



Arkansas Sentencing Commission

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Report on Compliance with Sentencing Guidelines 2013 Court Data

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Introduction

The Arkansas Sentencing Standards, as defined in Act 532 and 550 of 1993, serve the purpose of equity in sentencing. They were established for crimes committed January 1, 1994 and thereafter. Although voluntary, these standards seek to encourage that sanctions imposed following conviction are proportional to the seriousness of the offense of conviction and the extent of the offender's criminal history. This allows for proportionality in sentencing by creating a balanced correctional system with a continuum of sanctions that reserves the most serious sanctions for the most serious offenders.

The sentencing standards structure is manifested in the Arkansas Sentencing Standards Grid (the Grid), which has been adopted by the Arkansas Sentencing Commission (ASC) pursuant to legislative authority and the Administrative Procedures Act. Determining the sentence that is recommended by the Grid, or the “presumptive sentence,” is a starting point for the sentencing process. A presumptive sentence for a typical case is determined on the Grid by comparing offense seriousness and criminal history. The presumptive sentence is not intended to be the sentence in a particular case unless, in the judgment of the prosecutor, the defense attorney, and/or the judge, the offense represents a typical case based upon their experience and knowledge. If the case is atypical, the procedure is defined for departing from the presumption. When there is a departure from the presumptive sentence, written reasons must be provided by the parties to the court. Departure criteria and procedures are determined by statute.

The Report and the Public Safety Improvement Act

In 2011, the Arkansas Legislature mandated that the ASC produce annual reports regarding compliance with the sentencing guidelines including the application of the voluntary presumptive standards and departures from the standards. This Report is a result of that mandate. In four parts, this Report provides both a county-by-county and statewide accounting of the results of sentences to the Department of Correction and Arkansas Community Correction. Part I of the Report describes the methodology used to collect and analyze the data from cases disposed in the State’s circuit courts during CY 2013. Part II provides information on these cases from a statewide level. Part III, which is new to the report this year, compares data collected in CY 2013 to data collected in CY 2012 to provide an easier comparison of trends in sentencing. Part IV reports this information on a county-by-county level. The Report also provides information on the average sentence length for sentences by offense type and severity level according to the sentencing guidelines, the percentage of sentences that are an upward departure from the sentencing guidelines, and the average number of months above the sentences recommended by the sentencing guidelines.

The ASC conducts annual continuing legal education seminars regarding the sentencing guidelines for judges, prosecuting attorneys and their deputies, and public defenders and their deputies. These seminars are certified by the Arkansas Continuing Legal Education Board and cover such topics as the sentencing guidelines, Arkansas Department of Correction time computation and parole eligibility status, Parole Board policies, Arkansas Community Correction programs and policies, the Sealing of Records, and Sentencing Order preparation. Individualized training on the sentencing guidelines and the Sentencing Order is also available for prosecutors and their staff at the Sentencing Commission offices. The ASC has trained over 450 criminal justice practitioners, including judges, prosecuting attorneys, defense attorneys, and their staffs.

Data for this report was collected from the new Sentencing Order in an electronic data entry tool and database developed by JFA Associates, Denver, CO. The Prosecutor Coordinator's Office (PCO) provided installation of this database and created a "bridge" program that would allow the PCO Case Management System and the database to work together. We would like to take this opportunity to express our appreciation to PCO, Prosecuting Attorneys, Circuit Clerks, Judges, the Administrative Office of the Courts, and their staffs for their assistance in this data collection effort.

PART I. METHODOLOGY

The report that follows was prepared from a database created with the Arkansas Sentencing Commission. Following the passage of Act 570, in 2011 the Arkansas Sentencing Commission (ASC) embarked on a statewide project to create an electronic data entry tool, called the ASC Database, to collect information provided on the newly created Sentencing Order Form. The ASC Database program was created by JFA Associates, an outside contractor, and statewide installation began in January of 2012. The ASC standalone program allows prosecutors to create and print a Sentencing Order via an easy-to-use Windows based interface. It was built with mandatory fields and safeguards to ensure appropriate sentencing and departure information is provided for collection and reporting purposes. Users are also able to recall and amend previously entered orders with updated sentencing information. Information is stored in a Microsoft Access database and submitted to the ASC for use within this report.

Installation of the ASC Database was provided by the Prosecutor Coordinator’s Office (PCO) and was offered to each county. PCO provided further assistance and resources by creating a “bridge” program, called the PCO Bridge, which would allow prosecutors working on the PCO Case Management System to auto-fill information into the ASC standalone program. This provides ease-of-use and removes redundancy of data entry. Once installation was offered, counties fell into three categories: 1. Counties using the PCO Bridge to generate the information entered into the ASC Database; 2. Counties solely using the ASC standalone program, and; 3. Counties not using the ASC Database and sending paper forms to the ASC. Table A shows each county and their data submission category.

Table A

County	PCO Bridge	ASC Standalone Program	Paper Forms
Arkansas	X		
Ashley			X
Baxter			X
Benton			X
Boone			X
Bradley			X
Calhoun	X		X
Carroll	X		X
Chicot			X
Clark	X		
Clay			X
Cleburne			X
Cleveland	X		X
Columbia	X		X
Conway	X		X
Craighead	X		X
Crawford			X
Crittenden			X
Cross			X
Dallas	X		X

County	PCO Bridge	ASC Standalone Program	Paper Forms
Desha			X
Drew			X
Faulkner	X		X
Franklin	X		X
Fulton		X	X
Garland	X		X
Grant	X		
Greene	X		
Hempstead	X		X
Hot Spring	X		
Howard			X
Independence		X	X
Izard		X	X
Jackson			X
Jefferson		X	
Johnson	X		X
Lafayette		X	X
Lawrence	X		X
Lee			X
Lincoln		X	
Little River			X
Logan			X
Lonoke	X		X
Madison			X
Marion			X
Miller		X	X
Mississippi	X		X
Monroe			X
Montgomery			X
Nevada	X		X
Newton			X
Ouachita	X		X
Perry	X		X
Phillips			X
Pike			X
Poinsett	X		X
Polk			X
Pope	X		X
Prairie			X
Pulaski	X		X
Randolph	X		X
Saline	X		
Scott	X		X
Searcy			X
Sebastian			X
Sevier			X
Sharp			X

County	PCO Bridge	ASC Standalone Program	Paper Forms
St. Francis			X
Stone			X
Union	X		X
Van Buren	X		X
Washington			X
White			X
Woodruff			X
Yell	X		X

As seen in Table A, 32 counties are using the PCO Bridge, 7 counties are using the Standalone Program, and 67 counties are using paper forms. Every paper form not created using the PCO Bridge or the Standalone Program was hand entered by the staff at the ASC. It should be noted this was a large, time-consuming task for the ASC that can hopefully be avoided in future years.

Once all of the data was collected, a data cleaning and merging process was conducted. First and foremost, data has been limited to Sentencing Orders with a CY 2013 court date received by the ASC that were submitted to the circuit judge for signature and filed in the Office of the Circuit Clerk. District court cases, including those originally charged as a felony and disposed of as a misdemeanor, are NOT included in this report. Therefore, this report should not be used in determining overall caseload for any specific county. Table B summarizes the additional cleaning process of the data analyzed in this report.

Table B

Total Number of Offenses	60,752
Average Number of Offenses Per Case	5.0
Total Number of Cases	29,868
Total Nolle Prossed/Dismissed/Acquitted	2,739
Total Misdemeanors	2,384
Total County Jail	198
Total Cases Eliminated	5,321
Total Number of Most Serious Offenses Per Case	24,547
No Case Number and/or Name	92
Non 2013 Court Date	1,177
Missing Criminal History Score	771
Cannot Determine Imposed Location	58
No Offender Sentence	147
Total Number of Case-Offenders Included in Analysis	22,302

The data that comprises this report was extracted from all Sentencing Order forms submitted. The total number of offenses submitted was 60,752 with an average number of offenses per case per

offender of 5.0. From this universe of cases and offenses per offender, 2,739 nolle prossed/dismissed/acquitted cases were eliminated first. From the remainder, 2,384 misdemeanor cases and 198 county jail cases were eliminated.

From there an offense hierarchy was applied to determine the most serious offense per case per offender (case-offender). Thereby, each felony sentencing event, per case and per offender, is recorded in the data presented. For example, if an offender had multiple cases in the year, the offender was recorded multiple times in the data presented – once for each case. Similarly, if one case has multiple offenders, each offender’s felony sentencing event was recorded in the data present.

Hierarchy of Most Serious Offense Determination (Ranked highest to lowest)

- I. Capital Murder, § A.C.A. 5-10-101, which is not an attempt, solicitation, or conspiracy. This offense is excluded from the guidelines and will not have a seriousness level. Sort by the following sentence order:
 - A. Death
 - B. Life without parole
- II. Seriousness level as determined by the guidelines (10 – 1)
- III. Felony Class – Y, A, B, C, D, and U
- IV. The most serious sentence type in the following order:
 - A. ADC – use the offense with the longest imposed sentence,
 - B. Judicial Transfer – use the offense with the longest imposed sentence,
 - C. Probation – use the offense with the longest sentence, and
 - D. Suspended Imposition of Sentence (SIS) – use the offense with the longest sentence.
- V. If there are still duplicates, choose the first offense listed for the case which meets the above criteria.

Following the application of the most serious offense hierarchy, a total of 24,547 felony sentencing events was established as the N of cases for CY 2013. Of these, 771 cases were missing a criminal history score, 92 had no case number or name, and 147 did not have a sentence. Additionally, 1,171 cases were eliminated from further analysis because the court date was outside the 2013 year.

At the conclusion of the data analysis and editing process, a total of 22,302 cases were available for analysis for this report.

PART II: STATEWIDE ANALYSIS

STATEWIDE DEPARTURES

Table 1 provides the number of cases for all counties, including information regarding departures. Specifically, this table provides the number of cases with a “Yes” departure, the number of cases with a “No” departure, and the number of cases to which the guidelines are not applicable (“N/A”) such as jury trials and probation revocations. This information was gathered from all Sentencing Orders with a court date in CY 2013 which were entered into the ASC Database by a prosecutor’s office or by Sentencing Commission staff. Departure status is determined by the criminal history score and seriousness level of the offense reported on the Sentencing Order. Statewide totals at the bottom of the table serve as the baseline by which county statistics are compared. The overall departure rate is calculated by dividing the “Yes” departures (6,456) by the total number of cases minus the number of “Not Applicable” cases (22,302 – 4,976). To assist persons who are reading this report for the first time in gleaning information from the data provided, an example of how to read each table will be provided.

Example for Table 1:

In Table 1, 169 cases from Arkansas County were examined. These cases represent the most serious offense for each offender per case. These 169 cases represent 1 percent of all cases examined statewide. 37 (or 22 percent) of these 169 cases had a “Yes” departure, 103 (or 61 percent) of these 169 cases had “No” departure, and 29 (or 17 percent) of these 169 cases were not applicable to departure analysis.

Significant Statistics:

- Excluding non-applicable cases, the statewide departure rate in 2013 was 37 percent. This is on-par with the rate in 2012 of 36 percent.
- 22 percent of cases in 2013 had offenses not applicable to departure parameters.

TABLE 1
STATEWIDE CASE DEPARTURES BY COUNTY 2013

County	Number of Cases	Percent Total Cases	Departures					
			Yes Departure	Percent County	No Departure	Percent County	Not Applicable	Percent County
Arkansas	169	1%	37	22%	103	61%	29	17%
Ashley*	20	0%	18	90%	2	10%	0	0%
Baxter	232	1%	82	35%	117	51%	33	14%
Benton	1,237	6%	305	25%	749	60%	183	15%
Boone	75	0%	48	64%	16	21%	11	15%
Bradley	84	1%	28	33%	41	49%	15	18%
Calhoun	16	0%	10	63%	6	37%	0	0%
Carroll	47	0%	23	49%	15	32%	9	19%
Chicot	74	0%	26	35%	26	35%	22	30%
Clark	171	1%	79	46%	64	37%	28	17%

County	Number of Cases	Percent Total Cases	Departures					
			Yes Departure	Percent County	No Departure	Percent County	Not Applicable	Percent County
Clay	140	1%	9	7%	121	86%	10	7%
Cleburne	174	1%	51	29%	83	48%	40	23%
Cleveland	61	0%	22	36%	32	52%	7	12%
Columbia	170	1%	36	21%	92	54%	42	25%
Conway	123	1%	31	25%	65	53%	27	22%
Craighead	673	3%	122	18%	460	68%	91	14%
Crawford	530	2%	115	22%	332	63%	83	16%
Crittenden	345	2%	69	20%	169	49%	107	31%
Cross	16	0%	12	75%	4	25%	0	0%
Dallas	33	0%	15	45%	17	52%	1	3%
Desha	73	0%	30	41%	28	38%	15	21%
Drew	144	1%	39	27%	64	45%	41	28%
Faulkner	631	3%	167	26%	382	61%	82	13%
Franklin	131	1%	29	22%	74	56%	28	22%
Fulton	96	1%	28	29%	56	58%	12	13%
Garland	470	2%	219	47%	158	33%	93	20%
Grant	113	1%	29	25%	56	50%	28	25%
Greene	462	2%	95	21%	222	48%	145	31%
Hempstead	323	1%	88	27%	137	43%	98	30%
Hot Spring	317	1%	101	32%	134	42%	82	26%
Howard	119	1%	56	47%	46	39%	17	14%
Independence	293	1%	103	35%	124	42%	66	23%
Izard	84	0%	19	23%	48	57%	17	20%
Jackson	247	1%	75	30%	121	49%	51	21%
Jefferson	822	4%	200	24%	309	38%	313	38%
Johnson	163	1%	55	34%	102	62%	6	4%
Lafayette	39	0%	16	41%	12	31%	11	28%
Lawrence	204	1%	41	20%	120	59%	43	21%
Lee	59	0%	8	14%	51	86%	0	0%
Lincoln	28	0%	3	11%	17	60%	8	29%
Little River	91	0%	41	45%	41	45%	9	10%
Logan	34	0%	15	44%	15	44%	4	12%
Lonoke	586	3%	165	28%	301	52%	120	20%
Madison	124	1%	36	29%	73	59%	15	12%
Marion	92	0%	13	14%	78	85%	1	1%
Miller	591	3%	167	28%	283	48%	141	24%
Mississippi	307	1%	85	28%	179	58%	43	14%
Monroe	80	0%	30	38%	48	60%	2	2%
Montgomery	57	0%	11	19%	34	60%	12	21%
Nevada	42	0%	22	52%	4	10%	16	38%
Newton	18	0%	4	22%	12	67%	2	11%

County	Number of Cases	Percent Total Cases	Departures					
			Yes Departure	Percent County	No Departure	Percent County	Not Applicable	Percent County
Ouachita	167	1%	60	36%	97	58%	10	6%
Perry	40	0%	20	50%	17	43%	3	7%
Phillips	101	1%	16	16%	78	77%	7	7%
Pike	63	0%	30	48%	24	38%	9	14%
Poinsett	233	1%	26	11%	182	78%	25	11%
Polk	153	1%	46	30%	86	56%	21	14%
Pope	483	2%	150	31%	301	62%	32	7%
Prairie	39	0%	25	64%	10	26%	4	10%
Pulaski	4,487	20%	1,078	24%	1,800	40%	1,609	36%
Randolph	99	1%	15	15%	63	64%	21	21%
Saline	555	2%	175	32%	312	56%	68	12%
Scott	105	0%	38	36%	60	57%	7	7%
Searcy	22	0%	5	23%	13	59%	4	18%
Sebastian	1,761	8%	740	42%	678	39%	343	19%
Sevier	88	1%	68	77%	3	4%	17	19%
Sharp	217	1%	77	35%	97	45%	43	20%
St. Francis	133	1%	23	17%	70	53%	40	30%
Stone	111	0%	21	19%	71	64%	19	17%
Union	183	1%	68	37%	15	8%	100	55%
Van Buren	85	0%	25	30%	46	54%	14	16%
Washington	1,365	6%	460	34%	671	49%	234	17%
White	466	2%	108	23%	293	63%	65	14%
Woodruff	7	0%	4	57%	3	43%	0	0%
Yell	109	0%	50	46%	37	34%	22	20%
Total	22,302	100%	6,456	29%	10,870	49%	4,976	22%

Source: Arkansas Sentencing Order Form

*The Sentencing Commission did not receive all Sentencing Orders from Ashley County in time for inclusion of the data in this report. Please contact the Commission for updated data on Ashley County.

DEPARTURE TYPE

Table 2 provides the number of cases for all counties by departure type. This information was gathered from all Sentencing Orders with a court date in CY 2013 which were entered into the ASC Database by a prosecutor's office or by Sentencing Commission staff. Departure status is determined by the criminal history score and seriousness level of the offense reported on the Sentencing Order.

A durational departure occurs when the sentence an offender receives for a case's most serious offense is higher or lower than the presumptive sentence established in the Arkansas sentencing guidelines. Specifically, this is when an offender is sentenced to a greater or lesser amount of months to the Arkansas Department of Correction (ADC).

A dispositional departure occurs when the location of an offender's sentence differs from the presumptive sentence established in the Arkansas sentencing guidelines. "Location" refers to one of the following options for placement of the offender after sentencing: prison, judicial transfer to a community corrections center (CCC), probation, suspended imposition of sentence (SIS) or other alternative sanctions (AS).

If both a durational and dispositional departure occurs, the offender's departure is classified as "both."

"No" indicates that no departure occurred.

To read Table 2: Statewide totals at the bottom of the table are a baseline by which county statistics can be compared. Table 2 presents departures as either "Upward" or "Downward." Upward departures include all durational departures with months above the presumptive sentence, dispositional departures with a presumptive sentence of CCC/AS and an imposed sentence of ADC, a dispositional departure with a presumptive sentence of AS and an imposed sentence of ADC or a Judicial transfer to CCC, and all both departures with a sentence above the presumptive sentence. Downward departures include all durational departures with months below the presumptive sentence, dispositional departures with a presumptive sentence of ADC only and any other imposed sentence, and all both departures with imposed sentence below the presumptive sentence. "No" still indicates that there was no departure from the Arkansas sentencing guidelines.

Example from Table 2:

In Baxter County 117 cases (or 59 percent) of the total Baxter County applicable cases had "No" departure, 78 cases (or 39 percent of the total Baxter County applicable cases) had an upward departure, 4 cases (or 2 percent of the total Baxter County applicable cases) had a downward departure.

Significant Statistics:

- Excluding non-applicable cases, 30 percent of all cases statewide in 2013 received an upward departure. This is on-par with the 2012 rate of 28 percent.
- Excluding non-applicable cases, 7 percent of all cases in 2013 received a downward departure. This is on-par with the rate in 2012 of 8 percent of all cases.

TABLE 2
STATEWIDE CASES BY DEPARTURE TYPE BY COUNTY 2013

County	Number of Applicable Cases	Departure Type					
		No Departure	Percent County Applicable Cases	Upward Departure	Percent County Applicable Cases	Downward Departure	Percent County Applicable Cases
Arkansas	140	103	74%	27	19%	10	7%
Ashley	20	2	10%	14	70%	4	20%
Baxter	199	117	59%	78	39%	4	2%
Benton	1054	749	71%	273	26%	32	3%
Boone	64	16	25%	43	67%	5	8%
Bradley	69	41	60%	23	33%	5	7%
Calhoun	16	6	37%	8	50%	2	13%
Carroll	38	15	39%	19	50%	4	11%
Chicot	52	26	50%	22	42%	4	8%
Clark	143	64	45%	43	30%	36	25%
Clay	130	121	93%	7	5%	2	2%
Cleburne	134	83	62%	37	28%	14	10%
Cleveland	54	32	59%	21	39%	1	2%
Columbia	128	92	72%	32	25%	4	3%
Conway	96	65	68%	28	29%	3	3%
Craighead	582	460	79%	79	14%	43	7%
Crawford	447	332	74%	90	20%	25	6%
Crittenden	238	169	71%	51	21%	18	8%
Cross	16	4	25%	5	31%	7	44%
Dallas	32	17	53%	13	41%	2	6%
Desha	58	28	48%	26	45%	4	7%
Drew	103	64	62%	32	31%	7	7%
Faulkner	549	382	70%	142	26%	25	4%
Franklin	103	74	72%	24	23%	5	5%
Fulton	84	56	67%	22	26%	6	7%
Garland	377	158	42%	191	51%	28	7%
Grant	85	56	66%	26	31%	3	3%
Greene	317	222	70%	68	21%	27	9%
Hempstead	225	137	61%	80	35%	8	4%
Hot Spring	235	134	57%	88	37%	13	6%
Howard	102	46	45%	41	40%	15	15%
Independence	227	124	55%	84	37%	19	8%
Izard	67	48	72%	16	24%	3	4%
Jackson	196	121	62%	63	32%	12	6%
Jefferson	509	309	61%	141	28%	59	11%
Johnson	157	102	65%	37	24%	18	11%
Lafayette	28	12	43%	9	32%	7	25%
Lawrence	161	120	74%	32	20%	9	6%

County	Number of Applicable Cases	Departure Type					
		No Departure	Percent County Applicable Cases	Upward Departure	Percent County Applicable Cases	Downward Departure	Percent County Applicable Cases
Lee	59	51	86%	8	14%	0	0%
Lincoln	20	17	85%	1	5%	2	10%
Little River	82	41	50%	40	49%	1	1%
Logan	30	15	50%	14	47%	1	3%
Lonoke	466	301	65%	141	30%	24	5%
Madison	109	73	67%	34	31%	2	2%
Marion	91	78	86%	6	6%	7	8%
Miller	450	283	63%	124	27%	43	10%
Mississippi	264	179	68%	71	27%	14	5%
Monroe	78	48	62%	15	19%	15	19%
Montgomery	45	34	76%	9	20%	2	4%
Nevada	26	4	15%	19	73%	3	12%
Newton	16	12	75%	4	25%	0	0%
Ouachita	157	97	62%	48	30%	12	8%
Perry	37	17	46%	19	51%	1	3%
Phillips	94	78	82%	8	9%	8	9%
Pike	54	24	44%	27	50%	3	6%
Poinsett	208	182	87%	16	8%	10	5%
Polk	132	86	65%	44	33%	2	2%
Pope	451	301	67%	103	23%	47	10%
Prairie	35	10	29%	17	48%	8	23%
Pulaski	2878	1,800	62%	771	27%	307	11%
Randolph	78	63	81%	11	14%	4	5%
Saline	487	312	64%	150	31%	25	5%
Scott	98	60	61%	33	34%	5	5%
Searcy	18	13	72%	4	22%	1	6%
Sebastian	1418	678	48%	566	40%	174	12%
Sevier	71	3	4%	60	85%	8	11%
Sharp	174	97	56%	67	38%	10	6%
St. Francis	93	70	75%	20	22%	3	3%
Stone	92	71	77%	15	16%	6	7%
Union	83	15	18%	62	75%	6	7%
Van Buren	71	46	65%	18	25%	7	10%
Washington	1131	671	59%	430	38%	30	3%
White	401	293	73%	107	27%	1	0%
Woodruff	7	3	43%	3	43%	1	14%
Yell	87	37	42%	44	51%	6	7%
Total	17,326	10,870	63%	5,164	30%	1,292	7%

Source: Arkansas Sentencing Order Form

*The Sentencing Commission did not receive all Sentencing Orders from Ashley County in time for inclusion of the data in this report. Please contact the Commission for updated data on Ashley County.

DURATIONAL DEPARTURES

Table 3 provides the number of cases for all counties by type of durational departure and the average number of months the imposed sentence was above or below the presumptive sentence. This information was gathered from all Sentencing Orders with a court date in CY 2013 which were entered into the ASC Database by a prosecutor's office or by Sentencing Commission staff. Departure status is determined by the criminal history score and seriousness level of the offense reported on the Sentencing Order.

To read Table 3: Statewide totals at the bottom of the table serve as a baseline by which county statistics are compared. County names are listed in the first column. The second column lists the number of cases with a durational departure below the presumptive sentence. The third column lists the percentage of the county's total cases with a durational departure below the presumptive sentence. These percentages are calculated based on the total number of applicable cases. The fourth column lists the average number of months below the presumptive sentence. The following three columns list the same information for durational departures above the presumptive sentence.

Example from Table 3:

In Benton County 56 cases (or 5 percent) of the total Benton County applicable cases had a downward durational departure. Of these 56 cases, the average months below the presumptive sentence was 76 months. In Benton County 179 cases (or 17 percent) of the total Benton County applicable cases had an upward durational departure. Of these 179 cases, the average months above the presumptive sentence was 77 months.

