0	0	0	0	0	0	0						
	A&B Dangerous Weapon + 60	0	0	0	0	0	0	0	0	0	0	0	0						
	A&B DW, Aggravated w/Injury	0	0	0	0	0	0	0	0	0	0	0	0						
	Assault To Kill or Maim	0	0	0	0	0	0	0	0	0	0	0	0						
	Rape Of Child	0	0	0	0	0	0	0	0	0	0	0	0						
	Assault w/i Rape	0	0	0	0	0	0	0	0	0	0	0	0						
	Indecent A&B Mentally Retarded	0	0	0	0	0	0	0	0	0	0	0	0						
	Child Pornography	0	0	0	0	0	0	0	0	0	0	0	0						
	Robbery Unarmed + 60	0	0	0	0	0	0	0	0	0	0	0	0						
	Armed Robbery	0	0	0	0	0	0	0	0	0	0	0	0						
	Armed Assault w/i Rob	0	0	0	0	0	0	0	0	0	0	0	0						
	Armed Aslt w/i Rob Over 65	0	0	0	0	0	0	0	0	0	0	0	0						
	Carjacking	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
	Kidnapping	0	0	0	0	0	0	0	0	0	0	0	0						
	Kidnapping Level 6	0	0	0	0	0	0	0	0	0	0	0	0						
	Harassment, 2nd	0	0	0	0	0	0	0	0	0	0	0	0						
	Burning Dwelling House	0	0	0	0	0	0	0	0	0	0	0	0						
	Distribute Class A 2nd	0	0	0	0	0	0	0	0	0	0	0	0						
	Distribute Cocaine 2nd	0	0	0	0	0	0	0	0	0	0	0	0						
	Traffic Heroin 014-028	0	0	0	0	0	0	0	0	0	0	0	0						
	Traffic Cocaine 036-100	0	0	0	0	0	0	0	0	0	0	0	0						
	Traffic Cocaine 028-100	0	0	0	0	0	0	0	0	0	0	0	0						
	MV Homicide - OUI Felony	0	0	0	0	0	0	0	0	0	0	0	0						
	Possess Explosive Device	0	0	0	0	0	0	0	0	0	0	0	0						
	Sub-Total	1	1	0	0	0	2	1	1	0	0	0	2	100%	100%				100%

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

Level	Governing Offense	All Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
5	A&B Child w/Injury	8	8	1	1	0	18	2	6	1	1	0	10	25%	75%	100%	100%		56%
	A&B Aggravated	18	9	6	2	0	35	10	5	6	1	0	22	56%	56%	100%	50%		63%
	A&B DW, Aggravated	3	1	2	0	0	6	2	0	0	0	0	2	67%	0%	0%			33%
	Indecent A&B On Child	41	6	11	8	0	66	27	5	7	7	0	46	66%	83%	64%	88%		70%
	Entice Child	4	1	0	0	0	5	2	1	0	0	0	3	50%	100%				60%
	Unnatural Acts Child	0	0	0	0	0	0	0	0	0	0	0	0						
	Robbery Unarmed	0	0	0	0	0	0	0	0	0	0	0	0						
	Intimidation	139	153	134	118	0	544	51	77	94	88	0	310	37%	50%	70%	75%		57%
	Stalking Violation of Rest. Order	0	1	0	0	0	1	0	1	0	0	0	1		100%				100%
	Common & Notorious Thief	0	0	0	0	0	0	0	0	0	0	0	0						
	Burglary	0	0	0	0	0	0	0	0	0	0	0	0						
	Gaming Enterprise	0	0	0	0	0	0	0	0	0	0	0	0						
	Distribute Class B 2nd	0	0	0	0	0	0	0	0	0	0	0	0						
	Traffic Heroin 018-036	0	0	0	0	0	0	0	0	0	0	0	0						
	Traffic Cocaine 018-036	0	0	0	0	0	0	0	0	0	0	0	0						
	Traffic Cocaine 014-028	0	0	0	0	0	0	0	0	0	0	0	0						
	Perjury or Suborn	0	0	0	0	0	0	0	0	0	0	0	0						
	Bribery - Level 5	0	0	0	0	0	0	0	0	0	0	0	0						
	Sex Offender Fail Register 2nd	0	0	0	0	0	0	0	0	0	0	0	0						
	Sub-Total	213	179	154	129	0	675	94	95	108	97	0	394	44%	53%	70%	75%		58%

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

Level	Governing Offense	All Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
4	A&B Elderly / Disabled w/Injury	35	22	25	17	0	99	16	13	16	7	0	52	46%	59%	64%	41%		53%
	A&B Child Conspiracy	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
	A&B Guard	0	0	10	5	0	15	0	0	7	2	0	9			70%	40%		60%
	A&B Dangerous Weapon	35	27	23	35	0	120	35	27	23	35	0	120	100%	100%	100%	100%		100%
	A&B Dangerous Weapon + 60	0	0	0	0	0	0	0	0	0	0	0	0						
	A&B To Collect Loan	0	0	1	0	0	1	0	0	0	0	0	0			0%			0%
	Indecent A&B	22	10	13	5	0	50	8	7	7	5	0	27	36%	70%	54%	100%		54%
	Photograph Nude Person	11	1	1	0	0	13	2	0	0	0	0	2	18%	0%	0%			15%
	Assault w/i Rob	0	0	0	0	0	0	0	0	0	0	0	0						
	Stalking	7	5	2	3	0	17	3	2	2	2	0	9	43%	40%	100%	67%		53%
	Harassment	28	17	13	8	0	66	6	7	6	6	0	25	21%	41%	46%	75%		38%
	Larceny More	0	0	0	0	0	0	0	0	0	0	0	0						
	Larceny More + 60	0	0	0	0	0	0	0	0	0	0	0	0						
	Larceny Person	129	129	63	74	1	396	62	85	42	62	1	252	48%	66%	67%	84%	100%	64%
	Larceny Person + 65	1	3	2	2	0	8	0	1	2	2	0	5	0%	33%	100%	100%		63%
	Larceny MV 2nd	0	0	0	0	0	0	0	0	0	0	0	0						
	Fraud - Identity	41	39	18	19	0	117	15	11	9	10	0	45	37%	28%	50%	53%		38%
	B&E	0	0	0	0	0	0	0	0	0	0	0	0						
	Enter Dwelling w/I Felony	0	0	0	0	0	0	0	0	0	0	0	0						
	Receiving Stolen Goods Over	0	0	0	0	0	0	0	0	0	0	0	0						
	Receiving Stolen Goods MV 2nd	0	0	0	1	0	1	0	0	0	1	0	1				100%		100%
	Forge Commonwealth Note	0	0	0	0	0	0	0	0	0	0	0	0						
	Burning Building	0	0	0	0	0	0	0	0	0	0	0	0						
	Attempt Arson	0	0	0	0	0	0	0	0	0	0	0	0						
	Attempt Burn Building	0	0	0	0	0	0	0	0	0	0	0	0						
	Distribute Class A	159	87	97	87	1	431	79	61	62	61	0	263	50%	70%	64%	70%	0%	61%
	Distribute Class B	243	177	112	84	1	617	92	99	60	56	0	307	38%	56%	54%	67%	0%	50%
	Distribute Cocaine	0	0	0	0	0	0	0	0	0	0	0	0						
	Traffic Mar 50-100	0	0	0	0	0	0	0	0	0	0	0	0						
	Larceny Cont Sub	3	2	0	1	0	6	1	0	0	0	0	1	33%	0%		0%		17%
	Giving Prisoner Cont Sub	1	4	2	2	0	9	0	2	1	1	0	4	0%	50%	50%	50%		44%
	Control Substance School	10	18	11	9	0	48	10	18	11	9	0	48	100%	100%	100%	100%		100%
	MV Homicide - Reckless	0	0	0	0	0	0	0	0	0	0	0	0						
	MV Homicide - OUI	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
	Leaving Scene Death	0	0	0	0	0	0	0	0	0	0	0	0						
	OUI Serious Inj, Fel	4	4	2	0	0	10	4	4	2	0	0	10	100%	100%	100%			100%
	Ignition Interlock Tamper	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
	Derive Support From Prostitute	0	0	0	0	0	0	0	0	0	0	0	0						
	Gun Serial Number, Felony	0	0	0	0	0	0	0	0	0	0	0	0						
	Firearm Sale Violation	0	0	0	0	0	0	0	0	0	0	0	0						
	Escape	5	8	6	10	0	29	4	5	5	10	0	24	80%	63%	83%	100%		83%
	Bribery	0	0	0	0	0	0	0	0	0	0	0	0						
	Extortion	1	1	0	0	0	2	1	1	0	0	0	2	100%	100%				100%
	Bomb Hoax	0	0	0	0	0	0	0	0	0	0	0	0						
	Hoax Device	0	0	0	0	0	0	0	0	0	0	0	0						
	Tax Law Violation	0	0	0	0	0	0	0	0	0	0	0	0						
	Sub-Total	738	554	401	362	3	2,058	340	343	255	269	1	1,208	46%	62%	64%	74%	33%	59%

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

Level	Governing Offense	All Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
3	A&B	1,346	916	714	644	4	3,624	413	387	374	407	3	1,584	31%	42%	52%	63%	75%	44%
	A&B w/I Intimidate	3	1	0	1	0	5	1	1	0	1	0	3	33%	100%		100%		60%
	Reckless Endangerment	25	10	4	0	0	39	9	3	2	0	0	14	36%	30%	50%			36%
	Permit Injury to Child	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
	A&B Ambulance	2	0	1	0	0	3	1	0	1	0	0	2	50%		100%			67%
	A&B Dangerous Weapon	178	153	114	99	1	545	58	70	57	57	0	242	33%	46%	50%	58%	0%	44%
	A&B Dangerous Weapon + 60	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
	Assault Dangerous Weapon	141	109	120	101	0	471	55	64	66	60	0	245	39%	59%	55%	59%		52%
	Assault Dangerous Weapon + 60	0	0	0	0	0	0	0	0	0	0	0	0						
	Unnatural Acts	1	3	1	0	0	5	1	0	1	0	0	2	100%	0%	100%			40%
	Child Pornography Possess	29	1	2	1	0	33	14	0	0	0	0	14	48%	0%	0%	0%		42%
	Kidnapping	2	0	0	0	0	2	1	0	0	0	0	1	50%					50%
	Violation Of Civil Rights	0	0	0	0	0	0	0	0	0	0	0	0						
	Restraining Order Violation	204	240	223	186	0	853	52	109	136	129	0	426	25%	45%	61%	69%		50%
	Harassment Order Violation	37	25	19	18	0	99	6	12	10	12	0	40	16%	48%	53%	67%		40%
	Larceny	8	11	7	9	0	35	8	11	7	9	0	35	100%	100%	100%	100%		100%
	Larceny More	521	442	452	482	1	1,898	150	202	263	302	1	918	29%	46%	58%	63%	100%	48%
	Larceny More + 60	4	2	1	1	0	8	1	1	0	0	0	2	25%	50%	0%	0%		25%
	Larceny Building	46	64	49	58	0	217	14	21	32	37	0	104	30%	33%	65%	64%		48%
	Larceny Firearm	2	1	0	0	0	3	0	1	0	0	0	1	0%	100%				33%
	Larceny MV	28	18	21	12	0	79	12	11	18	8	0	49	43%	61%	86%	67%		62%
	Embezzlement	0	1	0	0	0	1	0	0	0	0	0	0		0%				0%
	Credit Card Misuse - More	1	1	4	6	0	12	1	1	4	5	0	11	100%	100%	100%	83%		92%
	Defrauding Insurer	7	9	1	1	0	18	2	0	1	1	0	4	29%	0%	100%	100%		22%
	Fraud	24	16	23	18	0	81	9	8	12	8	0	37	38%	50%	52%	44%		46%
	MV - Sales Violation	2	0	0	0	0	2	0	0	0	0	0	0	0%					0%
	Possess Burglarious Tools	34	30	28	36	0	128	11	15	19	30	0	75	32%	50%	68%	83%		59%
	B&E	439	394	330	373	0	1,536	172	245	233	284	0	934	39%	62%	71%	76%		61%
	Mal Dest Property More	16	28	20	23	0	87	6	8	15	16	0	45	38%	29%	75%	70%		52%
	Receiving Stolen Goods Over	43	40	37	22	0	142	17	24	29	16	0	86	40%	60%	78%	73%		61%
	Receiving Stolen Goods MV	47	40	40	33	0	160	15	24	27	23	0	89	32%	60%	68%	70%		56%
	Forgery And Uttering	81	69	76	81	0	307	22	30	37	46	0	135	27%	43%	49%	57%		44%
	Counterfeit	1	6	1	6	0	14	0	4	1	1	0	6	0%	67%	100%	17%		43%

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

Level	Governing Offense	All Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
	Burning Property	4	5	1	1	0	11	2	3	1	0	0	6	50%	60%	100%	0%		55%
	Burning Motor Vehicle	0	2	1	1	0	4	0	2	1	1	0	4		100%	100%	100%		100%
	Illegal Lottery	0	0	0	0	0	0	0	0	0	0	0	0						
	Possession Class A 2nd	2	5	4	3	0	14	0	3	3	2	0	8	0%	60%	75%	67%		57%
	Possession Class A Heroin 2nd	1	2	2	3	0	8	0	0	2	3	0	5	0%	0%	100%	100%		63%
	Possession Class B 2nd	0	15	5	6	0	26	0	8	3	4	0	15		53%	60%	67%		58%
	Possession Class D 2nd	0	1	0	0	0	1	0	1	0	0	0	1		100%				100%
	Distribute Class C	18	13	9	11	0	51	7	5	3	5	0	20	39%	38%	33%	45%		39%
	Distribute Class D 2nd	2	5	1	0	0	8	0	1	0	0	0	1	0%	20%	0%			13%
	Possession Hypodermic 2nd	0	0	1	0	0	1	0	0	1	0	0	1			100%			100%
	MV Homicide	12	1	0	1	0	14	7	1	0	0	0	8	58%	100%		0%		57%
	Leaving Scene Property Damage	276	112	87	60	0	535	46	38	31	32	0	147	17%	34%	36%	53%		27%
	Leaving Scene Personal Injury	77	14	22	7	0	120	11	5	12	2	0	30	14%	36%	55%	29%		25%
	OUI Serious Inj, Misd	17	3	0	0	0	20	6	2	0	0	0	8	35%	67%				40%
	OUI - Child Endangerment	23	2	0	1	0	26	2	1	0	1	0	4	9%	50%		100%		15%
	Ignition Interlock Violation	7	6	0	2	0	15	7	6	0	2	0	15	100%	100%		100%		100%
	Sexual Conduct Pay For	2	1	0	0	0	3	0	0	0	0	0	0	0%	0%				0%
	Inducing Minor To Sex	4	0	0	0	0	4	1	0	0	0	0	1	25%					25%
	Possess Firearm Silencer	1	0	1	0	0	2	1	0	1	0	0	2	100%		100%			100%
	Gun Serial Number	6	2	1	0	0	9	4	2	1	0	0	7	67%	100%	100%			78%
	Firearm Loaded while OUI	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
	Firearm Store Improper Felony	0	0	0	0	0	0	0	0	0	0	0	0						
	Nonsupport	3	0	0	0	0	3	2	0	0	0	0	2	67%					67%
	Interfere Police or Firefighter	4	1	3	3	0	11	1	0	1	2	0	4	25%	0%	33%	67%		36%
	Failure to Appear Felony	0	0	0	0	0	0	0	0	0	0	0	0						
	Carrying Dangerous Weapon	63	47	42	42	0	194	20	23	23	17	0	83	32%	49%	55%	40%		43%
	Contempt Of Court	0	0	0	0	0	0	0	0	0	0	0	0						
	Cruelty To Animals	10	4	2	0	0	16	5	3	2	0	0	10	50%	75%	100%			63%
	Animal Kill or Poison	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
	Throw Object On Public Way	1	2	0	0	0	3	0	0	0	0	0	0	0%	0%				0%
	Sex Offender Fail Register	22	19	45	106	4	196	8	8	17	66	3	102	36%	42%	38%	62%	75%	52%
	Sub-Total	3,831	2,892	2,515	2,458	10	11,706	1,182	1,364	1,447	1,589	7	5,589	31%	47%	58%	65%	70%	48%

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

Level	Governing Offense	All Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
2	Assault	71	55	32	35	0	193	21	28	13	26	0	88	30%	51%	41%	74%		46%
	Accost / Annoy Person Opposite Sex	8	2	2	2	0	14	1	2	1	2	0	6	13%	100%	50%	100%		43%
	Larceny	33	30	7	12	0	82	0	0	0	0	0	0	0%	0%	0%	0%		0%
	Larceny Less	338	177	108	137	1	761	90	68	40	67	0	265	27%	38%	37%	49%	0%	35%
	Larceny Less +60	3	1	0	0	0	4	1	0	0	0	0	1	33%	0%				25%
	Shoplifting	773	571	399	518	2	2,263	33	62	93	176	0	364	4%	11%	23%	34%	0%	16%
	Credit Card Misuse	22	19	20	7	0	68	8	6	7	1	0	22	36%	32%	35%	14%		32%
	MV - False Report Of Theft	2	1	0	1	0	4	0	0	0	1	0	1	0%	0%		100%		25%
	Defrauding Innkeeper	3	1	0	1	0	5	1	0	0	0	0	1	33%	0%		0%		20%
	Welfare Violation	0	1	0	0	0	1	0	1	0	0	0	1		100%				100%
	Failure To Return Leased Prop	9	2	9	3	0	23	4	0	4	2	0	10	44%	0%	44%	67%		43%
	B&E MV	0	0	1	0	0	1	0	0	0	0	0	0			0%			0%
	B&E w/i Misdemeanor	30	22	10	4	0	66	10	9	4	2	0	25	33%	41%	40%	50%		38%
	Property Destruction	135	136	68	84	1	424	37	48	29	49	1	164	27%	35%	43%	58%	100%	39%
	Tagging Property	10	3	2	0	0	15	0	1	0	0	0	1	0%	33%	0%			7%
	Receiving Stolen Goods	156	155	104	106	0	521	62	70	53	70	0	255	40%	45%	51%	66%		49%
	Lottery Ticket Altering	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
	Gaming Use of Telephone	0	0	0	0	0	0	0	0	0	0	0	0						
	Property Violation	11	5	6	5	0	27	4	3	1	5	0	13	36%	60%	17%	100%		48%
	Possession Class A	182	128	106	87	1	504	67	55	61	40	1	224	37%	43%	58%	46%	100%	44%
	Possession Class A Heroin	98	55	49	43	0	245	26	26	27	24	0	103	27%	47%	55%	56%		42%
	Possession Class B	291	207	144	156	0	798	102	90	67	83	0	342	35%	43%	47%	53%		43%
	Possession Class C	34	19	20	12	0	85	17	9	15	5	0	46	50%	47%	75%	42%		54%
	Possession Class D	72	26	11	5	0	114	6	4	2	3	0	15	8%	15%	18%	60%		13%
	Distribute Counterfeit Substance	4	1	2	5	0	12	1	1	1	3	0	6	25%	100%	50%	60%		50%
	Distribute Class D	202	82	51	29	0	364	47	25	27	14	0	113	23%	30%	53%	48%		31%
	Distribute Class E	8	12	6	9	0	35	4	7	2	3	0	16	50%	58%	33%	33%		46%
	Possession Hypodermic/Syringe	1	0	1	0	0	2	0	0	0	0	0	0	0%		0%			0%
	Presence Class A	12	15	9	6	0	42	2	3	3	4	0	12	17%	20%	33%	67%		29%
	Forge Prescription	19	29	13	8	0	69	5	4	4	6	0	19	26%	14%	31%	75%		28%
	Distribute Paraphenalia	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
	Operate to Endanger	856	233	124	86	0	1,299	81	58	44	31	0	214	9%	25%	35%	36%		16%
	Use Without Authority	36	38	21	18	1	114	13	20	13	7	1	54	36%	53%	62%	39%	100%	47%
	Habitual Traffic Offender	20	36	39	17	0	112	2	10	15	4	0	31	10%	28%	38%	24%		28%
	Racing	4	0	0	1	0	5	0	0	0	1	0	1	0%			100%		20%

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

Level	Governing Offense	All Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
	Operate After Suspension 2nd	104	173	177	161	0	615	39	94	111	109	0	353	38%	54%	63%	68%		57%
	Compulsory Insurance Violation	194	70	41	37	1	343	37	18	8	9	1	73	19%	26%	20%	24%	100%	21%
	Altering MV ID Number	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
	Counterfeit/Alter MV Document	17	14	8	5	0	44	7	3	4	2	0	16	41%	21%	50%	40%		36%
	False Statement On Application	4	0	2	0	0	6	2	0	1	0	0	3	50%		50%			50%
	Prostitution	73	97	47	31	0	248	21	36	16	10	0	83	29%	37%	34%	32%		33%
	Common Night Walker 3rd	0	0	0	2	0	2	0	0	0	2	0	2				100%		100%
	Keeping A House Of Ill Fame	0	1	0	0	0	1	0	1	0	0	0	1		100%				100%
	Open And Gross	24	15	14	13	0	66	8	7	9	7	0	31	33%	47%	64%	54%		47%
	Obscene Material to Minor	2	0	0	0	0	2	1	0	0	0	0	1	50%					50%
	Firearm Possess w/o Permit	129	44	30	7	1	211	63	31	20	5	1	120	49%	70%	67%	71%	100%	57%
	Possess Mace	3	0	0	1	0	4	0	0	0	0	0	0	0%			0%		0%
	Possess Ammunition	17	5	2	1	0	25	9	1	2	1	0	13	53%	20%	100%	100%		52%
	Firearm Carry, School	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
	Firearm Store Improper	19	4	1	0	0	24	2	0	1	0	0	3	11%	0%	100%			13%
	Impersonate/Disguise	3	5	1	4	0	13	1	4	1	3	0	9	33%	80%	100%	75%		69%
	False Statement	2	1	0	0	0	3	0	0	0	0	0	0	0%	0%				0%
	Failure to Appear	5	7	2	5	0	19	3	5	0	2	0	10	60%	71%	0%	40%		53%
	Possess Stun Gun	5	3	1	0	0	9	1	1	0	0	0	2	20%	33%	0%			22%
	False Alarm	4	3	1	2	0	10	0	1	0	0	0	1	0%	33%	0%	0%		10%
	Fireworks	4	2	0	0	0	6	0	0	0	0	0	0	0%	0%				0%
	Disrupt Court Proceedings	4	1	1	1	0	7	1	0	1	1	0	3	25%	0%	100%	100%		43%
	Contributing To Delinquency	4	1	1	0	0	6	1	1	0	0	0	2	25%	100%	0%			33%
	Mistreat Police Animal	1	0	1	0	0	2	0	0	1	0	0	1	0%		100%			50%
	Election Law Violation	0	0	0	0	0	0	0	0	0	0	0	0						
	Resisting Arrest	267	213	176	158	0	814	69	70	78	96	0	313	26%	33%	44%	61%		38%
	DNA Refuse	0	4	1	3	0	8	0	1	0	1	0	2		25%	0%	33%		25%
	False Report Of Crime	11	3	7	3	0	24	1	1	4	3	0	9	9%	33%	57%	100%		38%
	Disconnect Sprinkler System	2	0	1	0	0	3	2	0	1	0	0	3	100%		100%			100%
	Clean Water Act Violation	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
	True Name Law	9	8	11	13	0	41	9	7	11	11	0	38	100%	88%	100%	85%		93%
	Home Imp Contractor Violation	2	0	1	1	0	4	0	0	0	0	0	0	0%		0%	0%		0%
	Sub-Total	4,357	2,736	1,891	1,845	8	10,837	922	892	795	891	5	3,505	21%	33%	42%	48%	63%	32%

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

Level	Governing Offense	All Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
1	Obscene Materials	6	1	0	1	0	8	1	1	0	0	0	2	17%	100%		0%		25%
	Threatening	87	69	58	77	0	291	32	25	30	42	0	129	37%	36%	52%	55%		44%
	Defrauding Victualer	0	1	1	1	0	3	0	0	0	0	0	0		0%	0%	0%		0%
	Hiring Vehicle / Fraud	0	2	0	0	0	2	0	2	0	0	0	2		100%				100%
	Timber, Cut Unlawful	0	1	0	0	0	1	0	0	0	0	0	0		0%				0%
	Vandalism	32	27	18	29	0	106	7	14	8	15	0	44	22%	52%	44%	52%		42%
	Setting Fire In Open	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
	Trespassing	206	172	133	212	0	723	37	57	45	107	0	246	18%	33%	34%	50%		34%
	Possession Class D Marijuana	8	1	6	3	0	18	1	0	2	0	0	3	13%	0%	33%	0%		17%
	Possession Class E	31	31	24	20	0	106	10	17	15	11	0	53	32%	55%	63%	55%		50%
	Inhaling Toxic Vapors	2	4	1	0	0	7	1	3	1	0	0	5	50%	75%	100%			71%
	Disturb Correctional Institution	1	2	4	1	0	8	0	2	1	0	0	3	0%	100%	25%	0%		38%
	Attaching Wrong MV Plates	34	21	8	9	1	73	2	4	1	1	1	9	6%	19%	13%	11%	100%	12%
	Operate After Suspension	1,175	902	579	412	3	3,071	115	144	78	73	0	410	10%	16%	13%	18%	0%	13%
	Obstruct Emergency Veh	1	1	0	0	0	2	0	0	0	0	0	0	0%	0%				0%
	Violation Aircraft Restriction	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
	MV - Impersonate/Other License	2	1	0	1	0	4	0	0	0	0	0	0	0%	0%		0%		0%
	Common Night Walker	8	11	14	6	0	39	4	4	7	4	0	19	50%	36%	50%	67%		49%
	Indecent Exposure	16	6	8	20	0	50	1	4	3	15	0	23	6%	67%	38%	75%		46%
	Lewd And Lacivious	6	2	1	3	0	12	2	1	0	2	0	5	33%	50%	0%	67%		42%
	Disorderly Conduct	570	313	239	182	1	1,305	17	12	20	29	1	79	3%	4%	8%	16%	100%	6%
	Disturb Peace, 2nd Offense	1	4	4	9	0	18	0	1	1	3	0	5	0%	25%	25%	33%		28%
	Possess Air Rifle w/o FID Card	1	1	0	0	0	2	0	0	0	0	0	0	0%	0%				0%
	Firearm Discharge	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
	Annoying Phone Calls	4	3	9	3	0	19	1	2	4	3	0	10	25%	67%	44%	100%		53%
	Obstructing Justice	1	1	0	1	0	3	0	1	0	0	0	1	0%	100%		0%		33%
	License Law Violation (Not MV)	4	1	0	0	0	5	0	0	0	0	0	0	0%	0%				0%
	Alcohol, Procure for Minor	20	13	4	1	0	38	4	4	0	1	0	9	20%	31%	0%	100%		24%
	Alcohol, Transporting	0	2	0	0	0	2	0	0	0	0	0	0		0%				0%
	Cruelty To Animals	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
	Cigarette/Match Thrown Fr Veh	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
	Employment Practices	1	2	0	0	0	3	0	0	0	0	0	0	0%	0%				0%
	Child Labor Violation	0	0	0	1	0	1	0	0	0	0	0	0				0%		0%
	Sub-Total	2,222	1,595	1,111	992	5	5,925	235	298	216	306	2	1,057	11%	19%	19%	31%	40%	18%

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

Level	Governing Offense	All Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
0	Attempt Larceny	1	1	1	1	0	4	1	0	1	0	0	2	100%	0%	100%	0%		50%
	Attempt B&E	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
	Conspiracy Violate CSA	11	5	6	6	0	28	4	1	5	4	0	14	36%	20%	83%	67%		50%
	Conspiracy	3	3	2	2	0	10	0	0	2	2	0	4	0%	0%	100%	100%		40%
	Attempt To Commit Crime	24	29	25	32	0	110	14	13	14	22	0	63	58%	45%	56%	69%		57%
	Accessory Before	0	1	1	1	0	3	0	0	1	1	0	2		0%	100%	100%		67%
	Accessory After	0	0	0	0	0	0	0	0	0	0	0	0						
	Sub-Total	40	39	35	42	0	156	20	14	23	29	0	86	50%	36%	66%	69%		55%

Table 43 Governing Offense by Grid Cell Assignment and Incarceration Status, Superior Court

Level	Governing Offense	All Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	Total	A	B	C	D	E	Total	A	B	C	D	E	T
9	Murder	37	16	9	14	1	77	37	16	9	14	1	77	100%	100%	100%	100%	100%	100%
	Sub-Total	37	16	9	14	1	77	37	16	9	14	1	77	100%	100%	100%	100%	100%	100%
8	Manslaughter	23	11	8	5	0	47	23	11	8	5	0	47	100%	100%	100%	100%		100%
	Armed Assault In Dwell House	1	0	3	2	0	6	0	0	3	2	0	5	0%		100%	100%		83%
	Rape, Aggravated	4	4	0	1	0	9	4	4	0	1	0	9	100%	100%		100%		100%
	Rape Of Child w/Force	18	2	4	3	0	27	17	2	4	3	0	26	94%	100%	100%	100%		96%
	Rape of Child w/Force Aggravated	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
	Armed Assault w/i Murder - Firearm	7	4	5	0	0	16	7	4	5	0	0	16	100%	100%	100%			100%
	Home Invasion	5	0	0	0	0	5	2	0	0	0	0	2	40%					40%
	Burglary, Armed	2	1	2	0	0	5	1	1	2	0	0	4	50%	100%	100%			80%
	Traffic Cocaine 200+	1	1	0	0	0	2	1	1	0	0	0	2	100%	100%				100%
	Sub-Total	62	23	22	11	0	118	56	23	22	11	0	112	90%	100%	100%	100%		95%
7	Murder, Attempted	0	1	1	3	0	5	0	1	1	3	0	5		100%	100%	100%		100%
	Mayhem	8	3	1	5	0	17	8	3	1	5	0	17	100%	100%	100%	100%		100%
	A&B Child w/Injury Substantial	6	1	2	0	0	9	6	1	2	0	0	9	100%	100%	100%			100%
	Rape	9	6	3	5	1	24	7	5	3	5	1	21	78%	83%	100%	100%	100%	88%
	Rape of Child 2nd	0	1	0	0	0	1	0	1	0	0	0	1		100%				100%
	Rape of Child Aggravated	7	5	2	1	0	15	7	5	2	1	0	15	100%	100%	100%	100%		100%
	Assault w/i Rape Child	1	2	0	0	0	3	1	1	0	0	0	2	100%	50%				67%
	Incest	0	0	1	0	0	1	0	0	1	0	0	1			100%			100%
	Armed Robbery Gun	17	11	17	18	0	63	13	10	17	18	0	58	76%	91%	100%	100%		92%
	Armed Assault w/i Murder	10	18	8	5	0	41	9	18	8	5	0	40	90%	100%	100%	100%		98%
	Carjacking, Armed	3	0	1	3	0	7	3	0	1	3	0	7	100%		100%	100%		100%
	Kidnapping Child	0	1	0	0	0	1	0	1	0	0	0	1		100%				100%
	Confine And Put In Fear	1	0	0	2	0	3	1	0	0	2	0	3	100%			100%		100%
	Traffic Heroin 036-100	3	0	0	1	0	4	3	0	0	1	0	4	100%			100%		100%
	Traffic Heroin 028-100	4	3	4	0	0	11	4	3	4	0	0	11	100%	100%	100%			100%
	Traffic Heroin 100-200	0	0	0	1	0	1	0	0	0	1	0	1				100%		100%
	Traffic Cocaine 100-200	3	2	3	2	1	11	3	2	3	2	1	11	100%	100%	100%	100%	100%	100%
	Throw or Place Explosives	0	1	0	0	0	1	0	1	0	0	0	1		100%				100%
	Sub-Total	72	55	43	46	2	218	65	52	43	46	2	208	90%	95%	100%	100%	100%	95%

Table 43 Governing Offense by Grid Cell Assignment and Incarceration Status, Superior Court

Level	Governing Offense	All Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	Total	A	B	C	D	E	Total	A	B	C	D	E	T
6	Manslaughter	3	2	0	1	0	6	2	2	0	1	0	5	67%	100%		100%		83%
	A&B Elderly / Disabled Ser Injury	2	1	0	0	0	3	2	1	0	0	0	3	100%	100%				100%
	A&B Aggravated - Serious Injury	1	3	4	5	1	14	0	2	4	5	1	12	0%	67%	100%	100%	100%	86%
	A&B Dangerous Weapon	8	17	16	22	1	64	8	17	16	22	1	64	100%	100%	100%	100%	100%	100%
	A&B Dangerous Weapon + 60	1	0	1	1	0	3	1	0	1	1	0	3	100%		100%	100%		100%
	A&B DW, Aggravated w/Injury	12	4	2	9	0	27	11	4	2	9	0	26	92%	100%	100%	100%		96%
	Assault To Kill or Maim	0	2	2	0	0	4	0	2	2	0	0	4		100%	100%			100%
	Rape Of Child	45	10	2	6	0	63	41	9	2	6	0	58	91%	90%	100%	100%		92%
	Assault w/i Rape	1	1	0	1	0	3	1	1	0	1	0	3	100%	100%		100%		100%
	Indecent A&B Mentally Retarded	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
	Child Pornography	4	0	0	0	0	4	0	0	0	0	0	0	0%					0%
	Robbery Unarmed + 60	8	1	0	6	0	15	5	1	0	6	0	12	63%	100%		100%		80%
	Armed Robbery	70	34	34	54	0	192	50	30	32	54	0	166	71%	88%	94%	100%		86%
	Armed Assault w/i Rob	5	7	6	5	0	23	3	7	6	4	0	20	60%	100%	100%	80%		87%
	Armed Aslt w/i Rob Over 65	4	0	0	0	0	4	4	0	0	0	0	4	100%					100%
	Carjacking	0	2	3	1	0	6	0	2	3	1	0	6		100%	100%	100%		100%
	Kidnapping	4	2	3	2	0	11	4	2	3	2	0	11	100%	100%	100%	100%		100%
	Kidnapping Level 6	0	0	1	0	0	1	0	0	0	0	0	0			0%			0%
	Harassment, 2nd	0	0	0	1	0	1	0	0	0	0	0	0				0%		0%
	Burning Dwelling House	8	1	0	3	0	12	5	1	0	3	0	9	63%	100%		100%		75%
	Distribute Class A 2nd	1	2	8	5	1	17	1	2	8	5	1	17	100%	100%	100%	100%	100%	100%
	Distribute Cocaine 2nd	0	2	9	4	0	15	0	2	9	4	0	15		100%	100%	100%		100%
	Traffic Heroin 014-028	9	4	9	3	0	25	9	4	9	3	0	25	100%	100%	100%	100%		100%
	Traffic Cocaine 036-100	1	0	2	0	0	3	1	0	2	0	0	3	100%		100%			100%
	Traffic Cocaine 028-100	23	6	5	6	0	40	23	6	5	6	0	40	100%	100%	100%	100%		100%
	MV Homicide - OUI Felony	10	3	0	1	0	14	10	3	0	1	0	14	100%	100%		100%		100%
	Possess Explosive Device	1	0	0	1	0	2	0	0	0	0	0	0	0%			0%		0%
	Sub-Total	222	104	107	137	3	573	182	98	104	134	3	521	82%	94%	97%	98%	100%	91%

Table 43 Governing Offense by Grid Cell Assignment and Incarceration Status, Superior Court

Level	Governing Offense	All Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	Total	A	B	C	D	E	Total	A	B	C	D	E	T
5	A&B Child w/Injury	4	0	0	1	0	5	3	0	0	1	0	4	75%			100%		80%
	A&B Aggravated	4	3	4	7	0	18	4	2	3	7	0	16	100%	67%	75%	100%		89%
	A&B DW, Aggravated	17	9	9	2	0	37	16	7	9	2	0	34	94%	78%	100%	100%		92%
	Indecent A&B On Child	22	3	4	0	0	29	19	3	4	0	0	26	86%	100%	100%			90%
	Entice Child	2	1	0	1	0	4	2	1	0	1	0	4	100%	100%		100%		100%
	Unnatural Acts Child	0	1	0	0	0	1	0	1	0	0	0	1		100%				100%
	Robbery Unarmed	25	12	32	37	2	108	15	10	27	34	2	88	60%	83%	84%	92%	100%	81%
	Intimidation	18	12	14	12	0	56	13	8	13	10	0	44	72%	67%	93%	83%		79%
	Stalking Violation of Rest. Order	0	0	1	1	0	2	0	0	1	1	0	2			100%	100%		100%
	Common & Notorious Thief	0	1	3	0	0	4	0	1	3	0	0	4		100%	100%			100%
	Burglary	3	1	5	6	0	15	2	1	3	6	0	12	67%	100%	60%	100%		80%
	Gaming Enterprise	1	1	0	0	0	2	0	1	0	0	0	1	0%	100%				50%
	Distribute Class B 2nd	0	5	4	7	0	16	0	5	4	7	0	16		100%	100%	100%		100%
	Traffic Heroin 018-036	0	1	1	0	0	2	0	1	1	0	0	2		100%	100%			100%
	Traffic Cocaine 018-036	3	3	0	1	0	7	3	3	0	1	0	7	100%	100%		100%		100%
	Traffic Cocaine 014-028	28	18	14	8	0	68	28	18	14	8	0	68	100%	100%	100%	100%		100%
	Perjury or Suborn	5	2	1	1	0	9	2	2	1	1	0	6	40%	100%	100%	100%		67%
	Bribery - Level 5	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
	Sex Offender Fail Register 2nd	0	0	1	7	0	8	0	0	1	4	0	5			100%	57%		63%
	Sub-Total	133	73	93	91	2	392	108	64	84	83	2	341	81%	88%	90%	91%	100%	87%

Table 43 Governing Offense by Grid Cell Assignment and Incarceration Status, Superior Court

Level	Governing Offense	All Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	Total	A	B	C	D	E	Total	A	B	C	D	E	T
4	A&B Elderly / Disabled w/Injury	6	2	3	4	0	15	6	2	3	3	0	14	100%	100%	100%	75%		93%
	A&B Child Conspiracy	0	0	0	0	0	0	0	0	0	0	0	0						
	A&B Guard	0	1	3	1	0	5	0	0	3	1	0	4		0%	100%	100%		80%
	A&B Dangerous Weapon	23	26	14	5	0	68	23	26	14	5	0	68	100%	100%	100%	100%		100%
	A&B Dangerous Weapon + 60	2	0	0	0	0	2	2	0	0	0	0	2	100%					100%
	A&B To Collect Loan	0	0	0	0	0	0	0	0	0	0	0	0						
	Indecent A&B	12	1	2	0	1	16	5	1	1	0	1	8	42%	100%	50%		100%	50%
	Photograph Nude Person	2	1	0	0	0	3	2	1	0	0	0	3	100%	100%				100%
	Assault w/i Rob	2	1	2	1	0	6	2	1	2	1	0	6	100%	100%	100%	100%		100%
	Stalking	0	0	0	1	0	1	0	0	0	1	0	1				100%		100%
	Harassment	0	0	1	1	0	2	0	0	1	1	0	2			100%	100%		100%
	Larceny More	5	3	2	11	0	21	5	3	2	11	0	21	100%	100%	100%	100%		100%
	Larceny More + 60	0	1	0	5	0	6	0	1	0	5	0	6		100%		100%		100%
	Larceny Person	15	7	5	7	0	34	8	7	5	5	0	25	53%	100%	100%	71%		74%
	Larceny Person + 65	5	1	0	0	0	6	4	1	0	0	0	5	80%	100%				83%
	Larceny MV 2nd	0	0	0	2	0	2	0	0	0	2	0	2				100%		100%
	Fraud - Identity	2	0	0	1	0	3	1	0	0	1	0	2	50%			100%		67%
	B&E	3	5	20	88	0	116	3	5	20	88	0	116	100%	100%	100%	100%		100%
	Enter Dwelling w/I Felony	5	0	1	5	0	11	1	0	1	5	0	7	20%		100%	100%		64%
	Receiving Stolen Goods Over	0	1	4	6	0	11	0	1	4	6	0	11		100%	100%	100%		100%
	Receiving Stolen Goods MV 2nd	0	0	0	4	0	4	0	0	0	4	0	4				100%		100%
	Forge Commonwealth Note	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
	Burning Building	1	0	0	4	0	5	1	0	0	4	0	5	100%			100%		100%
	Attempt Arson	2	0	0	0	0	2	2	0	0	0	0	2	100%					100%
	Attempt Burn Building	1	0	0	1	0	2	1	0	0	1	0	2	100%			100%		100%
	Distribute Class A	48	55	39	31	0	173	33	45	35	24	0	137	69%	82%	90%	77%		79%
	Distribute Class B	111	43	35	31	1	221	52	26	25	23	1	127	47%	60%	71%	74%	100%	57%
	Distribute Cocaine	39	36	35	41	0	151	39	36	35	41	0	151	100%	100%	100%	100%		100%
	Traffic Mar 50-100	1	1	0	0	0	2	1	1	0	0	0	2	100%	100%				100%
	Larceny Cont Sub	2	0	0	0	0	2	1	0	0	0	0	1	50%					50%
	Giving Prisoner Cont Sub	2	1	1	2	0	6	0	1	1	2	0	4	0%	100%	100%	100%		67%
	Control Substance School	9	6	10	2	0	27	9	6	10	2	0	27	100%	100%	100%	100%		100%
	MV Homicide - Reckless	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
	MV Homicide - OUI	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
	Leaving Scene Death	1	0	0	1	0	2	1	0	0	1	0	2	100%			100%		100%
	OUI Serious Inj, Fel	5	1	0	0	0	6	4	1	0	0	0	5	80%	100%				83%
	Ignition Interlock Tamper	0	0	0	0	0	0	0	0	0	0	0	0						
	Derive Support From Prostitute	2	0	0	0	0	2	2	0	0	0	0	2	100%					100%
	Gun Serial Number, Felony	1	0	0	1	0	2	1	0	0	1	0	2	100%			100%		100%
	Firearm Sale Violation	1	3	1	0	0	5	0	2	1	0	0	3	0%	67%	100%			60%
	Escape	0	0	0	2	0	2	0	0	0	2	0	2				100%		100%
	Bribery	3	0	2	1	0	6	0	0	0	0	0	0	0%		0%	0%		0%
	Extortion	0	0	1	2	0	3	0	0	0	2	0	2			0%	100%		67%
	Bomb Hoax	1	1	1	1	0	4	1	0	1	1	0	3	100%	0%	100%	100%		75%
	Hoax Device	0	0	0	1	0	1	0	0	0	1	0	1				100%		100%
	Tax Law Violation	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
	Sub-Total	316	197	182	263	2	960	212	167	164	244	2	789	67%	85%	90%	93%	100%	82%

Table 43 Governing Offense by Grid Cell Assignment and Incarceration Status, Superior Court

Level	Governing Offense	All Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	Total	A	B	C	D	E	Total	A	B	C	D	E	T
3	A&B	40	9	11	15	0	75	24	7	9	12	0	52	60%	78%	82%	80%		69%
	A&B w/I Intimidate	1	1	0	0	0	2	1	0	0	0	0	1	100%	0%				50%
	Reckless Endangerment	2	3	0	0	0	5	2	3	0	0	0	5	100%	100%				100%
	Permit Injury to Child	0	0	0	0	0	0	0	0	0	0	0	0						
	A&B Ambulance	0	0	0	0	0	0	0	0	0	0	0	0						
	A&B Dangerous Weapon	6	5	4	0	0	15	0	0	0	0	0	0	0%	0%	0%			0%
	A&B Dangerous Weapon + 60	0	0	0	0	0	0	0	0	0	0	0	0						
	Assault Dangerous Weapon	20	16	5	12	0	53	14	15	4	12	0	45	70%	94%	80%	100%		85%
	Assault Dangerous Weapon + 60	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
	Unnatural Acts	0	0	0	0	0	0	0	0	0	0	0	0						
	Child Pornography Possess	34	5	8	1	0	48	24	4	6	0	0	34	71%	80%	75%	0%		71%
	Kidnapping	2	0	1	0	0	3	1	0	0	0	0	1	50%		0%			33%
	Violation Of Civil Rights	0	1	0	0	0	1	0	1	0	0	0	1		100%				100%
	Restraining Order Violation	2	1	3	1	0	7	1	1	3	1	0	6	50%	100%	100%	100%		86%
	Harassment Order Violation	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
	Larceny	3	0	0	0	0	3	3	0	0	0	0	3	100%					100%
	Larceny More	49	9	4	9	0	71	16	5	2	5	0	28	33%	56%	50%	56%		39%
	Larceny More + 60	1	2	1	0	0	4	1	1	1	0	0	3	100%	50%	100%			75%
	Larceny Building	5	3	4	2	0	14	4	2	4	2	0	12	80%	67%	100%	100%		86%
	Larceny Firearm	0	0	0	0	0	0	0	0	0	0	0	0						
	Larceny MV	1	1	1	3	0	6	1	1	1	3	0	6	100%	100%	100%	100%		100%
	Embezzlement	2	0	0	0	0	2	2	0	0	0	0	2	100%					100%
	Credit Card Misuse - More	2	0	0	0	0	2	1	0	0	0	0	1	50%					50%
	Defrauding Insurer	2	2	0	0	0	4	1	1	0	0	0	2	50%	50%				50%
	Fraud	2	0	0	0	0	2	0	0	0	0	0	0	0%					0%
	MV - Sales Violation	0	0	0	0	0	0	0	0	0	0	0	0						
	Possess Burglarious Tools	1	3	1	5	0	10	0	3	1	5	0	9	0%	100%	100%	100%		90%
	B&E	24	12	12	10	0	58	15	5	8	6	0	34	63%	42%	67%	60%		59%
	Mal Dest Property More	0	1	3	2	0	6	0	1	3	2	0	6		100%	100%	100%		100%
	Receiving Stolen Goods Over	6	5	4	0	0	15	4	3	2	0	0	9	67%	60%	50%			60%
	Receiving Stolen Goods MV	2	0	4	4	0	10	1	0	3	4	0	8	50%		75%	100%		80%
	Forgery And Uttering	2	3	0	2	0	7	0	2	0	1	0	3	0%	67%		50%		43%
	Counterfeit	0	0	0	0	0	0	0	0	0	0	0	0						