Significant Statistics:

- 8 percent of statewide applicable cases in 2013 had a durational departure below the presumptive sentence. This is on-par with 6 percent of statewide applicable cases in 2012.
- Of the cases with a sentence below the presumptive, the average number of months below the presumptive was 61 months.
- 20 percent of statewide applicable cases in 2013 had a durational departure above the presumptive sentence. This was the same percentage of statewide applicable cases in 2012.
- Of the cases with a sentence above the presumptive, the average number of months above the presumptive was 59 months.

TABLE 3
STATEWIDE DURATIONAL DEPARTURES BY COUNTY 2013

County	Durational v. Presumptive Sentence					
	Number of Cases Below	Percent County Applicable Cases	Avg. Months Below	Number of Cases Above	Percent County Applicable Cases	Avg. Months Above
Arkansas	10	7%	72	21	15%	54
Ashley	5	25%	76	11	55%	88
Baxter	6	3%	59	31	16%	40
Benton	56	5%	76	179	17%	77
Boone	5	8%	66	32	50%	41
Bradley	5	7%	66	16	23%	103
Calhoun	2	13%	72	6	38%	67
Carroll	5	13%	38	11	29%	51
Chicot	3	6%	24	15	29%	66
Clark	10	7%	25	38	27%	88
Clay	3	2%	60	5	4%	89
Cleburne	14	10%	56	24	18%	61
Cleveland	2	4%	120	13	24%	54
Columbia	4	3%	27	20	16%	86
Conway	5	5%	58	17	18%	74
Craighead	57	10%	47	47	8%	49
Crawford	29	6%	70	58	13%	56
Crittenden	15	6%	66	34	14%	60
Cross	6	38%	46	2	13%	18
Dallas	3	9%	36	7	22%	74
Desha	4	7%	156	19	33%	93
Drew	7	7%	62	26	25%	48
Faulkner	23	4%	98	107	19%	70
Franklin	7	7%	32	19	18%	36
Fulton	5	6%	161	16	19%	45
Garland	30	8%	84	142	38%	56
Grant	2	2%	78	20	24%	44
Greene	20	6%	42	47	15%	54
Hempstead	8	4%	76	73	32%	96
Hot Spring	13	6%	49	38	16%	66
Howard	16	16%	46	21	21%	32
Independence	19	8%	55	58	26%	52
Izard	2	3%	6	13	19%	65
Jackson	16	8%	78	47	24%	71
Jefferson	55	11%	79	112	22%	50
Johnson	28	18%	60	15	10%	63
Lafayette	6	21%	44	7	25%	27

County	Durational v. Presumptive Sentence					
	Number of Cases Below	Percent County Applicable Cases	Avg. Months Below	Number of Cases Above	Percent County Applicable Cases	Avg. Months Above
Lawrence	7	4%	19	15	9%	60
Lee	0	0%	-	6	10%	46
Lincoln	1	5%	18	1	5%	30
Little River	3	4%	112	26	32%	55
Logan	1	3%	84	3	10%	76
Lonoke	31	7%	52	96	21%	50
Madison	3	3%	56	19	17%	39
Marion	4	4%	33	4	4%	29
Miller	33	7%	68	90	20%	50
Mississippi	17	6%	59	52	20%	41
Monroe	13	17%	53	11	14%	28
Montgomery	2	4%	54	8	18%	86
Nevada	6	23%	42	12	46%	93
Newton	0	0%	-	3	19%	54
Ouachita	9	6%	57	35	22%	59
Perry	1	3%	24	14	38%	64
Phillips	3	3%	60	4	4%	42
Pike	5	9%	49	17	31%	44
Poinsett	8	4%	49	8	4%	55
Polk	2	2%	6	25	19%	81
Pope	47	10%	31	58	13%	47
Prairie	10	29%	34	10	29%	41
Pulaski	309	11%	67	551	19%	62
Randolph	3	4%	68	7	9%	43
Saline	21	4%	57	112	23%	67
Scott	3	3%	34	17	17%	76
Searcy	1	6%	6	3	17%	31
Sebastian	191	13%	56	408	29%	47
Sevier	9	13%	37	33	46%	50
Sharp	11	6%	51	46	26%	63
St. Francis	2	2%	30	14	15%	59
Stone	5	5%	46	10	11%	49
Union	6	7%	82	39	47%	67
Van Buren	5	7%	49	15	21%	47
Washington	36	3%	63	288	25%	59
White	1	0%	60	84	21%	59
Woodruff	1	14%	180	1	14%	24
Yell	3	3%	16	24	28%	70
Total	1,319	8%	61	3,536	20%	59

Source: Arkansas Sentencing Order Form

DEPARTURE BY ASSIGNED LOCATION

Table 4 provides a comparison of statewide departure types by initial assigned location after sentencing for offenders. Assigned location is the initial assignment after sentencing of the offender within the Arkansas criminal justice system. Initial assignment after sentencing can be: prison or ADC, a Community Corrections Center (CCC) via judicial transfer, probation or SIS (PROB/SIS), or special conditions. “Special conditions” refers to all other sentencing options including but not limited to: fines, court costs, and community service.

Departure types have been separated into groups to present greater detail. Cases not applicable to the guidelines have been excluded from this table. “No” still indicates that there was no departure from the Arkansas sentencing guidelines. “Yes” indicates that there was a departure from the Arkansas sentencing guidelines.

“Durational Up” refers to a durational departure where the imposed sentence was higher than the presumptive sentence. “Durational Down” refers to a durational departure where the imposed sentence was lower than the presumptive sentence.

“Dispositional Up” refers to a dispositional departure where the initial assigned location for an offender to serve his or her sentence is considered of higher security than the location prescribed by the presumptive sentence. “Dispositional Down” refers to a dispositional departure where the initial assigned location for an offender to serve his or her sentence is considered of lower security than the location prescribed by the presumptive sentence. The order of location from highest security to lowest is as follows:

1. ADC
2. CCC via judicial transfer
3. PROB/SIS
4. SPECIAL CONDITIONS

“Both Dispositional & Durational” refers to a departure that is both durational and dispositional. This occurs when ADC time is the only recommended sentence, but the offender is sentenced to more or less ADC time than what is recommended in addition to a period of suspended imposition of sentence. For example, if the presumptive sentence is 120 months ADC, a dispositional and durational departure occurs if the offender is sentenced to 60 months ADC time followed by 60 months of suspended imposition of sentence.

Example from Table 4:

Of the total 17,326 applicable cases examined statewide, 7,367 cases had an assigned location after sentencing to the ADC. Of these 7,367 cases, 16 percent had a “No” departure while 84 percent had a “Yes” departure. Of these 7,367 cases, 46 percent had a durational up departure, 13 percent had a durational down departure, 18 percent had a dispositional up departure, 0 percent had a dispositional down departure and 5 percent had both a dispositional and durational departure.

Significant Statistics:

- 46 percent of cases with an assignment of prison (ADC) were durational up departures.
- 13 percent of cases with an assignment of prison (ADC) were durational down departures.
- 16 percent of cases with an assignment of prison (ADC) had no departures.
- 98 percent of cases with an assignment of probation/SIS had no departures.
- 4 percent of cases with an assignment of a Community Corrections Center (CCC) were dispositional down departures.

TABLE 4
STATEWIDE COMPARISON OF DEPARTURES WITH OFFENDER’S ASSIGNED LOCATION
2013

Departure	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
APPLICABLE CASES EXAMINED	7,367	842	8,980	137
NO	16%	95%	98%	75%
YES	84%	5%	2%	25%
DURATIONAL UP [▲]	46%	0%	0%	10%
DURATIONAL DOWN [▲]	13%	0%	0%	7%
DISPOSITIONAL UP [■]	18%	1%	0%	0%
DISPOSITIONAL DOWN [■]	0%	4%	2%	7%
DISPOSITIONAL & DURATIONAL	5%	0%	0%	1%

Source: Arkansas Sentencing Order Form

▲ Durational = Length of Sentence

■ Dispositional = Assigned Location

DEPARTURES BY SERIOUSNESS LEVEL

Table 5 provides statewide departure types (excluding non-applicable cases) for each possible outcome of the Arkansas Sentencing Standards Grid (the Grid) adopted by the Arkansas Sentencing Commission (ASC). The Grid is used to determine the presumptive sentence for an offender.

“Criminal History Score” refers to an offender’s criminal history score which is determined for each offender by filling out the Criminal History Worksheet. The worksheet itself and instructions for completing it are available at <http://www.arkansas.gov/asc/forms.html>.

“Offense Seriousness Level” refers to the seriousness ranking for an offense as determined by the ASC. Seriousness level is determined by the ASC after careful consideration of the statutory definition and felony class of the offense. Detailed listings of offense seriousness levels can be found at www.arkansas.gov/asc.

To read Table 5: The numbers listed on the left hand side of the table indicate the offense seriousness level. Within each seriousness level, each departure type (including “No” departure) is provided. Each cell indicates the percentage of cases by departure type, seriousness level, and criminal history score. Also, for each seriousness level and criminal history score, the average durational departure is indicated in terms of the number of months above and below the presumptive sentence.

Example from Table 5:

For all applicable cases statewide with an offense seriousness level of 8 and a criminal history score of 0, 31 percent had “No Departure”; 19 percent had a durational up departure; 3 percent had a durational down departure; 2 percent had a dispositional up departure; 22 percent had a dispositional down departure; and 24 percent had both a dispositional and durational departure. For all cases statewide with an offense seriousness level of 8 and a criminal history score of 0, the average durational departure below the presumptive sentence was 49 months and the average durational departure above the presumptive sentence was 102 months.

Significant Statistics:

- Cases with a criminal history score of 0 had the highest rate of non-departures across the grid.
- Most cases with an offense at seriousness level 9 and 10 and a criminal history score above 0 received a departure.
- Durational “down” departures increase with each increasing seriousness level and criminal history score.

TABLE 5
STATEWIDE DEPARTURES BY SENTENCING COMMISSION GRID 2013
(NOT APPLICABLE EXCLUDED)

Offense Seriousness Level	Departure Type	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure	16%					
	% Dur. Up	46%	50%	33%	25%		
	% Dur. Down	21%	37%	50%	75%	100%	100%
	% Disp. Up						
	% Disp. Down						
	% Both	17%	13%	17%			
	Avg. Below	74	78	210	68	180	384
	Avg. Above	89	96	48	192		
9	% No Departure	21%	6%		20%	33%	
	% Dur. Up	34%	46%	15%		33%	
	% Dur. Down	14%	24%	54%	60%		25%
	% Disp. Up						25%
	% Disp. Down		6%				
	% Both	31%	18%	31%	20%	33%	50%
	Avg. Below	79	135	157	192	300	388
	Avg. Above	107	78	144	120	120	
8	% No Departure	31%	15%	14%	19%	4%	13%
	% Dur. Up	19%	17%	7%	8%		4%
	% Dur. Down	2%	25%	39%	46%	42%	35%
	% Disp. Up	2%	4%	8%	2%	8%	4%
	% Disp. Down	22%	13%	3%		4%	
	% Both	24%	26%	30%	24%	42%	44%
	Avg. Below	49	61	110	196	233	345
	Avg. Above	102	60	104	100		120
7	% None	43%	34%	34%	27%	3%	8%
	% Dur. Up	53%	64%	56%	19%	27%	12%
	% Dur. Down	3%	2%	10%	6%	21%	33%
	% Disp. Up	1%			4%		6%
	% Disp. Down		11%		7%	2%	4%
	% Both				37%	47%	37%
	Avg. Below	20	17	25	39	65	150
	Avg. Above	97	101	97	114	103	120
6	% No Departure	72%	53%	32%	27%	8%	24%
	% Dur. Up	26%	41%	46%	39%	7%	9%
	% Dur. Down	1%	6%	22%	34%	25%	21%
	% Disp. Up	1%				9%	6%
	% Disp. Down					13%	4%
	% Both					38%	36%
	Avg. Below	12	12	19	40	56	122
	Avg. Above	84	68	58	44	60	123
5	% No Departure	84%	60%	43%	44%	26%	13%
	% Dur. Up		30%	40%	31%	5%	8%
	% Dur. Down		9%	17%	25%	24%	34%
	% Disp. Up	15%				7%	4%
	% Disp. Down	1%	1%			17%	11%
	% Both					21%	30%
	Avg. Below		19	20	30	51	97
	Avg. Above		50	43	66	98	76

Offense Seriousness Level	Departure Type	Criminal History Score					
		0	1	2	3	4	5+
4	% No Departure	87%	65%	44%	32%	52%	11%
	% Dur. Up		32%	48%	46%	21%	19%
	% Dur. Down		1%	6%	21%	27%	25%
	% Disp. Up	12%	1%	1%	1%		5%
	% Disp. Down	1%	1%	1%			14%
	% Both						26%
	Avg. Below		6	10	16	29	39
Avg. Above		42	42	46	60	56	
3	% No Departure	92%	66%	53%	36%	34%	42%
	% Dur. Up			45%	55%	44%	39%
	% Dur. Down			1%	8%	22%	19%
	% Disp. Up	7%	33%	1%			
	% Disp. Down	1%	1%		1%		
	% Both						
	Avg. Below			10	11	12	23
Avg. Above			38	37	38	49	
2	% No Departure	91%	64%	45%	38%	32%	32%
	% Dur. Up				61%	64%	54%
	% Dur. Down				1%	4%	14%
	% Disp. Up	8%	35%	55%			
	% Disp. Down	1%	1%				
	% Both						
	Avg. Below				12	16	7
Avg. Above				43	47	38	
1	% No Departure	90%	100%	60%			
	% Dur. Up				100%		
	% Dur. Down						
	% Disp. Up	5%		40%			
	% Disp. Down	5%					
	% Both						
	Avg. Below						
Avg. Above				19			

Source: Arkansas Sentencing Order Form

AVERAGE SENTENCE LENGTH BY CRIME

Table 6 provides the average sentence length statewide by offense. The “imposed average” is the average length of commitment to the Department of Corrections or a Department of Community Corrections facility via judicial transfer. All criminal history scores are represented within these averages. This “imposed average” does not include any consecutive suspended sentence (SIS) which may accompany the imposed portion of the sentence. Further, this “imposed average” is for *all occurrences* of the crime that are subject to the guidelines, not just the most serious offenses for a case, as are considered for other tables in this report. For example: if a defendant was sentenced to ADC for 60 months with a consecutive 48 months suspended, the imposed average on Tables D and 7 would include only the 60 month ADC sentence.

The crimes included in Table 6 are the “common offenses” listed for each seriousness level in the Arkansas Sentencing Commission, Sentencing Standards Grid, Offense Seriousness Rankings and Related Material Manual (November 2013). The selected offenses are intended to represent the most common offenses for each seriousness level.

To read Table 6: The numbers listed above each crime grouping indicate the offense seriousness level. The statute number is listed in column one, the offense classification is listed in column two and the crime name is listed in column three. Column four provides the average imposed sentence for the most common crimes within that seriousness level for which a conviction was handed down in 2013.

Example from Table 6:

For all applicable crimes statewide with an offense classification of B and a statute number of 5-39-201 (Residential Burglary, a common crime in seriousness level 6), the average imposed sentence was 109.1 months.

TABLE 6
STATEWIDE AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 10			
5-10-102	Y	Murder I	446.5
Seriousness Level 9			
5-14-103	Y	Rape	288.4
5-10-103	A	Murder II	297.8
5-13-201	Y	Battery I, Victim under 4 years old	338.6
5-13-310	Y	Terroristic Act	264.0
5-64-405	Y	Continuing Criminal Enterprise	600.0
5-74-107	Y	Discharge of a Firearm from Car (1st Degree)	180.0
Seriousness Level 8			
5-11-102	Y	Kidnapping	210.0
5-12-103	Y	Aggravated Robbery	248.1
5-64-401	Y	Manufacture of Methamphetamine	390.0
5-64-440(b)(1)	Y	Trafficking Methamphetamine	160.0
5-13-201	B	Battery I	148.6
5-13-310	Y	Terroristic Act	420.0
5-26-303	B	Domestic Battery I	107.8
5-38-301	Y	Arson (More than \$100,000 Damage)	150.0
5-64-440(b)	Y	Trafficking a Controlled Substance, not Methamphetamine	120.0
5-74-106	Y	Simultaneous Possession of Drugs and Firearms	185.1
Seriousness Level 7			
5-64-401	Y	Manufacture Methamphetamine	226.5
5-12-102	B	Robbery	146.6
5-13-210	Y	Intro C/S into Body (Schedule I-II)	120.0
5-14-123	A	Knowingly Exposing Another to HIV	246.0
5-14-124	A	Sexual Assault, 1st Degree	230.6
5-38-301	A	Arson (\$20,001-\$100,000 Damage)	139.8
5-64-420(b)(3)	A	Possession of Methamphetamine or Cocaine w/ Purpose to Deliver (>10g<200g)	141.6
5-64-402	B	Failure to keep Records - Drug Free Zone	110.7
5-74-107	B	Discharge of a Firearm From Car (2nd Degree)	112.8
Seriousness Level 6			
5-64-403	B	Use of Paraphernalia to Manufacture Methamphetamine	75.0
5-64-423(a)	C	Manufacture of Methamphetamine	70.2
5-10-104	C	Manslaughter	172.4
5-11-102	B	Kidnapping	162.7
5-14-125	B	Sexual Assault, 2nd Degree	142.9
5-27-303	B	Engaging Child in Sex Explicit (Subsequent Offense)	146.4

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
5-28-103	B	Abuse of Adults	48.0
5-39-201	B	Burglary - Residential	109.1
5-64-419(b)(5)(v)	B	Possession of Controlled Substance - Schedule IV (>25 lbs <100 lbs)	56.0
5-74-104	A	Engaging in Continuing Gang Organize or Enterprise (2nd Degree)	120.0
Seriousness Level 5			
5-26-202	C	Incest	60.0
5-36-103	B	Theft of Property	117.1
5-36-106	B	Theft by Receiving	98.1
5-37-201	B	Forgery I	72.2
5-37-302	B	Hot Check/Personal Services (Over \$2500)	72.0
5-39-201	C	Burglary - Commercial	87.1
5-54-105	B	Hindering Apprehension or Prosecution	121.3
5-54-120	C	Failure to Appear	61.4
5-64-419(b)(5)(iv)	C	Possession of Controlled Substance - Schedule IV (>25 lbs <100 lbs)	48.0
5-64-436(b)(4)	B	Possession of Controlled Substance Schedule IV with Purpose to Deliver (>25 lbs <100 lbs)	50.0
Seriousness Level 4			
5-11-103	C	False Imprisonment I	86.7
5-13-202	D	Battery II	57.6
5-53-102	C	Perjury	120.0
5-54-110	C	Escape I	105.0
5-64-401.4	C	Possession of Controlled Substance Schedule I/II (Prior to 7/27/2011)	36.0
5-64-436(b)(3)	C	Possession of Schedule VI Controlled Substance with Purpose to Delivery (>4 oz. <25 lbs)	75.9
5-64-438(b)(3)	C	Delivery of Schedule VI Controlled Substance with Purpose to Delivery (>4 oz. <25 lbs)	85.2
Seriousness Level 3			
5-13-204	D	Aggravated Assault	69.6
5-26-401	D	Non-Support	48.0
5-36-103	C	Theft of Property	85.1
5-36-106	C	Theft by Receiving	67.2
5-36-115	C	Theft of Leased/Rented Property	36.0
5-37-201	C	Forgery II	69.3
5-37-207	C	Fraudulent Use of a Credit Card	54.7
5-37-302	C	Hot check/Personal Services (\$200 - \$2500)	61.3
5-38-203	C	Criminal Mischief I	68.2
5-39-202	D	Breaking or Entering	57.5
5-64-419(b)(5)(ii)	D	Possession of Controlled Substance - Schedule VI (>1 oz <4 oz; 2 previous convictions)	30.0

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
5-64-419(b)(5)(iii)	D	Possession of Controlled Substance - Schedule VI (>4 oz <10 lbs)	44.0
12-12-904	C	Sex Offender Failing to Register	53.5
Seriousness Level 2			
5-13-301	D	Terroristic Threatening I	54.3
5-38-204	D	Criminal Mischief II	36.0
5-54-111	D	Escape II	26.4
5-54-122	D	Filing False Report of Crime	42.0
5-55-501(b)&(c)	D	Lottery Fraud	24.0
5-73-103	D	Possession Firearm by Certain Persons	59.1
Seriousness Level 1			
5-37-203	D	Defrauding Secured Creditors	72.0
5-41-103	D	Computer Fraud	36.0

Source: Arkansas Sentencing Order Form

DEPARTURE REASONS

Table 7 provides a brief summary of aggravating and mitigating departure reasons provided on the Sentencing Order form. These departure reasons serve as standardized reasons for departing from the presumptive sentence established both by statute and the Arkansas Sentencing Commission. Note: Multiple departure reasons may be used per offense and per case.

Example from Table 7:

The number of applicable cases statewide with an aggravating reason required was 5,164. Of those 5,164 cases, 6,130 aggravating reasons were given. Therefore, the average number of aggravating reasons given was 1.2.

Significant Statistics:

- 30 percent of cases required an aggravating departure reason while 7 percent of cases required a mitigating departure reason.

TABLE 7
STATEWIDE AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Cases examined	17,326	100%
Cases without a Departure	10,870	63%
Cases w/ Aggravating Reasons Required	5,164	30%
Total Aggravating Reasons Given	6,130	-
Average Aggravating Reasons per Case	1.2	
Cases w/ Mitigating Reasons Required	1,292	7%
Total Mitigating Reasons Given	1,300	-
Average Mitigating Reasons per Case	1.0	

Source: Arkansas Sentencing Order Form

AGGRAVATING DEPARTURE REASONS

Tables 8 and 9 provide a summary of aggravating reasons given for the statewide cohort used for analyzing 2013 sentencing practices in Arkansas. Reasons 1 through 15 are standardized. Reason 16 requires additional explanation.

The aggravating departure reasons are as follows:

1. Offender's conduct manifested extreme cruelty during commission of current offense.
2. Offender knew victim vulnerable due to extreme youth, advanced age, disability or ill health.
3. Offense was major economic offense established by one of the following criteria: (a) multiple victims/incidents, (b) monetary loss substantially greater than typical, (c) degree of sophistication or time, (d) misuse of fiduciary duty, or (e) other similar conduct.
4. Offense was major controlled substance offense if two or more of the following are present: (a) Three or more separate transactions involve sale, transfer or possession with intent; (b) Amounts substantially larger than the statutory minimums which define the offense; (c) Offense involved a high degree of planning or lengthy period or broad geographic area; (d) Offender occupied a high position in the drug distribution hierarchy; (e) Offender misused position of trust or status or fiduciary duty to facilitate commission; (f) Offender has received substantial income or resources from drug trafficking.
5. Offender employed firearm in furtherance or flight unless such use is element of offense.
6. Offense was sexual offense and part of pattern with the same or different victims under eighteen.
7. Policy on multiple offenses in a single course of conduct in offender's prior criminal history results in a sentence that is clearly too lenient.
8. Offense was committed in manner that exposed risk of injury to others.
9. Offense was a violent or sexual offense committed in victim's zone of privacy.
10. Offender attempted to cover offense by intimidation of witnesses, tampering of evidence, or misleading authorities.
11. Offense committed to avoid arrest or effect escape.
12. Offender lacks minimum insurance in a vehicular homicide.
13. Statutory minimum sentence overrides the presumptive sentence.
14. Multiple concurrent sentences being entered at this time require a higher sentence.
15. Sentence is higher as a result of other charges being dropped or merged.
16. Other

Example from Table 8:

The number of aggravating reasons given for all applicable cases examined in 2013 was 6,130. Of these 6,130 aggravating reasons, 95 (or 2 percent of all aggravating reasons given) were aggravating reason number 2: Offender knew victim vulnerable due to extreme youth, advanced age, disability or ill health.

TABLE 8
STATEWIDE AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	26	0%
2	95	2%
3	76	1%
4	34	1%
5	14	0%
6	48	1%
7	284	5%
8	141	2%
9	73	1%
10	38	1%
11	42	1%
12	1	0%
13	128	2%
14	1,595	26%
15	885	14%
Other	1,568	26%
No Reason Given	1,082	17%
Total	6,130	100%

Source: Arkansas Sentencing Order Form

Table 9 provides a summary of the top explanations for aggravating departure reason “Other” which requires additional information. This data was gleaned from the Sentencing Order forms for the statewide cohort used for analyzing 2013 sentencing practices in Arkansas.

While only the top five reasons are explicitly provided in Table 10, other reasons may appear in the county by county section of this report.

Example from Table 9:

Statewide, the number of cases where an aggravating factor of “Other” was required numbered 1,568. Of these 1,568 cases, 918 (or 59 percent) had an explanation of “Negotiated Plea” provided to explain the use of “Other.” This was the most common explanation for the aggravating reason of “Other.”