Table 43 Governing Offense by Grid Cell Assignment and Incarceration Status, Superior Court

Level	Governing Offense	All Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	Total	A	B	C	D	E	Total	A	B	C	D	E	T
	Burning Property	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
	Burning Motor Vehicle	0	0	0	0	0	0	0	0	0	0	0	0						
	Illegal Lottery	2	0	0	0	0	2	0	0	0	0	0	0	0%					0%
	Possession Class A 2nd	0	0	0	0	0	0	0	0	0	0	0	0						
	Possession Class A Heroin 2nd	0	0	0	0	0	0	0	0	0	0	0	0						
	Possession Class B 2nd	0	2	4	0	0	6	0	1	3	0	0	4	50%	75%				67%
	Possession Class D 2nd	0	0	0	0	0	0	0	0	0	0	0	0						
	Distribute Class C	0	1	0	0	0	1	0	0	0	0	0	0	0%					0%
	Distribute Class D 2nd	0	1	1	0	0	2	0	0	1	0	0	1	0%	100%				50%
	Possession Hypodermic 2nd	0	0	0	0	0	0	0	0	0	0	0	0						
	MV Homicide	2	0	0	0	0	2	2	0	0	0	0	2	100%					100%
	Leaving Scene Property Damage	1	0	0	1	0	2	1	0	0	1	0	2	100%			100%		100%
	Leaving Scene Personal Injury	2	0	0	0	0	2	1	0	0	0	0	1	50%					50%
	OUI Serious Inj, Misd	3	0	0	1	0	4	1	0	0	1	0	2	33%			100%		50%
	OUI - Child Endangerment	0	0	0	0	0	0	0	0	0	0	0	0						
	Ignition Interlock Violation	0	0	0	0	0	0	0	0	0	0	0	0						
	Sexual Conduct Pay For	0	0	0	0	0	0	0	0	0	0	0	0						
	Inducing Minor To Sex	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
	Possess Firearm Silencer	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
	Gun Serial Number	1	1	0	0	0	2	1	1	0	0	0	2	100%	100%				100%
	Firearm Loaded while OUI	0	0	0	0	0	0	0	0	0	0	0	0						
	Firearm Store Improper Felony	0	2	0	0	0	2	0	2	0	0	0	2	100%					100%
	Nonsupport	0	0	0	0	0	0	0	0	0	0	0	0						
	Interfere Police or Firefighter	0	0	0	0	0	0	0	0	0	0	0	0						
	Failure to Appear Felony	2	0	2	0	0	4	2	0	2	0	0	4	100%		100%			100%
	Carrying Dangerous Weapon	2	1	2	2	0	7	2	1	2	2	0	7	100%	100%	100%	100%		100%
	Contempt Of Court	1	0	2	0	0	3	1	0	2	0	0	3	100%		100%			100%
	Cruelty To Animals	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
	Animal Kill or Poison	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
	Throw Object On Public Way	0	0	0	0	0	0	0	0	0	0	0	0						
	Sex Offender Fail Register	1	3	1	5	0	10	1	3	1	4	0	9	100%	100%	100%	80%		90%
	Sub-Total	233	93	78	75	0	479	132	63	58	61	0	314	57%	68%	74%	81%		66%

Table 43 Governing Offense by Grid Cell Assignment and Incarceration Status, Superior Court

Level	Governing Offense	All Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	Total	A	B	C	D	E	Total	A	B	C	D	E	T
2	Assault	4	0	0	0	0	4	0	0	0	0	0	0	0%					0%
	Accost / Annoy Person Opposite Sex	0	0	0	0	0	0	0	0	0	0	0	0						
	Larceny	0	1	0	0	0	1	0	0	0	0	0	0		0%				0%
	Larceny Less	5	2	2	4	0	13	0	0	2	4	0	6	0%	0%	100%	100%		46%
	Larceny Less +60	0	0	0	0	0	0	0	0	0	0	0	0						
	Shoplifting	0	0	0	0	0	0	0	0	0	0	0	0						
	Credit Card Misuse	0	1	0	0	0	1	0	0	0	0	0	0		0%				0%
	MV - False Report Of Theft	0	0	0	0	0	0	0	0	0	0	0	0						
	Defrauding Innkeeper	0	0	0	0	0	0	0	0	0	0	0	0						
	Welfare Violation	0	0	0	0	0	0	0	0	0	0	0	0						
	Failure To Return Leased Prop	0	0	0	0	0	0	0	0	0	0	0	0						
	B&E MV	0	0	0	0	0	0	0	0	0	0	0	0						
	B&E w/i Misdemeanor	2	0	0	0	0	2	0	0	0	0	0	0	0%					0%
	Property Destruction	1	0	1	0	0	2	1	0	1	0	0	2	100%		100%			100%
	Tagging Property	0	0	0	0	0	0	0	0	0	0	0	0						
	Receiving Stolen Goods	1	2	0	0	0	3	0	1	0	0	0	1	0%	50%				33%
	Lottery Ticket Altering	0	0	0	0	0	0	0	0	0	0	0	0						
	Gaming Use of Telephone	0	0	1	0	0	1	0	0	0	0	0	0			0%			0%
	Property Violation	0	0	0	0	0	0	0	0	0	0	0	0						
	Possession Class A	1	1	0	1	0	3	1	0	0	1	0	2	100%	0%		100%		67%
	Possession Class A Heroin	5	0	0	1	0	6	1	0	0	0	0	1	20%			0%		17%
	Possession Class B	16	8	3	2	0	29	8	3	1	1	0	13	50%	38%	33%	50%		45%
	Possession Class C	1	1	0	0	0	2	0	0	0	0	0	0	0%	0%				0%
	Possession Class D	0	0	0	0	0	0	0	0	0	0	0	0						
	Distribute Counterfeit Substance	0	0	0	0	0	0	0	0	0	0	0	0						
	Distribute Class D	12	7	5	1	0	25	7	2	3	0	0	12	58%	29%	60%	0%		48%
	Distribute Class E	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
	Possession Hypodermic/Syringe	0	0	0	0	0	0	0	0	0	0	0	0						
	Presence Class A	1	0	1	0	0	2	1	0	1	0	0	2	100%		100%			100%
	Forge Prescription	2	0	0	0	0	2	0	0	0	0	0	0	0%					0%
	Distribute Paraphenalia	0	0	0	0	0	0	0	0	0	0	0	0						
	Operate to Endanger	4	0	2	1	0	7	0	0	2	1	0	3	0%		100%	100%		43%
	Use Without Authority	0	0	0	0	0	0	0	0	0	0	0	0						
	Habitual Traffic Offender	0	0	0	0	0	0	0	0	0	0	0	0						
	Racing	0	0	0	0	0	0	0	0	0	0	0	0						

Table 43 Governing Offense by Grid Cell Assignment and Incarceration Status, Superior Court

Level	Governing Offense	All Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	Total	A	B	C	D	E	Total	A	B	C	D	E	T
	Operate After Suspension 2nd	0	1	1	1	0	3	0	1	0	1	0	2	100%	0%	100%			67%
	Compulsory Insurance Violation	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
	Altering MV ID Number	0	0	0	0	0	0	0	0	0	0	0	0						
	Counterfeit/Alter MV Document	0	0	0	0	0	0	0	0	0	0	0	0						
	False Statement On Application	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
	Prostitution	3	0	0	0	0	3	2	0	0	0	0	2	67%					67%
	Common Night Walker 3rd	0	0	0	0	0	0	0	0	0	0	0	0						
	Keeping A House Of Ill Fame	0	0	0	0	0	0	0	0	0	0	0	0						
	Open And Gross	0	1	0	1	0	2	0	1	0	1	0	2	100%			100%		100%
	Obscene Material to Minor	0	0	0	0	0	0	0	0	0	0	0	0						
	Firearm Possess w/o Permit	20	9	2	4	0	35	11	7	2	3	0	23	55%	78%	100%	75%		66%
	Possess Mace	0	0	0	0	0	0	0	0	0	0	0	0						
	Possess Ammunition	6	3	0	0	0	9	3	3	0	0	0	6	50%	100%				67%
	Firearm Carry, School	0	0	0	0	0	0	0	0	0	0	0	0						
	Firearm Store Improper	5	0	0	0	0	5	1	0	0	0	0	1	20%					20%
	Impersonate/Disguise	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
	False Statement	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
	Failure to Appear	0	1	3	1	0	5	0	1	3	1	0	5	100%	100%	100%			100%
	Possess Stun Gun	2	0	0	0	0	2	2	0	0	0	0	2	100%					100%
	False Alarm	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
	Fireworks	0	0	0	0	0	0	0	0	0	0	0	0						
	Disrupt Court Proceedings	0	0	0	1	0	1	0	0	0	1	0	1				100%		100%
	Contributing To Delinquency	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
	Mistreat Police Animal	0	0	0	0	0	0	0	0	0	0	0	0						
	Election Law Violation	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
	Resisting Arrest	1	1	3	0	0	5	1	1	3	0	0	5	100%	100%	100%			100%
	DNA Refuse	0	0	0	0	0	0	0	0	0	0	0	0						
	False Report Of Crime	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
	Disconnect Sprinkler System	0	0	0	0	0	0	0	0	0	0	0	0						
	Clean Water Act Violation	3	0	0	0	0	3	1	0	0	0	0	1	33%					33%
	True Name Law	0	0	0	0	0	0	0	0	0	0	0	0						
	Home Imp Contractor Violation	0	0	0	0	0	0	0	0	0	0	0	0						
	Sub-Total	104	39	24	18	0	185	42	20	18	14	0	94	40%	51%	75%	78%		51%

Table 43 Governing Offense by Grid Cell Assignment and Incarceration Status, Superior Court

Level	Governing Offense	All Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	Total	A	B	C	D	E	Total	A	B	C	D	E	T
1	Obscene Materials	0	0	0	0	0	0	0	0	0	0	0	0						
	Threatening	2	0	0	0	0	2	1	0	0	0	0	1	50%					50%
	Defrauding Victualer	0	0	0	0	0	0	0	0	0	0	0	0						
	Hiring Vehicle / Fraud	0	0	0	0	0	0	0	0	0	0	0	0						
	Timber, Cut Unlawful	0	0	0	0	0	0	0	0	0	0	0	0						
	Vandalism	1	1	0	0	0	2	0	0	0	0	0	0	0%	0%				0%
	Setting Fire In Open	0	0	0	0	0	0	0	0	0	0	0	0						
	Trespassing	0	0	0	0	0	0	0	0	0	0	0	0						
	Possession Class D Marijuana	0	0	2	0	0	2	0	0	1	0	0	1			50%			50%
	Possession Class E	0	0	0	0	0	0	0	0	0	0	0	0						
	Inhaling Toxic Vapors	0	0	0	0	0	0	0	0	0	0	0	0						
	Disturb Correctional Institution	0	0	0	0	0	0	0	0	0	0	0	0						
	Attaching Wrong MV Plates	0	0	0	0	0	0	0	0	0	0	0	0						
	Operate After Suspension	0	0	0	0	0	0	0	0	0	0	0	0						
	Obstruct Emergency Veh	0	0	0	0	0	0	0	0	0	0	0	0						
	Violation Aircraft Restriction	0	0	0	0	0	0	0	0	0	0	0	0						
	MV - Impersonate/Other License	0	0	0	0	0	0	0	0	0	0	0	0						
	Common Night Walker	0	0	0	0	0	0	0	0	0	0	0	0						
	Indecent Exposure	0	0	0	0	0	0	0	0	0	0	0	0						
	Lewd And Lacivious	0	0	0	0	0	0	0	0	0	0	0	0						
	Disorderly Conduct	0	0	0	0	0	0	0	0	0	0	0	0						
	Disturb Peace, 2nd Offense	0	0	0	0	0	0	0	0	0	0	0	0						
	Possess Air Rifle w/o FID Card	0	0	0	0	0	0	0	0	0	0	0	0						
	Firearm Discharge	0	0	0	0	0	0	0	0	0	0	0	0						
	Annoying Phone Calls	0	0	0	0	0	0	0	0	0	0	0	0						
	Obstructing Justice	0	0	0	0	0	0	0	0	0	0	0	0						
	License Law Violation (Not MV)	0	0	0	0	0	0	0	0	0	0	0	0						
	Alcohol, Procure for Minor	0	0	0	0	0	0	0	0	0	0	0	0						
	Alcohol, Transporting	0	0	0	0	0	0	0	0	0	0	0	0						
	Cruelty To Animals	0	0	0	0	0	0	0	0	0	0	0	0						
	Cigarette/Match Thrown Fr Veh	0	0	0	0	0	0	0	0	0	0	0	0						
	Employment Practices	2	0	0	0	0	2	0	0	0	0	0	0	0%					0%
	Child Labor Violation	0	0	0	0	0	0	0	0	0	0	0	0						
	Sub-Total	5	1	2	0	0	8	1	0	1	0	0	2	20%	0%	50%			25%

Table 43 Governing Offense by Grid Cell Assignment and Incarceration Status, Superior Court

Level	Governing Offense	All Defendants						Incarcerated Defendants						Incarceration Rate					
		A	B	C	D	E	Total	A	B	C	D	E	Total	A	B	C	D	E	T
0	Attempt Larceny	0	0	1	0	0	1	0	0	0	0	0	0	0%					0%
	Attempt B&E	0	0	0	0	0	0	0	0	0	0	0	0						
	Conspiracy Violate CSA	25	13	5	5	0	48	7	7	3	4	0	21	28%	54%	60%	80%		44%
	Conspiracy	4	2	3	2	0	11	2	1	3	1	0	7	50%	50%	100%	50%		64%
	Attempt To Commit Crime	3	3	1	5	0	12	1	2	1	4	0	8	33%	67%	100%	80%		67%
	Accessory Before	0	1	0	0	0	1	0	1	0	0	0	1	100%					100%
	Accessory After	19	2	5	0	0	26	7	2	5	0	0	14	37%	100%	100%			54%
	Sub-Total	51	21	15	12	0	99	17	13	12	9	0	51	33%	62%	80%	75%		52%

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

Level	Governing Offense	Incarcerated Defendants						Mean Sentence						Median Sentence					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
9	Murder	0	0	0	0	0	0												
	Sub-Total	0	0	0	0	0	0												
8	Manslaughter	23	11	8	5	0	47	104.6	106.4	142.5	170.4		118.5	84.0	96.0	138.0	180.0		96.0
	Armed Assault In Dwell House	0	0	3	2	0	5			120.0	150.0		132.0			120.0	150.0		120.0
	Rape, Aggravated	4	3	0	1	0	8	111.0	204.0		300.0		169.5	90.0	216.0		300.0		162.0
	Rape Of Child w/Force	16	2	4	3	0	25	102.0	144.0	135.0	68.0		106.6	102.0	144.0	102.0	72.0		96.0
	Rape of Child w/Force Aggravated	1	0	0	0	0	1	720.0					720.0	720.0					720.0
	Armed Assault w/i Murder - Firearm	7	4	5	0	0	16	77.1	75.0	98.4			83.3	72.0	72.0	60.0			72.0
	Home Invasion	2	0	0	0	0	2	240.0					240.0	240.0					240.0
	Burglary, Armed	1	1	2	0	0	4	120.0	120.0	120.0			120.0	120.0	120.0	120.0			120.0
	Traffic Cocaine 200+	1	1	0	0	0	2	144.0	180.0				162.0	144.0	180.0				162.0
	Sub-Total	55	22	22	11	0	110	117.9	121.4	126.0	150.5		123.5	96.0	105.0	120.0	156.0		108.0
7	Murder, Attempted	0	1	1	3	0	5		36.0	60.0	80.0		67.2		36.0	60.0	72.0		60.0
	Mayhem	5	3	1	4	0	13	67.2	68.0	96.0	72.0		71.1	72.0	72.0	96.0	66.0		72.0
	A&B Child w/Injury Substantial	4	0	2	0	0	6	60.0		42.0			54.0	54.0		42.0			42.0
	Rape	7	5	3	5	1	21	90.9	98.4	68.0	112.8	108.0	95.4	72.0	120.0	84.0	108.0	108.0	84.0
	Rape of Child 2nd	0	1	0	0	0	1		180.0				180.0		180.0				180.0
	Rape of Child Aggravated	7	5	2	1	0	15	123.4	156.0	120.0	120.0		133.6	120.0	144.0	120.0	120.0		120.0
	Assault w/i Rape Child	1	1	0	0	0	2	144.0	36.0				90.0	144.0	36.0				90.0
	Incest	0	0	1	0	0	1			228.0			228.0			228.0			228.0
	Armed Robbery Gun	13	10	17	18	0	58	72.0	70.2	67.1	73.3		70.7	36.0	72.0	60.0	60.0		60.0
	Armed Assault w/i Murder	9	18	8	5	0	40	63.3	54.3	102.0	78.0		68.9	60.0	57.0	66.0	84.0		60.0
	Carjacking, Armed	2	0	1	3	0	6	60.0		84.0	124.0		96.0	60.0		84.0	120.0		78.0
	Kidnapping Child	0	1	0	0	0	1		48.0				48.0		48.0				48.0
	Confine And Put In Fear	1	0	0	2	0	3	12.0			93.0		66.0	12.0			93.0		90.0
	Traffic Heroin 036-100	3	0	0	1	0	4	64.0			72.0		66.0	60.0			72.0		66.0
	Traffic Heroin 028-100	4	3	4	0	0	11	84.0	88.0	99.0			90.5	84.0	84.0	90.0			84.0
	Traffic Heroin 100-200	0	0	0	1	0	1				144.0		144.0				144.0		144.0
	Traffic Cocaine 100-200	3	2	3	2	1	11	116.0	132.0	124.0	132.0	120.0	124.4	120.0	132.0	120.0	132.0	120.0	120.0
	Throw or Place Explosives	0	1	0	0	0	1		120.0				120.0		120.0				120.0
	Sub-Total	59	51	43	45	2	200	80.2	80.5	86.5	88.0	114.0	83.7	72.0	60.0	84.0	84.0	114.0	81.0

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

Level	Governing Offense	Incarcerated Defendants						Mean Sentence						Median Sentence					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
6	Manslaughter	2	0	0	1	0	3	156.0			180.0		164.0	156.0			180.0		180.0
	A&B Elderly / Disabled Ser Injury	1	1	0	0	0	2	108.0	84.0				96.0	108.0	84.0				96.0
	A&B Aggravated - Serious Injury	0	1	3	2	1	7		48.0	30.0	36.0	36.0	35.1		48.0	36.0	36.0	36.0	36.0
	A&B Dangerous Weapon	8	17	16	22	1	64	39.0	38.0	36.4	45.3	24.0	40.0	42.0	36.0	36.0	36.0	24.0	36.0
	A&B Dangerous Weapon + 60	1	0	1	1	0	3	60.0		48.0	60.0		56.0	60.0		48.0	60.0		60.0
	A&B DW, Aggravated w/Injury	7	4	1	5	0	17	39.4	36.0	60.0	46.8		42.0	30.0	39.0	60.0	30.0		36.0
	Assault To Kill or Maim	0	2	2	0	0	4		36.0	42.0			39.0		36.0	42.0			36.0
	Rape Of Child	32	4	2	6	0	44	70.1	87.0	48.0	62.0		69.5	60.0	66.0	48.0	54.0		60.0
	Assault w/i Rape	1	1	0	1	0	3	24.0	60.0		108.0		64.0	24.0	60.0		108.0		60.0
	Indecent A&B Mentally Retarded	1	0	0	0	0	1	60.0					60.0	60.0					60.0
	Child Pornography	0	0	0	0	0	0												
	Robbery Unarmed + 60	5	1	0	6	0	12	40.8	12.0		57.0		46.5	36.0	12.0		57.0		36.0
	Armed Robbery	50	30	32	53	0	165	38.5	45.0	48.8	62.6		49.4	36.0	36.0	39.0	48.0		42.0
	Armed Assault w/i Rob	3	7	6	4	0	20	52.0	36.9	54.0	54.0		47.7	60.0	30.0	54.0	54.0		48.0
	Armed Aslt w/i Rob Over 65	4	0	0	0	0	4	37.5					37.5	39.0					39.0
	Carjacking	0	1	3	1	0	5		24.0	52.0	72.0		50.4		24.0	36.0	72.0		36.0
	Kidnapping	4	1	3	2	0	10	34.5	66.0	56.0	84.0		54.0	36.0	66.0	36.0	84.0		42.0
	Kidnapping Level 6	0	0	0	0	0	0												
	Harassment, 2nd	0	0	0	0	0	0												
	Burning Dwelling House	3	1	0	3	0	7	42.0	36.0		58.0		48.0	42.0	36.0		60.0		42.0
	Distribute Class A 2nd	1	2	8	5	1	17	60.0	51.0	51.8	56.4	120.0	57.5	60.0	51.0	54.0	60.0	120.0	60.0
	Distribute Cocaine 2nd	0	2	9	4	0	15		60.0	50.0	64.5		55.2		60.0	48.0	60.0		48.0
	Traffic Heroin 014-028	9	4	9	3	0	25	66.7	72.0	65.3	88.0		69.6	60.0	66.0	60.0	84.0		60.0
	Traffic Cocaine 036-100	1	0	2	0	0	3	48.0		54.0			52.0	48.0		54.0			48.0
	Traffic Cocaine 028-100	23	6	5	6	0	40	75.4	76.0	72.0	74.0		74.9	72.0	66.0	60.0	60.0		66.0
	MV Homicide - OUI Felony	3	3	0	1	0	7	56.0	30.0		66.0		46.3	60.0	30.0		66.0		48.0
	Possess Explosive Device	0	0	0	0	0	0												
	Sub-Total	159	88	102	126	3	478	54.8	47.8	49.9	60.5	60.0	54.0	48.0	36.0	48.0	60.0	36.0	48.0

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

Level	Governing Offense	Incarcerated Defendants						Mean Sentence						Median Sentence					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
5	A&B Child w/Injury	1	0	0	1	0	2	36.0			48.0		42.0	36.0			48.0		42.0
	A&B Aggravated	2	0	3	7	0	12	30.0		24.7	35.1		31.7	30.0		24.0	36.0		34.0
	A&B DW, Aggravated	6	5	9	2	0	22	31.7	44.4	40.0	84.0		42.7	36.0	36.0	36.0	84.0		36.0
	Indecent A&B On Child	13	1	3	0	0	17	47.1	24.0	84.0			52.2	48.0	24.0	84.0			48.0
	Entice Child	2	0	0	0	0	2	24.0					24.0	24.0					24.0
	Unnatural Acts Child	0	1	0	0	0	1		12.0				12.0		12.0				12.0
	Robbery Unarmed	15	10	27	34	2	88	37.6	29.4	37.8	43.3	66.0	39.6	24.0	24.0	36.0	36.0	66.0	30.0
	Intimidation	5	2	6	7	0	20	34.8	36.0	31.0	30.9		32.4	36.0	36.0	33.0	36.0		36.0
	Stalking Violation of Rest. Order	0	0	0	1	0	1				24.0		24.0				24.0		24.0
	Common & Notorious Thief	0	0	2	0	0	2			78.0			78.0			78.0			78.0
	Burglary	2	1	3	6	0	12	54.0	24.0	36.0	60.0		50.0	54.0	24.0	36.0	42.0		36.0
	Gaming Enterprise	0	1	0	0	0	1		24.0				24.0		24.0				24.0
	Distribute Class B 2nd	0	5	4	7	0	16		37.2	36.0	46.3		40.9		36.0	36.0	48.0		36.0
	Traffic Heroin 018-036	0	1	1	0	0	2		48.0	48.0			48.0		48.0	48.0			48.0
	Traffic Cocaine 018-036	3	3	0	1	0	7	32.0	42.0		24.0		35.1	36.0	30.0		24.0		30.0
	Traffic Cocaine 014-028	28	18	14	8	0	68	48.4	40.7	46.7	54.0		46.7	42.0	36.0	42.0	42.0		36.0
	Perjury or Suborn	1	0	1	1	0	3	24.0		48.0	48.0		40.0	24.0		48.0	48.0		48.0
	Bribery - Level 5	1	0	0	0	0	1	36.0					36.0	36.0					36.0
	Sex Offender Fail Register 2nd	0	0	1	4	0	5			60.0	39.0		43.2			60.0	36.0		36.0
	Sub-Total	79	48	74	79	2	282	41.8	36.8	42.0	44.5	66.0	41.9	36.0	36.0	36.0	36.0	66.0	36.0

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

Level	Governing Offense	Incarcerated Defendants						Mean Sentence						Median Sentence					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
4	A&B Elderly / Disabled w/Injury	1	1	1	1	0	4	12.0	12.0	24.0	24.0		18.0	12.0	12.0	24.0	24.0		18.0
	A&B Child Conspiracy	0	0	0	0	0	0												
	A&B Guard	0	0	3	1	0	4			32.0	24.0		30.0			36.0	24.0		30.0
	A&B Dangerous Weapon	0	0	0	0	0	0												
	A&B Dangerous Weapon + 60	0	0	0	0	0	0												
	A&B To Collect Loan	0	0	0	0	0	0												
	Indecent A&B	4	0	0	0	1	5	39.0				24.0	36.0	42.0				24.0	36.0
	Photograph Nude Person	0	0	0	0	0	0												
	Assault w/i Rob	2	1	2	1	0	6	36.0	18.0	72.0	60.0		49.0	36.0	18.0	72.0	60.0		48.0
	Stalking	0	0	0	0	0	0												
	Harassment	0	0	0	0	0	0												
	Larceny More	5	3	2	11	0	21	31.2	28.0	36.0	31.6		31.4	24.0	24.0	36.0	36.0		36.0
	Larceny More + 60	0	1	0	5	0	6		24.0		39.6		37.0		24.0		36.0		36.0
	Larceny Person	0	0	0	3	0	3				38.0		38.0				36.0		36.0
	Larceny Person + 65	0	1	0	0	0	1		24.0				24.0		24.0				24.0
	Larceny MV 2nd	0	0	0	2	0	2				45.0		45.0				45.0		45.0
	Fraud - Identity	0	0	0	0	0	0												
	B&E	3	5	20	84	0	112	22.0	28.8	34.5	48.4		44.3	24.0	24.0	36.0	36.0		36.0
	Enter Dwelling w/I Felony	0	0	1	4	0	5			24.0	34.5		32.4			24.0	39.0		30.0
	Receiving Stolen Goods Over	0	1	4	6	0	11		12.0	36.0	39.0		35.5		12.0	36.0	39.0		36.0
	Receiving Stolen Goods MV 2nd	0	0	0	4	0	4				55.5		55.5				54.0		54.0
	Forge Commonwealth Note	1	0	0	0	0	1	18.0					18.0	18.0					18.0
	Burning Building	1	0	0	4	0	5	18.0			43.3		38.2	18.0			44.5		41.0
	Attempt Arson	1	0	0	0	0	1	24.0					24.0	24.0					24.0
	Attempt Burn Building	0	0	0	1	0	1				60.0		60.0				60.0		60.0
	Distribute Class A	17	26	23	14	0	80	33.9	31.8	29.5	41.1		33.2	36.0	36.0	24.0	36.0		36.0
	Distribute Class B	20	15	15	13	0	63	29.0	24.4	37.6	33.2		30.8	24.0	24.0	36.0	30.0		24.0
	Distribute Cocaine	17	24	24	30	0	95	38.9	31.8	35.0	37.6		35.7	36.0	33.0	36.0	36.0		36.0
	Traffic Mar 50-100	0	0	0	0	0	0												
	Larceny Cont Sub	1	0	0	0	0	1	24.0					24.0	24.0					24.0
	Giving Prisoner Cont Sub	0	1	1	2	0	4		12.0	24.0	24.0		21.0		12.0	24.0	24.0		24.0
	Control Substance School	0	2	3	1	0	6		30.0	30.0	24.0		29.0		30.0	30.0	24.0		30.0
	MV Homicide - Reckless	0	0	0	0	0	0												
	MV Homicide - OUI	0	0	0	0	0	0												
	Leaving Scene Death	0	0	0	0	0	0												
	OUI Serious Inj, Fel	0	1	0	0	0	1		30.0				30.0		30.0				30.0
	Ignition Interlock Tamper	0	0	0	0	0	0												
	Derive Support From Prostitute	2	0	0	0	0	2	36.0					36.0	36.0					36.0
	Gun Serial Number, Felony	0	0	0	1	0	1				42.0		42.0				42.0		42.0
	Firearm Sale Violation	0	2	1	0	0	3		48.0	36.0			44.0		48.0	36.0			36.0
	Escape	0	0	0	2	0	2				24.0		24.0				24.0		24.0
	Bribery	0	0	0	0	0	0												
	Extortion	0	0	0	2	0	2				87.0		87.0				87.0		87.0
	Bomb Hoax	0	0	0	1	0	1				84.0		84.0				84.0		84.0
	Hoax Device	0	0	0	1	0	1				48.0		48.0				48.0		48.0
	Tax Law Violation	0	0	0	0	0	0												
	Sub-Total	75	84	100	194	1	454	32.5	29.4	34.3	43.0	24.0	36.8	30.0	24.0	36.0	36.0	24.0	36.0

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

Level	Governing Offense	Incarcerated Defendants						Mean Sentence						Median Sentence					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
3	A&B	0	0	0	0	0	0												
	A&B w/I Intimidate	0	0	0	0	0	0												
	Reckless Endangerment	0	0	0	0	0	0												
	Permit Injury to Child	0	0	0	0	0	0												
	A&B Ambulance	0	0	0	0	0	0												
	A&B Dangerous Weapon	0	0	0	0	0	0												
	A&B Dangerous Weapon + 60	0	0	0	0	0	0												
	Assault Dangerous Weapon	6	8	1	10	0	25	27.0	28.5	24.0	33.0		29.8	24.0	30.0	24.0	33.0		24.0
	Assault Dangerous Weapon + 60	0	0	0	0	0	0												
	Unnatural Acts	0	0	0	0	0	0												
	Child Pornography Possess	3	2	1	0	0	6	32.0	24.0	36.0			30.0	24.0	24.0	36.0			30.0
	Kidnapping	0	0	0	0	0	0												
	Violation Of Civil Rights	0	0	0	0	0	0												
	Restraining Order Violation	0	0	0	0	0	0												
	Harassment Order Violation	0	0	0	0	0	0												
	Larceny	0	0	0	0	0	0												
	Larceny More	0	0	0	0	0	0												
	Larceny More + 60	0	0	0	0	0	0												
	Larceny Building	1	1	3	1	0	6	36.0	24.0	40.0	36.0		36.0	36.0	24.0	36.0	36.0		36.0
	Larceny Firearm	0	0	0	0	0	0												
	Larceny MV	0	1	1	2	0	4		42.0	168.0	60.0		82.5		42.0	168.0	60.0		69.0
	Embezzlement	0	0	0	0	0	0												
	Credit Card Misuse - More	0	0	0	0	0	0												
	Defrauding Insurer	0	0	0	0	0	0												
	Fraud	0	0	0	0	0	0												
	MV - Sales Violation	0	0	0	0	0	0												
	Possess Burglarious Tools	0	1	0	3	0	4		48.0		64.0		60.0		48.0		72.0		60.0
	B&E	0	0	0	0	0	0												
	Mal Dest Property More	0	0	0	1	0	1				60.0		60.0				60.0		60.0
	Receiving Stolen Goods Over	0	0	0	0	0	0												
	Receiving Stolen Goods MV	1	0	3	2	0	6	36.0		30.0	24.0		29.0	36.0		30.0	24.0		27.0
	Forgery And Uttering	0	0	0	1	0	1				24.0		24.0				24.0		24.0
	Counterfeit	0	0	0	0	0	0												

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

Level	Governing Offense	Incarcerated Defendants						Mean Sentence						Median Sentence					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
	Burning Property	0	0	0	0	0	0												
	Burning Motor Vehicle	0	0	0	0	0	0												
	Illegal Lottery	0	0	0	0	0	0												
	Possession Class A 2nd	0	0	0	0	0	0												
	Possession Class A Heroin 2nd	0	0	0	0	0	0												
	Possession Class B 2nd	0	0	0	0	0	0												
	Possession Class D 2nd	0	0	0	0	0	0												
	Distribute Class C	0	0	0	0	0	0												
	Distribute Class D 2nd	0	0	0	0	0	0												
	Possession Hypodermic 2nd	0	0	0	0	0	0												
	MV Homicide	0	0	0	0	0	0												
	Leaving Scene Property Damage	0	0	0	0	0	0												
	Leaving Scene Personal Injury	0	0	0	0	0	0												
	OUI Serious Inj, Misd	0	0	0	0	0	0												
	OUI - Child Endangerment	0	0	0	0	0	0												
	Ignition Interlock Violation	0	0	0	0	0	0												
	Sexual Conduct Pay For	0	0	0	0	0	0												
	Inducing Minor To Sex	0	0	0	0	0	0												
	Possess Firearm Silencer	0	0	0	0	0	0												
	Gun Serial Number	0	0	0	0	0	0												
	Firearm Loaded while OUI	0	0	0	0	0	0												
	Firearm Store Improper Felony	0	1	0	0	0	1	24.0					24.0	24.0					24.0
	Nonsupport	0	0	0	0	0	0												
	Interfere Police or Firefighter	0	0	0	0	0	0												
	Failure to Appear Felony	1	0	0	0	0	1	12.0					12.0	12.0					12.0
	Carrying Dangerous Weapon	0	0	0	1	0	1				48.0		48.0				48.0		48.0
	Contempt Of Court	0	0	0	0	0	0												
	Cruelty To Animals	0	0	0	0	0	0												
	Animal Kill or Poison	0	0	0	0	0	0												
	Throw Object On Public Way	0	0	0	0	0	0												
	Sex Offender Fail Register	0	0	0	1	0	1				24.0		24.0				24.0		24.0
	Sub-Total	12	14	9	22	0	57	28.5	29.6	48.7	40.1		36.4	24.0	30.0	36.0	36.0		36.0

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

Level	Governing Offense	Incarcerated Defendants						Mean Sentence						Median Sentence					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
2	Assault	0	0	0	0	0	0												
	Accost / Annoy Person Opposite Sex	0	0	0	0	0	0												
	Larceny	0	0	0	0	0	0												
	Larceny Less	0	0	0	0	0	0												
	Larceny Less +60	0	0	0	0	0	0												
	Shoplifting	0	0	0	0	0	0												
	Credit Card Misuse	0	0	0	0	0	0												
	MV - False Report Of Theft	0	0	0	0	0	0												
	Defrauding Innkeeper	0	0	0	0	0	0												
	Welfare Violation	0	0	0	0	0	0												
	Failure To Return Leased Prop	0	0	0	0	0	0												
	B&E MV	0	0	0	0	0	0												
	B&E w/i Misdemeanor	0	0	0	0	0	0												
	Property Destruction	0	0	0	0	0	0												
	Tagging Property	0	0	0	0	0	0												
	Receiving Stolen Goods	0	0	0	0	0	0												
	Lottery Ticket Altering	0	0	0	0	0	0												
	Gaming Use of Telephone	0	0	0	0	0	0												
	Property Violation	0	0	0	0	0	0												
	Possession Class A	0	0	0	0	0	0												
	Possession Class A Heroin	0	0	0	0	0	0												
	Possession Class B	0	0	0	0	0	0												
	Possession Class C	0	0	0	0	0	0												
	Possession Class D	0	0	0	0	0	0												
	Distribute Counterfeit Substance	0	0	0	0	0	0												
	Distribute Class D	0	0	0	0	0	0												
	Distribute Class E	0	0	0	0	0	0												
	Possession Hypodermic/Syringe	0	0	0	0	0	0												
	Presence Class A	0	0	0	0	0	0												
	Forge Prescription	0	0	0	0	0	0												
	Distribute Paraphenalia	0	0	0	0	0	0												
	Operate to Endanger	0	0	0	0	0	0												
	Use Without Authority	0	0	0	0	0	0												
	Habitual Traffic Offender	0	0	0	0	0	0												
	Racing	0	0	0	0	0	0												

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

Level	Governing Offense	Incarcerated Defendants						Mean Sentence						Median Sentence					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
	Operate After Suspension 2nd	0	0	0	0	0	0												
	Compulsory Insurance Violation	0	0	0	0	0	0												
	Altering MV ID Number	0	0	0	0	0	0												
	Counterfeit/Alter MV Document	0	0	0	0	0	0												
	False Statement On Application	0	0	0	0	0	0												
	Prostitution	0	0	0	0	0	0												
	Common Night Walker 3rd	0	0	0	0	0	0												
	Keeping A House Of Ill Fame	0	0	0	0	0	0												
	Open And Gross	0	1	0	1	0	2	24.0			24.0		24.0	24.0		24.0		24.0	24.0
	Obscene Material to Minor	0	0	0	0	0	0												
	Firearm Possess w/o Permit	0	0	0	0	0	0												
	Possess Mace	0	0	0	0	0	0												
	Possess Ammunition	0	0	0	0	0	0												
	Firearm Carry, School	0	0	0	0	0	0												
	Firearm Store Improper	0	0	0	0	0	0												
	Impersonate/Disguise	0	0	0	0	0	0												
	False Statement	0	0	0	0	0	0												
	Failure to Appear	0	0	0	0	0	0												
	Possess Stun Gun	0	0	0	0	0	0												
	False Alarm	0	0	0	0	0	0												
	Fireworks	0	0	0	0	0	0												
	Disrupt Court Proceedings	0	0	0	0	0	0												
	Contributing To Delinquency	0	0	0	0	0	0												
	Mistreat Police Animal	0	0	0	0	0	0												
	Election Law Violation	0	0	0	0	0	0												
	Resisting Arrest	0	0	0	0	0	0												
	DNA Refuse	0	0	0	0	0	0												
	False Report Of Crime	0	0	0	0	0	0												
	Disconnect Sprinkler System	0	0	0	0	0	0												
	Clean Water Act Violation	0	0	0	0	0	0												
	True Name Law	0	0	0	0	0	0												
	Home Imp Contractor Violation	0	0	0	0	0	0												
	Sub-Total	0	1	0	1	0	2	24.0			24.0		24.0	24.0		24.0		24.0	24.0

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

Level	Governing Offense	Incarcerated Defendants						Mean Sentence						Median Sentence					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
1	Obscene Materials	0	0	0	0	0	0												
	Threatening	0	0	0	0	0	0												
	Defrauding Victualer	0	0	0	0	0	0												
	Hiring Vehicle / Fraud	0	0	0	0	0	0												
	Timber, Cut Unlawful	0	0	0	0	0	0												
	Vandalism	0	0	0	0	0	0												
	Setting Fire In Open	0	0	0	0	0	0												
	Trespassing	0	0	0	0	0	0												
	Possession Class D Marijuana	0	0	0	0	0	0												
	Possession Class E	0	0	0	0	0	0												
	Inhaling Toxic Vapors	0	0	0	0	0	0												
	Disturb Correctional Institution	0	0	0	0	0	0												
	Attaching Wrong MV Plates	0	0	0	0	0	0												
	Operate After Suspension	0	0	0	0	0	0												
	Obstruct Emergency Veh	0	0	0	0	0	0												
	Violation Aircraft Restriction	0	0	0	0	0	0												
	MV - Impersonate/Other License	0	0	0	0	0	0												
	Common Night Walker	0	0	0	0	0	0												
	Indecent Exposure	0	0	0	0	0	0												
	Lewd And Lacivious	0	0	0	0	0	0												
	Disorderly Conduct	0	0	0	0	0	0												
	Disturb Peace, 2nd Offense	0	0	0	0	0	0												
	Possess Air Rifle w/o FID Card	0	0	0	0	0	0												
	Firearm Discharge	0	0	0	0	0	0												
	Annoying Phone Calls	0	0	0	0	0	0												
	Obstructing Justice	0	0	0	0	0	0												
	License Law Violation (Not MV)	0	0	0	0	0	0												
	Alcohol, Procure for Minor	0	0	0	0	0	0												
	Alcohol, Transporting	0	0	0	0	0	0												
	Cruelty To Animals	0	0	0	0	0	0												
	Cigarette/Match Thrown Fr Veh	0	0	0	0	0	0												
	Employment Practices	0	0	0	0	0	0												
	Child Labor Violation	0	0	0	0	0	0												
	Sub-Total	0	0	0	0	0	0												

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

Level	Governing Offense	Incarcerated Defendants						Mean Sentence						Median Sentence					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
0	Attempt Larceny	0	0	0	0	0	0												
	Attempt B&E	0	0	0	0	0	0												
	Conspiracy Violate CSA	3	4	2	2	0	11	64.0	33.0	36.0	36.0		42.5	72.0	24.0	36.0	36.0		36.0
	Conspiracy	0	0	0	0	0	0												
	Attempt To Commit Crime	0	1	1	2	0	4		24.0	30.0	42.0		34.5		24.0	30.0	42.0		33.0
	Accessory Before	0	1	0	0	0	1		48.0				48.0		48.0				48.0
	Accessory After	4	1	3	0	0	8	36.0	48.0	28.0			34.5	36.0	48.0	24.0			36.0
	Sub-Total	7	7	6	4	0	24	48.0	36.0	31.0	39.0		38.8	36.0	24.0	33.0	42.0		36.0

Table 45 State Prison Sentences: Maximum Sentence by Governing Offense and Grid Cell Assignment

Level	Governing Offense	Incarcerated Defendants						Mean Sentence						Median Sentence					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
9	Murder	0	0	0	0	0	0												
	Sub-Total	0	0	0	0	0	0												
8	Manslaughter	23	11	8	5	0	47	123.7	124.9	160.5	184.8		136.7	96.0	120.0	162.0	180.0		120.0
	Armed Assault In Dwell House	0	0	3	2	0	5			136.0	162.0		146.4			144.0	162.0		144.0
	Rape, Aggravated	4	3	0	1	0	8	136.5	248.0		360.0		206.3	96.0	240.0		360.0		192.0
	Rape Of Child w/Force	16	2	4	3	0	25	131.3	174.0	183.0	96.0		138.7	120.0	174.0	132.0	96.0		120.0
	Rape of Child w/Force Aggravated	1	0	0	0	0	1	840.0					840.0	840.0					840.0
	Armed Assault w/i Murder - Firearm	7	4	5	0	0	16	96.0	102.0	117.6			104.3	96.0	108.0	72.0			96.0
	Home Invasion	2	0	0	0	0	2	300.0					300.0	300.0					300.0
	Burglary, Armed	1	1	2	0	0	4	144.0	144.0	144.0			144.0	144.0	144.0	144.0			144.0
	Traffic Cocaine 200+	1	1	0	0	0	2	144.0	180.0				162.0	144.0	180.0				162.0
	Sub-Total	55	22	22	11	0	110	143.5	145.4	150.0	172.4		148.0	120.0	144.0	144.0	180.0		120.0
7	Murder, Attempted	0	1	1	3	0	5		36.0	60.0	96.0		76.8		36.0	60.0	84.0		84.0
	Mayhem	5	3	1	4	0	13	84.0	100.0	96.0	93.0		91.4	96.0	108.0	96.0	90.0		96.0
	A&B Child w/Injury Substantial	4	0	2	0	0	6	84.0		60.0			76.0	84.0		60.0			60.0
	Rape	7	5	3	5	1	21	120.0	115.2	92.0	136.8	180.0	121.7	120.0	144.0	120.0	120.0	180.0	120.0
	Rape of Child 2nd	0	1	0	0	0	1		180.0				180.0		180.0				180.0
	Rape of Child Aggravated	7	5	2	1	0	15	145.7	184.8	138.0	180.0		160.0	144.0	168.0	138.0	180.0		156.0
	Assault w/i Rape Child	1	1	0	0	0	2	180.0	36.0				108.0	180.0	36.0				108.0
	Incest	0	0	1	0	0	1			240.0			240.0			240.0			240.0
	Armed Robbery Gun	13	10	17	18	0	58	89.6	93.6	85.8	93.3		90.3	60.0	90.0	72.0	84.0		60.0
	Armed Assault w/i Murder	9	18	8	5	0	40	76.0	64.0	111.0	100.8		80.7	72.0	60.0	78.0	96.0		72.0
	Carjacking, Armed	2	0	1	3	0	6	66.0		132.0	132.0		110.0	66.0		132.0	120.0		96.0
	Kidnapping Child	0	1	0	0	0	1		48.0				48.0		48.0				48.0
	Confine And Put In Fear	1	0	0	2	0	3	24.0			93.0		70.0	24.0			93.0		90.0
	Traffic Heroin 036-100	3	0	0	1	0	4	76.0			72.0		75.0	84.0			72.0		78.0
	Traffic Heroin 028-100	4	3	4	0	0	11	93.0	104.0	114.0			103.7	84.0	108.0	108.0			96.0
	Traffic Heroin 100-200	0	0	0	1	0	1				144.0		144.0				144.0		144.0
	Traffic Cocaine 100-200	3	2	3	2	1	11	136.0	138.0	156.0	156.0	120.0	144.0	144.0	138.0	144.0	156.0	120.0	144.0
	Throw or Place Explosives	0	1	0	0	0	1		120.0				120.0		120.0				120.0
	Sub-Total	59	51	43	45	2	200	98.4	96.0	104.0	107.1	150.0	101.5	84.0	72.0	96.0	96.0	150.0	96.0

Table 45 State Prison Sentences: Maximum Sentence by Governing Offense and Grid Cell Assignment