TABLE 9
STATEWIDE AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Top Explanations for "Other" Aggravating Departure	N	%
Instances where an explanation is required	1,568	100%
Negotiated Plea	918	59%
On supervision	148	9%
Prior criminal history	147	9%
Habitual offender	87	6%
Nature of offense	25	2%
No explanation provided	116	7%
All other	127	8%

Source: Arkansas Sentencing Order Form

MITIGATING DEPARTURE REASONS

Tables 10 and 11 provide a summary of mitigating reasons given for the statewide cohort used for analyzing 2013 sentencing practices in Arkansas. Reasons 1 through 9 are standardized. Reason 10 requires additional explanation.

The mitigating departure reasons are as follows:

1. Victim played an aggressive role or provoked the incident or was a willing participant.
2. Offender lacked capacity of judgment due to mental or physical impairment.
3. Offender played a minor or passive role in crime.
4. Offender compensated/made effort to compensate for damage or injury before detection.
5. Offender was lesser participant showing caution/concern for safety or well-being of victim.
6. Offender acted in response to continuing physical/sexual abuse by victim.
7. Policy on multiple offenses in single course of conduct in offender's prior criminal history results in sentence which is excessive for this offense.
8. Offender voluntarily admitted sexual offense and sought treatment before detection.
9. Offender made effort to provide assistance in investigation or prosecution of another as indicated by motion of state (can weigh timeliness of assistance, nature and extent of assistance, and truthfulness, completeness, and demonstrable reliability of info or testimony).
10. Other

Example from Table 10:

The number of mitigating reasons given for all cases examined in 2013 was 1,300. Of these 1,300 mitigating reasons, 21 (or 2 percent of all mitigating reasons) were mitigating reason number 3: Offender played a minor or passive role in crime.

TABLE 10
STATEWIDE MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	17	1%
2	5	0%
3	21	2%
4	6	0%
5	1	0%
6	1	0%
7	131	10%
8	0	0%
9	27	3%
Other	371	29%
No Reason Given	720	55%
Total	1,300	100%

Source: Arkansas Sentencing Order Form

Table 11 provides a summary of the top explanations for mitigating departure reason “Other” which requires additional information. This data was gleaned from the Sentencing Order forms for the statewide cohort used for analyzing 2013 sentencing practices in Arkansas.

While only the top five reasons are explicitly provided in Table 12, other reasons may appear in the county by county section of this report.

Example from Table 11:

The number of cases statewide where a mitigating reason of “Other” was required numbered 371. Of these 371 cases, 219 (or 49 percent) had an explanation of “Negotiated Plea” provided to explain the use of “Other.” This was the most common explanation for the mitigating reason of “Other.”

TABLE 11
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Top Explanations for "Other" Mitigating Departure	N	%
Instances where an explanation is required	371	100%
Negotiated Plea	219	59%
Docket congestion	24	6%
Prior criminal history	15	4%
Restitution/victim related	13	4%
In treatment/program	8	2%
No explanation provided	47	13%
All other	45	12%

Source: Arkansas Sentencing Order Form

MOST COMMON EXPLANATIONS FOR “OTHER” DEPARTURE REASON 2013

This is a list of the most common explanations given when the departure reason indicated is “Other” and additional information is required. This data was gleaned from the Sentencing Order forms for the statewide cohort used for analyzing 2013 sentencing in Arkansas. This list includes both aggravating and mitigating reasons. These have been compressed into groups of similar explanations to ease analysis.

1. “Drug related” - The explanation indicated that a departure was necessary due to the offense involving a high level of drug activity.
2. “On supervision” - The explanation indicated that a departure was necessary because the defendant was on some sort of supervision (parole, probation, SIS) when the current offense was committed.
3. “Restitution/victim related” - The explanation indicated that the victim requested clemency and/or the defendant had performed some form of restitution.
4. “Admission of guilt” - The explanation indicated the defendant had admitted guilt for the offense.
5. “Age of offender” - The explanation indicated that the offender’s age influenced the reason to depart from the presumptive sentence.
6. “Habitual offender” - The explanation indicated the departure was based on the fact that the defendant has been classified as a habitual offender.
7. “Sex offender” - The explanation indicated the departure was based on the offender’s history as a sex offender.
8. “Negotiated plea” - The explanation indicated the departure was arrived at due to a Negotiated plea with the defendant.
9. “70%er” - The explanation indicated the departure was arrived at based on the offense being classified as one sentenced under Acts 1326, 1135 or 1268.
10. “Prior criminal history” - The explanation indicated that the defendant’s prior criminal history was severe enough to warrant a departure.
11. “Court imposed” - The explanation indicated the sentence was imposed by the court.
12. “Nature of offense” - The explanation indicated the nature of the current offense was heinous enough to warrant a departure.
13. “Concurrent/Consecutive” - The explanation indicated that concurrent and/or consecutive sentencing for multiple offenses warrants a departure from the most serious offense sentencing.
14. “Defendant cooperative” - The explanation indicated that due to the defendant’s cooperation with law enforcement and/or the prosecution a departure was warranted.
15. “Failed drug court” - The explanation indicated that the defendant had failed drug court supervision and thus a departure was warranted.
16. “FTA” - The explanation indicated that the defendant had a failure to appear in court.
17. “Docket congestion” - The explanation indicated that due to docket congestion a departure was warranted.
18. “Prior criminal history – good” - The explanation indicated that the defendant’s prior criminal history was favorable and thus a departure was warranted.
19. “In treatment/program” – The explanation indicated that the defendant’s sentence was mitigated due to a participation in drug treatment or other program.

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PART III. COMPARISON OF DATA BY YEAR

This section of the report compares key indicators of sentencing in the state of Arkansas and draws some conclusions on the two year stability or emerging trends in these areas.

**TABLE I
STATEWIDE DATA COMPARISON BY YEAR**

Year by Year Comparison of Section I Table B	Year	
	2013	2012
Total Number of Offenses	60,752	46,046
Average Number of Offenses Per Case	5.0	4.6
Total Number of Cases	29,868	24,336
Total Nolle Prossed/Dismissed/Acquitted	2,739	2,110
Total Misdemeanors	2,384	2,081
Total County Jail	198	171
Total Cases Eliminated	5,321	4,362
Total Number of Most Serious Offenses Per Case	24,547	19,974
No Case Number and/or Name	92	156
Court Date not Within Current Year	1,177	N/A
Missing Criminal History Score	771	924
Cannot determine imposed location	58	0
No Offender Sentence	147	91
Total Number of Case-Offenders Included in Analysis	22,302	18,803

- Comparing keys statistics in Table I show an increase in both the number of offenses processed as well as the number of total crimes represented by those cases. This is due in part because Sentencing Orders received from Washington County in 2012 only include dispositions where the offender received a term of confinement.

**TABLE II
STATEWIDE CASES BY DEPARTURE TYPE BY YEAR**

Year by Year Comparison of Totals from Section II Table 2							
Year	Number of Applicable Cases	Departure Type					
		No Departure	Percent County Applicable Cases	Upward Departure	Percent County Applicable Cases	Downward Departure	Percent County Applicable Cases
2012	14,609	9,283	64%	4,110	28%	1,216	8%
2013	17,326	10,870	63%	5,164	30%	1,292	7%

Source: Arkansas Sentencing Order Form

- Similar to the overall departure rate yearly comparison, departures by type are also consistent over the two year time period.

**TABLE III
STATEWIDE COMPARISON BY DEPARTURE TYPE BY COUNTY BY YEAR**

Year by Year Comparison By County from Section II Table 2						
County	Departure Type					
	No Departure 2012	No Departure 2013	Upward Departure 2012	Upward Departure 2013	Downward Departure 2012	Downward Departure 2013
Arkansas	73%	74%	14%	19%	13%	7%
Ashley	54%	10%	33%	70%	12%	20%
Baxter	66%	59%	30%	39%	3%	2%
Benton	71%	71%	24%	26%	5%	3%
Boone	29%	25%	59%	67%	12%	8%
Bradley	69%	60%	23%	33%	9%	7%
Calhoun	67%	37%	25%	50%	8%	13%
Carroll	56%	39%	39%	50%	5%	11%
Chicot	66%	50%	20%	42%	14%	8%
Clark	65%	45%	24%	30%	11%	25%
Clay	86%	93%	12%	5%	1%	2%
Cleburne	67%	62%	29%	28%	4%	10%
Cleveland	73%	59%	23%	39%	3%	2%
Columbia	80%	72%	17%	25%	3%	3%
Conway	57%	68%	29%	29%	14%	3%
Craighead	81%	79%	10%	14%	9%	7%
Crawford	72%	74%	19%	20%	9%	6%
Crittenden	72%	71%	20%	21%	8%	8%
Cross	46%	25%	25%	31%	29%	44%
Dallas	72%	53%	28%	41%	0%	6%
Desha	66%	48%	34%	45%	0%	7%
Drew	45%	62%	28%	31%	27%	7%
Faulkner	63%	70%	29%	26%	8%	4%
Franklin	59%	72%	25%	23%	17%	5%
Fulton	66%	67%	26%	26%	8%	7%
Garland	57%	42%	36%	51%	7%	7%
Grant	73%	66%	22%	31%	6%	3%
Greene	81%	70%	13%	21%	6%	9%
Hempstead	59%	61%	32%	35%	8%	4%
Hot Spring	64%	57%	25%	37%	11%	6%
Howard	30%	45%	56%	40%	14%	15%
Independence	45%	55%	43%	37%	12%	8%
Izard	69%	72%	25%	24%	6%	4%
Jackson	62%	62%	32%	32%	6%	6%
Jefferson	64%	61%	29%	28%	8%	11%

Year by Year Comparison By County from Section II Table 2

County	Departure Type					
	No Departure 2012	No Departure 2013	Upward Departure 2012	Upward Departure 2013	Downward Departure 2012	Downward Departure 2013
Johnson	71%	65%	16%	24%	13%	11%
Lafayette	35%	43%	41%	32%	24%	25%
Lawrence	79%	74%	16%	20%	5%	6%
Lee	80%	86%	19%	14%	2%	0%
Lincoln	68%	85%	20%	5%	11%	10%
Little River	39%	50%	56%	49%	4%	1%
Logan	73%	50%	23%	47%	4%	3%
Lonoke	69%	65%	24%	30%	7%	5%
Madison	80%	67%	17%	31%	3%	2%
Marion	58%	86%	38%	6%	4%	8%
Miller	67%	63%	24%	27%	9%	10%
Mississippi	72%	68%	17%	27%	10%	5%
Monroe	76%	62%	15%	19%	9%	19%
Montgomery	10%	76%	60%	20%	30%	74%
Nevada	53%	15%	40%	73%	7%	12%
Newton	83%	75%	17%	25%	0%	0%
Ouachita	66%	62%	28%	30%	6%	8%
Perry	69%	46%	22%	51%	9%	3%
Phillips	85%	82%	7%	9%	8%	9%
Pike	44%	44%	53%	50%	3%	6%
Poinsett	88%	87%	5%	8%	7%	5%
Polk	83%	65%	15%	33%	2%	2%
Pope	67%	67%	23%	23%	10%	10%
Prairie	55%	29%	23%	48%	23%	23%
Pulaski	65%	62%	25%	27%	10%	11%
Randolph	78%	81%	17%	14%	5%	5%
Saline	65%	64%	28%	31%	7%	5%
Scott	77%	61%	23%	34%	0%	5%
Searcy	53%	72%	44%	22%	3%	6%
Sebastian	50%	48%	40%	40%	10%	12%
Sevier	7%	4%	91%	85%	2%	11%
Sharp	80%	56%	16%	38%	3%	6%
St. Francis	18%	75%	68%	22%	14%	3%
Stone	63%	77%	31%	16%	6%	7%
Union	11%	18%	74%	75%	15%	7%
Van Buren	46%	65%	46%	25%	9%	10%
Washington	30%	59%	59%	38%	10%	3%
White	65%	73%	34%	27%	1%	0%
Woodruff	100%	43%	0%	43%	0%	14%

Year by Year Comparison By County from Section II Table 2						
County	Departure Type					
	No Departure 2012	No Departure 2013	Upward Departure 2012	Upward Departure 2013	Downward Departure 2012	Downward Departure 2013
Yell	28%	42%	66%	51%	6%	7%
Total	64%	63%	28%	30%	8%	7%

Source: Arkansas Sentencing Order Form

- Table III provides both the upward and downward departure rates for individual counties from 2012 and 2013. Note that Sentencing Orders received from Washington County in 2012 only include dispositions where the offender received a term of confinement. Additionally, in 2013 the Sentencing Commission did not receive all Sentencing Orders from Ashley County in time for inclusion of the data in this report.

**TABLE IV
STATEWIDE DURATIONAL DEPARTURES BY YEAR**

Year by Year Comparison of Totals from Section II Table 3						
Year	Durational v. Presumptive Sentence					
	Number of Cases Below	Percent County Applicable Cases	Avg. Months Below	Number of Cases Above	Percent County Applicable Cases	Avg. Months Above
2012	849	6%	50	2,955	20%	62
2013	1,319	8%	61	3,536	20%	59

Source: Arkansas Sentencing Order Form

- Although the volume of both upward and downward departures has changed over the last year, the rate of rate of upward and downward, durational or dispositional departure remains stable. Also, the amount of time (months) over and under the guidelines recommended range also remains stable.

**TABLE V
STATEWIDE COMPARISON OF DEPARTURES
WITH OFFENDER'S ASSIGNED LOCATION BY YEAR**

Year by Year Comparison of Section II Table 4								
Departure	Assigned Location							
	ADC		CCC		PROB/SIS		Special Conditions	
	2013	2012	2013	2012	2013	2012	2013	2012
APPLICABLE CASES EXAMINED	7,367	5,820	842	838	8,980	7,775	137	176
NO	16%	14%	95%	93%	98%	98%	75%	71%
YES	84%	86%	5%	7%	2%	2%	25%	29%
DURATIONAL UP [▲]	46%	50%	0%	1%	0%	0%	10%	15%
DURATIONAL DOWN [▲]	13%	14%	0%	3%	0%	1%	7%	6%
DISPOSITIONAL UP [■]	18%	18%	1%	1%	0%	0%	0%	7%
DISPOSITIONAL DOWN [■]	0%	0%	4%	2%	2%	1%	7%	1%
BOTH DISPOSITIONAL & DURATIONAL	5%	5%	0%	0%	0%	0%	01%	0%

Source: Arkansas Sentencing Order Form

▲ Durational = Length of Sentence

■ Dispositional = Assigned Location

- When looking at departure rates by type and offender placement over the two year period, a similar picture of consistency emerges. Very little to no variance exists when examining upward and downward durational and dispositional departures when examined by final assigned location.

**TABLE VI
STATEWIDE AGGRAVATING AND MITIGATING DEPARTURE REASONS BY YEAR**

Year by Year Comparison of Section II Table 7				
	2013		2012	
Cases examined	17,326	100%	14,609	100%
Cases without a Departure	10,870	63%	9,283	64%
Cases w/ Aggravating Reason Required	5,164	30%	4,110	28%
Total Aggravating Reason	6,130	-	5,446	
Average Aggravating Reason per form	1.2		1.3	
Cases w/ Mitigating Reason Required	1,292	7%	1,216	8%
Total Mitigating Reasons	1,300	-	1,272	
Average Mitigating Reason per form	1.0		1.0	

Source: Arkansas Sentencing Order Form

- Aggravating and mitigating rates of departure remain constant over the two year period. Looking more closely at the aggravating and mitigating reasons for departure, the most common aggravating reasons remains “multiple concurrent sentences require a higher sentence” while most mitigating departures have no reason given.

**TABLE VII
STATEWIDE AGGRAVATING DEPARTURE REASONS GIVEN BY YEAR**

Year by Year Comparison of Section II Table 8		
Aggravating Departure Reason	2013 % of Total	2012 % of Total
1	0%	1%
2	2%	2%
3	1%	1%
4	1%	1%
5	0%	1%
6	1%	1%
7	5%	7%
8	2%	4%
9	1%	2%
10	1%	1%
11	1%	1%
12	0%	0%
13	2%	3%
14	26%	27%
15	14%	13%
Other	26%	20%
No Reason Given	17%	15%
Total	100%	100%

Source: Arkansas Sentencing Order Form

**TABLE VIII
STATEWIDE MITIGATING DEPARTURE REASONS GIVEN BY YEAR**

Year by Year Comparison of Section II Table 10		
Mitigating Departure Reason	2013 % of Total	2012 % of Total
1	1%	1%
2	0%	1%
3	2%	2%
4	0%	1%
5	0%	0%
6	0%	0%
7	10%	10%
8	0%	0%
9	3%	4%
Other	29%	36%
No Reason Given	55%	45%
Total	100%	100%

Source: Arkansas Sentencing Order Form

PART IV: COUNTY BY COUNTY ANALYSIS

Part IV of this report provides a county-by-county analysis of the results of sentences to the Department of Correction and the Department of Community Correction. The data that comprises this report was extracted from all Sentencing Order forms with a CY 2013 court date received by the ASC that were submitted to the circuit judge for signature and filed in the Office of the Circuit Clerk. District court cases, including those originally charged as a felony and disposed of as a misdemeanor, are NOT included in this report. Therefore, this report should not be used in determining overall caseload for any specific county.

The total number of offenses submitted statewide was 60,752 with an average number of offenses per case per offender of 5.0. From this universe of cases and offenses per offender, the following cases were eliminated: 2,739 nolle prossed/dismissed/acquitted cases; 2,384 misdemeanor cases; 198 county jail sentences; 771 cases with no criminal history score; 92 cases with no case number and/or name; 147 cases with no offender sentence; and 4,976 cases that were not applicable to the guidelines, such as jury trials and probation revocations. The total number of cases applicable to the guidelines for each county appears under the name of the county on the following pages.

Table A provides a comparison of departure types by initial assigned location after sentencing for offenders. Assigned location is the initial assignment after sentencing of the offender within the Arkansas criminal justice system. A durational departure occurs when an offender is sentenced to the Arkansas Department of Correction (ADC) for a greater or lesser amount of months than the presumptive sentence. A dispositional departure occurs when the assigned location of an offender's sentence differs from the presumptive sentence established in the Arkansas sentencing guidelines.

Table B provides departure types for each possible outcome of the Arkansas Sentencing Standards Grid ("The Grid") adopted by the Arkansas Sentencing Commission. The Grid compares criminal history score and offense seriousness level to determine the presumptive sentence for an offender.

Table C provides the average sentence length statewide by offense. The "imposed average" is the average length of commitment to the Department of Corrections or a Department of Community Corrections facility via judicial transfer. This "imposed average" does not include any consecutive suspended sentence (SIS) which may accompany the imposed portion of the sentence. Further, this "imposed average" is for *all occurrences* of the crime that are subject to the guidelines, not just the most serious offenses for a case, as are considered for other tables in this report. For example: if a defendant was sentenced to ADC for 60 months with a consecutive 48 months suspended, the imposed average on Tables D and 7 would include only the 60 month ADC sentence. The averages also include all criminal history scores. The crimes included in Table C are the "common offenses" listed for each seriousness level in the Arkansas Sentencing Commission, Sentencing Standards Grid, Offense Seriousness Rankings and Related Material Report (November 2013). The selected offenses are intended to represent the most common offenses for each seriousness level.

Table D provides a brief summary of aggravating and mitigating departure reasons provided on the Sentencing Order form. These departure reasons serve as standardized reasons for departing from the presumptive sentence established both by statute and the Arkansas Sentencing Commission.

Table E provides a summary of aggravating reasons given on a county-by-county basis. Reasons 1 through 15 are standardized. Reason 16, “Other,” requires additional explanation. See Part II of this Report for a description of the standardized aggravating departure reasons.

Table F provides a summary of the top explanations for aggravating departure reason “Other”, which requires additional information.

Table G provides a summary of mitigating reasons given on a county-by-county basis. Reasons 1 through 9 are standardized. Reason 10, “Other,” requires additional explanation. See Part II of this Report for a description of the standardized mitigating departure reasons.

Table H provides a summary of the top explanations for mitigating departure reason “Other”, which requires additional information.

ARKANSAS COUNTY

Total Number of Applicable Cases: 140

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	57%	100%	95%	
DURATIONAL UP [▲]	26%			
DURATIONAL DOWN [▲]	9%			
DISPOSITIONAL UP [■]	4%			
DISPOSITIONAL DOWN [■]			5%	
DISPOSITIONAL & DURATIONAL	4%			

▲ Durational = Length of Sentence

■ Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
9	% No Departure						
	% Dur. Up						
	% Dur. Down	50%					
	% Disp. Up						
	% Disp. Down						
	% Both	50%					
	Avg. Below	60					
Avg. Above							
8	% No Departure	40%	33%				
	% Dur. Up						
	% Dur. Down		33%	100%			
	% Disp. Up						
	% Disp. Down	40%	33%				
	% Both	20%					
	Avg. Below	60	18	180			
Avg. Above							
7	% No Departure	33%		100%			
	% Dur. Up	67%	100%		100%		
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						100%
	Avg. Below						180
Avg. Above	87	126	4				

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure	50%	80%	100%	89%	100%	
	% Dur. Up	50%	20%				
	% Dur. Down				11%		
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below				84		
	Avg. Above	69	78				
5	% No Departure	80%	100%	100%	50%	100%	67%
	% Dur. Up				50%		
	% Dur. Down						33%
	% Disp. Up	20%					
	% Disp. Down						
	% Both						
	Avg. Below						20
	Avg. Above				72		
4	% No Departure	83%	100%	40%	67%	100%	50%
	% Dur. Up			40%	33%		
	% Dur. Down			20%			50%
	% Disp. Up	17%					
	% Disp. Down						
	% Both						
	Avg. Below			6			48
	Avg. Above			30	18		
3	% No Departure	100%	80%	64%	50%	100%	100%
	% Dur. Up			36%	50%		
	% Dur. Down						
	% Disp. Up		20%				
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above			24	24		
2	% No Departure	100%	100%	100%	100%		
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						
1	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 9			
5-14-103	Y	Rape	180.0
Seriousness Level 8			
5-12-103	Y	Aggravated Robbery	135.0
5-13-201	B	Battery I	72.0
Seriousness Level 7			
5-64-401	Y	Manufacture Methamphetamine	103.0
5-12-102	B	Robbery	102.0
Seriousness Level 6			
5-11-102	B	Kidnapping	120.0
5-14-125	B	Sexual Assault, 2nd Degree	138.0
5-39-201	B	Burglary - Residential	96.0
Seriousness Level 5			
5-36-103	B	Theft of Property	90.0
5-39-201	C	Burglary - Commercial	103.0
5-54-120	C	Failure to Appear	54.0
Seriousness Level 4			
5-13-202	D	Battery II	46.4
Seriousness Level 3			
5-36-103	C	Theft of Property	34.0
5-37-201	C	Forgery II	56.6
5-39-202	D	Breaking or Entering	38.0
12-12-904	C	Sex Offender Failing to Register	36.0
Seriousness Level 2			
5-73-103	D	Possession Firearm by Certain Persons	18.0

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	140	100%
Cases without a Departure	103	74%
Cases with Aggravating Departure	27	19%
Total Aggravating Reasons Given	55	-
Average Aggravating Per Case	2.0	
Cases with Mitigating Departure	10	7%
Total Mitigating Reasons Given	10	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	0	0%
2	1	2%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	8	15%
8	4	7%
9	1	2%
10	1	2%
11	0	0%
12	0	0%
13	13	24%
14	13	24%
15	9	16%
Other	2	3%
No Reason Given	3	5%
Total	55	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for "Other" Aggravating Departure	N	%
Cases Where an Explanation is Required	2	100%
Negotiated Plea	1	50%
No Explanation Provided	1	50%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	2	20%
2	0	0%
3	1	10%
4	0	0%
5	0	0%
6	0	0%
7	3	30%
8	0	0%
9	0	0%
Other	4	40%
No Reason Given	0	0%
Total	10	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for "Other" Mitigating Departure	N	%
Cases Where an Explanation is Required	4	100%
Negotiated Plea	3	75%
Restitution/victim related	1	25%
No Explanation Provided	0	0%

ASHLEY COUNTY

Total Number of Applicable Cases: 20

*The Sentencing Commission did not receive all Sentencing Orders from Ashley County in time for inclusion of the data in this report. Please contact the Commission for updated data on Ashley County.