Level	Governing Offense	Incarcerated Defendants						Mean Sentence						Median Sentence					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
6	Manslaughter	2	0	0	1	0	3	180.0			180.0		180.0	180.0			180.0		180.0
	A&B Elderly / Disabled Ser Injury	1	1	0	0	0	2	120.0	84.0				102.0	120.0	84.0				102.0
	A&B Aggravated - Serious Injury	0	1	3	2	1	7		60.0	36.0	42.0	48.0	42.9		60.0	36.0	42.0	48.0	48.0
	A&B Dangerous Weapon	8	17	16	22	1	64	47.3	47.9	44.6	53.2	36.0	48.6	48.0	48.0	39.0	54.0	36.0	45.0
	A&B Dangerous Weapon + 60	1	0	1	1	0	3	84.0		72.0	84.0		80.0	84.0		72.0	84.0		84.0
	A&B DW, Aggravated w/Injury	7	4	1	5	0	17	56.6	54.6	84.0	58.8		58.4	48.0	54.0	84.0	36.0		48.0
	Assault To Kill or Maim	0	2	2	0	0	4		48.0	66.0			57.0		48.0	66.0			54.0
	Rape Of Child	32	4	2	6	0	44	87.2	114.0	72.0	75.0		87.3	72.0	78.0	72.0	66.0		72.0
	Assault w/i Rape	1	1	0	1	0	3	36.0	72.0		144.0		84.0	36.0	72.0		144.0		72.0
	Indecent A&B Mentally Retarded	1	0	0	0	0	1	60.0					60.0	60.0					60.0
	Child Pornography	0	0	0	0	0	0												
	Robbery Unarmed + 60	5	1	0	6	0	12	57.6	24.0		92.0		72.0	48.0	24.0		84.0		60.0
	Armed Robbery	50	30	32	53	0	165	50.0	58.4	61.3	78.5		62.9	48.0	54.0	57.0	60.0		60.0
	Armed Assault w/i Rob	3	7	6	4	0	20	62.0	44.6	60.0	69.0		56.7	60.0	36.0	60.0	66.0		54.0
	Armed Aslt w/i Rob Over 65	4	0	0	0	0	4	54.0					54.0	48.0					48.0
	Carjacking	0	1	3	1	0	5		36.0	70.0	96.0		68.4		36.0	48.0	96.0		48.0
	Kidnapping	4	1	3	2	0	10	46.5	96.0	64.0	102.0		67.8	48.0	96.0	36.0	102.0		54.0
	Kidnapping Level 6	0	0	0	0	0	0												
	Harassment, 2nd	0	0	0	0	0	0												
	Burning Dwelling House	3	1	0	3	0	7	56.0	60.0		78.0		66.0	60.0	60.0		84.0		60.0
	Distribute Class A 2nd	1	2	8	5	1	17	60.0	51.0	60.8	61.2	144.0	64.6	60.0	51.0	60.0	60.0	144.0	60.0
	Distribute Cocaine 2nd	0	2	9	4	0	15		72.0	56.7	73.5		63.2		72.0	60.0	66.0		60.0
	Traffic Heroin 014-028	9	4	9	3	0	25	66.7	84.0	84.0	108.0		80.7	60.0	78.0	84.0	120.0		84.0
	Traffic Cocaine 036-100	1	0	2	0	0	3	72.0		63.0			66.0	72.0		63.0			72.0
	Traffic Cocaine 028-100	23	6	5	6	0	40	88.2	96.0	76.8	80.0		86.7	84.0	96.0	84.0	60.0		84.0
	MV Homicide - OUI Felony	3	3	0	1	0	7	80.0	36.0		72.0		60.0	84.0	36.0		72.0		72.0
	Possess Explosive Device	0	0	0	0	0	0												
	Sub-Total	159	88	102	126	3	478	67.7	60.8	61.2	74.6	76.0	66.9	60.0	54.0	60.0	60.0	48.0	60.0

Table 45 State Prison Sentences: Maximum Sentence by Governing Offense and Grid Cell Assignment

Level	Governing Offense	Incarcerated Defendants						Mean Sentence						Median Sentence					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
5	A&B Child w/Injury	1	0	0	1	0	2	60.0			60.0		60.0	60.0			60.0		60.0
	A&B Aggravated	2	0	3	7	0	12	42.0		32.0	46.3		42.0	42.0		24.0	48.0		48.0
	A&B DW, Aggravated	6	5	9	2	0	22	40.7	56.4	55.3	120.0		57.5	36.0	60.0	60.0	120.0		54.0
	Indecent A&B On Child	13	1	3	0	0	17	62.8	24.0	84.0			64.2	60.0	24.0	84.0			60.0
	Entice Child	2	0	0	0	0	2	36.0					36.0	36.0					36.0
	Unnatural Acts Child	0	1	0	0	0	1		36.0				36.0		36.0				36.0
	Robbery Unarmed	15	10	27	34	2	88	52.0	40.8	48.0	58.3	120.0	53.5	36.0	36.0	36.0	48.0	120.0	36.0
	Intimidation	5	2	6	7	0	20	50.4	90.0	40.0	48.9		50.7	48.0	90.0	36.0	60.0		48.0
	Stalking Violation of Rest. Order	0	0	0	1	0	1				36.0		36.0				36.0		36.0
	Common & Notorious Thief	0	0	2	0	0	2			102.0			102.0			102.0			102.0
	Burglary	2	1	3	6	0	12	72.0	24.0	42.0	69.0		59.0	72.0	24.0	42.0	57.0		51.0
	Gaming Enterprise	0	1	0	0	0	1		48.0				48.0		48.0				48.0
	Distribute Class B 2nd	0	5	4	7	0	16		37.2	39.0	51.5		43.9		36.0	36.0	60.0		36.0
	Traffic Heroin 018-036	0	1	1	0	0	2		60.0	60.0			60.0		60.0	60.0			60.0
	Traffic Cocaine 018-036	3	3	0	1	0	7	32.0	42.0		24.0		35.1	36.0	30.0		24.0		30.0
	Traffic Cocaine 014-028	28	18	14	8	0	68	59.4	45.4	52.7	57.0		54.0	60.0	39.0	45.0	48.0		48.0
	Perjury or Suborn	1	0	1	1	0	3	36.0		60.0	72.0		56.0	36.0		60.0	72.0		60.0
	Bribery - Level 5	1	0	0	0	0	1	36.0					36.0	36.0					36.0
	Sex Offender Fail Register 2nd	0	0	1	4	0	5			60.0	48.0		50.4			60.0	48.0		60.0
	Sub-Total	79	48	74	79	2	282	54.4	45.9	51.2	57.3	120.0	53.4	48.0	36.0	48.0	48.0	120.0	48.0

Table 45 State Prison Sentences: Maximum Sentence by Governing Offense and Grid Cell Assignment

Level	Governing Offense	Incarcerated Defendants						Mean Sentence						Median Sentence					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
4	A&B Elderly / Disabled w/Injury	1	1	1	1	0	4	24.0	24.0	36.0	48.0		33.0	24.0	24.0	36.0	48.0		30.0
	A&B Child Conspiracy	0	0	0	0	0	0												
	A&B Guard	0	0	3	1	0	4			38.0	24.0		34.5			36.0	24.0		36.0
	A&B Dangerous Weapon	0	0	0	0	0	0												
	A&B Dangerous Weapon + 60	0	0	0	0	0	0												
	A&B To Collect Loan	0	0	0	0	0	0												
	Indecent A&B	4	0	0	0	1	5	48.0				30.0	44.4	48.0				30.0	36.0
	Photograph Nude Person	0	0	0	0	0	0												
	Assault w/i Rob	2	1	2	1	0	6	42.0	18.0	90.0	60.0		57.0	42.0	18.0	90.0	60.0		54.0
	Stalking	0	0	0	0	0	0												
	Harassment	0	0	0	0	0	0												
	Larceny More	5	3	2	11	0	21	36.0	36.0	54.0	38.7		39.2	36.0	36.0	54.0	36.0		36.0
	Larceny More + 60	0	1	0	5	0	6		36.0		43.2		42.0		36.0		36.0		36.0
	Larceny Person	0	0	0	3	0	3				40.0		40.0				36.0		36.0
	Larceny Person + 65	0	1	0	0	0	1		36.0				36.0		36.0				36.0
	Larceny MV 2nd	0	0	0	2	0	2				48.0		48.0				48.0		48.0
	Fraud - Identity	0	0	0	0	0	0												
	B&E	3	5	20	84	0	112	48.0	37.2	53.4	59.2		56.9	36.0	24.0	54.0	48.0		48.0
	Enter Dwelling w/I Felony	0	0	1	4	0	5			24.0	49.5		44.4			24.0	51.0		30.0
	Receiving Stolen Goods Over	0	1	4	6	0	11		36.0	45.0	42.0		42.6		36.0	48.0	45.0		42.0
	Receiving Stolen Goods MV 2nd	0	0	0	4	0	4				58.5		58.5				60.0		60.0
	Forge Commonwealth Note	1	0	0	0	0	1	24.0					24.0	24.0					24.0
	Burning Building	1	0	0	4	0	5	24.0			62.8		55.0	24.0			62.5		41.0
	Attempt Arson	1	0	0	0	0	1	48.0					48.0	48.0					48.0
	Attempt Burn Building	0	0	0	1	0	1				96.0		96.0				96.0		96.0
	Distribute Class A	17	26	23	14	0	80	39.9	37.6	39.9	46.3		40.3	36.0	36.0	36.0	36.0		36.0
	Distribute Class B	20	15	15	13	0	63	38.3	30.8	42.0	39.3		37.6	36.0	24.0	36.0	36.0		36.0
	Distribute Cocaine	17	24	24	30	0	95	46.4	41.1	39.0	44.0		42.4	37.9	36.0	36.0	36.0		36.0
	Traffic Mar 50-100	0	0	0	0	0	0												
	Larceny Cont Sub	1	0	0	0	0	1	48.0					48.0	48.0					48.0
	Giving Prisoner Cont Sub	0	1	1	2	0	4		24.0	24.0	24.0		24.0		24.0	24.0	24.0		24.0
	Control Substance School	0	2	3	1	0	6		36.0	34.0	30.0		34.0		36.0	36.0	30.0		36.0
	MV Homicide - Reckless	0	0	0	0	0	0												
	MV Homicide - OUI	0	0	0	0	0	0												
	Leaving Scene Death	0	0	0	0	0	0												
	OUI Serious Inj, Fel	0	1	0	0	0	1		48.0				48.0		48.0				48.0
	Ignition Interlock Tamper	0	0	0	0	0	0												
	Derive Support From Prostitute	2	0	0	0	0	2	48.0					48.0	48.0					48.0
	Gun Serial Number, Felony	0	0	0	1	0	1				48.0		48.0				48.0		48.0
	Firearm Sale Violation	0	2	1	0	0	3		78.0	48.0			68.0		78.0	48.0			48.0
	Escape	0	0	0	2	0	2				33.0		33.0				33.0		33.0
	Bribery	0	0	0	0	0	0												
	Extortion	0	0	0	2	0	2				87.0		87.0				87.0		87.0
	Bomb Hoax	0	0	0	1	0	1				108.0		108.0				108.0		108.0
	Hoax Device	0	0	0	1	0	1				60.0		60.0				60.0		60.0
	Tax Law Violation	0	0	0	0	0	0												
	Sub-Total	75	84	100	194	1	454	41.3	37.7	43.7	51.6	30.0	45.5	36.0	36.0	36.0	45.0	30.0	36.0

Table 45 State Prison Sentences: Maximum Sentence by Governing Offense and Grid Cell Assignment

Level	Governing Offense	Incarcerated Defendants						Mean Sentence						Median Sentence					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
3	A&B	0	0	0	0	0	0												
	A&B w/I Intimidate	0	0	0	0	0	0												
	Reckless Endangerment	0	0	0	0	0	0												
	Permit Injury to Child	0	0	0	0	0	0												
	A&B Ambulance	0	0	0	0	0	0												
	A&B Dangerous Weapon	0	0	0	0	0	0												
	A&B Dangerous Weapon + 60	0	0	0	0	0	0												
	Assault Dangerous Weapon	6	8	1	10	0	25	30.0	33.0	30.0	42.0		35.8	30.0	36.0	30.0	42.0		36.0
	Assault Dangerous Weapon + 60	0	0	0	0	0	0												
	Unnatural Acts	0	0	0	0	0	0												
	Child Pornography Possess	3	2	1	0	0	6	48.0	36.0	36.0			42.0	60.0	36.0	36.0			48.0
	Kidnapping	0	0	0	0	0	0												
	Violation Of Civil Rights	0	0	0	0	0	0												
	Restraining Order Violation	0	0	0	0	0	0												
	Harassment Order Violation	0	0	0	0	0	0												
	Larceny	0	0	0	0	0	0												
	Larceny More	0	0	0	0	0	0												
	Larceny More + 60	0	0	0	0	0	0												
	Larceny Building	1	1	3	1	0	6	54.0	48.0	44.0	36.0		45.0	54.0	48.0	42.0	36.0		45.0
	Larceny Firearm	0	0	0	0	0	0												
	Larceny MV	0	1	1	2	0	4		60.0	168.0	69.0		91.5		60.0	168.0	69.0		84.0
	Embezzlement	0	0	0	0	0	0												
	Credit Card Misuse - More	0	0	0	0	0	0												
	Defrauding Insurer	0	0	0	0	0	0												
	Fraud	0	0	0	0	0	0												
	MV - Sales Violation	0	0	0	0	0	0												
	Possess Burglarious Tools	0	1	0	3	0	4		48.0		76.0		69.0		48.0		84.0		66.0
	B&E	0	0	0	0	0	0												
	Mal Dest Property More	0	0	0	1	0	1				84.0		84.0				84.0		84.0
	Receiving Stolen Goods Over	0	0	0	0	0	0												
	Receiving Stolen Goods MV	1	0	3	2	0	6	36.0		36.0	30.0		34.0	36.0		36.0	30.0		36.0
	Forgery And Uttering	0	0	0	1	0	1				36.0		36.0				36.0		36.0
	Counterfeit	0	0	0	0	0	0												

Table 45 State Prison Sentences: Maximum Sentence by Governing Offense and Grid Cell Assignment

Level	Governing Offense	Incarcerated Defendants						Mean Sentence						Median Sentence					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
	Burning Property	0	0	0	0	0	0												
	Burning Motor Vehicle	0	0	0	0	0	0												
	Illegal Lottery	0	0	0	0	0	0												
	Possession Class A 2nd	0	0	0	0	0	0												
	Possession Class A Heroin 2nd	0	0	0	0	0	0												
	Possession Class B 2nd	0	0	0	0	0	0												
	Possession Class D 2nd	0	0	0	0	0	0												
	Distribute Class C	0	0	0	0	0	0												
	Distribute Class D 2nd	0	0	0	0	0	0												
	Possession Hypodermic 2nd	0	0	0	0	0	0												
	MV Homicide	0	0	0	0	0	0												
	Leaving Scene Property Damage	0	0	0	0	0	0												
	Leaving Scene Personal Injury	0	0	0	0	0	0												
	OUI Serious Inj, Misd	0	0	0	0	0	0												
	OUI - Child Endangerment	0	0	0	0	0	0												
	Ignition Interlock Violation	0	0	0	0	0	0												
	Sexual Conduct Pay For	0	0	0	0	0	0												
	Inducing Minor To Sex	0	0	0	0	0	0												
	Possess Firearm Silencer	0	0	0	0	0	0												
	Gun Serial Number	0	0	0	0	0	0												
	Firearm Loaded while OUI	0	0	0	0	0	0												
	Firearm Store Improper Felony	0	1	0	0	0	1	48.0					48.0	48.0					48.0
	Nonsupport	0	0	0	0	0	0												
	Interfere Police or Firefighter	0	0	0	0	0	0												
	Failure to Appear Felony	1	0	0	0	0	1	24.0					24.0	24.0					24.0
	Carrying Dangerous Weapon	0	0	0	1	0	1				48.0		48.0				48.0		48.0
	Contempt Of Court	0	0	0	0	0	0												
	Cruelty To Animals	0	0	0	0	0	0												
	Animal Kill or Poison	0	0	0	0	0	0												
	Throw Object On Public Way	0	0	0	0	0	0												
	Sex Offender Fail Register	0	0	0	1	0	1				30.0		30.0				30.0		30.0
	Sub-Total	12	14	9	22	0	57	36.5	38.6	52.7	49.1		44.4	36.0	45.0	42.0	42.0		36.0

Table 45 State Prison Sentences: Maximum Sentence by Governing Offense and Grid Cell Assignment

Level	Governing Offense	Incarcerated Defendants						Mean Sentence						Median Sentence					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
2	Assault	0	0	0	0	0	0												
	Accost / Annoy Person Opposite Sex	0	0	0	0	0	0												
	Larceny	0	0	0	0	0	0												
	Larceny Less	0	0	0	0	0	0												
	Larceny Less +60	0	0	0	0	0	0												
	Shoplifting	0	0	0	0	0	0												
	Credit Card Misuse	0	0	0	0	0	0												
	MV - False Report Of Theft	0	0	0	0	0	0												
	Defrauding Innkeeper	0	0	0	0	0	0												
	Welfare Violation	0	0	0	0	0	0												
	Failure To Return Leased Prop	0	0	0	0	0	0												
	B&E MV	0	0	0	0	0	0												
	B&E w/i Misdemeanor	0	0	0	0	0	0												
	Property Destruction	0	0	0	0	0	0												
	Tagging Property	0	0	0	0	0	0												
	Receiving Stolen Goods	0	0	0	0	0	0												
	Lottery Ticket Altering	0	0	0	0	0	0												
	Gaming Use of Telephone	0	0	0	0	0	0												
	Property Violation	0	0	0	0	0	0												
	Possession Class A	0	0	0	0	0	0												
	Possession Class A Heroin	0	0	0	0	0	0												
	Possession Class B	0	0	0	0	0	0												
	Possession Class C	0	0	0	0	0	0												
	Possession Class D	0	0	0	0	0	0												
	Distribute Counterfeit Substance	0	0	0	0	0	0												
	Distribute Class D	0	0	0	0	0	0												
	Distribute Class E	0	0	0	0	0	0												
	Possession Hypodermic/Syringe	0	0	0	0	0	0												
	Presence Class A	0	0	0	0	0	0												
	Forge Prescription	0	0	0	0	0	0												
	Distribute Paraphenalia	0	0	0	0	0	0												
	Operate to Endanger	0	0	0	0	0	0												
	Use Without Authority	0	0	0	0	0	0												
	Habitual Traffic Offender	0	0	0	0	0	0												
	Racing	0	0	0	0	0	0												

Table 45 State Prison Sentences: Maximum Sentence by Governing Offense and Grid Cell Assignment

Level	Governing Offense	Incarcerated Defendants						Mean Sentence						Median Sentence					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
	Operate After Suspension 2nd	0	0	0	0	0	0												
	Compulsory Insurance Violation	0	0	0	0	0	0												
	Altering MV ID Number	0	0	0	0	0	0												
	Counterfeit/Alter MV Document	0	0	0	0	0	0												
	False Statement On Application	0	0	0	0	0	0												
	Prostitution	0	0	0	0	0	0												
	Common Night Walker 3rd	0	0	0	0	0	0												
	Keeping A House Of Ill Fame	0	0	0	0	0	0												
	Open And Gross	0	1	0	1	0	2	36.0			36.0		36.0	36.0		36.0		36.0	36.0
	Obscene Material to Minor	0	0	0	0	0	0												
	Firearm Possess w/o Permit	0	0	0	0	0	0												
	Possess Mace	0	0	0	0	0	0												
	Possess Ammunition	0	0	0	0	0	0												
	Firearm Carry, School	0	0	0	0	0	0												
	Firearm Store Improper	0	0	0	0	0	0												
	Impersonate/Disguise	0	0	0	0	0	0												
	False Statement	0	0	0	0	0	0												
	Failure to Appear	0	0	0	0	0	0												
	Possess Stun Gun	0	0	0	0	0	0												
	False Alarm	0	0	0	0	0	0												
	Fireworks	0	0	0	0	0	0												
	Disrupt Court Proceedings	0	0	0	0	0	0												
	Contributing To Delinquency	0	0	0	0	0	0												
	Mistreat Police Animal	0	0	0	0	0	0												
	Election Law Violation	0	0	0	0	0	0												
	Resisting Arrest	0	0	0	0	0	0												
	DNA Refuse	0	0	0	0	0	0												
	False Report Of Crime	0	0	0	0	0	0												
	Disconnect Sprinkler System	0	0	0	0	0	0												
	Clean Water Act Violation	0	0	0	0	0	0												
	True Name Law	0	0	0	0	0	0												
	Home Imp Contractor Violation	0	0	0	0	0	0												
	Sub-Total	0	1	0	1	0	2	36.0			36.0		36.0	36.0		36.0		36.0	36.0

Table 45 State Prison Sentences: Maximum Sentence by Governing Offense and Grid Cell Assignment

Level	Governing Offense	Incarcerated Defendants						Mean Sentence						Median Sentence					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
1	Obscene Materials	0	0	0	0	0	0												
	Threatening	0	0	0	0	0	0												
	Defrauding Victualer	0	0	0	0	0	0												
	Hiring Vehicle / Fraud	0	0	0	0	0	0												
	Timber, Cut Unlawful	0	0	0	0	0	0												
	Vandalism	0	0	0	0	0	0												
	Setting Fire In Open	0	0	0	0	0	0												
	Trespassing	0	0	0	0	0	0												
	Possession Class D Marijuana	0	0	0	0	0	0												
	Possession Class E	0	0	0	0	0	0												
	Inhaling Toxic Vapors	0	0	0	0	0	0												
	Disturb Correctional Institution	0	0	0	0	0	0												
	Attaching Wrong MV Plates	0	0	0	0	0	0												
	Operate After Suspension	0	0	0	0	0	0												
	Obstruct Emergency Veh	0	0	0	0	0	0												
	Violation Aircraft Restriction	0	0	0	0	0	0												
	MV - Impersonate/Other License	0	0	0	0	0	0												
	Common Night Walker	0	0	0	0	0	0												
	Indecent Exposure	0	0	0	0	0	0												
	Lewd And Lacivious	0	0	0	0	0	0												
	Disorderly Conduct	0	0	0	0	0	0												
	Disturb Peace, 2nd Offense	0	0	0	0	0	0												
	Possess Air Rifle w/o FID Card	0	0	0	0	0	0												
	Firearm Discharge	0	0	0	0	0	0												
	Annoying Phone Calls	0	0	0	0	0	0												
	Obstructing Justice	0	0	0	0	0	0												
	License Law Violation (Not MV)	0	0	0	0	0	0												
	Alcohol, Procure for Minor	0	0	0	0	0	0												
	Alcohol, Transporting	0	0	0	0	0	0												
	Cruelty To Animals	0	0	0	0	0	0												
	Cigarette/Match Thrown Fr Veh	0	0	0	0	0	0												
	Employment Practices	0	0	0	0	0	0												
	Child Labor Violation	0	0	0	0	0	0												
	Sub-Total	0	0	0	0	0	0												

Table 45 State Prison Sentences: Maximum Sentence by Governing Offense and Grid Cell Assignment

Level	Governing Offense	Incarcerated Defendants						Mean Sentence						Median Sentence					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
0	Attempt Larceny	0	0	0	0	0	0												
	Attempt B&E	0	0	0	0	0	0												
	Conspiracy Violate CSA	3	4	2	2	0	11	64.0	42.0	48.0	39.0		48.6	72.0	36.0	48.0	39.0		36.0
	Conspiracy	0	0	0	0	0	0												
	Attempt To Commit Crime	0	1	1	2	0	4		42.0	42.0	57.0		49.5		42.0	42.0	57.0		48.0
	Accessory Before	0	1	0	0	0	1		48.0				48.0		48.0				48.0
	Accessory After	4	1	3	0	0	8	54.0	84.0	32.0			49.5	60.0	84.0	24.0			60.0
	Sub-Total	7	7	6	4	0	24	58.3	48.9	39.0	48.0		49.0	60.0	42.0	39.0	57.0		51.0

Table 46 House of Correction Sentences: Sentence by Governing Offense and Grid Cell Assignment

Level	Governing Offense	Incarcerated Defendants						Mean Sentence						Median Sentence					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
9	Murder	0	0	0	0	0	0												
	Sub-Total	0	0	0	0	0	0												
8	Manslaughter	0	0	0	0	0	0												
	Armed Assault In Dwell House	0	0	0	0	0	0												
	Rape, Aggravated	0	0	0	0	0	0												
	Rape Of Child w/Force	0	0	0	0	0	0												
	Rape of Child w/Force Aggravated	0	0	0	0	0	0												
	Armed Assault w/i Murder - Firearm	0	0	0	0	0	0												
	Home Invasion	0	0	0	0	0	0												
	Burglary, Armed	0	0	0	0	0	0												
	Traffic Cocaine 200+	0	0	0	0	0	0												
	Sub-Total	0	0	0	0	0	0												
7	Murder, Attempted	0	0	0	0	0	0												
	Mayhem	3	0	0	1	0	4	16.0			30.0		19.5	12.0			30.0		18.0
	A&B Child w/Injury Substantial	2	1	0	0	0	3	24.0	30.0				26.0	24.0	30.0				24.0
	Rape	0	0	0	0	0	0												
	Rape of Child 2nd	0	0	0	0	0	0												
	Rape of Child Aggravated	0	0	0	0	0	0												
	Assault w/i Rape Child	0	0	0	0	0	0												
	Incest	0	0	0	0	0	0												
	Armed Robbery Gun	0	0	0	0	0	0												
	Armed Assault w/i Murder	0	0	0	0	0	0												
	Carjacking, Armed	1	0	0	0	0	1	24.0					24.0	24.0					24.0
	Kidnapping Child	0	0	0	0	0	0												
	Confine And Put In Fear	0	0	0	0	0	0												
	Traffic Heroin 036-100	0	0	0	0	0	0												
	Traffic Heroin 028-100	0	0	0	0	0	0												
	Traffic Heroin 100-200	0	0	0	0	0	0												
	Traffic Cocaine 100-200	0	0	0	0	0	0												
	Throw or Place Explosives	0	0	0	0	0	0												
	Sub-Total	6	1	0	1	0	8	20.0	30.0		30.0		22.5	24.0	30.0		30.0		24.0

Table 46 House of Correction Sentences: Sentence by Governing Offense and Grid Cell Assignment

Level	Governing Offense	Incarcerated Defendants						Mean Sentence						Median Sentence					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
6	Manslaughter	0	2	0	0	0	2	28.4					28.4	28.4					28.4
	A&B Elderly / Disabled Ser Injury	1	0	0	0	0	1	15.5					15.5	15.5					15.5
	A&B Aggravated - Serious Injury	0	2	1	3	0	6	16.5	30.0	22.0			21.5	16.5	30.0	24.0			24.0
	A&B Dangerous Weapon	0	0	0	0	0	0												
	A&B Dangerous Weapon + 60	0	0	0	0	0	0												
	A&B DW, Aggravated w/Injury	4	0	1	2	0	7	25.8		14.0	10.2		19.6	30.0		14.0	10.2		14.0
	Assault To Kill or Maim	0	0	0	0	0	0												
	Rape Of Child	9	5	0	0	0	14	19.2	22.8				20.5	18.0	24.0				18.0
	Assault w/i Rape	0	0	0	0	0	0												
	Indecent A&B Mentally Retarded	0	0	0	0	0	0												
	Child Pornography	0	0	0	0	0	0												
	Robbery Unarmed + 60	0	0	0	0	0	0												
	Armed Robbery	0	0	0	0	0	0												
	Armed Assault w/i Rob	0	0	0	0	0	0												
	Armed Aslt w/i Rob Over 65	0	0	0	0	0	0												
	Carjacking	1	1	0	0	0	2	24.0	24.0				24.0	24.0	24.0				24.0
	Kidnapping	0	1	0	0	0	1	24.0					24.0	24.0					24.0
	Kidnapping Level 6	0	0	0	0	0	0												
	Harassment, 2nd	0	0	0	0	0	0												
	Burning Dwelling House	2	0	0	0	0	2	27.0					27.0	27.0					27.0
	Distribute Class A 2nd	0	0	0	0	0	0												
	Distribute Cocaine 2nd	0	0	0	0	0	0												
	Traffic Heroin 014-028	0	0	0	0	0	0												
	Traffic Cocaine 036-100	0	0	0	0	0	0												
	Traffic Cocaine 028-100	0	0	0	0	0	0												
	MV Homicide - OUI Felony	7	0	0	0	0	7	22.3					22.3	24.0					24.0
	Possess Explosive Device	0	0	0	0	0	0												
	Sub-Total	24	11	2	5	0	42	21.9	22.9	22.0	17.3		21.6	24.0	24.0	22.0	18.0		24.0

Table 46 House of Correction Sentences: Sentence by Governing Offense and Grid Cell Assignment

Level	Governing Offense	Incarcerated Defendants						Mean Sentence						Median Sentence					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
5	A&B Child w/Injury	4	6	1	1	0	12	16.5	11.6	18.0	18.0		14.3	15.0	10.5	18.0	18.0		12.0
	A&B Aggravated	12	7	6	1	0	26	12.2	11.7	12.4	30.0		12.8	9.5	6.0	9.0	30.0		9.0
	A&B DW, Aggravated	12	2	0	0	0	14	21.2	21.0				21.1	24.0	21.0				24.0
	Indecent A&B On Child	32	7	8	7	0	54	18.5	16.3	21.9	17.8		18.6	18.0	18.0	21.4	14.0		18.0
	Entice Child	2	2	0	1	0	5	21.0	9.9		30.0		18.3	21.0	9.9		30.0		18.0
	Unnatural Acts Child	0	0	0	0	0	0												
	Robbery Unarmed	0	0	0	0	0	0												
	Intimidation	55	83	100	90	0	328	6.4	7.6	8.7	9.6		8.3	6.0	6.0	6.0	6.0		6.0
	Stalking Violation of Rest. Order	0	1	1	0	0	2		12.0	18.0			15.0		12.0	18.0			15.0
	Common & Notorious Thief	0	1	1	0	0	2		24.0	30.0			27.0		24.0	30.0			27.0
	Burglary	0	0	0	0	0	0												
	Gaming Enterprise	0	0	0	0	0	0												
	Distribute Class B 2nd	0	0	0	0	0	0												
	Traffic Heroin 018-036	0	0	0	0	0	0												
	Traffic Cocaine 018-036	0	0	0	0	0	0												
	Traffic Cocaine 014-028	0	0	0	0	0	0												
	Perjury or Suborn	1	2	0	0	0	3	12.0	15.0				14.0	12.0	15.0				12.0
	Bribery - Level 5	0	0	0	0	0	0												
	Sex Offender Fail Register 2nd	0	0	0	0	0	0												
	Sub-Total	118	111	117	100	0	446	12.4	9.2	10.1	10.7		10.6	9.5	6.0	6.0	9.0		6.9

Table 46 House of Correction Sentences: Sentence by Governing Offense and Grid Cell Assignment

Level	Governing Offense	Incarcerated Defendants						Mean Sentence						Median Sentence					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
4	A&B Elderly / Disabled w/Injury	21	14	18	9	0	62	11.8	9.1	10.6	18.3		11.8	9.0	6.5	7.0	24.0		9.0
	A&B Child Conspiracy	0	0	0	0	0	0												
	A&B Guard	0	0	7	2	0	9			8.5	15.0		9.9			6.0	15.0		6.0
	A&B Dangerous Weapon	58	53	37	40	0	188	19.2	16.7	14.5	18.4		17.4	18.0	18.0	12.0	18.0		18.0
	A&B Dangerous Weapon + 60	2	0	0	0	0	2	30.0					30.0	30.0					30.0
	A&B To Collect Loan	0	0	0	0	0	0												
	Indecent A&B	9	8	8	5	0	30	17.0	14.5	11.9	15.0		14.6	12.0	12.0	10.5	12.0		12.0
	Photograph Nude Person	4	1	0	0	0	5	14.8	2.0				12.2	10.5	2.0				9.0
	Assault w/i Rob	0	0	0	0	0	0												
	Stalking	3	2	2	3	0	10	7.6	9.0	4.0	20.0		10.9	4.0	9.0	4.0	18.0		9.0
	Harassment	5	7	7	7	0	26	3.1	10.5	10.4	18.0		11.1	3.0	8.2	6.0	12.0		6.0
	Larceny More	0	0	0	0	0	0												
	Larceny More + 60	0	0	0	0	0	0												
	Larceny Person	70	91	47	64	1	273	10.0	10.1	10.3	11.7	30.0	10.6	6.0	9.0	6.0	12.0	30.0	8.0
	Larceny Person + 65	4	1	2	2	0	9	18.0	12.0	15.0	13.5		15.7	18.0	12.0	15.0	13.5		12.0
	Larceny MV 2nd	0	0	0	0	0	0												
	Fraud - Identity	16	11	9	11	0	47	5.7	6.3	14.5	12.4		9.1	5.3	6.0	12.0	12.0		6.0
	B&E	0	0	0	0	0	0												
	Enter Dwelling w/I Felony	1	0	0	1	0	2	9.0			3.0		6.0	9.0			3.0		6.0
	Receiving Stolen Goods Over	0	0	0	0	0	0												
	Receiving Stolen Goods MV 2nd	0	0	0	1	0	1				12.0		12.0				12.0		12.0
	Forge Commonwealth Note	0	0	0	0	0	0												
	Burning Building	0	0	0	0	0	0												
	Attempt Arson	1	0	0	0	0	1	30.0					30.0	30.0					30.0
	Attempt Burn Building	1	0	0	0	0	1	19.0					19.0	19.0					19.0
	Distribute Class A	92	80	72	70	0	314	9.2	12.3	12.2	12.7		11.4	6.0	12.0	12.0	12.0		11.3
	Distribute Class B	123	109	68	65	1	366	10.0	9.7	10.2	12.4	26.4	10.4	6.0	6.3	9.5	12.0	26.4	9.0
	Distribute Cocaine	22	11	11	11	0	55	20.5	21.5	20.6	20.9		20.8	18.0	18.0	18.0	19.0		18.0
	Traffic Mar 50-100	1	1	0	0	0	2	24.0	12.0				18.0	24.0	12.0				18.0
	Larceny Cont Sub	1	0	0	0	0	1	0.3					0.3	0.3					0.3
	Giving Prisoner Cont Sub	0	2	1	1	0	4		4.0	3.0	12.0		5.8		4.0	3.0	12.0		4.5
	Control Substance School	19	22	18	10	0	69	24.0	24.3	24.7	24.6		24.3	24.0	24.0	24.0	24.0		24.0
	MV Homicide - Reckless	0	0	0	0	0	0												
	MV Homicide - OUI	2	0	0	0	0	2	27.0					27.0	27.0					27.0
	Leaving Scene Death	1	0	0	1	0	2	12.0			30.0		21.0	12.0			30.0		21.0
	OUI Serious Inj, Fel	8	4	2	0	0	14	12.4	10.5	15.0			12.2	10.5	9.0	15.0			12.0
	Ignition Interlock Tamper	1	0	0	0	0	1	6.0					6.0	6.0					6.0
	Derive Support From Prostitute	0	0	0	0	0	0												
	Gun Serial Number, Felony	1	0	0	0	0	1	24.0					24.0	24.0					24.0
	Firearm Sale Violation	0	0	0	0	0	0												
	Escape	4	5	5	10	0	24	3.7	7.6	4.2	6.2		5.7	4.3	9.0	4.0	3.5		4.0
	Bribery	0	0	0	0	0	0												
	Extortion	1	1	0	0	0	2	9.0	7.3				8.1	9.0	7.3				8.1
	Bomb Hoax	1	0	1	0	0	2	18.0		3.0			10.5	18.0		3.0			10.5
	Hoax Device	0	0	0	0	0	0												
	Tax Law Violation	0	0	0	0	0	0												
	Sub-Total	472	423	315	313	2	1525	12.4	12.1	12.4	14.0	28.2	12.7	12.0	12.0	12.0	12.0	28.2	12.0

Table 46 House of Correction Sentences: Sentence by Governing Offense and Grid Cell Assignment

Level	Governing Offense	Incarcerated Defendants						Mean Sentence						Median Sentence					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
3	A&B	427	387	382	413	3	1612	4.7	5.8	7.4	7.5	5.0	6.3	3.0	4.0	6.0	6.0	6.0	4.0
	A&B w/I Intimidate	2	1	0	1	0	4	13.5	9.0		12.0		12.0	13.5	9.0		12.0		10.5
	Reckless Endangerment	11	6	2	0	0	19	8.1	12.0	9.0			9.4	6.0	10.5	9.0			6.0
	Permit Injury to Child	0	0	0	0	0	0												
	A&B Ambulance	1	0	1	0	0	2	12.0		3.0			7.5	12.0		3.0			7.5
	A&B Dangerous Weapon	58	70	56	56	0	240	3.7	4.5	4.5	4.7		4.4	3.0	5.5	6.0	5.4		4.0
	A&B Dangerous Weapon + 60	0	0	0	0	0	0												
	Assault Dangerous Weapon	62	71	67	62	0	262	7.8	8.9	9.3	8.8		8.7	6.0	6.0	6.0	6.0		6.0
	Assault Dangerous Weapon + 60	1	0	0	0	0	1	24.0					24.0	24.0					24.0
	Unnatural Acts	1	0	1	0	0	2	0.9		6.0			3.5	0.9		6.0			3.5
	Child Pornography Possess	35	2	5	0	0	42	10.1	27.0	17.4			11.8	6.0	27.0	24.0			6.0
	Kidnapping	2	0	0	0	0	2	6.8					6.8	6.8					6.8
	Violation Of Civil Rights	0	1	0	0	0	1		6.6				6.6		6.6				6.6
	Restraining Order Violation	52	110	138	130	0	430	3.7	5.0	6.4	6.9		5.9	2.0	4.0	6.0	6.0		4.4
	Harassment Order Violation	7	12	10	12	0	41	4.3	3.2	4.7	9.6		5.6	3.0	2.2	4.5	10.5		3.0
	Larceny	9	10	7	9	0	35	8.2	5.4	4.9	13.3		8.1	1.7	4.3	6.0	9.0		6.0
	Larceny More	160	204	263	305	1	933	5.6	6.2	6.9	8.4	24.0	7.1	3.0	5.0	6.0	6.0	24.0	6.0
	Larceny More + 60	2	2	1	0	0	5	12.0	15.0	30.0			16.8	12.0	15.0	30.0			18.0
	Larceny Building	17	22	33	38	0	110	9.2	6.6	10.3	10.6		9.5	6.0	6.0	12.0	9.0		7.0
	Larceny Firearm	0	1	0	0	0	1		6.0				6.0		6.0				6.0
	Larceny MV	13	10	17	9	0	49	5.9	4.1	7.4	14.9		7.7	6.0	3.0	6.0	18.0		6.0
	Embezzlement	2	0	0	0	0	2	21.0					21.0	21.0					21.0
	Credit Card Misuse - More	2	1	4	5	0	12	21.0	12.0	13.5	17.8		16.4	21.0	12.0	10.5	15.0		12.0
	Defrauding Insurer	3	1	1	1	0	6	13.0	1.0	6.0	9.0		9.2	6.0	1.0	6.0	9.0		6.0
	Fraud	9	8	12	8	0	37	5.3	5.6	7.3	9.3		6.9	6.0	6.5	6.0	11.0		6.0
	MV - Sales Violation	0	0	0	0	0	0												
	Possess Burglarious Tools	11	17	20	32	0	80	3.9	11.4	8.2	12.0		9.8	4.2	9.0	6.0	12.0		7.5
	B&E	186	250	237	290	0	963	6.6	8.1	9.4	11.4		9.1	6.0	6.0	7.0	12.0		6.0
	Mal Dest Property More	6	9	18	17	0	50	6.0	11.9	12.4	10.3		10.9	1.0	6.0	6.0	6.0		6.0
	Receiving Stolen Goods Over	20	27	31	16	0	94	10.5	12.3	13.0	11.7		12.0	9.0	12.0	9.0	12.0		10.5
	Receiving Stolen Goods MV	15	23	27	25	0	90	5.2	8.1	9.0	14.6		9.7	3.0	6.0	9.0	12.0		6.0
	Forgery And Uttering	22	32	37	46	0	137	4.9	5.8	6.4	10.0		7.2	3.0	4.1	6.0	7.0		6.0
	Counterfeit	0	4	1	1	0	6		4.0	9.0	2.0		4.5		3.5	9.0	2.0		3.5

Table 46 House of Correction Sentences: Sentence by Governing Offense and Grid Cell Assignment

Level	Governing Offense	Incarcerated Defendants						Mean Sentence						Median Sentence					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
	Burning Property	2	2	1	0	0	5	1.0	6.0	1.8			3.2	1.0	6.0	1.8			1.8
	Burning Motor Vehicle	0	2	1	1	0	4		12.0	4.6	3.0		7.9		12.0	4.6	3.0		8.3
	Illegal Lottery	0	0	0	0	0	0												
	Possession Class A 2nd	0	3	3	2	0	8		2.6	10.0	4.6		5.9		0.9	12.0	4.6		6.0
	Possession Class A Heroin 2nd	0	0	2	3	0	5			6.0	10.0		8.4			6.0	12.0		6.0
	Possession Class B 2nd	0	7	6	4	0	17		6.0	12.6	8.1		8.8		3.0	10.5	7.9		6.0
	Possession Class D 2nd	0	0	0	0	0	0												
	Distribute Class C	7	5	3	5	0	20	6.5	10.0	2.4	4.2		6.2	6.0	12.0	1.0	3.0		6.0
	Distribute Class D 2nd	0	1	1	0	0	2		18.0	6.0			12.0		18.0	6.0			12.0
	Possession Hypodermic 2nd	0	0	1	0	0	1			2.0			2.0			2.0			2.0
	MV Homicide	9	1	0	0	0	10	7.8	9.0				7.9	6.0	9.0				6.0
	Leaving Scene Property Damage	45	37	29	33	0	144	3.3	4.4	6.1	6.8		4.9	2.0	2.0	6.0	6.0		3.0
	Leaving Scene Personal Injury	12	5	12	2	0	31	6.3	6.0	7.2	13.5		7.1	6.0	6.0	6.0	13.5		6.0
	OUI Serious Inj, Misd	7	2	0	1	0	10	5.0	10.0		24.0		7.9	6.0	10.0		24.0		6.0
	OUI - Child Endangerment	2	1	0	1	0	4	3.0	3.0		12.0		5.3	3.0	3.0		12.0		3.0
	Ignition Interlock Violation	7	6	0	2	0	15	7.9	7.3		6.0		7.4	6.0	6.0		6.0		6.0
	Sexual Conduct Pay For	0	0	0	0	0	0												
	Inducing Minor To Sex	1	0	0	0	0	1	12.0					12.0	12.0					12.0
	Possess Firearm Silencer	2	0	1	0	0	3	12.0		6.0			10.0	12.0		6.0			6.0
	Gun Serial Number	5	3	1	0	0	9	14.2	7.0	1.0			10.3	18.0	2.1	1.0			13.3
	Firearm Loaded while OUI	0	0	0	0	0	0												
	Firearm Store Improper Felony	0	1	0	0	0	1		30.0				30.0		30.0				30.0
	Nonsupport	2	0	0	0	0	2	11.5					11.5	11.5					11.5
	Interfere Police or Firefighter	1	0	1	2	0	4	12.0		1.0	1.2		3.8	12.0		1.0	1.2		1.5
	Failure to Appear Felony	1	0	2	0	0	3	18.0		23.5			21.7	18.0		23.5			18.0
	Carrying Dangerous Weapon	19	23	25	18	0	85	6.6	5.7	5.6	7.8		6.3	6.0	2.0	6.0	6.0		6.0
	Contempt Of Court	1	0	2	0	0	3	1.4		3.4			2.7	1.4		3.4			2.0
	Cruelty To Animals	5	3	2	0	0	10	4.0	2.7	4.7			3.7	3.0	3.0	4.7			3.0
	Animal Kill or Poison	2	0	0	0	0	2	6.0					6.0	6.0					6.0
	Throw Object On Public Way	0	0	0	0	0	0												
	Sex Offender Fail Register	9	11	17	69	3	109	8.6	10.3	8.0	9.8	6.2	9.4	7.8	6.0	6.0	6.0	6.0	6.0
	Sub-Total	1275	1394	1481	1619	7	5776	5.8	6.7	7.7	8.9	8.2	7.4	3.0	6.0	6.0	6.0	6.0	6.0

Table 46 House of Correction Sentences: Sentence by Governing Offense and Grid Cell Assignment