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	10%			
DURATIONAL UP [▲]	55%			
DURATIONAL DOWN [▲]	20%			
DISPOSITIONAL UP [■]	10%			
DISPOSITIONAL DOWN [■]				
DISPOSITIONAL & DURATIONAL	5%			

[▲] Durational = Length of Sentence

[■] Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						
9	% No Departure						
	% Dur. Up						
	% Dur. Down		100%				
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below		192				
	Avg. Above						
8	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
7	% No Departure						
	% Dur. Up	100%					
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above		78					
6	% No Departure				50%		
	% Dur. Up	100%	100%	100%			
	% Dur. Down				50%		
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below				90		
Avg. Above		12	114	84			
5	% No Departure						50%
	% Dur. Up				100%		
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						50%
	Avg. Below						84
Avg. Above				168			
4	% No Departure						
	% Dur. Up				50%		
	% Dur. Down				50%		
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below				6		
Avg. Above				186			
3	% No Departure						
	% Dur. Up			100%	100%		100%
	% Dur. Down						
	% Disp. Up		100%				
	% Disp. Down						
	% Both						
Avg. Below							
Avg. Above			42	66		72	
2	% No Departure						
	% Dur. Up						
	% Dur. Down						100%
	% Disp. Up			100%			
	% Disp. Down						
	% Both						
Avg. Below						6	
Avg. Above							
1	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
Avg. Below							
Avg. Above							

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 9			
5-13-201	Y	Battery I, Victim under 4 years old	120.0
Seriousness Level 7			
5-12-102	B	Robbery	120.0
Seriousness Level 6			
5-39-201	B	Burglary - Residential	156.0
Seriousness Level 5			
5-54-120	C	Failure to Appear	240.0
Seriousness Level 3			
5-37-201	C	Forgery II	108.0
5-39-202	D	Breaking or Entering	60.0
12-12-904	C	Sex Offender Failing to Register	72.0
Seriousness Level 2			
5-73-103	D	Possession Firearm by Certain Persons	36.0
Seriousness Level 1			
5-41-103	D	Computer Fraud	36.0

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	20	100%
Cases without a Departure	2	10%
Cases with Aggravating Departure	14	70%
Total Aggravating Reasons Given	17	-
Average Aggravating Per Case	1.2	
Cases with Mitigating Departure	4	20%
Total Mitigating Reasons Given	5	-
Average Mitigating Per Case	1.3	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	1	6%
4	0	0%
5	0	0%
6	0	0%
7	1	6%
8	0	0%
9	0	0%
10	0	0%
11	0	0%
12	0	0%
13	4	24%
14	7	40%
15	1	6%
Other	2	12%
No Reason Given	1	6%
Total	17	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for "Other" Aggravating Departure	N	%
Cases Where an Explanation is Required	2	100%
Habitual offender	2	100%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	1	20%
3	1	20%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
Other	1	20%
No Reason Given	2	40%
Total	5	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for "Other" Mitigating Departure	N	%
Cases Where an Explanation is Required	1	100%
No Explanation Provided	1	100%

BAXTER COUNTY

Total Number of Applicable Cases: 199

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	1%	100%	100%	100%
DURATIONAL UP [▲]	37%			
DURATIONAL DOWN [▲]	5%			
DISPOSITIONAL UP [■]	54%			
DISPOSITIONAL DOWN [■]				
DISPOSITIONAL & DURATIONAL	3%			

[▲] Durational = Length of Sentence

[■] Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both	100%					
	Avg. Below	120					
Avg. Above							
9	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
8	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
7	% No Departure	50%					
	% Dur. Up	50%			100%		
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both					100%	
	Avg. Below					76	
Avg. Above	18				24		

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure	48%		50%			
	% Dur. Up	52%	100%				
	% Dur. Down			50%		100%	
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below			5		84	
	Avg. Above	62	21				
5	% No Departure	94%	43%	100%			
	% Dur. Up		57%				
	% Dur. Down					100%	
	% Disp. Up	6%					
	% Disp. Down						
	% Both						
	Avg. Below					48	
	Avg. Above		27				
4	% No Departure	76%	17%	75%			
	% Dur. Up		83%	25%			
	% Dur. Down						
	% Disp. Up	24%					
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above		42	18			
3	% No Departure	66%	36%	60%			
	% Dur. Up			40%	50%		
	% Dur. Down				50%		
	% Disp. Up	34%	64%				
	% Disp. Down						
	% Both						
	Avg. Below				18		
	Avg. Above			36	6		
2	% No Departure	77%	17%	20%			
	% Dur. Up	23%	83%	80%			
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						
1	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 10			
5-10-102	Y	Murder I	240.0
Seriousness Level 7			
5-64-420(b)(3)	A	Possession of Methamphetamine or Cocaine w/ Purpose to Deliver (>10g<200g)	114.0
Seriousness Level 6			
5-10-104	C	Manslaughter	120.0
5-39-201	B	Burglary - Residential	75.4
Seriousness Level 5			
5-39-201	C	Burglary - Commercial	84.0
Seriousness Level 4			
5-13-202	D	Battery II	72.0
5-64-438(b)(3)	C	Delivery of Schedule VI Controlled Substance with Purpose to Delivery (>4 oz. <25 lbs)	120.0
Seriousness Level 3			
5-36-103	C	Theft of Property	36.0
5-37-201	C	Forgery II	40.0
5-37-302	C	Hot check/Personal Services (\$200 - \$2500)	48.0
5-39-202	D	Breaking or Entering	51.0
12-12-904	C	Sex Offender Failing to Register	16.0
Seriousness Level 2			
5-38-204	D	Criminal Mischief II	48.0
5-73-103	D	Possession Firearm by Certain Persons	48.0

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	199	100%
Cases without a Departure	123	62%
Cases with Aggravating Departure	72	36%
Total Aggravating Reasons Given	78	-
Average Aggravating Per Case	1.1	
Cases with Mitigating Departure	4	2%
Total Mitigating Reasons Given	4	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	2	3%
9	0	0%
10	0	0%
11	0	0%
12	0	0%
13	0	0%
14	61	78%
15	0	0%
Other	0	0%
No Reason Given	15	19%
Total	78	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for "Other" Aggravating Departure	N	%
Cases Where an Explanation is Required	0	0%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	2	50%
Other	0	0%
No Reason Given	2	50%
Total	4	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for "Other" Mitigating Departure	N	%
Cases Where an Explanation is Required	0	0%

BENTON COUNTY

Total Number of Applicable Cases: 1,054

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	30%	100%	99%	75%
DURATIONAL UP [▲]	41%			25%
DURATIONAL DOWN [▲]	5%			
DISPOSITIONAL UP [■]	15%			
DISPOSITIONAL DOWN [■]			1%	
DISPOSITIONAL & DURATIONAL	9%			

[▲] Durational = Length of Sentence

[■] Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up	50%					
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both	50%					
	Avg. Below						
9	% No Departure	20%					
	% Dur. Up			50%			
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both	80%		50%			100%
	Avg. Below	120		96			480
8	% No Departure	67%					
	% Dur. Up	33%					
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both		100%	100%		100%	100%
	Avg. Below		48	99		192	240
7	% No Departure	29%	18%	50%	50%		
	% Dur. Up	71%	82%	50%			
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both				50%	100%	100%
	Avg. Below				60	16	168
Avg. Above	101	141	128				

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure	69%	56%	34%	15%		
	% Dur. Up	31%	44%	54%	23%		
	% Dur. Down			12%	62%		20%
	% Disp. Up					38%	
	% Disp. Down					12%	
	% Both					50%	80%
	Avg. Below			14	33	30	127
Avg. Above	110	71	53.1	72			
5	% No Departure	87%	90%	65%	67%		
	% Dur. Up		10%	29%	33%		
	% Dur. Down			6%			13%
	% Disp. Up	13%					13%
	% Disp. Down					33%	13%
	% Both					67%	61%
	Avg. Below			18		60	108
Avg. Above		48	150	28			
4	% No Departure	94%	68%	68%	100%	83%	
	% Dur. Up		32%	27%			
	% Dur. Down			5%		17%	
	% Disp. Up	6%					
	% Disp. Down						50%
	% Both						50%
	Avg. Below			6		12	36
Avg. Above		45	66			48	
3	% No Departure	95%	81%	54%	63%	50%	50%
	% Dur. Up			45%	37%	28%	40%
	% Dur. Down			1%		22%	10%
	% Disp. Up	5%	19%				
	% Disp. Down						
	% Both						
	Avg. Below			17		9	12
Avg. Above			56	61	37	27	
2	% No Departure	98%	79%	64%	50%	33%	67%
	% Dur. Up				50%	67%	
	% Dur. Down						33%
	% Disp. Up	2%	21%	36%			
	% Disp. Down						
	% Both						
	Avg. Below						18
Avg. Above				18	18		
1	% No Departure			100%			
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 10			
5-10-102	Y	Murder I	468.0
Seriousness Level 9			
5-14-103	Y	Rape	273.3
5-74-107	Y	Dishcharge of a Firearm from Car (1st Degree)	120.0
Seriousness Level 8			
5-12-103	Y	Aggravated Robbery	351.4
5-13-201	B	Battery I	120.0
5-38-301	Y	Arson (More than \$100,000 Damage)	120.0
5-74-106	Y	Simultaneous Possession of Drugs and Firearms	312.0
Seriousness Level 7			
5-64-401	Y	Manufacture Methamphetamine	214.4
5-12-102	B	Robbery	111.0
5-14-124	A	Sexual Assault, 1st Degree	266.4
5-64-420(b)(3)	A	Possession of Methamphetamine or Cocaine w/ Purpose to Deliver (>10g<200g)	171.0
5-74-107	B	Discharge of a Firearm From Car (2nd Degree)	105.0
Seriousness Level 6			
5-64-403	B	Use of Paraphernalia to Manufacture Methamphetamine	72.0
5-64-423(a)	C	Manufacture of Methamphetamine	132.0
5-14-125	B	Sexual Assault, 2nd Degree	158.8
5-39-201	B	Burglary - Residential	115.2
Seriousness Level 5			
5-36-103	B	Theft of Property	106.8
5-36-106	B	Theft by Receiving	216.0
5-39-201	C	Burglary - Commercial	109.1
5-54-120	C	Failure to Appear	55.8
Seriousness Level 4			
5-11-103	C	False Imprisonment I	72.0
5-13-202	D	Battery II	64.0
5-64-436(b)(3)	C	Possession of Schedule VI Controlled Substance with Purpose to Delivery (>4 oz. <25 lbs)	64.0
5-64-438(b)(3)	C	Delivery of Schedule VI Controlled Substance with Purpose to Delivery (>4 oz. <25 lbs)	120.0
Seriousness Level 3			
5-13-204	D	Aggravated Assault	68.0
5-26-401	D	Non-Support	72.0
5-36-103	C	Theft of Property	120.0
5-36-106	C	Theft by Receiving	120.0
5-37-201	C	Forgery II	80.7
5-37-207	C	Fraudulent Use of a Credit Card	44.0

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
5-37-302	C	Hot check/Personal Services (\$200 - \$2500)	72.0
5-39-202	D	Breaking or Entering	58.0
5-64-419 (b)(5)(ii)	D	Possession of Controlled Substance - Schedule VI (>1 oz <4 oz; 2 previous convictions)	24.0
12-12-904	C	Sex Offender Failing to Register	90.0
Seriousness Level 2			
5-13-301	D	Terroristic Threatening I	49.1
5-73-103	D	Possession Firearm by Certain Persons	52.0

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	1,054	100%
Cases without a Departure	749	71%
Cases with Aggravating Departure	273	26%
Total Aggravating Reasons Given	331	-
Average Aggravating Per Case	1.2	
Cases with Mitigating Departure	32	3%
Total Mitigating Reasons Given Total Mitigating Reasons Given	32	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	0	0%
2	4	1%
3	2	1%
4	0	0%
5	0	0%
6	7	2%
7	1	0%
8	5	2%
9	6	2%
10	2	1%
11	1	0%
12	0	0%
13	3	1%
14	113	34%
15	39	12%
Other	52	15%
No Reason Given	96	29%
Total	331	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for "Other" Aggravating Departure	N	%
Cases Where an Explanation is Required	52	100%
Sex offender	7	13%
On supervision	6	12%
Nature of offense	5	10%
Negotiated plea	4	8%
Prior criminal history	3	6%
No Explanation Provided	9	17%
All other	18	34%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
Other	0	0%
No Reason Given	32	100%
Total	32	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for "Other" Mitigating Departure	N	%
Cases Where an Explanation is Required	0	0%

BOONE COUNTY

Total Number of Applicable Cases: 64

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO		100%	100%	33%
DURATIONAL UP [▲]	65%			67%
DURATIONAL DOWN [▲]	11%			
DISPOSITIONAL UP [■]	24%			
DISPOSITIONAL DOWN [■]				
DISPOSITIONAL & DURATIONAL				

▲ Durational = Length of Sentence

■ Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						
9	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						
8	% No Departure	33%					
	% Dur. Up	67%					
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above	6					
7	% No Departure						
	% Dur. Up	100%	100%	100%			
	% Dur. Down						100%
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						204
	Avg. Above	26	66	30			

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure	57%					
	% Dur. Up	43%		50%	50%		
	% Dur. Down			50%	50%		
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below			12	24		
	Avg. Above	100		150	132		
5	% No Departure	100%	67%	50%			
	% Dur. Up		33%				
	% Dur. Down			50%			100%
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below			6			84
	Avg. Above		24				
4	% No Departure					33%	
	% Dur. Up		100%	100%	100%	67%	
	% Dur. Down						
	% Disp. Up	100%					
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above		36	30	6	24	
3	% No Departure	50%		40%			
	% Dur. Up			60%	100%	100%	
	% Dur. Down						
	% Disp. Up	50%	100%				
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above			30	18	34	
2	% No Departure	100%					
	% Dur. Up				100%		
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above				30		
1	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 8			
5-74-106	Y	Simultaneous Possession of Drugs and Firearms	126.0
Seriousness Level 7			
5-12-102	B	Robbery	66.0
5-14-124	A	Sexual Assault, 1st Degree	120.0
5-64-420(b)(3)	A	Possession of Methamphetamine or Cocaine w/ Purpose to Deliver (>10g<200g)	105.0
Seriousness Level 6			
5-10-104	C	Manslaughter	120.0
5-11-102	B	Kidnapping	120.0
5-14-125	B	Sexual Assault, 2nd Degree	177.0
Seriousness Level 5			
5-39-201	C	Burglary - Commercial	44.0
Seriousness Level 4			
5-13-202	D	Battery II	36.0
Seriousness Level 3			
5-13-204	D	Aggravated Assault	24.0
5-37-201	C	Forgery II	69.0
12-12-904	C	Sex Offender Failing to Register	42.0
Seriousness Level 2			
5-13-301	D	Terroristic Threatening I	36.0
5-73-103	D	Possession Firearm by Certain Persons	64.0

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	64	100%
Cases without a Departure	16	25%
Cases with Aggravating Departure	43	67%
Total Aggravating Reasons Given	64	-
Average Aggravating Per Case	1.5	
Cases with Mitigating Departure	5	8%
Total Mitigating Reasons Given	5	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	3	5%
4	0	0%
5	0	0%
6	3	5%
7	13	20%
8	0	0%
9	4	6%
10	3	5%
11	0	0%
12	0	0%
13	0	0%
14	30	47%
15	4	6%
Other	4	6%
No Reason Given	0	0%
Total	64	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for "Other" Aggravating Departure	N	%
Cases Where an Explanation is Required	4	100%
Prior criminal history	3	75%
Negotiated plea	1	25%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	3	60%
8	0	0%
9	0	0%
Other	2	40%
No Reason Given	0	0%
Total	5	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for "Other" Mitigating	N	%
Cases Where an Explanation is Required	2	100%
Negotiated Plea	2	100%

BRADLEY COUNTY

Total Number of Applicable Cases: 69

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	4%	100%	100%	100%
DURATIONAL UP [▲]	55%			
DURATIONAL DOWN [▲]	17%			
DISPOSITIONAL UP [■]	24%			
DISPOSITIONAL DOWN [■]				
DISPOSITIONAL & DURATIONAL				

[▲] Durational = Length of Sentence

[■] Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						
9	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						
8	% No Departure						
	% Dur. Up						
	% Dur. Down			100%			
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below			144			
	Avg. Above						
7	% No Departure				100%		
	% Dur. Up	100%		100%			
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above	90		96			

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure	100%	67%				
	% Dur. Up		33%	100%	67%		
	% Dur. Down				33%	100%	
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below				48	96	
	Avg. Above		6	54	252		
5	% No Departure	100%	100%				
	% Dur. Up			100%	100%		
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above			126	48		
4	% No Departure	100%					
	% Dur. Up				100%		
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above				306		
3	% No Departure	88%	50%				
	% Dur. Up			100%	100%	50%	
	% Dur. Down					50%	100%
	% Disp. Up	12%	50%				
	% Disp. Down						
	% Both						
	Avg. Below					18	24
	Avg. Above			54	36	18	
2	% No Departure	71%	100%				
	% Dur. Up						
	% Dur. Down						
	% Disp. Up	29%					
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						
1	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						

TABLE C
COUNTY AVERAGE SENTENCE LENGTH FOR COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 8			
5-13-201	B	Battery I	120.0
Seriousness Level 7			
5-12-102	B	Robbery	146.0
5-13-210	Y	Intro C/S into Body (Schedule I-II)	120.0
Seriousness Level 6			
5-39-201	B	Burglary - Residential	120.0
Seriousness Level 3			
5-13-204	D	Aggravated Assault	66.0
5-37-201	C	Forgery II	44.0
5-39-202	D	Breaking or Entering	108.0
Seriousness Level 2			
5-13-301	D	Terroristic Threatening I	60.0
5-73-103	D	Possession Firearm by Certain Persons	20.0

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	69	100%
Cases without a Departure	41	60%
Cases with Aggravating Departure	23	33%
Total Aggravating Reasons Given	30	-
Average Aggravating Per Case	1.3	
Cases with Mitigating Departure	5	7%
Total Mitigating Reasons Given	5	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
10	0	0%
11	3	10%
12	0	0%
13	8	26%
14	6	20%
15	2	7%
Other	9	30%
No Reason Given	2	7%
Total	30	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for "Other" Aggravating Departure	N	%
Cases Where an Explanation is Required	9	100%
Negotiated Plea	4	45%
Prior criminal history	3	33%
No Explanation Provided	2	22%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
Other	5	100%
No Reason Given	0	0%
Total	5	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for "Other" Mitigating Departure	N	%
Cases Where an Explanation is Required	5	100%
Negotiated Plea	3	60%
ICE/deportation	1	20%
No Explanation Provided	1	20%

CALHOUN COUNTY

Total Number of Applicable Cases: 16

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO		100%	100%	
DURATIONAL UP [▲]	60%			
DURATIONAL DOWN [▲]	20%			
DISPOSITIONAL UP [■]	20%			
DISPOSITIONAL DOWN [■]				
DISPOSITIONAL & DURATIONAL				

[▲] Durational = Length of Sentence
[■] Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up						
	% Dur. Down		100%				
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below		72				
	Avg. Above						
9	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						
8	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						
7	% No Departure	100%					
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure	100%					
	% Dur. Up		100%		100%		
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above		78		12		
5	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up	100%					
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						
4	% No Departure						
	% Dur. Up		100%	100%			
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above		102	66			
3	% No Departure	100%					
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						
2	% No Departure	100%					
	% Dur. Up						
	% Dur. Down						
	% Disp. Up			100%			
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						
1	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 10			
5-10-102	Y	Murder I	312.0
Seriousness Level 6			
5-39-201	B	Burglary - Residential	120.0
Seriousness Level 5			
5-54-105	B	Hindering Apprehension or Prosecution	60.0
Seriousness Level 2			
5-73-103	D	Possession Firearm by Certain Persons	72.0

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	16	100%
Cases without a Departure	6	37%
Cases with Aggravating Departure	8	50%
Total Aggravating Reasons Given	8	-
Average Aggravating Per Case	1.0	
Cases with Mitigating Departure	2	13%
Total Mitigating Reasons Given	2	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	1	13%
9	0	0%
10	0	0%
11	0	0%
12	0	0%
13	0	0%
14	0	0%
15	0	0%
Other	2	25%
No Reason Given	5	62%
Total	8	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for “Other” Aggravating Departure	N	%
Cases Where an Explanation is Required	2	100%
On supervision	2	100%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	1	50%
Other	0	0%
No Reason Given	1	50%
Total	2	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for "Other" Mitigating Departure	N	%
Cases Where an Explanation is Required	0	0%

CARROLL COUNTY

Total Number of Applicable Cases: 38

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	4%	100%	92%	
DURATIONAL UP ▲	48%			
DURATIONAL DOWN ▲	13%		8%	
DISPOSITIONAL UP ■	31%			
DISPOSITIONAL DOWN ■				
DISPOSITIONAL & DURATIONAL	4%			

▲ Durational = Length of Sentence

■ Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score				
		0	1	2	4	5+
10	% No Departure					
	% Dur. Up					
	% Dur. Down					
	% Disp. Up					
	% Disp. Down					
	% Both					
	Avg. Below					
	Avg. Above					
9	% No Departure					
	% Dur. Up					
	% Dur. Down					
	% Disp. Up					
	% Disp. Down					
	% Both	100%				
	Avg. Below	60				
	Avg. Above					
8	% No Departure					
	% Dur. Up					
	% Dur. Down					
	% Disp. Up					
	% Disp. Down					
	% Both					
	Avg. Below					
	Avg. Above					
7	% No Departure			50%		
	% Dur. Up	100%		50%		
	% Dur. Down					
	% Disp. Up					
	% Disp. Down					
	% Both					
	Avg. Below					
	Avg. Above	106		36		

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure	100%	100%				
	% Dur. Up				50%		
	% Dur. Down				50%		
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below					48	
Avg. Above					12		
5	% No Departure						
	% Dur. Up			100%			
	% Dur. Down				100%		
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below					60	
Avg. Above			42				
4	% No Departure	100%	50%				
	% Dur. Up		50%	100%			
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above		18	66				
3	% No Departure	50%		100%			
	% Dur. Up				100%		
	% Dur. Down					100%	
	% Disp. Up	50%	100%				
	% Disp. Down						
	% Both						
	Avg. Below					18	
Avg. Above					22		
2	% No Departure	100%					
	% Dur. Up						
	% Dur. Down						100%
	% Disp. Up		100%	100%			
	% Disp. Down						
	% Both						
	Avg. Below						6
Avg. Above							
1	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 9			
5-14-103	Y	Rape	180.0
Seriousness Level 7			
5-38-301	A	Arson (\$20,001-\$100,000 Damage)	120.0
Seriousness Level 6			
5-39-201	B	Burglary - Residential	72.0
Seriousness Level 5			
5-39-201	C	Burglary - Commercial	96.0
Seriousness Level 4			
5-13-202	D	Battery II	36.0
Seriousness Level 3			
5-13-204	D	Aggravated Assault	120.0
5-36-103	C	Theft of Property	72.0
5-37-201	C	Forgery II	24.0
12-12-904	C	Sex Offender Failing to Register	72.0
Seriousness Level 2			
5-13-301	D	Terroristic Threatening I	28.0
5-73-103	D	Possession Firearm by Certain Persons	48.0

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	38	100%
Cases without a Departure	15	39%
Cases with Aggravating Departure	19	50%
Total Aggravating Reasons Given	28	-
Average Aggravating Per Case	1.5	
Cases with Mitigating Departure	4	11%
Total Mitigating Reasons Given	4	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	1	4%
4	5	18%
5	0	0%
6	0	0%
7	6	20%
8	1	4%
9	0	0%
10	0	0%
11	1	4%
12	0	0%
13	1	4%
14	6	20%
15	3	11%
Other	1	4%
No Reason Given	3	11%
Total	28	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for “Other” Aggravating Departure	N	%
Cases Where an Explanation is Required	1	100%
Prior criminal history	1	100%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	2	50%
4	0	0%
5	0	0%
6	0	0%
7	2	50%
8	0	0%
9	0	0%
Other	0	0%
No Reason Given	0	0%
Total	4	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for "Other" Mitigating Departure	N	%
Cases Where an Explanation is Required	0	0%

CHICOT COUNTY

Total Number of Applicable Cases: 52

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	4%	100%	92%	
DURATIONAL UP	56%			
DURATIONAL DOWN	8%			
DISPOSITIONAL UP	24%		4%	
DISPOSITIONAL DOWN			4%	
DISPOSITIONAL & DURATIONAL	8%			

▲ Durational = Length of Sentence

■ Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	0	4	5+
10	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						
9	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						
8	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down	50%					
	% Both	50%					
	Avg. Below						
	Avg. Above	60					
7	% No Departure						
	% Dur. Up	100%					
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above	78					

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure	70%	100%				
	% Dur. Up	30%		50%			
	% Dur. Down			50%			
	% Disp. Up						100%
	% Disp. Down						
	% Both						
	Avg. Below			6			
	Avg. Above	84		54			
5	% No Departure	75%	100%	33%			
	% Dur. Up			33%			
	% Dur. Down			33%			
	% Disp. Up	25%					
	% Disp. Down						
	% Both						100%
	Avg. Below			18			48
	Avg. Above			90			
4	% No Departure	100%					
	% Dur. Up			100%	100%		
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above			72	66		
3	% No Departure	100%					
	% Dur. Up			100%			100%
	% Dur. Down						
	% Disp. Up		100%				
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above			42			72
2	% No Departure	100%					
	% Dur. Up				100%		100%
	% Dur. Down						
	% Disp. Up		100%	100%			
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above				30		18
1	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 8			
5-12-103	Y	Aggravated Robbery	180.0
Seriousness Level 7			
5-12-102	B	Robbery	120.0
Seriousness Level 6			
5-14-125	B	Sexual Assault, 2nd Degree	96.0
5-39-201	B	Burglary - Residential	100.0
Seriousness Level 5			
5-39-201	C	Burglary - Commercial	80.0
Seriousness Level 4			
5-13-202	D	Battery II	36.0
Seriousness Level 3			
5-36-103	C	Theft of Property	120.0
5-39-202	D	Breaking or Entering	66.0
Seriousness Level 2			
5-54-111	D	Escape II	36.0
5-73-103	D	Possession Firearm by Certain Persons	112.0

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	52	100%
Cases without a Departure	26	50%
Cases with Aggravating Departure	22	42%
Total Aggravating Reasons Given	29	-
Average Aggravating Per Case	1.3	
Cases with Mitigating Departure	4	8%
Total Mitigating Reasons Given	4	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	0	0%
2	1	3%
3	1	3%
4	0	0%
5	0	0%
6	1	3%
7	0	0%
8	0	0%
9	0	0%
10	0	0%
11	6	22%
12	0	0%
13	10	34%
14	5	18%
15	1	3%
Other	2	7%
No Reason Given	2	7%
Total	29	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for "Other" Aggravating Departure	N	%
Cases Where an Explanation is Required	2	100%
Negotiated Plea	2	100%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	1	25%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
Other	2	50%
No Reason Given	1	25%
Total	4	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for "Other" Mitigating Departure	N	%
Cases Where an Explanation is Required	2	100%
Negotiated Plea	2	100%

CLARK COUNTY

Total Number of Applicable Cases: 143

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	12%	80%	64%	
DURATIONAL UP [▲]	59%	7%		
DURATIONAL DOWN [▲]	10%		6%	
DISPOSITIONAL UP [■]	14%			
DISPOSITIONAL DOWN [■]		13%	30%	
DISPOSITIONAL & DURATIONAL	5%			

▲ Durational = Length of Sentence

■ Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						
9	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						
8	% No Departure						
	% Dur. Up			100%	100%		
	% Dur. Down					100%	
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						12
	Avg. Above			216	120		
7	% No Departure	67%	100%				
	% Dur. Up	33%		100%	33%		
	% Dur. Down						
	% Disp. Up				33%		100%
	% Disp. Down						
	% Both				33%		
	Avg. Below						
	Avg. Above	78		186	120		

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure	57%	50%	25%	33%	50%	
	% Dur. Up	29%	50%	75%	67%		33%
	% Dur. Down	14%					33%
	% Disp. Up						
	% Disp. Down						33%
	% Both					50%	
	Avg. Below						60
	Avg. Above	90	126	114	42	24	24
5	% No Departure	33%					
	% Dur. Up		100%	100%	100%		50%
	% Dur. Down						
	% Disp. Up	33%					
	% Disp. Down	33%					50%
	% Both						
	Avg. Below						
	Avg. Above		144	78	168		60
4	% No Departure	54%	100%				
	% Dur. Up			100%	100%		
	% Dur. Down						
	% Disp. Up	13%					
	% Disp. Down	33%					
	% Both						100%
	Avg. Below						
	Avg. Above			54	66		84
3	% No Departure	69%	83%	40%	33%	75%	17%
	% Dur. Up			60%			50%
	% Dur. Down				67%	25%	33%
	% Disp. Up	3%	17%				
	% Disp. Down	28%					
	% Both						
	Avg. Below				24	6	24
	Avg. Above			38			84
2	% No Departure	44%	25%				20%
	% Dur. Up				100%		60%
	% Dur. Down						20%
	% Disp. Up		25%				
	% Disp. Down	56%	50%				
	% Both						
	Avg. Below						33
	Avg. Above				30		66
1	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 8			
5-13-310	Y	Terroristic Act	480.0
Seriousness Level 7			
5-12-102	B	Robbery	180.0
Seriousness Level 6			
5-10-104	C	Manslaughter	120.0
5-14-125	B	Sexual Assault, 2nd Degree	240.0
5-39-201	B	Burglary - Residential	168.0
Seriousness Level 5			
5-36-103	B	Theft of Property	240.0
5-39-201	C	Burglary - Commercial	160.0
Seriousness Level 4			
5-13-202	D	Battery II	72.0
5-64-436(b)(3)	C	Possession of Schedule VI Controlled Substance with Purpose to Delivery (>4 oz. <25 lbs)	75.0
Seriousness Level 3			
5-36-103	C	Theft of Property	48.0
5-36-106	C	Theft by Receiving	120.0
5-37-201	C	Forgery II	140.0
5-39-202	D	Breaking or Entering	70.2
12-12-904	C	Sex Offender Failing to Register	24.0
Seriousness Level 2			
5-13-301	D	Terroristic Threatening I	60.0
5-54-122	D	Filing False Report of Crime	12.0
5-73-103	D	Possession Firearm by Certain Persons	72.0

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	143	100%
Cases without a Departure	64	45%
Cases with Aggravating Departure	43	30%
Total Aggravating Reasons Given	43	-
Average Aggravating Per Case	1.0	
Cases with Mitigating Departure	36	25%
Total Mitigating Reasons Given	36	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	0	0%
2	2	5%
3	1	2%
4	0	0%
5	0	0%
6	1	2%
7	2	5%
8	0	0%
9	0	0%
10	0	0%
11	0	0%
12	0	0%
13	0	0%
14	10	23%
15	3	7%
Other	23	54%
No Reason Given	1	2%
Total	43	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for "Other" Aggravating Departure	N	%
Cases Where an Explanation is Required	23	100%
Negotiated Plea	8	35%
On supervision	3	13%
Prior criminal history	9	40%
Drug related	1	4%
Concurrent/consecutive sentence	1	4%
All Other	1	4%
No Explanation Provided	0	0%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
Other	4	11%
No Reason Given	32	89%
Total	36	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for "Other" Mitigating Departure	N	%
Cases Where an Explanation is Required	4	100%
Negotiated plea	3	75%
Restituion/victim related	1	75%

CLAY COUNTY

Total Number of Applicable Cases: 130

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	67%	100%	99%	
DURATIONAL UP [▲]	21%			
DURATIONAL DOWN [▲]	8%			
DISPOSITIONAL UP [■]			1%	
DISPOSITIONAL DOWN [■]				
DISPOSITIONAL & DURATIONAL	4%			

[▲] Durational = Length of Sentence

[■] Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal Hisotry Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						
9	% No Departure						
	% Dur. Up						
	% Dur. Down	50%					
	% Disp. Up						
	% Disp. Down						
	% Both	50%					
	Avg. Below	75					
	Avg. Above						
8	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						
7	% No Departure						
	% Dur. Up	100%	100%				
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above	198	186				

Seriousness Level	Departure	Criminal Hisotry Score					
		0	1	2	3	4	5+
6	% No Departure	100%	100%	100%	100%		
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						
5	% No Departure	100%	100%	100%	100%	100%	50%
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						50%
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						
4	% No Departure	100%	100%	50%			
	% Dur. Up			50%			
	% Dur. Down					100%	
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below					30	
	Avg. Above			30			
3	% No Departure	100%	100%	88%	100%	67%	100%
	% Dur. Up			12%		33%	
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above			18		12	
2	% No Departure	100%	100%		100%		
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						
1	% No Departure	100%					
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 9			
5-14-103	Y	Rape	165.0
Seriousness Level 7			
5-12-102	B	Robbery	240.0
Seriousness Level 6			
5-39-201	B	Burglary - Residential	66.0
Seriousness Level 5			
5-39-201	C	Burglary - Commercial	45.4
Seriousness Level 3			
5-13-204	D	Aggravated Assault	18.0
5-37-201	C	Forgery II	36.0
5-39-202	D	Breaking or Entering	34.0
12-12-904	C	Sex Offender Failing to Register	36.0
Seriousness Level 2			
5-13-301	D	Terroristic Threatening I	18.0
5-73-103	D	Possession Firearm by Certain Persons	18.0

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	130	100%
Cases without a Departure	121	93%
Cases with Aggravating Departure	7	5%
Total Aggravating Reasons Given	12	-
Average Aggravating Per Case	1.7	
Cases with Mitigating Departure	2	2%
Total Mitigating Reasons	2	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	2	17%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	1	8%
8	0	0%
9	2	17%
10	0	0%
11	0	0%
12	0	0%
13	1	8%
14	0	0%
15	3	25%
Other	0	0%
No Reason Given	3	25%
Total	12	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for "Other" Aggravating Departure	N	%
Cases Where an Explanation is Required	0	0%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	1	50%
8	0	0%
9	0	0%
Other	0	0%
No Reason Given	1	50%
Total	2	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for "Other" Mitigating Departure	N	%
Cases Where an Explanation is Required	0	0%

CLEBURNE COUNTY

Total Number of Applicable Cases: 134

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	4%	100%	95%	
DURATIONAL UP [▲]	49%			
DURATIONAL DOWN [▲]	20%			
DISPOSITIONAL UP [■]	19%			
DISPOSITIONAL DOWN [■]			5%	
DISPOSITIONAL & DURATIONAL	8%			

[▲] Durational = Length of Sentence

[■] Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						
9	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						
8	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down	50%					
	% Both	50%					
	Avg. Below	60					
	Avg. Above						
7	% No Departure	100%	100%	33%			
	% Dur. Up			67%			
	% Dur. Down						
	% Disp. Up						
	% Disp. Down				100%		100%
	% Both					100%	
	Avg. Below					100	
	Avg. Above			252			

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure	86%	100%	29%			50%
	% Dur. Up	14%		57%			
	% Dur. Down						
	% Disp. Up						
	% Disp. Down			14%	100%	67%	50%
	% Both					33%	
	Avg. Below			6	42	80	180
Avg. Above	96		75				
5	% No Departure	100%					
	% Dur. Up		100%				
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above		84					
4	% No Departure	90%	100%	100%			
	% Dur. Up				75%		66%
	% Dur. Down				25%		
	% Disp. Up	10%					
	% Disp. Down						17%
	% Both						17%
	Avg. Below				18		24
Avg. Above				6		36	
3	% No Departure	93%	78%	50%	60%		25%
	% Dur. Up			50%	40%		25%
	% Dur. Down						50%
	% Disp. Up	7%	22%				
	% Disp. Down						
	% Both						
	Avg. Below						30
Avg. Above			46	29		24	
2	% No Departure	50%	50%				
	% Dur. Up				100%		67%
	% Dur. Down						33%
	% Disp. Up	50%	50%	100%			
	% Disp. Down						
	% Both						
	Avg. Below						6
Avg. Above				42		30	
1	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 8			
5-74-106	Y	Simultaneous Possession of Drugs and Firearms	60.0
Seriousness Level 7			
5-14-124	A	Sexual Assault, 1st Degree	336.0
5-64-420(b)(3)	A	Possession of Methamphetamine or Cocaine w/ Purpose to Deliver (>10g<200g)	84.0
Seriousness Level 6			
5-64-403	B	Use of Paraphernalia to Manufacture Methamphetamine	72.0
5-14-125	B	Sexual Assault, 2nd Degree	120.0
5-39-201	B	Burglary - Residential	123.4
Seriousness Level 5			
5-39-201	C	Burglary - Commercial	120.0
Seriousness Level 4			
5-13-202	D	Battery II	144.0
Seriousness Level 3			
5-37-201	C	Forgery II	44.0
5-39-202	D	Breaking or Entering	62.0
12-12-904	C	Sex Offender Failing to Register	60.0
Seriousness Level 2			
5-73-103	D	Possession Firearm by Certain Persons	60.0

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	134	100%
Cases without a Departure	83	62%
Cases with Aggravating Departure	37	28%
Total Aggravating Reasons Given	65	-
Average Aggravating Per Case	1.8	
Cases with Mitigating Departure	14	10%
Total Mitigating Reasons Given	15	-
Average Mitigating Per Case	1.1	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	0	0%
2	1	2%
3	0	0%
4	0	0%
5	0	0%
6	3	5%
7	0	0%
8	0	0%
9	0	0%
10	0	0%
11	0	0%
12	0	0%
13	0	0%
14	13	19%
15	12	18%
Other	31	48%
No Reason Given	5	8%
Total	65	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for "Other" Aggravating Departure	N	%
Cases Where an Explanation is Required	31	100%
Negotiated Plea	15	49%
Prior criminal history	3	10%
Habitual offender	2	6%
Charged under other case	1	3%
No Explanation Provided	10	32%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	1	7%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
Other	1	7%
No Reason Given	13	87%
Total	15	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for "Other" Mitigating Departure	N	%
Cases Where an Explanation is Required	1	100%
No Explanation Provided	1	100%

CLEVELAND COUNTY

Total Number of Applicable Cases: 54

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO		100%	100%	100%
DURATIONAL UP [▲]	54%			
DURATIONAL DOWN [▲]				
DISPOSITIONAL UP [■]	32%			
DISPOSITIONAL DOWN [■]				
DISPOSITIONAL & DURATIONAL	14%			

▲ Durational = Length of Sentence

■ Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						
9	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						
8	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						
7	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both				100%		
	Avg. Below						
	Avg. Above				60		

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure	43%					
	% Dur. Up	57%	100%	100%			
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						100%
	Avg. Below						120
	Avg. Above	51	30	114			
5	% No Departure	83%	33%	100%			
	% Dur. Up		67%				
	% Dur. Down						
	% Disp. Up	17%					
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above		24				
4	% No Departure	50%					
	% Dur. Up			100%			
	% Dur. Down						
	% Disp. Up	50%					
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above			6			
3	% No Departure	67%	100%				
	% Dur. Up			100%			
	% Dur. Down						
	% Disp. Up	33%					
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above			18			
2	% No Departure	100%	100%				
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						
1	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 7			
5-12-102	B	Robbery	180.0
Seriousness Level 6			
5-39-201	B	Burglary - Residential	106.2
Seriousness Level 5			
5-39-201	C	Burglary - Commercial	57.0
5-54-120	C	Failure to Appear	60.0
Seriousness Level 4			
5-13-202	D	Battery II	108.0
Seriousness Level 3			
5-13-204	D	Aggravated Assault	60.0
5-36-103	C	Theft of Property	44.0
5-37-201	C	Forgery II	36.0
5-39-202	D	Breaking or Entering	42.0
12-12-904	C	Sex Offender Failing to Register	36.0
Seriousness Level 2			
5-13-301	D	Terroristic Threatening I	120.0

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	54	100%
Cases without a Departure	32	59%
Cases with Aggravating Departure	21	39%
Total Aggravating Reasons Given	21	-
Average Aggravating Per Case	1.0	
Cases with Mitigating Departure	1	2%
Total Mitigating Reasons Given	1	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
10	0	0%
11	0	0%
12	0	0%
13	0	0%
14	0	0%
15	0	0%
Other	0	0%
No Reason Given	21	100%
Total	21	0%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for "Other" Aggravating Departure	N	%
Cases Where an Explanation is Required	0	0%
No Explanation Provided	0	0%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
Other	0	0%
No Reason Given	1	100%
Total	1	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for "Other" Mitigating Departure	N	%
Cases Where an Explanation is Required	0	0%

COLUMBIA COUNTY

Total Number of Applicable Cases: 128

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	3%	100%	99%	
DURATIONAL UP [▲]	53%			
DURATIONAL DOWN [▲]	8%			
DISPOSITIONAL UP [■]	30%		1%	
DISPOSITIONAL DOWN [■]				
DISPOSITIONAL & DURATIONAL	6%			

▲ Durational = Length of Sentence

■ Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score				
		0	1	2	4	5+
10	% No Departure					
	% Dur. Up					
	% Dur. Down					
	% Disp. Up					
	% Disp. Down					
	% Both					
	Avg. Below					
	Avg. Above					
9	% No Departure					
	% Dur. Up					
	% Dur. Down					
	% Disp. Up					
	% Disp. Down					
	% Both				100%	
	Avg. Below					
	Avg. Above				120	
8	% No Departure					
	% Dur. Up	100%				
	% Dur. Down					
	% Disp. Up			100%		
	% Disp. Down					
	% Both		100%			
	Avg. Below		72			
	Avg. Above	120				
7	% No Departure	100%	40%	25%		
	% Dur. Up		60%	75%		
	% Dur. Down					
	% Disp. Up					
	% Disp. Down					
	% Both					
	Avg. Below					
	Avg. Above		90	136		

Seriousness Level	Departure	Criminal History Score					
		0	1	2	0	4	5+
6	% No Departure	86%			100%		
	% Dur. Up	14%	100%	50%			
	% Dur. Down			50%			
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below			6			
Avg. Above	96	18	6				
5	% No Departure	40%	25%				
	% Dur. Up		75%	100%			
	% Dur. Down				100%		
	% Disp. Up	60%					
	% Disp. Down						
	% Both						
	Avg. Below				12		
Avg. Above		44	126				
4	% No Departure	75%	50%				
	% Dur. Up		50%	100%			
	% Dur. Down				100%		
	% Disp. Up	25%					
	% Disp. Down						
	% Both						
	Avg. Below				18		
Avg. Above		48	42				
3	% No Departure	100%	80%	100%	67%		100%
	% Dur. Up				33%		
	% Dur. Down						
	% Disp. Up		20%				
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above				114			
2	% No Departure	83%	33%	100%	67%		
	% Dur. Up				33%		
	% Dur. Down						
	% Disp. Up	17%	67%				
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above				162			
1	% No Departure	100%					
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 9			
5-64-405	Y	Continuing Criminal Enterprise	600.0
Seriousness Level 8			
5-64-401	Y	Manufacture of Methamphetamine	600.0
5-13-201	B	Battery I	168.0
Seriousness Level 7			
5-64-401	Y	Manufacture Methamphetamine	270.0
5-12-102	B	Robbery	132.0
Seriousness Level 6			
5-39-201	B	Burglary - Residential	36.0
Seriousness Level 5			
5-36-103	B	Theft of Property	144.0
5-39-201	C	Burglary - Commercial	68.0
Seriousness Level 4			
5-13-202	D	Battery II	36.0
Seriousness Level 3			
5-13-204	D	Aggravated Assault	36.0
5-36-103	C	Theft of Property	24.0
5-37-201	C	Forgery II	62.4
5-39-202	D	Breaking or Entering	24.0
Seriousness Level 2			
5-13-301	D	Terroristic Threatening I	48.0
5-73-103	D	Possession Firearm by Certain Persons	48.0

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	128	100%
Cases without a Departure	92	72%
Cases with Aggravating Departure	32	25%
Total Aggravating Reasons Given	45	-
Average Aggravating Per Case	1.4	
Cases with Mitigating Departure	4	3%
GivenTotal Mitigating Reasons Given	4	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	3	7%
4	0	0%
5	1	2%
6	0	0%
7	6	14%
8	1	2%
9	0	0%
10	1	2%
11	0	0%
12	0	0%
13	1	2%
14	8	18%
15	16	36%
Other	2	4%
No Reason Given	6	13%
Total	45	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for "Other" Aggravating Departure	N	%
Cases Where an Explanation is Required	2	100%
Other	2	100%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
Other	0	0%
No Reason Given	4	100%
Total	4	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for "Other" Mitigating Departure	N	%
Cases Where an Explanation is Required	0	0%

CONWAY COUNTY

Total Number of Applicable Cases: 96

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO		100%	100%	100%
DURATIONAL UP [▲]	55%			
DURATIONAL DOWN [▲]	10%			
DISPOSITIONAL UP [■]	29%			
DISPOSITIONAL DOWN [■]				
DISPOSITIONAL & DURATIONAL	6%			

[▲] Durational = Length of Sentence

[■] Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						
9	% No Departure						
	% Dur. Up						
	% Dur. Down			100%			
	% Disp. Up						
	% Disp. Down						
	% Both	100%					
	Avg. Below	24		156			
	Avg. Above						
8	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						
7	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure	68%	33%	100%			
	% Dur. Up	32%	67%				
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above		88	114				
5	% No Departure		50%				
	% Dur. Up		50%				
	% Dur. Down						100%
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						60
Avg. Above			36				
4	% No Departure	75%	100%		100%		
	% Dur. Up						50%
	% Dur. Down						
	% Disp. Up	25%					
	% Disp. Down						
	% Both						50%
	Avg. Below						24
Avg. Above						24	
3	% No Departure	95%	50%	100%		100%	
	% Dur. Up				100%		67%
	% Dur. Down						33%
	% Disp. Up	5%	50%				
	% Disp. Down						
	% Both						
	Avg. Below						24
Avg. Above				42		48	
2	% No Departure	60%	100%	100%			
	% Dur. Up						100%
	% Dur. Down						
	% Disp. Up	40%					
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above						30	
1	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 9			
5-14-103	Y	Rape	216.0
5-10-103	A	Murder II	240.0
Seriousness Level 6			
5-14-125	B	Sexual Assault, 2nd Degree	96.0
5-39-201	B	Burglary - Residential	147.4
Seriousness Level 5			
5-39-201	C	Burglary - Commercial	96.0
Seriousness Level 4			
5-13-202	D	Battery II	72.0
Seriousness Level 3			
5-36-103	C	Theft of Property	72.0
5-37-201	C	Forgery II	84.0
Seriousness Level 2			
5-13-301	D	Terroristic Threatening I	72.0
5-73-103	D	Possession Firearm by Certain Persons	72.0

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	96	100%
Cases without a Departure	65	68%
Cases with Aggravating Departure	28	29%
Total Aggravating Reasons Given	30	-
Average Aggravating Per Case	1.1	
Cases with Mitigating Departure	3	3%
Total Mitigating Reasons Given	3	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
10	0	0%
11	0	0%
12	0	0%
13	0	0%
14	2	7%
15	2	7%
Other	12	40%
No Reason Given	14	46%
Total	30	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for "Other" Aggravating Departure	N	%
Cases Where an Explanation is Required	12	100%
Negotiated Plea	12	100%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
Other	1	33%
No Reason Given	2	67%
Total	3	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for "Other" Mitigating Departure	N	%
Cases Where an Explanation is Required	1	100%
Negotiated Plea	1	100%

CRAIGHEAD COUNTY

Total Number of Applicable Cases: 582

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	21%	100%	98%	100%
DURATIONAL UP [▲]	30%			
DURATIONAL DOWN [▲]	27%			
DISPOSITIONAL UP [■]	6%		2%	
DISPOSITIONAL DOWN [■]				
DISPOSITIONAL & DURATIONAL	16%			

[▲] Durational = Length of Sentence

[■] Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up	50%					
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both	50%		100%			
	Avg. Below	24		204			
	Avg. Above	60					
9	% No Departure						
	% Dur. Up	50%					
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both	50%					
	Avg. Below						
	Avg. Above	105					
8	% No Departure	83%					
	% Dur. Up			25%			
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both	17%	100%	75%	100%	100%	
	Avg. Below	60	70	84	240		390
	Avg. Above		72				
7	% No Departure	75%	50%	20%			
	% Dur. Up	25%	25%	80%			
	% Dur. Down		25%				
	% Disp. Up						
	% Disp. Down						
	% Both				100%	100%	
	Avg. Below		24		30		
	Avg. Above	168	138	96	24	56	