Level	Governing Offense	Incarcerated Defendants						Mean Sentence						Median Sentence					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
2	Assault	21	27	12	24	0	84	5.2	3.3	4.3	4.2		4.2	3.0	2.0	2.5	3.5		3.0
	Accost / Annoy Person Opposite Sex	1	2	1	2	0	6	6.0	0.8	3.0	6.0		3.8	6.0	0.8	3.0	6.0		4.5
	Larceny	0	0	0	0	0	0												
	Larceny Less	88	68	40	70	0	266	3.1	3.0	4.6	4.5		3.7	2.0	2.9	3.0	3.0		2.4
	Larceny Less +60	1	0	0	0	0	1	6.0					6.0	6.0					6.0
	Shoplifting	29	57	92	170	0	348	1.7	2.7	2.8	3.1		2.8	1.0	1.5	2.0	2.0		2.0
	Credit Card Misuse	8	6	7	1	0	22	3.3	7.5	4.1	9.0		5.0	3.0	9.0	6.0	9.0		4.5
	MV - False Report Of Theft	0	0	0	1	0	1				5.0		5.0				5.0		5.0
	Defrauding Innkeeper	1	0	0	0	0	1	0.3					0.3	0.3					0.3
	Welfare Violation	0	1	0	0	0	1		12.0				12.0		12.0				12.0
	Failure To Return Leased Prop	4	0	4	2	0	10	2.3		3.8	0.7		2.6	1.6		1.5	0.7		0.7
	B&E MV	0	0	0	0	0	0												
	B&E w/i Misdemeanor	10	7	4	2	0	23	2.2	3.4	2.5	5.0		2.9	1.9	3.0	1.5	5.0		2.0
	Property Destruction	36	47	29	49	1	162	3.3	5.6	4.3	4.6	2.5	4.6	1.1	2.4	3.0	3.0	2.5	2.5
	Tagging Property	0	1	0	0	0	1		12.0				12.0		12.0				12.0
	Receiving Stolen Goods	61	70	52	70	0	253	4.9	5.5	6.1	8.3		6.2	2.0	4.5	4.5	6.0		4.0
	Lottery Ticket Altering	0	0	0	0	0	0												
	Gaming Use of Telephone	0	0	0	0	0	0												
	Property Violation	4	3	1	5	0	13	4.2	9.0	6.0	4.6		5.6	2.0	6.0	6.0	5.0		5.0
	Possession Class A	67	53	59	41	1	221	3.0	3.2	4.1	3.8	1.0	3.5	2.0	2.0	3.0	3.0	1.0	2.3
	Possession Class A Heroin	26	23	23	23	0	95	3.6	3.8	5.2	4.6		4.3	4.2	3.0	4.2	3.1		4.0
	Possession Class B	104	92	67	81	0	344	3.6	3.5	4.1	4.5		3.9	2.0	2.2	3.0	3.0		2.5
	Possession Class C	15	9	15	5	0	44	2.6	3.2	3.3	4.7		3.2	1.6	3.0	2.0	3.0		2.0
	Possession Class D	3	4	2	3	0	12	1.7	3.4	4.3	3.7		3.2	2.0	3.3	4.3	3.0		2.3
	Distribute Counterfeit Substance	1	1	1	3	0	6	3.0	1.0	12.0	4.0		4.6	3.0	1.0	12.0	4.9		3.9
	Distribute Class D	53	25	26	14	0	118	5.2	5.8	8.0	6.8		6.2	3.0	6.0	6.0	6.0		6.0
	Distribute Class E	4	7	2	3	0	16	4.7	6.3	3.3	4.5		5.2	4.5	6.0	3.3	6.0		6.0
	Possession Hypodermic/Syringe	0	0	0	0	0	0												
	Presence Class A	3	3	3	4	0	13	4.7	3.3	6.3	2.8		4.1	6.0	3.0	6.0	2.5		3.0
	Forge Prescription	5	4	4	6	0	19	2.2	2.3	11.3	4.3		4.8	2.0	2.1	12.0	3.0		3.0
	Distribute Paraphenalia	0	0	0	0	0	0												
	Operate to Endanger	79	57	45	32	0	213	2.8	4.0	4.5	9.0		4.4	2.0	2.0	3.0	6.0		2.0
	Use Without Authority	13	20	12	7	1	53	2.8	4.6	3.9	5.2	3.0	4.0	3.0	3.0	3.0	4.4	3.0	3.0
	Habitual Traffic Offender	2	10	15	4	0	31	0.1	2.3	2.8	4.3		2.6	0.1	2.5	1.0	4.0		2.0
	Racing	0	0	0	1	0	1				3.0		3.0				3.0		3.0

Table 46 House of Correction Sentences: Sentence by Governing Offense and Grid Cell Assignment

Level	Governing Offense	Incarcerated Defendants						Mean Sentence						Median Sentence					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
	Operate After Suspension 2nd	39	95	111	110	0	355	1.6	2.4	2.3	3.2		2.5	2.0	2.0	2.0	2.0		2.0
	Compulsory Insurance Violation	24	12	7	7	1	51	0.7	1.6	1.1	2.6	0.3	1.2	0.3	0.6	0.3	1.0	0.3	0.3
	Altering MV ID Number	0	0	0	0	0	0												
	Counterfeit/Alter MV Document	7	3	4	2	0	16	3.3	4.7	5.2	4.0		4.1	3.0	6.0	5.3	4.0		4.3
	False Statement On Application	3	0	1	0	0	4	5.7		2.0			4.8	2.8		2.0			2.5
	Prostitution	20	35	15	9	0	79	2.6	2.5	2.3	2.1		2.4	1.0	1.5	2.0	2.0		1.5
	Common Night Walker 3rd	0	0	0	2	0	2				6.5		6.5				6.5		6.5
	Keeping A House Of Ill Fame	0	1	0	0	0	1		4.0				4.0		4.0				4.0
	Open And Gross	8	7	9	7	0	31	10.0	8.1	3.4	10.2		7.7	6.0	9.0	1.5	9.0		6.0
	Obscene Material to Minor	1	0	0	0	0	1	2.0					2.0	2.0					2.0
	Firearm Possess w/o Permit	73	38	22	8	1	142	11.7	11.6	12.4	18.3	24.0	12.3	12.0	12.0	12.0	19.0	24.0	12.0
	Possess Mace	0	0	0	0	0	0												
	Possess Ammunition	12	4	2	1	0	19	11.3	12.3	6.5	24.0		11.6	9.0	12.0	6.5	24.0		12.0
	Firearm Carry, School	0	0	0	0	0	0												
	Firearm Store Improper	3	0	1	0	0	4	8.0		2.0			6.5	12.0		2.0			7.0
	Impersonate/Disguise	1	4	1	2	0	8	2.5	2.6	1.0	1.8		2.2	2.5	2.0	1.0	1.8		1.8
	False Statement	0	0	0	0	0	0												
	Failure to Appear	3	6	3	3	0	15	4.4	4.9	4.3	6.7		5.0	4.0	2.0	6.0	6.0		4.0
	Possess Stun Gun	3	1	0	0	0	4	13.7	2.0				10.8	6.0	2.0				5.6
	False Alarm	1	1	0	0	0	2	16.0	0.3				8.2	16.0	0.3				8.2
	Fireworks	0	0	0	0	0	0												
	Disrupt Court Proceedings	1	0	1	2	0	4	2.0		1.1	8.8		5.2	2.0		1.1	8.8		3.8
	Contributing To Delinquency	1	1	0	0	0	2	2.0	6.0				4.0	2.0	6.0				4.0
	Mistreat Police Animal	0	0	1	0	0	1			12.0			12.0			12.0			12.0
	Election Law Violation	0	0	0	0	0	0												
	Resisting Arrest	69	69	78	92	0	308	2.9	2.4	3.6	4.8		3.6	1.0	2.0	2.0	3.0		2.0
	DNA Refuse	0	1	0	1	0	2		0.3		1.0		0.7		0.3		1.0		0.7
	False Report Of Crime	1	1	4	3	0	9	2.0	2.5	1.6	4.3		2.6	2.0	2.5	1.3	0.7		1.5
	Disconnect Sprinkler System	2	0	1	0	0	3	2.5		6.0			3.7	2.5		6.0			3.0
	Clean Water Act Violation	1	0	0	0	0	1	1.0					1.0	1.0					1.0
	True Name Law	9	7	10	11	0	37	3.3	2.8	1.7	3.1		2.7	2.0	2.0	1.0	1.1		1.8
	Home Imp Contractor Violation	0	0	0	0	0	0												
	Sub-Total	921	883	787	883	5	3479	4.1	4.0	4.1	4.7	6.2	4.2	2.0	2.0	2.5	3.0	2.5	2.0

Table 46 House of Correction Sentences: Sentence by Governing Offense and Grid Cell Assignment

Level	Governing Offense	Incarcerated Defendants						Mean Sentence						Median Sentence					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
1	Obscene Materials	1	1	0	0	0	2	18.0	9.0				13.5	18.0	9.0				13.5
	Threatening	33	23	30	40	0	126	3.1	3.7	3.2	3.6		3.4	3.0	3.0	3.0	3.0		3.0
	Defrauding Victualer	0	0	0	0	0	0												
	Hiring Vehicle / Fraud	0	2	0	0	0	2		1.5				1.5		1.5				1.5
	Timber, Cut Unlawful	0	0	0	0	0	0												
	Vandalism	7	14	8	15	0	44	3.4	4.0	5.3	3.4		3.9	3.0	2.5	3.0	2.0		2.9
	Setting Fire In Open	0	0	0	0	0	0												
	Trespassing	33	54	38	102	0	227	0.6	0.8	0.8	0.8		0.8	0.8	1.0	1.0	1.0		1.0
	Possession Class D Marijuana	1	0	3	0	0	4	0.5		4.7			3.6	0.5		6.0			4.0
	Possession Class E	10	17	14	11	0	52	1.4	3.3	2.1	3.1		2.6	1.0	2.1	1.1	3.0		1.8
	Inhaling Toxic Vapors	1	3	1	0	0	5	2.0	3.3	4.5			3.3	2.0	3.0	4.5			3.0
	Disturb Correctional Institution	0	2	1	0	0	3		2.0	3.0			2.3		2.0	3.0			3.0
	Attaching Wrong MV Plates	2	4	1	0	1	8	0.3	0.3	0.3		0.3	0.3	0.3	0.3	0.3		0.3	0.3
	Operate After Suspension	102	136	74	70	0	382	0.3	0.3	0.3	0.3		0.3	0.3	0.3	0.3	0.3		0.3
	Obstruct Emergency Veh	0	0	0	0	0	0												
	Violation Aircraft Restriction	0	0	0	0	0	0												
	MV - Impersonate/Other License	0	0	0	0	0	0												
	Common Night Walker	3	4	5	2	0	14	1.2	1.5	2.2	1.5		1.7	1.1	0.7	2.5	1.5		1.0
	Indecent Exposure	1	4	3	15	0	23	6.0	3.3	2.6	2.6		2.9	6.0	3.5	1.0	1.0		2.0
	Lewd And Lacivious	2	1	0	2	0	5	3.1	0.3		2.8		2.4	3.1	0.3		2.8		1.7
	Disorderly Conduct	13	11	18	29	1	72	1.3	2.0	2.6	1.4	0.0	1.8	1.0	1.0	2.0	1.0	0.0	1.0
	Disturb Peace, 2nd Offense	0	1	1	3	0	5		3.0	0.3	0.4		0.9		3.0	0.3	0.5		0.5
	Possess Air Rifle w/o FID Card	0	0	0	0	0	0												
	Firearm Discharge	0	0	0	0	0	0												
	Annoying Phone Calls	1	2	4	3	0	10	1.0	1.7	2.0	3.0		2.1	1.0	1.7	2.0	3.0		3.0
	Obstructing Justice	0	1	0	0	0	1		4.0				4.0		4.0				4.0
	License Law Violation (Not MV)	0	0	0	0	0	0												
	Alcohol, Procure for Minor	3	4	0	1	0	8	1.8	0.8		0.1		1.1	2.0	1.0		0.1		1.0
	Alcohol, Transporting	0	0	0	0	0	0												
	Cruelty To Animals	0	0	0	0	0	0												
	Cigarette/Match Thrown Fr Veh	0	0	0	0	0	0												
	Employment Practices	0	0	0	0	0	0												
	Child Labor Violation	0	0	0	0	0	0												
	Sub-Total	213	284	201	293	2	993	1.2	1.3	1.6	1.5	0.2	1.4	0.3	0.3	0.8	1.0	0.2	0.7

Table 46 House of Correction Sentences: Sentence by Governing Offense and Grid Cell Assignment

Level	Governing Offense	Incarcerated Defendants						Mean Sentence						Median Sentence					
		A	B	C	D	E	T	A	B	C	D	E	T	A	B	C	D	E	T
0	Attempt Larceny	1	0	1	0	0	2	1.7		0.2			0.9	1.7		0.2			0.9
	Attempt B&E	1	0	0	0	0	1	12.0					12.0	12.0					12.0
	Conspiracy Violate CSA	7	3	6	6	0	22	5.1	18.7	4.7	4.0		6.5	2.0	24.0	4.5	3.5		5.0
	Conspiracy	2	1	4	3	0	10	27.0	24.0	5.4	9.7		12.9	27.0	24.0	5.3	3.3		8.5
	Attempt To Commit Crime	15	14	14	24	0	67	5.7	6.8	5.4	6.2		6.0	6.0	5.0	3.0	3.5		4.0
	Accessory Before	0	0	1	1	0	2			6.0	18.0		12.0			6.0	18.0		12.0
	Accessory After	3	1	2	0	0	6	10.9	3.0	14.5			10.8	12.0	3.0	14.5			10.4
	Sub-Total	29	19	28	34	0	110	7.6	9.4	5.7	6.4		7.1	6.0	6.0	4.2	3.7		5.0

Table 47 Governing Offense by Type 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
Person	A&B	1,386	925	725	659	4	3,699	437	394	383	419	3	1,636	32%	43%	53%	64%	75%	44%
Person	A&B Aggravated	22	12	10	9	0	53	14	7	9	8	0	38	64%	58%	90%	89%		72%
Person	A&B Aggravated - Serious Injury	1	4	4	5	1	15	0	3	4	5	1	13	0%	75%	100%	100%	100%	87%
Person	A&B Ambulance	2	0	1	0	0	3	1	0	1	0	0	2	50%		100%			67%
Person	A&B Child Conspiracy	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
Person	A&B Child w/Injury	12	8	1	2	0	23	5	6	1	2	0	14	42%	75%	100%	100%		61%
Person	A&B Child w/Injury Substantial	6	1	2	0	0	9	6	1	2	0	0	9	100%	100%	100%			100%
Person	A&B Dangerous Weapon	250	228	171	161	2	812	124	140	110	119	1	494	50%	61%	64%	74%	50%	61%
Person	A&B Dangerous Weapon + 60	4	0	1	1	0	6	3	0	1	1	0	5	75%		100%	100%		83%
Person	A&B DW, Aggravated	20	10	11	2	0	43	18	7	9	2	0	36	90%	70%	82%	100%		84%
Person	A&B DW, Aggravated w/Injury	12	4	2	9	0	27	11	4	2	9	0	26	92%	100%	100%	100%		96%
Person	A&B Elderly / Disabled Ser Injury	2	1	0	0	0	3	2	1	0	0	0	3	100%	100%				100%
Person	A&B Elderly / Disabled w/Injury	41	24	28	21	0	114	22	15	19	10	0	66	54%	63%	68%	48%		58%
Person	A&B Guard	0	1	13	6	0	20	0	0	10	3	0	13		0%	77%	50%		65%
Person	A&B To Collect Loan	0	0	1	0	0	1	0	0	0	0	0	0			0%			0%
Person	A&B w/I Intimidate	4	2	0	1	0	7	2	1	0	1	0	4	50%	50%		100%		57%
Person	Armed Aslt w/i Rob Over 65	4	0	0	0	0	4	4	0	0	0	0	4	100%					100%
Person	Armed Assault In Dwell House	1	0	3	2	0	6	0	0	3	2	0	5	0%		100%	100%		83%
Person	Armed Assault w/i Murder	10	18	8	5	0	41	9	18	8	5	0	40	90%	100%	100%	100%		98%
Person	Armed Assault w/i Murder - Firearm	7	4	5	0	0	16	7	4	5	0	0	16	100%	100%	100%			100%
Person	Armed Assault w/i Rob	5	7	6	5	0	23	3	7	6	4	0	20	60%	100%	100%	80%		87%
Person	Armed Robbery	70	34	34	54	0	192	50	30	32	54	0	166	71%	88%	94%	100%		86%
Person	Armed Robbery Gun	17	11	17	18	0	63	13	10	17	18	0	58	76%	91%	100%	100%		92%
Person	Assault	75	55	32	35	0	197	21	28	13	26	0	88	28%	51%	41%	74%		45%
Person	Assault Dangerous Weapon	161	125	125	113	0	524	69	79	70	72	0	290	43%	63%	56%	64%		55%
Person	Assault Dangerous Weapon + 60	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
Person	Assault To Kill or Maim	0	2	2	0	0	4	0	2	2	0	0	4		100%	100%			100%
Person	Assault w/i Rob	2	1	2	1	0	6	2	1	2	1	0	6	100%	100%	100%	100%		100%

Table 47 Governing Offense by Type 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
Person	Carjacking	1	2	3	1	0	7	1	2	3	1	0	7	100%	100%	100%	100%		100%
Person	Carjacking, Armed	3	0	1	3	0	7	3	0	1	3	0	7	100%		100%	100%		100%
Person	Confine And Put In Fear	1	0	0	2	0	3	1	0	0	2	0	3	100%			100%		100%
Person	Extortion	1	1	1	2	0	5	1	1	0	2	0	4	100%	100%	0%	100%		80%
Person	Harassment	28	17	14	9	0	68	6	7	7	7	0	27	21%	41%	50%	78%		40%
Person	Harassment Order Violation	38	25	19	18	0	100	7	12	10	12	0	41	18%	48%	53%	67%		41%
Person	Harassment, 2nd	0	0	0	1	0	1	0	0	0	0	0	0				0%		0%
Person	Home Invasion	5	0	0	0	0	5	2	0	0	0	0	2	40%					40%
Person	Intimidation	157	165	148	130	0	600	64	85	107	98	0	354	41%	52%	72%	75%		59%
Person	Kidnapping	8	2	4	2	0	16	6	2	3	2	0	13	75%	100%	75%	100%		81%
Person	Kidnapping Child	0	1	0	0	0	1	0	1	0	0	0	1		100%				100%
Person	Kidnapping Level 6	0	0	1	0	0	1	0	0	0	0	0	0			0%			0%
Person	Manslaughter	26	13	8	6	0	53	25	13	8	6	0	52	96%	100%	100%	100%		98%
Person	Mayhem	8	3	1	5	0	17	8	3	1	5	0	17	100%	100%	100%	100%		100%
Person	Murder	37	16	9	14	1	77	37	16	9	14	1	77	100%	100%	100%	100%	100%	100%
Person	Murder, Attempted	0	1	1	3	0	5	0	1	1	3	0	5		100%	100%	100%		100%
Person	Permit Injury to Child	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
Person	Reckless Endangerment	27	13	4	0	0	44	11	6	2	0	0	19	41%	46%	50%			43%
Person	Restraining Order Violation	206	241	226	187	0	860	53	110	139	130	0	432	26%	46%	62%	70%		50%
Person	Robbery Unarmed	25	12	32	37	2	108	15	10	27	34	2	88	60%	83%	84%	92%	100%	81%
Person	Robbery Unarmed + 60	8	1	0	6	0	15	5	1	0	6	0	12	63%	100%		100%		80%
Person	Stalking	7	5	2	4	0	18	3	2	2	3	0	10	43%	40%	100%	75%		56%
Person	Stalking Violation of Rest. Order	0	1	1	1	0	3	0	1	1	1	0	3		100%	100%	100%		100%
Person	Threatening	89	69	58	77	0	293	33	25	30	42	0	130	37%	36%	52%	55%		44%
Person	Violation Of Civil Rights	0	1	0	0	0	1	0	1	0	0	0	1		100%				100%
Person	Sub-Total	2,792	2,066	1,737	1,617	10	8,222	1,105	1,057	1,060	1,132	8	4,362	40%	51%	61%	70%	80%	53%

Table 47 Governing Offense by Type 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
Sex	Assault w/i Rape	1	1	0	1	0	3	1	1	0	1	0	3	100%	100%		100%		100%
Sex	Assault w/i Rape Child	1	2	0	0	0	3	1	1	0	0	0	2	100%	50%				67%
Sex	Child Pornography	4	0	0	0	0	4	0	0	0	0	0	0	0%					0%
Sex	Child Pornography Possess	63	6	10	2	0	81	38	4	6	0	0	48	60%	67%	60%	0%		59%
Sex	Entice Child	6	2	0	1	0	9	4	2	0	1	0	7	67%	100%		100%		78%
Sex	Incest	0	0	1	0	0	1	0	0	1	0	0	1			100%			100%
Sex	Indecent A&B	34	11	15	5	1	66	13	8	8	5	1	35	38%	73%	53%	100%	100%	53%
Sex	Indecent A&B Mentally Retarded	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
Sex	Indecent A&B On Child	63	9	15	8	0	95	46	8	11	7	0	72	73%	89%	73%	88%		76%
Sex	Inducing Minor To Sex	5	0	0	0	0	5	1	0	0	0	0	1	20%					20%
Sex	Obscene Material to Minor	2	0	0	0	0	2	1	0	0	0	0	1	50%					50%
Sex	Open And Gross	24	16	14	14	0	68	8	8	9	8	0	33	33%	50%	64%	57%		49%
Sex	Rape	9	6	3	5	1	24	7	5	3	5	1	21	78%	83%	100%	100%	100%	88%
Sex	Rape Of Child	45	10	2	6	0	63	41	9	2	6	0	58	91%	90%	100%	100%		92%
Sex	Rape of Child 2nd	0	1	0	0	0	1	0	1	0	0	0	1		100%				100%
Sex	Rape of Child Aggravated	7	5	2	1	0	15	7	5	2	1	0	15	100%	100%	100%	100%		100%
Sex	Rape Of Child w/Force	18	2	4	3	0	27	17	2	4	3	0	26	94%	100%	100%	100%		96%
Sex	Rape of Child w/Force Aggravated	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
Sex	Rape, Aggravated	4	4	0	1	0	9	4	4	0	1	0	9	100%	100%		100%		100%
Sex	Unnatural Acts Child	0	1	0	0	0	1	0	1	0	0	0	1		100%				100%
Sex	Sub-Total	288	76	66	47	2	479	191	59	46	38	2	336	66%	78%	70%	81%	100%	70%
Weapons	Carrying Dangerous Weapon	65	48	44	44	0	201	22	24	25	19	0	90	34%	50%	57%	43%		45%
Weapons	Firearm Carry, School	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
Weapons	Firearm Discharge	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
Weapons	Firearm Loaded while OUI	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
Weapons	Firearm Possess w/o Permit	149	53	32	11	1	246	74	38	22	8	1	143	50%	72%	69%	73%	100%	58%
Weapons	Firearm Sale Violation	1	3	1	0	0	5	0	2	1	0	0	3	0%	67%	100%			60%
Weapons	Firearm Store Improper	24	4	1	0	0	29	3	0	1	0	0	4	13%	0%	100%			14%
Weapons	Firearm Store Improper Felony	0	2	0	0	0	2	0	2	0	0	0	2		100%				100%
Weapons	Gun Serial Number	7	3	1	0	0	11	5	3	1	0	0	9	71%	100%	100%			82%
Weapons	Gun Serial Number, Felony	1	0	0	1	0	2	1	0	0	1	0	2	100%			100%		100%
Weapons	Possess Air Rifle w/o FID Card	1	1	0	0	0	2	0	0	0	0	0	0	0%	0%				0%
Weapons	Possess Ammunition	23	8	2	1	0	34	12	4	2	1	0	19	52%	50%	100%	100%		56%
Weapons	Possess Explosive Device	1	0	0	1	0	2	0	0	0	0	0	0	0%			0%		0%
Weapons	Possess Firearm Silencer	2	0	1	0	0	3	2	0	1	0	0	3	100%		100%			100%
Weapons	Possess Mace	3	0	0	1	0	4	0	0	0	0	0	0	0%			0%		0%
Weapons	Possess Stun Gun	7	3	1	0	0	11	3	1	0	0	0	4	43%	33%	0%			36%
Weapons	Throw or Place Explosives	0	1	0	0	0	1	0	1	0	0	0	1		100%				100%
Weapons	Sub-Total	287	126	83	59	1	556	122	75	53	29	1	280	43%	60%	64%	49%	100%	50%