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure	86%	66%	50%	67%	20%	
	% Dur. Up	14%	17%	30%			
	% Dur. Down		17%	20%	33%		
	% Disp. Up					40%	100%
	% Disp. Down						
	% Both					40%	
	Avg. Below		6	12	18	48	
Avg. Above	72	24	36				
5	% No Departure	92%	100%	20%	38%		
	% Dur. Up			40%	12%		
	% Dur. Down			40%	50%		50%
	% Disp. Up	8%				100%	25%
	% Disp. Down						25%
	% Both						
	Avg. Below			6	21		68
Avg. Above			42	24			
4	% No Departure	92%	82%	68%	42%	78%	
	% Dur. Up		18%	19%	16%		
	% Dur. Down			13%	42%	22%	
	% Disp. Up	8%					33%
	% Disp. Down						
	% Both						67%
	Avg. Below			11	13	36	42
Avg. Above		18	6	54			
3	% No Departure	99%	94%	86%	84%	37%	72%
	% Dur. Up			14%	11%	13%	7%
	% Dur. Down				5%	50%	21%
	% Disp. Up	1%	6%				
	% Disp. Down						
	% Both						
	Avg. Below				18	7	14
Avg. Above			17	27	9	12	
2	% No Departure	100%	94%	71%	100%	100%	50%
	% Dur. Up						
	% Dur. Down						50%
	% Disp. Up		6%	29%			
	% Disp. Down						
	% Both						
	Avg. Below						18
Avg. Above							
1	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 10			
5-10-102	Y	Murder I	328.0
Seriousness Level 9			
5-14-103	Y	Rape	372.0
Seriousness Level 8			
5-11-102	Y	Kidnapping	60.0
5-12-103	Y	Aggravated Robbery	120.0
5-64-440(B)(1)	Y	Trafficking Methamphetamine	240.0
5-13-201	B	Battery I	132.0
5-74-106	Y	Simultaneous Possession of Drugs and Firearms	136.5
Seriousness Level 7			
5-64-401	Y	Manufacture Methamphetamine	84.0
5-12-102	B	Robbery	233.3
5-64-420(b)(3)	A	Possession of Methamphetamine or Cocaine w/ Purpose to Deliver (>10g<200g)	99.0
Seriousness Level 6			
5-64-423(a)	C	Manufacture of Methamphetamine	70.5
5-14-125	B	Sexual Assault, 2nd Degree	132.0
5-39-201	B	Burglary - Residential	49.7
Seriousness Level 5			
5-36-103	B	Theft of Property	120.0
5-37-201	B	Forgery I	78.0
5-39-201	C	Burglary - Commercial	91.2
5-54-120	C	Failure to Appear	48.0
5-64-419(b)(5)(iv)	C	Possession of Controlled Substance - Schedule IV (>25 lbs <100 lbs)	54.0
Seriousness Level 4			
5-13-202	D	Battery II	48.0
5-64-436(b)(3)	C	Possession of Schedule VI Controlled Substance with Purpose to Delivery (>4 oz. <25 lbs)	48.4
Seriousness Level 3			
5-13-204	D	Aggravated Assault	34.0
5-37-201	C	Forgery II	49.7
5-39-202	D	Breaking or Entering	48.0
12-12-904	C	Sex Offender Failing to Register	30.0
Seriousness Level 2			
5-55-501(b)&(c)	D	Lottery Fraud	24.0
5-73-103	D	Possession Firearm by Certain Persons	36.0

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	582	100%
Cases without a Departure	460	79%
Cases with Aggravating Departure	79	14%
Total Aggravating Reasons Given	84	-
Average Aggravating Per Case	1.1	
Cases with Mitigating Departure	43	7%
Total Mitigating Reasons Given	43	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
10	0	0%
11	0	0%
12	0	0%
13	0	0%
14	11	13%
15	13	15%
Other	29	35%
No Reason Given	31	37%
Total	84	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for “Other” Aggravating Departure	N	%
Cases Where an Explanation is Required	29	100%
Negotiated Plea	7	24%
Charged under other case	4	14%
Prior criminal history	6	21%
Failed drug court	2	7%
FTA	2	7%
All Other	8	27%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
Other	38	88%
No Reason Given	5	12%
Total	43	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for “Other” Mitigating Departure	N	%
Cases Where an Explanation is Required	38	100%
Docket congestion	20	52%
Negotiated plea	6	16%
Alternative sanctions used	3	8%
Concurrent/consecutive sentence	2	5%
Restitution/victim related	3	8%
Defendant cooperative	1	3%
All Other	3	8%

CRAWFORD COUNTY

Total Number of Applicable Cases: 447

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	15%	94%	98%	100%
DURATIONAL UP [▲]	45%			
DURATIONAL DOWN [▲]	13%			
DISPOSITIONAL UP [■]	15%		1%	
DISPOSITIONAL DOWN [■]		6%	1%	
DISPOSITIONAL & DURATIONAL	12%			

▲ Durational = Length of Sentence

■ Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up	100%					
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above	60					
9	% No Departure	33%					
	% Dur. Up						
	% Dur. Down	17%					
	% Disp. Up						
	% Disp. Down						
	% Both	50%					
	Avg. Below	84					
	Avg. Above	60					
8	% No Departure						
	% Dur. Up						
	% Dur. Down					50%	
	% Disp. Up	33%					
	% Disp. Down						
	% Both	67%				50%	
	Avg. Below	24				294	
	Avg. Above	60					
7	% No Departure	38%	50%				
	% Dur. Up	50%	50%				
	% Dur. Down	12%				100%	
	% Disp. Up						
	% Disp. Down						
	% Both				100%		
	Avg. Below	18			24	88	
	Avg. Above	111	126				

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure	87%	79%	60%	55%		
	% Dur. Up	13%	21%	40%	18%	15%	
	% Dur. Down				27%		
	% Disp. Up					15%	33%
	% Disp. Down					31%	
	% Both					39%	67%
	Avg. Below				36	52	162
	Avg. Above	78	76	51	12	84	
5	% No Departure	96%	100%	64%	100%		
	% Dur. Up			22%			
	% Dur. Down			14%		50%	
	% Disp. Up	4%					
	% Disp. Down					50%	67%
	% Both						33%
	Avg. Below			48		48	84
	Avg. Above			30			
4	% No Departure	93%	82%	74%	50%	57%	
	% Dur. Up		18%	13%		43%	
	% Dur. Down			13%	50%		
	% Disp. Up	7%					100%
	% Disp. Down						
	% Both						
	Avg. Below			21	33		
	Avg. Above		30			56	
3	% No Departure	100%	69%	71%	43%	43%	75%
	% Dur. Up			29%	57%	14%	25%
	% Dur. Down					43%	
	% Disp. Up		31%				
	% Disp. Down						
	% Both						
	Avg. Below					10	
	Avg. Above			30	27	30	60
2	% No Departure	88%	73%	60%	57%	40%	50%
	% Dur. Up				43%	60%	50%
	% Dur. Down						
	% Disp. Up	12%	27%	40%			
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above				70	28	30
1	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 10			
5-10-102	Y	Murder I	420.0
Seriousness Level 9			
5-14-103	Y	Rape	221.1
5-10-103	A	Murder II	240.0
Seriousness Level 8			
5-64-401	Y	Manufacture of Methamphetamine	180.0
5-13-201	B	Battery I	96.0
5-74-106	Y	Simultaneous Possession of Drugs and Firearms	180.0
Seriousness Level 7			
5-12-102	B	Robbery	200.0
5-64-420(b)(3)	A	Possession of Methamphetamine or Cocaine w/ Purpose to Deliver (>10g<200g)	126.0
Seriousness Level 6			
5-64-423(a)	C	Manufacture of Methamphetamine	24.0
5-14-125	B	Sexual Assault, 2nd Degree	160.5
5-39-201	B	Burglary - Residential	70.4
Seriousness Level 5			
5-37-201	B	Forgery I	24.0
5-39-201	C	Burglary - Commercial	68.0
5-54-120	C	Failure to Appear	24.0
Seriousness Level 4			
5-11-103	C	False Imprisonment I	112.8
5-13-202	D	Battery II	34.5
Seriousness Level 3			
5-13-204	D	Aggravated Assault	24.0
5-37-302	C	Hot check/Personal Services (\$200 - \$2500)	24.0
5-39-202	D	Breaking or Entering	31.6
12-12-904	C	Sex Offender Failing to Register	55.2
Seriousness Level 2			
5-13-301	D	Terroristic Threatening I	48.0
5-54-122	D	Filing False Report of Crime	72.0
5-73-103	D	Possession Firearm by Certain Persons	58.5

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	447	100%
Cases without a Departure	332	74%
Cases with Aggravating Departure	90	20%
Total Aggravating Reasons Given	91	-
Average Aggravating Per Case	1.0	
Cases with Mitigating Departure	25	6%
Total Mitigating Reasons Given	25	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	1	1%
6	0	0%
7	0	0%
8	0	0%
9	1	1%
10	0	0%
11	0	0%
12	0	0%
13	0	0%
14	0	0%
15	1	1%
Other	0	0%
No Reason Given	88	97%
Total	91	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for “Other” Aggravating Departure	N	%
Cases Where an Explanation is Required	0	0%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
Other	0	0%
No Reason Given	25	100%
Total	25	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for “Other” Mitigating Departure	N	%
Cases Where an Explanation is Required	0	0%

CRITTENDEN COUNTY

Total Number of Applicable Cases: 447

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	21%	100%	98%	100%
DURATIONAL UP [▲]	38%			
DURATIONAL DOWN [▲]	17%			
DISPOSITIONAL UP [■]	20%		1%	
DISPOSITIONAL DOWN [■]			1%	
DISPOSITIONAL & DURATIONAL	4%			

[▲] Durational = Length of Sentence

[■] Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up	50%					
	% Dur. Down	50%					100%
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below	60					384
Avg. Above	42						
9	% No Departure					100%	
	% Dur. Up	50%					
	% Dur. Down						
	% Disp. Up						100%
	% Disp. Down						
	% Both	50%					
	Avg. Below	120					
Avg. Above	120						
8	% No Departure	33%					
	% Dur. Up			100%			
	% Dur. Down						
	% Disp. Up						
	% Disp. Down					100%	
	% Both	67%					
	Avg. Below						
Avg. Above	24		96				
7	% No Departure	29%	100%	50%			
	% Dur. Up	57%		50%			
	% Dur. Down	14%					
	% Disp. Up						
	% Disp. Down					100%	
	% Both						
	Avg. Below	18					
Avg. Above	168				156		

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure	96%	67%	22%	17%		
	% Dur. Up	4%	33%	44%	17%		
	% Dur. Down			34%	6%		50%
	% Disp. Up						50%
	% Disp. Down					100%	
	% Both						
	Avg. Below			10	51		144
Avg. Above	72	26	48	12			
5	% No Departure	71%	67%	67%	100%		
	% Dur. Up			33%			
	% Dur. Down		33%				
	% Disp. Up	29%					100%
	% Disp. Down						
	% Both						
	Avg. Below		6				
Avg. Above			30				
4	% No Departure	92%	33%	100%	75%	33%	100%
	% Dur. Up		67%		25%	33%	
	% Dur. Down					33%	
	% Disp. Up	8%					
	% Disp. Down						
	% Both						
	Avg. Below					12	
Avg. Above		39		66	48		
3	% No Departure	98%	73%	67%	67%	100%	100%
	% Dur. Up			33%	33%		
	% Dur. Down						
	% Disp. Up	2%	27%				
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above			34	24			
2	% No Departure	100%	64%	40%			50%
	% Dur. Up				100%	100%	
	% Dur. Down						50%
	% Disp. Up		36%	60%			
	% Disp. Down						
	% Both						
	Avg. Below						6
Avg. Above				36	24		
1	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 10			
5-10-102	Y	Murder I	366.0
Seriousness Level 9			
5-14-103	Y	Rape	440.0
5-10-103	A	Murder II	360.0
Seriousness Level 8			
5-11-102	Y	Kidnapping	240.0
5-13-201	B	Battery I	162.0
Seriousness Level 7			
5-12-102	B	Robbery	186.0
5-14-124	A	Sexual Assault, 1st Degree	120.0
Seriousness Level 6			
5-10-104	C	Manslaughter	96.0
5-39-201	B	Burglary - Residential	73.5
Seriousness Level 5			
5-39-201	C	Burglary - Commercial	62.0
Seriousness Level 4			
5-13-202	D	Battery II	28.0
Seriousness Level 3			
5-39-202	D	Breaking or Entering	60.0
12-12-904	C	Sex Offender Failing to Register	48.0
Seriousness Level 2			
5-73-103	D	Possession Firearm by Certain Persons	72.0

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	238	100%
Cases without a Departure	169	71%
Cases with Aggravating Departure	51	21%
Total Aggravating Reasons Given	56	-
Average Aggravating Per Case	1.1	
Cases with Mitigating Departure	18	8%
Total Mitigating Reasons Given	18	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	0	0%
2	1	2%
3	0	0%
4	0	0%
5	1	2%
6	0	0%
7	1	2%
8	1	2%
9	0	0%
10	0	0%
11	0	0%
12	0	0%
13	0	0%
14	2	4%
15	6	10%
Other	8	14%
No Reason Given\No Explanation Provided	36	64%
Total	56	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for "Other" Aggravating Departure	N	%
Cases Where an Explanation is Required	8	100%
Negotiated Plea	6	75%
No Explanation Provided	2	25%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
Other	4	22%
No Reason Given	14	78%
Total	18	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for "Other" Mitigating Departure	N	%
Cases Where an Explanation is Required	4	100%
Negotiated Plea	4	100%

CROSS COUNTY

Total Number of Applicable Cases: 16

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO			80%	
DURATIONAL UP [▲]	18%			
DURATIONAL DOWN [▲]	55%			
DISPOSITIONAL UP [■]	27%			
DISPOSITIONAL DOWN [■]			20%	
DISPOSITIONAL & DURATIONAL				

▲ Durational = Length of Sentence

■ Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						
9	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						
8	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						
7	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						
5	% No Departure						
	% Dur. Up						
	% Dur. Down			100%			100%
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below			30			84
	Avg. Above						
4	% No Departure						
	% Dur. Up		100%			100%	67%
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						33%
	% Both						
	Avg. Below					36	60
	Avg. Above		18				
3	% No Departure					100%	
	% Dur. Up			100%			
	% Dur. Down						
	% Disp. Up	100%					
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above			18			
2	% No Departure					100%	50%
	% Dur. Up						
	% Dur. Down						50%
	% Disp. Up	100%	100%				
	% Disp. Down						
	% Both						
	Avg. Below						6
	Avg. Above						
1	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 5			
5-39-201	C	Burglary - Commercial	96.0
Seriousness Level 2			
5-13-301	D	Terroristic Threatening I	36.0

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	16	100%
Cases without a Departure	4	25%
Cases with Aggravating Departure	5	31%
Total Aggravating Reasons Given	5	-
Average Aggravating Per Case	1.0	
Cases with Mitigating Departure	7	44%
Total Mitigating Reasons Given	7	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
10	0	0%
11	0	0%
12	0	0%
13	0	0%
14	0	0%
15	5	100%
Other	0	0%
No Reason Given	0	0%
Total	5	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for "Other" Aggravating Departure	N	%
Cases Where an Explanation is Required	0	0%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	4	57%
8	0	0%
9	0	0%
Other	2	29%
No Reason Given	1	14%
Total	7	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for "Other" Mitigating Departure	N	%
Cases Where an Explanation is Required	2	100%
Negotiated Plea	2	100%

DALLAS COUNTY

Total Number of Applicable Cases: 32

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO		100%	100%	100%
DURATIONAL UP [▲]	47%			
DURATIONAL DOWN [▲]	13%			
DISPOSITIONAL UP [■]	33%			
DISPOSITIONAL DOWN [■]				
DISPOSITIONAL & DURATIONAL	7%			

▲ Durational = Length of Sentence

■ Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
9	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
8	% No Departure						
	% Dur. Up	100%					
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above	96						
7	% No Departure	67%					
	% Dur. Up	33%	100%				
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above	30	42					

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure						
	% Dur. Up	100%					
	% Dur. Down			100%			
	% Disp. Up						
	% Disp. Down						
	% Both					100%	
	Avg. Below			6		96	
Avg. Above	87						
5	% No Departure	83%					
	% Dur. Up						
	% Dur. Down						
	% Disp. Up	17%					
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
4	% No Departure	100%		100%			
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
3	% No Departure	33%	50%				
	% Dur. Up						
	% Dur. Down						
	% Disp. Up	67%	50%				
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
2	% No Departure	100%	50%				
	% Dur. Up						
	% Dur. Down						
	% Disp. Up		50%				
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
1	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 7			
5-12-102	B	Robbery	96.0
5-38-301	A	Arson (\$20,001-\$100,000 Damage)	72.0
Seriousness Level 6			
5-10-104	C	Manslaughter	120.0
5-14-125	B	Sexual Assault, 2nd Degree	80.0
5-39-201	B	Burglary - Residential	120.0
Seriousness Level 5			
5-39-201	C	Burglary - Commercial	56.0
Seriousness Level 3			
5-36-103	C	Theft of Property	120.0
5-37-201	C	Forgery II	27.0
Seriousness Level 2			
5-73-103	D	Possession Firearm by Certain Persons	36.0

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	32	100%
Cases without a Departure	17	53%
Cases with Aggravating Departure	13	41%
Total Aggravating Reasons Given	13	-
Average Aggravating Per Case	1.0	
Cases with Mitigating Departure	2	6%
Total Mitigating Reasons Given	2	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
10	0	0%
11	0	0%
12	0	0%
13	0	0%
14	0	0%
15	2	15%
Other	0	0%
No Reason Given	11	85%
Total	13	0%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for "Other" Aggravating Departure	N	%
Cases Where an Explanation is Required	0	0%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	1	50%
Other	0	0%
No Reason Given	1	50%
Total	2	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for "Other" Mitigating Departure	N	%
Cases Where an Explanation is Required	0	0%

DESHA COUNTY

Total Number of Applicable Cases: 58

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	3%	100%	100%	
DURATIONAL UP ▲	58%			
DURATIONAL DOWN ▲	10%			
DISPOSITIONAL UP ■	23%			
DISPOSITIONAL DOWN ■				
DISPOSITIONAL & DURATIONAL	6%			

▲ Durational = Length of Sentence

■ Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						
9	% No Departure						
	% Dur. Up						
	% Dur. Down				100%		
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below				240		
	Avg. Above						
8	% No Departure						
	% Dur. Up		100%				
	% Dur. Down						100%
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						264
	Avg. Above		192				
7	% No Departure						
	% Dur. Up	100%					
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above	90					

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure	33%	67%				
	% Dur. Up	67%	33%	100%			
	% Dur. Down				100%		
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
5	Avg. Above	72	198	78			
	% No Departure	33%	33%				
	% Dur. Up		67%		100%		
	% Dur. Down						
	% Disp. Up	67%					
	% Disp. Down						
	% Both					100%	100%
Avg. Below						108	
4	Avg. Above		132		72	120	
	% No Departure	67%	100%				
	% Dur. Up			100%			
	% Dur. Down						
	% Disp. Up	33%					
	% Disp. Down						
	% Both						
Avg. Below							
3	Avg. Above			90			
	% No Departure	100%	40%		100%		
	% Dur. Up			100%		100%	
	% Dur. Down						
	% Disp. Up		60%				
	% Disp. Down						
	% Both						
Avg. Below							
2	Avg. Above			26		84	
	% No Departure	100%	100%				
	% Dur. Up				100%	100%	100%
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
Avg. Below							
1	Avg. Above				78	114	54
	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
Avg. Below							
Avg. Above							

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 8			
5-12-103	Y	Aggravated Robbery	348.0
Seriousness Level 7			
5-12-102	B	Robbery	132.0
Seriousness Level 6			
5-14-125	B	Sexual Assault, 2nd Degree	180.0
5-39-201	B	Burglary - Residential	111.0
Seriousness Level 5			
5-39-201	C	Burglary - Commercial	36.0
5-54-120	C	Failure to Appear	120.0
Seriousness Level 4			
5-13-202	D	Battery II	180.0
5-64-436(b)(3)	C	Possession of Schedule VI Controlled Substance with Purpose to Delivery (>4 oz. <25 lbs)	100.0
Seriousness Level 3			
5-13-204	D	Aggravated Assault	125.5
5-39-202	D	Breaking or Entering	48.8
Seriousness Level 2			
5-13-301	D	Terroristic Threatening I	141.0
5-73-103	D	Possession Firearm by Certain Persons	96.0

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	58	100%
Cases without a Departure	28	48%
Cases with Aggravating Departure	26	45%
Total Aggravating Reasons Given	34	-
Average Aggravating Per Case	1.3	
Cases with Mitigating Departure	4	7%
Total Mitigating Reasons Given	4	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	1	3%
2	2	6%
3	1	3%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	1	3%
10	1	3%
11	3	9%
12	0	0%
13	10	28%
14	8	24%
15	3	9%
Other	3	9%
No Reason Given	1	3%
Total	34	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for “Other” Aggravating Departure	N	%
Cases Where an Explanation is Required	3	100%
Nature of offense	1	33%
Alternative sanctions used	1	33%
Prior criminal history	1	33%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
Other	1	25%
No Reason Given	3	75%
Total	4	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for "Other" Mitigating Departure	N	%
Cases Where an Explanation is Required	1	100%
Negotiated Plea	1	100%

DREW COUNTY

Total Number of Applicable Cases: 103

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	5%	100%	100%	
DURATIONAL UP [▲]	58%			
DURATIONAL DOWN [▲]	12%			
DISPOSITIONAL UP [■]	15%			
DISPOSITIONAL DOWN [■]				
DISPOSITIONAL & DURATIONAL	10%			

[▲] Durational = Length of Sentence

[■] Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
9	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
8	% No Departure	50%					
	% Dur. Up	50%					
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above	120						
7	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure	88%	50%				
	% Dur. Up	12%	33%	60%	100%		
	% Dur. Down		17%	40%			100%
	% Disp. Up						
	% Disp. Down						
	% Both						100%
	Avg. Below		18	30			60
Avg. Above	24	18	38	12	24		
5	% No Departure	83%					
	% Dur. Up		100%	100%	100%		
	% Dur. Down						
	% Disp. Up	17%					
	% Disp. Down						
	% Both						100%
	Avg. Below						120
Avg. Above		24	72	108			
4	% No Departure	100%				50%	
	% Dur. Up				100%	50%	
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above				66	48		
3	% No Departure	92%	83%	25%		50%	
	% Dur. Up			75%	50%	50%	100%
	% Dur. Down				50%		
	% Disp. Up	8%	17%				
	% Disp. Down						
	% Both						
	Avg. Below				6		
Avg. Above			38	150	54	12	
2	% No Departure	88%					
	% Dur. Up						
	% Dur. Down						
	% Disp. Up	12%		100%			
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
1	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 8			
5-13-201	B	Battery I	240.0
Seriousness Level 7			
5-12-102	B	Robbery	120.0
Seriousness Level 6			
5-39-201	B	Burglary – Residential	82.0
Seriousness Level 5			
5-39-201	C	Burglary – Commercial	152.0
Seriousness Level 4			
5-13-202	D	Battery II	72.0
Seriousness Level 3			
5-13-204	D	Aggravated Assault	18.0
5-37-201	C	Forgery II	24.0
5-38-203	C	Criminal Mischief I	180.0
5-39-202	D	Breaking or Entering	84.9
Seriousness Level 2			
5-13-301	D	Terroristic Threatening I	72.0
5-73-103	D	Possession Firearm by Certain Persons	24.0

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	103	100%
Cases without a Departure	64	62%
Cases with Aggravating Departure	32	31%
Total Aggravating Reasons Given	43	-
Average Aggravating Per Case	1.3	
Cases with Mitigating Departure	7	7%
Total Mitigating Reasons Given	7	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	1	2%
10	0	0%
11	5	12%
12	0	0%
13	15	35%
14	10	23%
15	3	7%
Other	4	9%
No Reason Given	5	12%
Total	43	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for "Other" Aggravating Departure	N	%
Cases Where an Explanation is Required	4	100%
Prior criminal history	2	50%
On supervision	1	25%
Nature of offense	1	25%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	2	29%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
Other	2	29%
No Reason Given	3	42%
Total	7	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for "Other" Mitigating Departure	N	%
Cases Where an Explanation is Required	2	100%
No Explanation Provided	2	100%

FAULKNER COUNTY

Total Number of Applicable Cases: 549

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	21%	94%	97%	33%
DURATIONAL UP [▲]	52%		1%	
DURATIONAL DOWN [▲]	9%			33%
DISPOSITIONAL UP [■]	15%	3%	1%	
DISPOSITIONAL DOWN [■]		3%	1%	33%
DISPOSITIONAL & DURATIONAL	3%			

▲ Durational = Length of Sentence

■ Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up	100%	100%				
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above	120	96					
9	% No Departure	20%					
	% Dur. Up	60%					
	% Dur. Down			100%			
	% Disp. Up						
	% Disp. Down						
	% Both	20%					
	Avg. Below			36			
Avg. Above	72						
8	% No Departure	25%		20%			
	% Dur. Up						
	% Dur. Down	25%		60%			67%
	% Disp. Up						
	% Disp. Down	50%	100%				
	% Both			20%			33%
	Avg. Below	12		87			340
Avg. Above							
7	% No Departure	62%	25%				
	% Dur. Up	38%	75%	100%			
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above	132	277	126				

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure	73%	44%	33%		33%	33%
	% Dur. Up	23%	56%	67%	67%		
	% Dur. Down	4%			33%	33%	
	% Disp. Up						
	% Disp. Down					33%	
	% Both						67%
	Avg. Below	6			36	96	108
Avg. Above	42	93	63	42			
5	% No Departure	100%	62%	30%	100%		
	% Dur. Up		38%	50%			
	% Dur. Down			20%		100%	100%
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below			6		36	108
Avg. Above		70	47				
4	% No Departure	87%	74%	50%	17%		
	% Dur. Up		21%	42%	66%	33%	100%
	% Dur. Down					67%	
	% Disp. Up	13%	5%	8%	17%		
	% Disp. Down						
	% Both						
	Avg. Below					41	
Avg. Above		42	32	30	24	24	
3	% No Departure	98%	76%	56%	29%	38%	70%
	% Dur. Up			41%	71%	50%	20%
	% Dur. Down						10%
	% Disp. Up	2%	24%	3%		12%	
	% Disp. Down						
	% Both						
	Avg. Below						24
Avg. Above			35	34	42	120	
2	% No Departure	100%	90%	67%		33%	67%
	% Dur. Up				100%	67%	33%
	% Dur. Down						
	% Disp. Up		10%	33%			
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above				42	72	18	
1	% No Departure	67%	100%				
	% Dur. Up						
	% Dur. Down						
	% Disp. Up			100%			
	% Disp. Down	33%					
	% Both						
	Avg. Below						
Avg. Above							

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 10			
5-10-102	Y	Murder I	480.0
Seriousness Level 9			
5-14-103	Y	Rape	289.3
5-10-103	A	Murder II	360.0
5-13-201	Y	Battery I, Victim under 4 years old	330.0
Seriousness Level 8			
5-12-103	Y	Aggravated Robbery	260.0
5-13-201	B	Battery I	132.0
5-26-303	B	Domestic Battery I	72.0
5-74-106	Y	Simultaneous Possession of Drugs and Firearms	192.0
Seriousness Level 7			
5-64-401	Y	Manufacture Methamphetamine	565.0
5-12-102	B	Robbery	168.0
Seriousness Level 6			
5-64-403	B	Use of Paraphernalia to Manufacture Methamphetamine	78.0
5-64-423(a)	C	Manufacture of Methamphetamine	51.0
5-10-104	C	Manslaughter	120.0
5-14-125	B	Sexual Assault, 2nd Degree	211.2
5-39-201	B	Burglary - Residential	118.7
Seriousness Level 5			
5-36-103	B	Theft of Property	102.0
5-39-201	C	Burglary - Commercial	93.0
5-54-120	C	Failure to Appear	48.0
Seriousness Level 4			
5-13-202	D	Battery II	52.8
5-64-436(b)(3)	C	Possession of Schedule VI Controlled Substance with Purpose to Delivery (>4 oz. <25 lbs)	54.0
Seriousness Level 3			
5-13-204	D	Aggravated Assault	87.0
5-36-103	C	Theft of Property	72.0
5-37-201	C	Forgery II	80.6
5-39-202	D	Breaking or Entering	70.7
12-12-904	C	Sex Offender Failing to Register	54.0
Seriousness Level 2			
5-54-122	D	Filing False Report of Crime	36.0
5-73-103	D	Possession Firearm by Certain Persons	66.0

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	549	100%
Cases without a Departure	382	69%
Cases with Aggravating Departure	142	26%
Total Aggravating Reasons Given	188	-
Average Aggravating Per Case	1.3	
Cases with Mitigating Departure	25	5%
Total Mitigating Reasons Given	25	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	0	0%
2	2	1%
3	0	0%
4	0	0%
5	0	0%
6	1	1%
7	0	0%
8	2	1%
9	3	2%
10	0	0%
11	0	0%
12	0	0%
13	0	0%
14	24	13%
15	20	10%
Other	128	68%
No Reason Given	8	4%
Total	188	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for “Other” Aggravating Departure	N	%
Cases Where an Explanation is Required	128	100%
Negotiated Plea	127	99%
No Explanation Provided	1	1%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
Other	10	40%
No Reason Given	15	60%
Total	25	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for “Other” Mitigating Departure	N	%
Cases Where an Explanation is Required	10	100%
Negotiated Plea	9	90%
No Explanation Provided	1	10%

FRANKLIN COUNTY

Total Number of Applicable Cases: 103

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	9%	100%	100%	
DURATIONAL UP [▲]	60%			
DURATIONAL DOWN [▲]	16%			
DISPOSITIONAL UP [■]	9%			
DISPOSITIONAL DOWN [■]				
DISPOSITIONAL & DURATIONAL	6%			

▲ Durational = Length of Sentence

■ Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
9	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
8	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both		100%				
	Avg. Below		24				
Avg. Above							
7	% No Departure	33%					
	% Dur. Up	67%	100%				
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above	108	66					

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure	93%	17%	12%			
	% Dur. Up	7%	83%	50%			
	% Dur. Down			38%			
	% Disp. Up						
	% Disp. Down						
	% Both					100%	
	Avg. Below			36		48	
Avg. Above	24	11	44				
5	% No Departure	100%	75%				
	% Dur. Up			50%			
	% Dur. Down		25%	50%			
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below		12	30			
Avg. Above			24				
4	% No Departure	100%	100%	100%			
	% Dur. Up				100%		
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above				6			
3	% No Departure	100%	40%	33%			
	% Dur. Up			67%	100%		
	% Dur. Down						
	% Disp. Up		60%				
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above			42	18			
2	% No Departure	100%	100%	100%			
	% Dur. Up				100%		
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above				12			
1	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 8			
5-13-201	B	Battery I	144.0
Seriousness Level 7			
5-14-124	A	Sexual Assault, 1st Degree	111.0
5-64-420(b)(3)	A	Possession of Methamphetamine or Cocaine w/ Purpose to Deliver (>10g<200g)	120.0
Seriousness Level 6			
5-14-125	B	Sexual Assault, 2nd Degree	48.0
5-39-201	B	Burglary - Residential	70.5
Seriousness Level 5			
5-36-106	B	Theft by Receiving	36.0
5-39-201	C	Burglary - Commercial	24.0
5-54-120	C	Failure to Appear	46.5
Seriousness Level 4			
5-13-202	D	Battery II	72.0
Seriousness Level 3			
5-13-204	D	Aggravated Assault	54.0
5-39-202	D	Breaking or Entering	39.0
12-12-904	C	Sex Offender Failing to Register	42.0
Seriousness Level 2			
5-73-103	D	Possession Firearm by Certain Persons	66.0

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	103	100%
Cases without a Departure	74	72%
Cases with Aggravating Departure	24	23%
Total Aggravating Reasons Given	26	-
Average Aggravating Per Case	1.1	
Cases with Mitigating Departure	5	5%
Total Mitigating Reasons Given	5	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	0	0%
2	1	4%
3	0	0%
4	0	0%
5	0	0%
6	1	4%
7	0	0%
8	1	4%
9	1	4%
10	0	0%
11	0	0%
12	0	0%
13	0	0%
14	2	8%
15	17	64%
Other	2	8%
No Reason Given	1	4%
Total	26	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for "Other" Aggravating Departure	N	%
Cases Where an Explanation is Required	2	100%
FTA	1	50%
On supervision	1	50%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
Other	3	60%
No Reason Given	2	40%
Total	5	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for "Other" Mitigating Departure	N	%
Cases Where an Explanation is Required	3	100%
Charged under another case	1	33%
Restitution/victim related	1	33%
No Explanation Provided	1	33%

FULTON COUNTY

Total Number of Applicable Cases: 84

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	4%	88%	100%	
DURATIONAL UP [▲]	57%			
DURATIONAL DOWN [▲]	18%			
DISPOSITIONAL UP [■]	21%			
DISPOSITIONAL DOWN [■]		12%		
DISPOSITIONAL & DURATIONAL				

▲ Durational = Length of Sentence

■ Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
9	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
8	% No Departure						
	% Dur. Up						
	% Dur. Down						100%
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						480
Avg. Above							
7	% No Departure	67%			100%		
	% Dur. Up	33%					
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above	30						

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure	56%	67%	67%			
	% Dur. Up	44%	33%				
	% Dur. Down			33%	100%		50%
	% Disp. Up						
	% Disp. Down						50%
	% Both						
	Avg. Below			42	48		228
Avg. Above	48	198					
5	% No Departure	80%	33%	100%			
	% Dur. Up		33%				
	% Dur. Down		33%				
	% Disp. Up	20%					
	% Disp. Down						
	% Both						
	Avg. Below		6				
Avg. Above		24					
4	% No Departure	91%	50%				
	% Dur. Up		50%	100%		100%	
	% Dur. Down						
	% Disp. Up	9%					
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above		26	90		12		
3	% No Departure	90%	50%	33%	100%		100%
	% Dur. Up			67%		100%	
	% Dur. Down						
	% Disp. Up	10%	50%				
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above			12		42		
2	% No Departure	100%	80%		100%		
	% Dur. Up					100%	
	% Dur. Down						
	% Disp. Up		20%	100%			
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above					36		
1	% No Departure			100%			
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 8			
5-74-106	Y	Simultaneous Possession of Drugs and Firearms	120.0
Seriousness Level 7			
5-12-102	B	Robbery	72.0
5-64-420(b)(3)	A	Possession of Methamphetamine or Cocaine w/ Purpose to Deliver (>10g<200g)	120.0
Seriousness Level 6			
5-14-125	B	Sexual Assault, 2nd Degree	60.0
5-39-201	B	Burglary – Residential	52.0
Seriousness Level 5			
5-39-201	C	Burglary – Commercial	30.0
5-54-120	C	Failure to Appear	60.0
Seriousness Level 4			
5-11-103	C	False Imprisonment I	84.0
5-13-202	D	Battery II	40.0
Seriousness Level 3			
5-13-204	D	Aggravated Assault	72.0
5-36-103	C	Theft of Property	54.0
5-37-201	C	Forgery II	60.0
5-39-202	D	Breaking or Entering	32.0
Seriousness Level 2			
5-13-301	D	Terroristic Threatening I	60.0
5-73-103	D	Possession Firearm by Certain Persons	39.0

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	84	100%
Cases without a Departure	56	67%
Cases with Aggravating Departure	22	26%
Total Aggravating Reasons Given	23	-
Average Aggravating Per Case	1.0	
Cases with Mitigating Departure	6	7%
Total Mitigating Reasons Given	6	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	0	0%
2	1	4%
3	1	4%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	1	4%
9	1	4%
10	0	0%
11	0	0%
12	0	0%
13	0	0%
14	13	58%
15	1	4%
Other	1	4%
No Reason Given	4	18%
Total	23	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for "Other" Aggravating Departure	N	%
Cases Where an Explanation is Required	1	100%
Negotiated Plea	1	100%
No Explanation Provided	0	0%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
Other	0	0%
No Reason Given	6	100%
Total	6	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for "Other" Mitigating Departure	N	%
Cases Where an Explanation is Required	0	0%

GARLAND COUNTY

Total Number of Applicable Cases: 377

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	4%		98%	100%
DURATIONAL UP [▲]	62%			
DURATIONAL DOWN [▲]	12%			
DISPOSITIONAL UP [■]	20%		1%	
DISPOSITIONAL DOWN [■]				
DISPOSITIONAL & DURATIONAL	2%		1%	

▲ Durational = Length of Sentence

■ Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
9	% No Departure						
	% Dur. Up	83%					
	% Dur. Down	17%			100%		100%
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below	90			120		564
Avg. Above	96						
8	% No Departure				50%		
	% Dur. Up						
	% Dur. Down				50%		
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below				216		
Avg. Above							
7	% No Departure	40%			50%		
	% Dur. Up	60%	100%	100%			
	% Dur. Down						100%
	% Disp. Up						
	% Disp. Down						
	% Both				50%		
	Avg. Below						180
Avg. Above	78	42	36	24			

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure	53%		14%	11%		23%
	% Dur. Up	47%	100%	72%	67%		44%
	% Dur. Down			14%	22%	67%	33%
	% Disp. Up						
	% Disp. Down						
	% Both					33%	
	Avg. Below			6	24	80	92
Avg. Above	63	54	76	46		150	
5	% No Departure	90%	50%				22%
	% Dur. Up		50%	100%	86%		22%
	% Dur. Down				14%		44%
	% Disp. Up	10%					12%
	% Disp. Down						
	% Both						
	Avg. Below				36	76	81
Avg. Above		44	6	86		36	
4	% No Departure	90%	50%	25%	17%		17%
	% Dur. Up		38%	75%	50%		49%
	% Dur. Down		12%		33%	100%	17%
	% Disp. Up	10%					
	% Disp. Down						
	% Both						17%
	Avg. Below		6		12	24	64
Avg. Above		58	46	50		60	
3	% No Departure	80%	46%	22%	5%	20%	20%
	% Dur. Up			78%	90%	80%	75%
	% Dur. Down				5%		5%
	% Disp. Up	20%	54%				
	% Disp. Down						
	% Both						
	Avg. Below				12		24
Avg. Above			40	48	51	62	
2	% No Departure	89%	36%	36%	25%		11%
	% Dur. Up				75%	100%	89%
	% Dur. Down						
	% Disp. Up	11%	64%	64%			
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above				54	80	39	
1	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 9			
5-14-103	Y	Rape	274.7
5-10-103	A	Murder II	360.0
Seriousness Level 8			
5-11-102	Y	Kidnapping	360.0
5-12-103	Y	Aggravated Robbery	198.0
Seriousness Level 7			
5-12-102	B	Robbery	120.0
5-38-301	A	Arson (\$20,001-\$100,000 Damage)	120.0
5-64-420(b)(3)	A	Possession of Methamphetamine or Cocaine w/ Purpose to Deliver (>10g<200g)	108.0
Seriousness Level 6			
5-64-423(a)	C	Manufacture of Methamphetamine	72.0
5-14-125	B	Sexual Assault, 2nd Degree	150.0
5-39-201	B	Burglary - Residential	173.8
Seriousness Level 5			
5-36-103	B	Theft of Property	162.0
5-37-201	B	Forgery I	60.0
5-39-201	C	Burglary - Commercial	233.1
5-54-120	C	Failure to Appear	94.3
Seriousness Level 4			
5-11-103	C	False Imprisonment I	76.0
5-13-202	D	Battery II	102.0
Seriousness Level 3			
5-13-204	D	Aggravated Assault	72.0
5-36-103	C	Theft of Property	84.0
5-37-201	C	Forgery II	152.3
5-39-202	D	Breaking or Entering	58.2
12-12-904	C	Sex Offender Failing to Register	72.0
Seriousness Level 2			
5-13-301	D	Terroristic Threatening I	144.0
5-73-103	D	Possession Firearm by Certain Persons	69.9

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	377	100%
Cases without a Departure	158	42%
Cases with Aggravating Departure	191	51%
Total Aggravating Reasons Given	219	-
Average Aggravating Per Case	1.1	
Cases with Mitigating Departure	28	7%
Total Mitigating Reasons Given	32	-
Average Mitigating Per Case	1.1	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	0	0%
2	5	2%
3	0	0%
4	0	0%
5	0	0%
6	2	1%
7	16	8%
8	2	1%
9	0	0%
10	1	0%
11	1	0%
12	0	0%
13	4	2%
14	31	14%
15	13	6%
Other	137	63%
No Reason Given	7	3%
Total	219	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for "Other" Aggravating Departure	N	%
Cases Where an Explanation is Required	137	100%
Prior criminal history	60	44%
On supervision	57	42%
Victim related	8	6%
Negotiated plea	5	4%
Nature of offense	3	2%
All Other	4	2%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	1	3%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	6	19%
8	0	0%
9	0	0%
Other	18	56%
No Reason Given	7	22%
Total	32	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for "Other" Mitigating Departure	N	%
Cases Where an Explanation is Required	18	100%
Negotiated Plea	4	22%
Charged under another case	3	75%
Restitution/victim related	1	6%
Prior history - good	9	50%
Defendant cooperative	1	6%

GRANT COUNTY

Total Number of Applicable Cases: 85

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	30%		98%	
DURATIONAL UP [▲]	50%			
DURATIONAL DOWN [▲]	5%			
DISPOSITIONAL UP [■]	15%			
DISPOSITIONAL DOWN [■]			2%	
DISPOSITIONAL & DURATIONAL				

▲ Durational = Length of Sentence

■ Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
9	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
8	% No Departure						
	% Dur. Up		50%				
	% Dur. Down				100%		
	% Disp. Up						
	% Disp. Down		50%				
	% Both						
	Avg. Below				144		
Avg. Above		12					
7	% No Departure	100%					
	% Dur. Up		100%	100%			
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above		42	96				

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure	50%	33%	50%	50%	100%	100%
	% Dur. Up	50%	67%	50%			
	% Dur. Down				50%		
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below					12	
	Avg. Above	54	18	78			
5	% No Departure		20%	100%			
	% Dur. Up		80%				
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above		24				
4	% No Departure	100%	100%				
	% Dur. Up			100%	100%		
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above			42	48		
3	% No Departure	86%	80%	67%			
	% Dur. Up			33%	100%		
	% Dur. Down						
	% Disp. Up	14%	20%				
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above			54	66		
2	% No Departure	100%	89%				
	% Dur. Up						
	% Dur. Down						
	% Disp. Up		11%	100%			
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						
1	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 8			
5-12-103	Y	Aggravated Robbery	180.0
5-74-106	Y	Simultaneous Possession of Drugs and Firearms	216.0
Seriousness Level 7			
5-12-102	B	Robbery	96.0
5-64-420(b)(3)	A	Possession of Methamphetamine or Cocaine w/ Purpose to Deliver (>10g<200g)	180.0
Seriousness Level 6			
5-14-125	B	Sexual Assault, 2nd Degree	120.0
5-39-201	B	Burglary - Residential	88.0
Seriousness Level 5			
5-36-103	B	Theft of Property	48.0
5-39-201	C	Burglary - Commercial	60.0
Seriousness Level 3			
5-37-201	C	Forgery II	70.0
12-12-904	C	Sex Offender Failing to Register	120.0
Seriousness Level 2			
5-73-103	D	Possession Firearm by Certain Persons	56.0

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	85	100%
Cases without a Departure	56	66%
Cases with Aggravating Departure	26	30%
Total Aggravating Reasons Given	30	-
Average Aggravating Per Case	1.2	
Cases with Mitigating Departure	3	4%
Total Mitigating Reasons Given	3	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	0	0%
2	2	7%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	1	3%
10	0	0%
11	0	0%
12	0	0%
13	0	0%
14	16	54%
15	4	13%
Other	6	20%
No Reason Given	1	3%
Total	30	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for "Other" Aggravating Departure	N	%
Cases Where an Explanation is Required	6	100%
On supervision	4	66%
Habitual offender	1	17%
Nature of offense	1	17%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	1	33%
2	0	0%
3	1	33%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
Other	1	33%
No Reason Given	0	0%
Total	3	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for "Other" Mitigating Departure	N	%
Cases Where an Explanation is Required	1	100%
Negotiated Plea	1	100%

GREENE COUNTY

Total Number of Applicable Cases: 317

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	9%	91%	94%	72%
DURATIONAL UP [▲]	50%		1%	
DURATIONAL DOWN [▲]	20%		1%	
DISPOSITIONAL UP [■]	20%		2%	14%
DISPOSITIONAL DOWN [■]		9%	2%	14%
DISPOSITIONAL & DURATIONAL	1%			

[▲] Durational = Length of Sentence

[■] Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure	50%					
	% Dur. Up	50%					
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above	120						
9	% No Departure						
	% Dur. Up	100%					
	% Dur. Down			100%			
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below			156			
Avg. Above	180						
8	% No Departure	25%					
	% Dur. Up				50%		
	% Dur. Down				50%		
	% Disp. Up	25%					
	% Disp. Down	25%					
	% Both	25%					
	Avg. Below				180		
Avg. Above	48				60		
7	% No Departure	100%	67%	50%			
	% Dur. Up		33%	50%			
	% Dur. Down					100%	
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						76
Avg. Above		18	60				

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure	70%	71%	57%	88%		
	% Dur. Up	30%	29%				
	% Dur. Down			43%	12%		
	% Disp. Up					50%	
	% Disp. Down					50%	
	% Both						
	Avg. Below			24	72		
Avg. Above	152	198					
5	% No Departure	89%	95%	88%	67%		
	% Dur. Up		5%		11%		
	% Dur. Down			12%	22%		
	% Disp. Up	11%				67%	
	% Disp. Down					33%	100%
	% Both						
	Avg. Below			9	36		
Avg. Above		11		22			
4	% No Departure	74%	91%	72%	100%	67%	
	% Dur. Up		9%	14%			
	% Dur. Down			14%		33%	100%
	% Disp. Up	13%					
	% Disp. Down	13%					
	% Both						
	Avg. Below			24		60	36
Avg. Above		102	6				
3	% No Departure	95%	73%	57%	38%	47%	
	% Dur. Up			36%	62%	33%	75%
	% Dur. Down			7%		20%	25%
	% Disp. Up	5%	27%				
	% Disp. Down						
	% Both						
	Avg. Below			13		10	12
Avg. Above			27	16	30	12	
2	% No Departure	100%	86%	57%	78%		
	% Dur. Up				22%		
	% Dur. Down						
	% Disp. Up		14%	43%			
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above				36			
1	% No Departure		100%	100%			
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 10			
5-10-102	Y	Murder I	420.0
Seriousness Level 9			
5-14-103	Y	Rape	420.0
5-10-103	A	Murder II	240.0
Seriousness Level 8			
5-12-103	Y	Aggravated Robbery	300.0
5-13-201	B	Battery I	174.0
Seriousness Level 7			
5-12-102	B	Robbery	100.0
5-14-124	A	Sexual Assault, 1st Degree	360.0
5-64-420(b)(3)	A	Possession of Methamphetamine or Cocaine w/ Purpose to Deliver (>10g<200g)	24.0
Seriousness Level 6			
5-14-125	B	Sexual Assault, 2nd Degree	240.0
5-39-201	B	Burglary – Residential	39.6
Seriousness Level 5			
5-39-201	C	Burglary – Commercial	28.8
5-54-105	B	Hindering Apprehension or Prosecution	42.0
5-54-120	C	Failure to Appear	31.5
Seriousness Level 4			
5-13-202	D	Battery II	24.0
Seriousness Level 3			
5-13-204	D	Aggravated Assault	48.0
5-36-103	C	Theft of Property	60.0
5-37-201	C	Forgery II	32.7
5-39-202	D	Breaking or Entering	54.0
12-12-904	C	Sex Offender Failing to Register	57.0
Seriousness Level 2			
5-13-301	D	Terroristic Threatening I	42.0
5-73-103	D	Possession Firearm by Certain Persons	48.0
Seriousness Level 1			
5-37-203	D	Defrauding Secured Creditors	72.0

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	317	100%
Cases without a Departure	222	70%
Cases with Aggravating Departure	68	21%
Total Aggravating Reasons Given	78	-
Average Aggravating Per Case	1.1	
Cases with Mitigating Departure	27	9%
Total Mitigating Reasons Given	27	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	0	0%
2	5	6%
3	4	5%
4	0	0%
5	2	3%
6	0	0%
7	16	21%
8	5	6%
9	3	4%
10	1	1%
11	1	1%
12	0	0%
13	0	0%
14	11	14%
15	18	23%
Other	2	3%
No Reason Given	10	13%
Total	78	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for “Other” Aggravating Departure	N	%
Cases Where an Explanation is Required	2	100%
On supervision	1	50%
Habitual offender	1	50%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	1	4%
4	0	0%
5	0	0%
6	0	0%
7	15	56%
8	0	0%
9	0	0%
Other	1	4%
No Reason Given	10	36%
Total	27	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for “Other” Mitigating Departure	N	%
Cases Where an Explanation is Required	1	100%
Negotiated Plea	1	100%

HEMPSTEAD COUNTY

Total Number of Applicable Cases: 225

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	7%	100%	100%	
DURATIONAL UP [▲]	76%			
DURATIONAL DOWN [▲]	6%			
DISPOSITIONAL UP [■]	7%			
DISPOSITIONAL DOWN [■]				
DISPOSITIONAL & DURATIONAL	4%			

[▲] Durational = Length of Sentence

[■] Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up						
	% Dur. Down	100%					
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below	120					
	Avg. Above						
9	% No Departure						
	% Dur. Up					100%	
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both	100%					
	Avg. Below	180					
	Avg. Above					120	
8	% No Departure						
	% Dur. Up				100%		
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above				120		
7	% No Departure	83%		17%			
	% Dur. Up	17%	100%	83%	100%		
	% Dur. Down						100%
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						168
	Avg. Above	54	66	225	60		