Table 47 Governing Offense by Type 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
Property	Attempt Arson	2	0	0	0	0	2	2	0	0	0	0	2	100%					100%
Property	Attempt B&E	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
Property	Attempt Burn Building	1	0	0	1	0	2	1	0	0	1	0	2	100%			100%		100%
Property	Attempt Larceny	1	1	2	1	0	5	1	0	1	0	0	2	100%	0%	50%	0%		40%
Property	B&E	466	411	362	471	0	1,710	190	255	261	378	0	1,084	41%	62%	72%	80%		63%
Property	B&E MV	0	0	1	0	0	1	0	0	0	0	0	0			0%			0%
Property	B&E w/i Misdemeanor	32	22	10	4	0	68	10	9	4	2	0	25	31%	41%	40%	50%		37%
Property	Burglary	3	1	5	6	0	15	2	1	3	6	0	12	67%	100%	60%	100%		80%
Property	Burglary, Armed	2	1	2	0	0	5	1	1	2	0	0	4	50%	100%	100%			80%
Property	Burning Building	1	0	0	4	0	5	1	0	0	4	0	5	100%			100%		100%
Property	Burning Dwelling House	8	1	0	3	0	12	5	1	0	3	0	9	63%	100%		100%		75%
Property	Burning Motor Vehicle	0	2	1	1	0	4	0	2	1	1	0	4		100%	100%	100%		100%
Property	Burning Property	5	5	1	1	0	12	2	3	1	0	0	6	40%	60%	100%	0%		50%
Property	Common & Notorious Thief	0	1	3	0	0	4	0	1	3	0	0	4		100%	100%			100%
Property	Counterfeit	1	6	1	6	0	14	0	4	1	1	0	6	0%	67%	100%	17%		43%
Property	Credit Card Misuse	22	20	20	7	0	69	8	6	7	1	0	22	36%	30%	35%	14%		32%
Property	Credit Card Misuse - More	3	1	4	6	0	14	2	1	4	5	0	12	67%	100%	100%	83%		86%
Property	Defrauding Innkeeper	3	1	0	1	0	5	1	0	0	0	0	1	33%	0%		0%		20%
Property	Defrauding Insurer	9	11	1	1	0	22	3	1	1	1	0	6	33%	9%	100%	100%		27%
Property	Defrauding Victualer	0	1	1	1	0	3	0	0	0	0	0	0		0%	0%	0%		0%
Property	Embezzlement	2	1	0	0	0	3	2	0	0	0	0	2	100%	0%				67%
Property	Enter Dwelling w/I Felony	5	0	1	5	0	11	1	0	1	5	0	7	20%		100%	100%		64%
Property	Failure To Return Leased Prop	9	2	9	3	0	23	4	0	4	2	0	10	44%	0%	44%	67%		43%
Property	False Alarm	0	1	0	0	0	1	0	1	0	0	0	1		100%				100%
Property	False Statement	2	1	0	0	0	3	0	0	0	0	0	0	0%	0%				0%
Property	Forge Commonwealth Note	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
Property	Forgery And Uttering	83	72	76	83	0	314	22	32	37	47	0	138	27%	44%	49%	57%		44%
Property	Fraud	26	16	23	18	0	83	9	8	12	8	0	37	35%	50%	52%	44%		45%
Property	Fraud - Identity	43	39	18	20	0	120	16	11	9	11	0	47	37%	28%	50%	55%		39%
Property	Hiring Vehicle / Fraud	0	2	0	0	0	2	0	2	0	0	0	2		100%				100%

Table 47 Governing Offense by Type 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
Property	Larceny	44	42	14	21	0	121	11	11	7	9	0	38	25%	26%	50%	43%		31%
Property	Larceny Building	51	67	53	60	0	231	18	23	36	39	0	116	35%	34%	68%	65%		50%
Property	Larceny Firearm	2	1	0	0	0	3	0	1	0	0	0	1	0%	100%				33%
Property	Larceny Less	343	179	110	141	1	774	90	68	42	71	0	271	26%	38%	38%	50%	0%	35%
Property	Larceny Less +60	3	1	0	0	0	4	1	0	0	0	0	1	33%	0%				25%
Property	Larceny More	575	454	458	502	1	1,990	171	210	267	318	1	967	30%	46%	58%	63%	100%	49%
Property	Larceny More + 60	5	5	2	6	0	18	2	3	1	5	0	11	40%	60%	50%	83%		61%
Property	Larceny MV	29	19	22	15	0	85	13	12	19	11	0	55	45%	63%	86%	73%		65%
Property	Larceny MV 2nd	0	0	0	2	0	2	0	0	0	2	0	2				100%		100%
Property	Larceny Person	144	136	68	81	1	430	70	92	47	67	1	277	49%	68%	69%	83%	100%	64%
Property	Larceny Person + 65	6	4	2	2	0	14	4	2	2	2	0	10	67%	50%	100%	100%		71%
Property	Mal Dest Property More	16	29	23	25	0	93	6	9	18	18	0	51	38%	31%	78%	72%		55%
Property	MV - False Report Of Theft	2	1	0	1	0	4	0	0	0	1	0	1	0%	0%		100%		25%
Property	Possess Burglarious Tools	35	33	29	41	0	138	11	18	20	35	0	84	31%	55%	69%	85%		61%
Property	Property Destruction	136	136	69	84	1	426	38	48	30	49	1	166	28%	35%	43%	58%	100%	39%
Property	Property Violation	11	5	6	5	0	27	4	3	1	5	0	13	36%	60%	17%	100%		48%
Property	Receiving Stolen Goods	157	157	104	106	0	524	62	71	53	70	0	256	39%	45%	51%	66%		49%
Property	Receiving Stolen Goods MV	49	40	44	37	0	170	16	24	30	27	0	97	33%	60%	68%	73%		57%
Property	Receiving Stolen Goods MV 2nd	0	0	0	5	0	5	0	0	0	5	0	5				100%		100%
Property	Receiving Stolen Goods Over	49	46	45	28	0	168	21	28	35	22	0	106	43%	61%	78%	79%		63%
Property	Setting Fire In Open	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
Property	Shoplifting	773	571	399	518	2	2,263	33	62	93	176	0	364	4%	11%	23%	34%	0%	16%
Property	Tagging Property	10	3	2	0	0	15	0	1	0	0	0	1	0%	33%	0%			7%
Property	Tax Law Violation	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
Property	Timber, Cut Unlawful	0	1	0	0	0	1	0	0	0	0	0	0		0%				0%
Property	Vandalism	33	28	18	29	0	108	7	14	8	15	0	44	21%	50%	44%	52%		41%
Property	Welfare Violation	0	1	0	0	0	1	0	1	0	0	0	1		100%				100%
Property	Sub-Total	3,206	2,578	2,009	2,352	6	10,151	863	1,040	1,061	1,423	3	4,390	27%	40%	53%	61%	50%	43%

Table 47 Governing Offense by Type 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
Drug	Conspiracy Violate CSA	36	18	11	11	0	76	11	8	8	8	0	35	31%	44%	73%	73%		46%
Drug	Control Substance School	19	24	21	11	0	75	19	24	21	11	0	75	100%	100%	100%	100%		100%
Drug	Distribute Class A	207	142	136	118	1	604	112	106	97	85	0	400	54%	75%	71%	72%	0%	66%
Drug	Distribute Class A 2nd	1	2	8	5	1	17	1	2	8	5	1	17	100%	100%	100%	100%	100%	100%
Drug	Distribute Class B	354	220	147	115	2	838	144	125	85	79	1	434	41%	57%	58%	69%	50%	52%
Drug	Distribute Class B 2nd	0	5	4	7	0	16	0	5	4	7	0	16		100%	100%	100%		100%
Drug	Distribute Class C	18	14	9	11	0	52	7	5	3	5	0	20	39%	36%	33%	45%		38%
Drug	Distribute Class D	214	89	56	30	0	389	54	27	30	14	0	125	25%	30%	54%	47%		32%
Drug	Distribute Class D 2nd	2	6	2	0	0	10	0	1	1	0	0	2	0%	17%	50%			20%
Drug	Distribute Class E	9	12	6	9	0	36	4	7	2	3	0	16	44%	58%	33%	33%		44%
Drug	Distribute Cocaine	39	36	35	41	0	151	39	36	35	41	0	151	100%	100%	100%	100%		100%
Drug	Distribute Cocaine 2nd	0	2	9	4	0	15	0	2	9	4	0	15		100%	100%	100%		100%
Drug	Distribute Counterfeit Substance	4	1	2	5	0	12	1	1	1	3	0	6	25%	100%	50%	60%		50%
Drug	Distribute Paraphenalia	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
Drug	Forge Prescription	21	29	13	8	0	71	5	4	4	6	0	19	24%	14%	31%	75%		27%
Drug	Giving Prisoner Cont Sub	3	5	3	4	0	15	0	3	2	3	0	8	0%	60%	67%	75%		53%
Drug	Inhaling Toxic Vapors	2	4	1	0	0	7	1	3	1	0	0	5	50%	75%	100%			71%
Drug	Larceny Cont Sub	5	2	0	1	0	8	2	0	0	0	0	2	40%	0%		0%		25%
Drug	Possession Class A	183	129	106	88	1	507	68	55	61	41	1	226	37%	43%	58%	47%	100%	45%
Drug	Possession Class A 2nd	2	5	4	3	0	14	0	3	3	2	0	8	0%	60%	75%	67%		57%
Drug	Possession Class A Heroin	103	55	49	44	0	251	27	26	27	24	0	104	26%	47%	55%	55%		41%
Drug	Possession Class A Heroin 2nd	1	2	2	3	0	8	0	0	2	3	0	5	0%	0%	100%	100%		63%
Drug	Possession Class B	307	215	147	158	0	827	110	93	68	84	0	355	36%	43%	46%	53%		43%
Drug	Possession Class B 2nd	0	17	9	6	0	32	0	9	6	4	0	19		53%	67%	67%		59%
Drug	Possession Class C	35	20	20	12	0	87	17	9	15	5	0	46	49%	45%	75%	42%		53%
Drug	Possession Class D	72	26	11	5	0	114	6	4	2	3	0	15	8%	15%	18%	60%		13%
Drug	Possession Class D 2nd	0	1	0	0	0	1	0	1	0	0	0	1		100%				100%
Drug	Possession Class D Marijuana	8	1	8	3	0	20	1	0	3	0	0	4	13%	0%	38%	0%		20%
Drug	Possession Class E	31	31	24	20	0	106	10	17	15	11	0	53	32%	55%	63%	55%		50%
Drug	Possession Hypodermic 2nd	0	0	1	0	0	1	0	0	1	0	0	1			100%			100%
Drug	Possession Hypodermic/Syringe	1	0	1	0	0	2	0	0	0	0	0	0	0%		0%			0%
Drug	Presence Class A	13	15	10	6	0	44	3	3	4	4	0	14	23%	20%	40%	67%		32%
Drug	Traffic Cocaine 018-036	3	3	0	1	0	7	3	3	0	1	0	7	100%	100%		100%		100%
Drug	Traffic Cocaine 014-028	28	18	14	8	0	68	28	18	14	8	0	68	100%	100%	100%	100%		100%
Drug	Traffic Cocaine 028-100	23	6	5	6	0	40	23	6	5	6	0	40	100%	100%	100%	100%		100%
Drug	Traffic Cocaine 036-100	1	0	2	0	0	3	1	0	2	0	0	3	100%		100%			100%
Drug	Traffic Cocaine 100-200	3	2	3	2	1	11	3	2	3	2	1	11	100%	100%	100%	100%	100%	100%
Drug	Traffic Cocaine 200+	1	1	0	0	0	2	1	1	0	0	0	2	100%	100%				100%
Drug	Traffic Heroin 014-028	9	4	9	3	0	25	9	4	9	3	0	25	100%	100%	100%	100%		100%
Drug	Traffic Heroin 018-036	0	1	1	0	0	2	0	1	1	0	0	2		100%	100%			100%
Drug	Traffic Heroin 028-100	4	3	4	0	0	11	4	3	4	0	0	11	100%	100%	100%			100%
Drug	Traffic Heroin 036-100	3	0	0	1	0	4	3	0	0	1	0	4	100%			100%		100%
Drug	Traffic Heroin 100-200	0	0	0	1	0	1	0	0	0	1	0	1				100%		100%
Drug	Traffic Mar 50-100	1	1	0	0	0	2	1	1	0	0	0	2	100%	100%				100%
Drug	Sub-Total	1,767	1,167	893	750	6	4,583	718	618	556	477	4	2,373	41%	53%	62%	64%	67%	52%

Table 47 Governing Offense by Type 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
Motor Vehicle	Altering MV ID Number	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
Motor Vehicle	Attaching Wrong MV Plates	34	21	8	9	1	73	2	4	1	1	1	9	6%	19%	13%	11%	100%	12%
Motor Vehicle	Compulsory Insurance Violation	195	70	41	37	1	344	37	18	8	9	1	73	19%	26%	20%	24%	100%	21%
Motor Vehicle	Counterfeit/Alter MV Document	17	14	8	5	0	44	7	3	4	2	0	16	41%	21%	50%	40%		36%
Motor Vehicle	False Statement On Application	5	0	2	0	0	7	3	0	1	0	0	4	60%		50%			57%
Motor Vehicle	Habitual Traffic Offender	20	36	39	17	0	112	2	10	15	4	0	31	10%	28%	38%	24%		28%
Motor Vehicle	Ignition Interlock Tamper	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
Motor Vehicle	Ignition Interlock Violation	7	6	0	2	0	15	7	6	0	2	0	15	100%	100%		100%		100%
Motor Vehicle	Leaving Scene Death	1	0	0	1	0	2	1	0	0	1	0	2	100%			100%		100%
Motor Vehicle	Leaving Scene Personal Injury	79	14	22	7	0	122	12	5	12	2	0	31	15%	36%	55%	29%		25%
Motor Vehicle	Leaving Scene Property Damage	277	112	87	61	0	537	47	38	31	33	0	149	17%	34%	36%	54%		28%
Motor Vehicle	MV - Impersonate/Other License	2	1	0	1	0	4	0	0	0	0	0	0	0%	0%		0%		0%
Motor Vehicle	MV - Sales Violation	2	0	0	0	0	2	0	0	0	0	0	0	0%					0%
Motor Vehicle	MV Homicide	14	1	0	1	0	16	9	1	0	0	0	10	64%	100%		0%		63%
Motor Vehicle	MV Homicide - OUI	2	0	0	0	0	2	2	0	0	0	0	2	100%					100%
Motor Vehicle	MV Homicide - OUI Felony	10	3	0	1	0	14	10	3	0	1	0	14	100%	100%		100%		100%
Motor Vehicle	MV Homicide - Reckless	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
Motor Vehicle	Obstruct Emergency Veh	1	1	0	0	0	2	0	0	0	0	0	0	0%	0%				0%
Motor Vehicle	Operate After Suspension	1,175	902	579	412	3	3,071	115	144	78	73	0	410	10%	16%	13%	18%	0%	13%
Motor Vehicle	Operate After Suspension 2nd	104	174	178	162	0	618	39	95	111	110	0	355	38%	55%	62%	68%		57%
Motor Vehicle	Operate to Endanger	860	233	126	87	0	1,306	81	58	46	32	0	217	9%	25%	37%	37%		17%
Motor Vehicle	OUI - Child Endangerment	23	2	0	1	0	26	2	1	0	1	0	4	9%	50%		100%		15%
Motor Vehicle	OUI Serious Inj, Fel	9	5	2	0	0	16	8	5	2	0	0	15	89%	100%	100%			94%
Motor Vehicle	OUI Serious Inj, Misd	20	3	0	1	0	24	7	2	0	1	0	10	35%	67%		100%		42%
Motor Vehicle	Racing	4	0	0	1	0	5	0	0	0	1	0	1	0%			100%		20%
Motor Vehicle	Use Without Authority	36	38	21	18	1	114	13	20	13	7	1	54	36%	53%	62%	39%	100%	47%
Motor Vehicle	Violation Aircraft Restriction	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
Motor Vehicle	Sub-Total	2,901	1,636	1,113	824	6	6,480	405	413	322	280	3	1,423	14%	25%	29%	34%	50%	22%

Table 47 Governing Offense by Type 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
Other	Accessory After	19	2	5	0	0	26	7	2	5	0	0	14	37%	100%	100%			54%
Other	Accessory Before	0	2	1	1	0	4	0	1	1	1	0	3		50%	100%	100%		75%
Other	Alcohol, Procure for Minor	20	13	4	1	0	38	4	4	0	1	0	9	20%	31%	0%	100%		24%
Other	Alcohol, Transporting	0	2	0	0	0	2	0	0	0	0	0	0		0%				0%
Other	Attempt To Commit Crime	27	32	26	37	0	122	15	15	15	26	0	71	56%	47%	58%	70%		58%
Other	Bomb Hoax	1	1	1	1	0	4	1	0	1	1	0	3	100%	0%	100%	100%		75%
Other	Bribery	3	0	2	1	0	6	0	0	0	0	0	0	0%		0%	0%		0%
Other	Bribery - Level 5	1	0	0	0	0	1	1	0	0	0	0	1	100%					100%
Other	Child Labor Violation	0	0	0	1	0	1	0	0	0	0	0	0				0%		0%
Other	Cigarette/Match Thrown Fr Veh	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
Other	Clean Water Act Violation	4	0	0	0	0	4	1	0	0	0	0	1	25%					25%
Other	Conspiracy	7	5	5	4	0	21	2	1	5	3	0	11	29%	20%	100%	75%		52%
Other	Contempt Of Court	1	0	2	0	0	3	1	0	2	0	0	3	100%		100%			100%
Other	Contributing To Delinquency	5	1	1	0	0	7	1	1	0	0	0	2	20%	100%	0%			29%
Other	Cruelty To Animals	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
Other	Disconnect Sprinkler System	2	0	1	0	0	3	2	0	1	0	0	3	100%		100%			100%
Other	DNA Refuse	0	4	1	3	0	8	0	1	0	1	0	2		25%	0%	33%		25%
Other	Election Law Violation	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
Other	Employment Practices	3	2	0	0	0	5	0	0	0	0	0	0	0%	0%				0%
Other	Escape	5	8	6	12	0	31	4	5	5	12	0	26	80%	63%	83%	100%		84%
Other	Failure to Appear	5	8	5	6	0	24	3	6	3	3	0	15	60%	75%	60%	50%		63%
Other	Failure to Appear Felony	2	0	2	0	0	4	2	0	2	0	0	4	100%		100%			100%
Other	False Alarm	5	2	1	2	0	10	1	0	0	0	0	1	20%	0%	0%	0%		10%
Other	False Statement	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
Other	Fireworks	4	2	0	0	0	6	0	0	0	0	0	0	0%	0%				0%
Other	Gaming Enterprise	1	1	0	0	0	2	0	1	0	0	0	1	0%	100%				50%
Other	Gaming Use of Telephone	0	0	1	0	0	1	0	0	0	0	0	0			0%			0%
Other	Hoax Device	0	0	0	1	0	1	0	0	0	1	0	1				100%		100%
Other	Home Imp Contractor Violation	2	0	1	1	0	4	0	0	0	0	0	0	0%		0%	0%		0%
Other	Illegal Lottery	2	0	0	0	0	2	0	0	0	0	0	0	0%					0%
Other	Impersonate/Disguise	4	5	1	4	0	14	1	4	1	3	0	9	25%	80%	100%	75%		64%
Other	Interfere Police or Firefighter	4	1	3	3	0	11	1	0	1	2	0	4	25%	0%	33%	67%		36%
Other	License Law Violation (Not MV)	4	1	0	0	0	5	0	0	0	0	0	0	0%	0%				0%
Other	Lottery Ticket Altering	1	0	0	0	0	1	0	0	0	0	0	0	0%					0%
Other	Nonsupport	3	0	0	0	0	3	2	0	0	0	0	2	67%					67%
Other	Obstructing Justice	1	1	0	1	0	3	0	1	0	0	0	1	0%	100%		0%		33%
Other	Perjury or Suborn	5	2	1	1	0	9	2	2	1	1	0	6	40%	100%	100%	100%		67%
Other	Resisting Arrest	268	214	179	158	0	819	70	71	81	96	0	318	26%	33%	45%	61%		39%
Other	Sex Offender Fail Register	23	22	46	111	4	206	9	11	18	70	3	111	39%	50%	39%	63%	75%	54%
Other	Sex Offender Fail Register 2nd	0	0	1	7	0	8	0	0	1	4	0	5			100%	57%		63%
Other	Throw Object On Public Way	1	2	0	0	0	3	0	0	0	0	0	0	0%	0%				0%
Other	Trespassing	206	172	133	212	0	723	37	57	45	107	0	246	18%	33%	34%	50%		34%
Other	True Name Law	9	8	11	13	0	41	9	7	11	11	0	38	100%	88%	100%	85%		93%
Other	Sub-Total	652	513	440	581	4	2,190	176	190	199	343	3	911	27%	37%	45%	59%	75%	42%

Table 47 Governing Offense by Type 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
Public Order	Accost / Annoy Person Opposite Sex	8	2	2	2	0	14	1	2	1	2	0	6	13%	100%	50%	100%		43%
Public Order	Animal Kill or Poison	2	0	0	0	0	2	2	0	0	0	0	2	100%					100%
Public Order	Annoying Phone Calls	4	3	9	3	0	19	1	2	4	3	0	10	25%	67%	44%	100%		53%
Public Order	Common Night Walker	8	11	14	6	0	39	4	4	7	4	0	19	50%	36%	50%	67%		49%
Public Order	Common Night Walker 3rd	0	0	0	2	0	2	0	0	0	2	0	2				100%		100%
Public Order	Cruelty To Animals	11	4	2	0	0	17	5	3	2	0	0	10	45%	75%	100%			59%
Public Order	Derive Support From Prostitute	2	0	0	0	0	2	2	0	0	0	0	2	100%					100%
Public Order	Disorderly Conduct	570	313	239	182	1	1,305	17	12	20	29	1	79	3%	4%	8%	16%	100%	6%
Public Order	Disrupt Court Proceedings	4	1	1	2	0	8	1	0	1	2	0	4	25%	0%	100%	100%		50%
Public Order	Disturb Correctional Institution	1	2	4	1	0	8	0	2	1	0	0	3	0%	100%	25%	0%		38%
Public Order	Disturb Peace, 2nd Offense	1	4	4	9	0	18	0	1	1	3	0	5	0%	25%	25%	33%		28%
Public Order	False Report Of Crime	12	3	7	3	0	25	1	1	4	3	0	9	8%	33%	57%	100%		36%
Public Order	Indecent Exposure	16	6	8	20	0	50	1	4	3	15	0	23	6%	67%	38%	75%		46%
Public Order	Keeping A House Of Ill Fame	0	1	0	0	0	1	0	1	0	0	0	1		100%				100%
Public Order	Lewd And Lacivious	6	2	1	3	0	12	2	1	0	2	0	5	33%	50%	0%	67%		42%
Public Order	Mistreat Police Animal	1	0	1	0	0	2	0	0	1	0	0	1	0%		100%			50%
Public Order	Obscene Materials	6	1	0	1	0	8	1	1	0	0	0	2	17%	100%		0%		25%
Public Order	Photograph Nude Person	13	2	1	0	0	16	4	1	0	0	0	5	31%	50%	0%			31%
Public Order	Prostitution	76	97	47	31	0	251	23	36	16	10	0	85	30%	37%	34%	32%		34%
Public Order	Sexual Conduct Pay For	2	1	0	0	0	3	0	0	0	0	0	0	0%	0%				0%
Public Order	Unnatural Acts	1	3	1	0	0	5	1	0	1	0	0	2	100%	0%	100%			40%
Public Order	Sub-Total	744	456	341	265	1	1,807	66	71	62	75	1	275	9%	16%	18%	28%	100%	15%