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure	75%	43%				60%
	% Dur. Up	25%	57%	80%	100%		20%
	% Dur. Down			20%			
	% Disp. Up						
	% Disp. Down						
	% Both						20%
	Avg. Below			42			48
	Avg. Above	72	84	69	108		120
5	% No Departure	100%	71%	75%	29%	100%	33%
	% Dur. Up		29%	25%	57%		
	% Dur. Down				14%		
	% Disp. Up						
	% Disp. Down						
	% Both						67%
	Avg. Below				12		
	Avg. Above		180	66	63		72
4	% No Departure	100%	67%	43%		100%	
	% Dur. Up		33%	43%	100%		
	% Dur. Down			14%			
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below			6			
	Avg. Above		54	122	18		
3	% No Departure	100%	75%	60%	47%	38%	43%
	% Dur. Up			40%	47%	62%	57%
	% Dur. Down				5%		
	% Disp. Up		25%				
	% Disp. Down						
	% Both						
	Avg. Below				18		
	Avg. Above			84	75	59	105
2	% No Departure	100%	67%		50%		
	% Dur. Up				50%	100%	100%
	% Dur. Down						
	% Disp. Up		33%	100%			
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above				12	96	138
1	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 10			
5-10-102	Y	Murder I	240.0
Seriousness Level 9			
5-14-103	Y	Rape	60.0
5-13-201	Y	Battery I, Victim under 4 years old	720.0
Seriousness Level 8			
5-13-201	B	Battery I	480.0
Seriousness Level 7			
5-64-401	Y	Manufacture Methamphetamine	420.0
5-12-102	B	Robbery	136.0
5-64-420(b)(3)	A	Possession of Methamphetamine or Cocaine w/ Purpose to Deliver (>10g<200g)	138.0
5-64-402	B	Failure to keep Records - Drug Free Zone	132.0
Seriousness Level 6			
5-64-423(a)	C	Manufacture of Methamphetamine	24.0
5-39-201	B	Burglary - Residential	162.5
Seriousness Level 5			
5-39-201	C	Burglary - Commercial	194.0
5-54-120	C	Failure to Appear	108.0
Seriousness Level 4			
5-13-202	D	Battery II	72.0
5-64-436(b)(3)	C	Possession of Schedule VI Controlled Substance with Purpose to Delivery (>4 oz. <25 lbs)	120.0
Seriousness Level 3			
5-13-204	D	Aggravated Assault	144.0
5-36-103	C	Theft of Property	140.0
5-37-201	C	Forgery II	160.0
5-39-202	D	Breaking or Entering	109.3
12-12-904	C	Sex Offender Failing to Register	60.0
Seriousness Level 2			
5-13-301	D	Terroristic Threatening I	72.0
5-73-103	D	Possession Firearm by Certain Persons	92.0

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	225	100%
Cases without a Departure	137	61%
Cases with Aggravating Departure	80	36%
Total Aggravating Reasons Given	138	-
Average Aggravating Per Case	1.7	
Cases with Mitigating Departure	8	4%
Total Mitigating Reasons Given	8	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	1	1%
8	3	2%
9	0	0%
10	0	0%
11	0	0%
12	0	0%
13	1	1%
14	64	46%
15	7	5%
Other	57	41%
No Reason Given	5	4%
Total	138	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for “Other” Aggravating Departure	N	%
Cases Where an Explanation is Required	57	100%
Habitual offender	55	96%
Drug related	1	2%
Prior criminal history	1	2%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
Other	4	50%
No Reason Given	4	50%
Total	8	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for “Other” Mitigating Departure	N	%
Cases Where an Explanation is Required	4	100%
Negotiated Plea	2	50%
Defendant cooperative	1	25%
Charged under another case	1	25%

HOT SPRING COUNTY

Total Number of Applicable Cases: 235

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	37%	100%	100%	
DURATIONAL UP [▲]	24%			
DURATIONAL DOWN [▲]	8%			
DISPOSITIONAL UP [■]	31%			
DISPOSITIONAL DOWN [■]				
DISPOSITIONAL & DURATIONAL				

▲ Durational = Length of Sentence

■ Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
9	% No Departure						
	% Dur. Up	67%					
	% Dur. Down	33%					
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below	60					
Avg. Above	60						
8	% No Departure	100%					
	% Dur. Up						
	% Dur. Down					100%	
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below					192	
Avg. Above							
7	% No Departure	27%	50%	25%			
	% Dur. Up	73%	50%	25%			
	% Dur. Down			50%			
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below			42			
Avg. Above	85	150	60				

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure	60%		100%	100%		
	% Dur. Up	40%	100%			100%	
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
5	Avg. Above	62	15			84	
	% No Departure	55%	100%	100%	50%	100%	
	% Dur. Up						
	% Dur. Down				50%		100%
	% Disp. Up	45%					
	% Disp. Down						
	% Both						
Avg. Below				18		102	
4	Avg. Above						
	% No Departure	76%	75%	50%	50%		100%
	% Dur. Up		25%	38%			
	% Dur. Down			12%	50%		
	% Disp. Up	24%					
	% Disp. Down						
	% Both						
Avg. Below			12	21			
3	Avg. Above		33	102			
	% No Departure	65%	27%	84%	86%	33%	80%
	% Dur. Up			16%	14%		
	% Dur. Down					67%	20%
	% Disp. Up	35%	73%				
	% Disp. Down						
	% Both						
Avg. Below					6	18	
2	Avg. Above			22	18		
	% No Departure	50%	25%			50%	100%
	% Dur. Up				100%	50%	
	% Dur. Down						
	% Disp. Up	50%	75%	100%			
	% Disp. Down						
	% Both						
Avg. Below							
1	Avg. Above				48	72	
	% No Departure	100%					
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
Avg. Below							
Avg. Above							

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 9			
5-14-103	Y	Rape	300.0
Seriousness Level 8			
5-12-103	Y	Aggravated Robbery	120.0
5-74-106	Y	Simultaneous Possession of Drugs and Firearms	240.0
Seriousness Level 7			
5-12-102	B	Robbery	80.4
5-14-124	A	Sexual Assault, 1st Degree	198.0
5-64-420(b)(3)	A	Possession of Methamphetamine or Cocaine w/ Purpose to Deliver (>10g<200g)	132.0
Seriousness Level 6			
5-64-423(a)	C	Manufacture of Methamphetamine	60.0
5-14-125	B	Sexual Assault, 2nd Degree	73.2
5-39-201	B	Burglary - Residential	61.1
Seriousness Level 5			
5-36-103	B	Theft of Property	150.0
5-39-201	C	Burglary - Commercial	84.0
Seriousness Level 4			
5-11-103	C	False Imprisonment I	36.0
5-13-202	D	Battery II	46.8
5-64-436(b)(3)	C	Possession of Schedule VI Controlled Substance with Purpose to Delivery (>4 oz. <25 lbs)	60.0
Seriousness Level 3			
5-13-204	D	Aggravated Assault	42.0
5-36-103	C	Theft of Property	48.0
5-37-201	C	Forgery II	28.5
5-38-203	C	Criminal Mischief I	54.0
5-39-202	D	Breaking or Entering	42.3
12-12-904	C	Sex Offender Failing to Register	31.5
Seriousness Level 2			
5-13-301	D	Terroristic Threatening I	32.0
5-73-103	D	Possession Firearm by Certain Persons	57.0

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	235	100%
Cases without a Departure	134	57%
Cases with Aggravating Departure	88	37%
Total Aggravating Reasons Given	91	-
Average Aggravating Per Case	1.0	
Cases with Mitigating Departure	13	6%
Total Mitigating Reasons Given	13	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	0	0%
2	6	7%
3	0	0%
4	3	3%
5	0	0%
6	0	0%
7	5	5%
8	0	0%
9	0	0%
10	0	0%
11	2	2%
12	0	0%
13	0	0%
14	36	40%
15	13	14%
Other	19	21%
No Reason Given	7	8%
Total	91	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for “Other” Aggravating Departure	N	%
Cases Where an Explanation is Required	19	100%
Negotiated Plea	9	47%
Failed drug court	3	16%
Prior criminal history	2	11%
Nature of offense	1	5%
Failed drug court	1	5%
All Others	3	16%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	6	46%
8	0	0%
9	0	0%
Other	4	31%
No Reason Given	3	23%
Total	13	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for “Other” Mitigating Departure	N	%
Cases Where an Explanation is Required	4	100%
Negotiated Plea	2	50%
Defendant cooperative	1	50%
Charged under another case	1	25%

HOWARD COUNTY

Total Number of Applicable Cases: 102

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	2%	100%	100%	
DURATIONAL UP [▲]	37%			
DURATIONAL DOWN [▲]	26%			
DISPOSITIONAL UP [■]	33%			
DISPOSITIONAL DOWN [■]				
DISPOSITIONAL & DURATIONAL	2%			

[▲] Durational = Length of Sentence

[■] Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						
9	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						
8	% No Departure						
	% Dur. Up	100%					
	% Dur. Down			100%			
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below			120			
	Avg. Above	60					
7	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure	40%					
	% Dur. Up	60%					
	% Dur. Down						100%
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						204
	Avg. Above	56					
5	% No Departure	100%			100%		
	% Dur. Up			50%			
	% Dur. Down		100%	50%		100%	
	% Disp. Up						
	% Disp. Down						
	% Both						100%
	Avg. Below		18	18		60	108
	Avg. Above			42			
4	% No Departure	50%	33%				
	% Dur. Up		67%	75%			
	% Dur. Down			25%	100%		100%
	% Disp. Up	50%					
	% Disp. Down						
	% Both						
	Avg. Below			18	6		36
	Avg. Above		36	50			
3	% No Departure	81%	30%				
	% Dur. Up			100%	83%	100%	
	% Dur. Down				17%		100%
	% Disp. Up	19%	70%				
	% Disp. Down						
	% Both						
	Avg. Below				18		20
	Avg. Above			30	8	6	
2	% No Departure	100%					
	% Dur. Up				100%		
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above				18		
1	% No Departure	100%					
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 8			
5-13-201	B	Battery I	144.0
Seriousness Level 6			
5-39-201	B	Burglary – Residential	48.0
Seriousness Level 5			
5-39-201	C	Burglary – Commercial	24.0
Seriousness Level 4			
5-13-202	D	Battery II	48.0
Seriousness Level 3			
5-13-204	D	Aggravated Assault	48.0
5-36-103	C	Theft of Property	24.0
5-37-201	C	Forgery II	45.8
5-39-202	D	Breaking or Entering	72.0
5-64-419(b)(5)(ii)	D	Possession of Controlled Substance - Schedule VI (>1 oz <4 oz; 2 previous convictions)	36.0
5-64-419(b)(5)(iii)	D	Possession of Controlled Substance - Schedule VI (>4 oz <10 lbs)	60.0
Seriousness Level 2			
5-73-103	D	Possession Firearm by Certain Persons	60.0

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	102	100%
Cases without a Departure	46	45%
Cases with Aggravating Departure	41	40%
Total Aggravating Reasons Given	41	-
Average Aggravating Per Case	1.0	
Cases with Mitigating Departure	15	15%
Total Mitigating Reasons Given	15	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
10	0	0%
11	0	0%
12	0	0%
13	0	0%
14	0	0%
15	0	0%
Other	0	0%
No Reason Given	41	100%
Total	41	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for "Other" Aggravating Departure	N	%
Cases Where an Explanation is Required	0	0%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
Other	0	0%
No Reason Given	15	100%
Total	15	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for "Other" Mitigating Departure	N	%
Cases Where an Explanation is Required	0	0%

INDEPENDENCE COUNTY

Total Number of Applicable Cases: 227

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	7%	92%	96%	
DURATIONAL UP [▲]	55%			
DURATIONAL DOWN [▲]	13%			
DISPOSITIONAL UP [■]	20%			
DISPOSITIONAL DOWN [■]		8%	4%	
DISPOSITIONAL & DURATIONAL	5%			

▲ Durational = Length of Sentence

■ Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up	100%					
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above	120						
9	% No Departure						
	% Dur. Up	100%					
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above	144						
8	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
7	% No Departure		20%				
	% Dur. Up		80%			67%	
	% Dur. Down						
	% Disp. Up						
	% Disp. Down					33%	
	% Both						
	Avg. Below						
Avg. Above		27			80		

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure	65%		25%			
	% Dur. Up	35%	100%	75%			
	% Dur. Down					100%	40%
	% Disp. Up						
	% Disp. Down						40%
	% Both						20%
	Avg. Below					36	78
	Avg. Above	98	18	78			
5	% No Departure	100%	50%	56%	67%		
	% Dur. Up		50%	33%	33%		
	% Dur. Down			11%		50%	20%
	% Disp. Up						
	% Disp. Down					50%	20%
	% Both						60%
	Avg. Below			18		60	120
	Avg. Above		24	46	408		
4	% No Departure	87%	33%	25%	33%		
	% Dur. Up		67%	75%	67%		
	% Dur. Down						50%
	% Disp. Up	13%					
	% Disp. Down						
	% Both						50%
	Avg. Below						48
	Avg. Above		50	22	66		
3	% No Departure	88%	50%	53%	11%		33%
	% Dur. Up			47%	89%	43%	
	% Dur. Down					57%	67%
	% Disp. Up	12%	50%				
	% Disp. Down						
	% Both						
	Avg. Below					9	24
	Avg. Above			39	41	18	
2	% No Departure	100%	40%	50%			
	% Dur. Up				100%	100%	100%
	% Dur. Down						
	% Disp. Up		60%	50%			
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above				28	48	18
1	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 10			
5-10-102	Y	Murder I	480.0
Seriousness Level 9			
5-14-103	Y	Rape	384.0
Seriousness Level 7			
5-64-401	Y	Manufacture Methamphetamine	72.0
5-12-102	B	Robbery	60.0
5-64-420(b)(3)	A	Possession of Methamphetamine or Cocaine w/ Purpose to Deliver (>10g<200g)	180.0
Seriousness Level 6			
5-14-125	B	Sexual Assault, 2nd Degree	56.0
5-39-201	B	Burglary - Residential	115.5
Seriousness Level 5			
5-36-103	B	Theft of Property	180.0
5-37-201	B	Forgery I	60.0
5-39-201	C	Burglary - Commercial	78.0
5-54-120	C	Failure to Appear	65.3
Seriousness Level 4			
5-11-103	C	False Imprisonment I	60.0
5-13-202	D	Battery II	54.0
5-53-102	C	Perjury	120.0
5-64-436(b)(3)	C	Possession of Schedule VI Controlled Substance with Purpose to Delivery (>4 oz. <25 lbs)	120.0
Seriousness Level 3			
5-13-204	D	Aggravated Assault	94.3
5-36-103	C	Theft of Property	68.0
5-36-106	C	Theft by Receiving	60.0
5-37-201	C	Forgery II	53.5
5-39-202	D	Breaking or Entering	51.4
12-12-904	C	Sex Offender Failing to Register	43.5
Seriousness Level 2			
5-13-301	D	Terroristic Threatening I	48.0
5-38-204	D	Criminal Mischief II	54.8

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	227	100%
Cases without a Departure	124	55%
Cases with Aggravating Departure	84	37%
Total Aggravating Reasons Given	95	-
Average Aggravating Per Case	1.1	
Cases with Mitigating Departure	19	8%
Total Mitigating Reasons Given	19	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	1	1%
2	1	1%
3	3	3%
4	2	2%
5	0	0%
6	2	2%
7	15	16%
8	3	3%
9	3	3%
10	0	0%
11	1	1%
12	0	0%
13	2	2%
14	23	24%
15	1	1%
Other	1	1%
No Reason Given	37	40%
Total	95	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for “Other” Aggravating Departure	N	%
Cases Where an Explanation is Required	1	100%
Sex offender	1	100%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	3	16%
8	0	0%
9	0	0%
Other	0	0%
No Reason Given	16	84%
Total	19	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for “Other” Mitigating Departure	N	%
Cases Where an Explanation is Required	0	0%

IZARD COUNTY

Total Number of Applicable Cases: 67

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	10%	100%	98%	
DURATIONAL UP [▲]	65%			
DURATIONAL DOWN [▲]	10%			
DISPOSITIONAL UP [■]	15%			
DISPOSITIONAL DOWN [■]			2%	
DISPOSITIONAL & DURATIONAL				

▲ Durational = Length of Sentence

■ Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
9	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
8	% No Departure	50%					
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down	50%					
	% Both						
	Avg. Below						
Avg. Above							
7	% No Departure		100%				
	% Dur. Up	100%					
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above	54						

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure	91%	60%	33%			
	% Dur. Up	9%	40%				
	% Dur. Down			67%			
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below			6			
Avg. Above	96	102					
5	% No Departure	100%	20%		100%		
	% Dur. Up		80%	100%			
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above		90	32				
4	% No Departure	100%	100%	67%	100%		
	% Dur. Up			33%			
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above			6				
3	% No Departure	100%		100%	100%		100%
	% Dur. Up					100%	
	% Dur. Down						
	% Disp. Up		100%				
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above					18		
2	% No Departure	100%					
	% Dur. Up						
	% Dur. Down						
	% Disp. Up			100%			
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
1	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 8			
5-38-301	Y	Arson (More than \$100,000 Damage)	120.0
Seriousness Level 7			
5-38-301	A	Arson (\$20,001-\$100,000 Damage)	96.0
Seriousness Level 6			
5-39-201	B	Burglary - Residential	128.0
Seriousness Level 5			
5-39-201	C	Burglary - Commercial	120.0
Seriousness Level 4			
5-13-202	D	Battery II	36.0
Seriousness Level 3			
5-39-202	D	Breaking or Entering	72.0
Seriousness Level 2			
5-73-103	D	Possession Firearm by Certain Persons	60.0

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	67	100%
Cases without a Departure	48	72%
Cases with Aggravating Departure	16	24%
Total Aggravating Reasons Given	16	-
Average Aggravating Per Case	1.0	
Cases with Mitigating Departure	3	4%
Total Mitigating Reasons Given	3	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	2	13%
4	0	0%
5	0	0%
6	0	0%
7	4	25%
8	0	0%
9	0	0%
10	0	0%
11	0	0%
12	0	0%
13	1	6%
14	7	43%
15	0	0%
Other	0	0%
No Reason Given	2	13%
Total	16	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for "Other" Aggravating Departure	N	%
Cases Where an Explanation is Required	0	0%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
Other	0	0%
No Reason Given	3	100%
Total	3	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for "Other" Mitigating Departure	N	%
Cases Where an Explanation is Required	0	0%

JACKSON COUNTY

Total Number of Applicable Cases: 196

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	12%	100%	100%	100%
DURATIONAL UP [▲]	55%			
DURATIONAL DOWN [▲]	14%			
DISPOSITIONAL UP [■]	14%			
DISPOSITIONAL DOWN [■]				
DISPOSITIONAL & DURATIONAL	5%			

▲ Durational = Length of Sentence

■ Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
9	% No Departure						
	% Dur. Up						
	% Dur. Down		100%				
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below		72				
Avg. Above							
8	% No Departure	100%					
	% Dur. Up						
	% Dur. Down			67%	50%		
	% Disp. Up						
	% Disp. Down						
	% Both			33%	50%		100%
	Avg. Below			124	120		360
Avg. Above							
7	% No Departure			100%			
	% Dur. Up	100%					
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above		81					

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure	62%		25%	25%		100%
	% Dur. Up	38%	100%	50%	75%		
	% Dur. Down			25%			
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below			18			
Avg. Above	96	108	105	92			
5	% No Departure	100%	100%		33%		
	% Dur. Up			100%	33%		
	% Dur. Down				33%		
	% Disp. Up						
	% Disp. Down						
	% Both						100%
	Avg. Below				24		84
Avg. Above			36	48			
4	% No Departure	67%					
	% Dur. Up		100%	100%	60%		
	% Dur. Down				40%	100%	
	% Disp. Up	33%					
	% Disp. Down						
	% Both						
	Avg. Below				12	12	
Avg. Above		30	60	26			
3	% No Departure	100%	78%	75%	35%		46%
	% Dur. Up			25%	65%	67%	39%
	% Dur. Down					33%	15%
	% Disp. Up		22%				
	% Disp. Down						
	% Both						
	Avg. Below					6	18
Avg. Above			62	79	36	62	
2	% No Departure	75%	100%	33%	100%		
	% Dur. Up						
	% Dur. Down						
	% Disp. Up	25%		67%			
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
1	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 8			
5-74-106	Y	Simultaneous Possession of Drugs and Firearms	240.0
Seriousness Level 7			
5-64-401	Y	Manufacture Methamphetamine	96.0
5-12-102	B	Robbery	240.0
5-38-301	A	Arson (\$20,001-\$100,000 Damage)	60.0
5-64-420(b)(3)	A	Possession of Methamphetamine or Cocaine w/ Purpose to Deliver (>10g<200g)	84.0
Seriousness Level 6			
5-14-125	B	Sexual Assault, 2nd Degree	216.0
5-39-201	B	Burglary – Residential	121.3
Seriousness Level 5			
5-39-201	C	Burglary – Commercial	88.0
Seriousness Level 4			
5-13-202	D	Battery II	48.0
5-64-436(b)(3)	C	Possession of Schedule VI Controlled Substance with Purpose to Delivery (>4 oz. <25 lbs)	120.0
Seriousness Level 3			
5-13-204	D	Aggravated Assault	120.0
5-36-103	C	Theft of Property	117.0
5-37-201	C	Forgery II	49.5
5-39-202	D	Breaking or Entering	58.7
12-12-904	C	Sex Offender Failing to Register	54.0
Seriousness Level 2			
5-13-301	D	Terroristic Threatening I	72.0
5-73-103	D	Possession Firearm by Certain Persons	120.0

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	196	100%
Cases without a Departure	121	62%
Cases with Aggravating Departure	63	32%
Total Aggravating Reasons Given	73	-
Average Aggravating Per Case	1.2	
Cases with Mitigating Departure	12	6%
Total Mitigating Reasons Given	12	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	0	0%
2	1	1%
3	8	11%
4	1	1%
5	0	0%
6	0	0%
7	8	11%
8	9	12%
9	1	1%
10	0	0%
11	0	0%
12	0	0%
13	5	7%
14	18	25%
15	5	7%
Other	2	3%
No Reason Given	15	21%
Total	73	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for "Other" Aggravating Departure	N	%
Cases Where an Explanation is Required	2	100%
No Explanation Provided	2	100%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	1	8%
8	0	0%
9	1	8%
Other	0	0%
No Reason Given	10	84%
Total	12	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for "Other" Mitigating Departure	N	%
Cases Where an Explanation is Required	0	0%

JEFFERSON COUNTY

Total Number of Applicable Cases: 509

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	11%	100%	97%	60%
DURATIONAL UP [▲]	52%			20%
DURATIONAL DOWN [▲]	24%		1%	20%
DISPOSITIONAL UP [■]	12%		1%	
DISPOSITIONAL DOWN [■]			1%	
DISPOSITIONAL & DURATIONAL	1%			

▲ Durational = Length of Sentence

■ Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure	50%					
	% Dur. Up				100%		
	% Dur. Down	50%					
	% Disp. Up						
	% Disp. Down						
	% Both		100%				
	Avg. Below	12	144				
Avg. Above				192			
9	% No Departure	50%					
	% Dur. Up						
	% Dur. Down	50%	67%	100%	100%		
	% Disp. Up						
	% Disp. Down		33%				
	% Both						
	Avg. Below	60	138	210	216		
Avg. Above							
8	% No Departure	20%	25%	25%	50%		
	% Dur. Up	20%					
	% Dur. Down	20%	75%	75%	50%	100%	100%
	% Disp. Up						
	% Disp. Down	40%					
	% Both						
	Avg. Below	60	48	132	120	288	330
Avg. Above	12						
7	% No Departure	78%		33%			
	% Dur. Up	22%	100%	67%	40%	100%	
	% Dur. Down				40%		100%
	% Disp. Up						
	% Disp. Down						
	% Both				20%		
	Avg. Below				54		172
Avg. Above	216	42	48	172	44		

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure	87%	56%	24%	20%		33%
	% Dur. Up	10%	44%	52%	20%		33%
	% Dur. Down	3%		24%	60%	72%	
	% Disp. Up					14%	
	% Disp. Down					14%	
	% Both						33%
	Avg. Below	20		27	32	31	96
Avg. Above	68	53	55	60		72	
5	% No Departure	95%	50%	20%	50%	50%	25%
	% Dur. Up		50%	80%	50%		
	% Dur. Down					50%	75%
	% Disp. Up	5%					
	% Disp. Down						
	% Both						
	Avg. Below					60	68
Avg. Above		63	45	28			
4	% No Departure	95%	67%	25%	9%	50%	20%
	% Dur. Up		33%	75%	73%		
	% Dur. Down				18%	50%	80%
	% Disp. Up	5%					
	% Disp. Down						
	% Both						
	Avg. Below				18	12	27
Avg. Above		45	39	26			
3	% No Departure	94%	80%	68%	36%	50%	18%
	% Dur. Up			32%	50%	33%	72%
	% Dur. Down				14%	17%	10%
	% Disp. Up	6%	20%				
	% Disp. Down						
	% Both						
	Avg. Below				9	6	12
Avg. Above			37	32	21	26	
2	% No Departure	100%	54%	59%	20%	14%	33%
	% Dur. Up				80%	86%	50%
	% Dur. Down						17%
	% Disp. Up		38%	41%			
	% Disp. Down		8%				
	% Both						
	Avg. Below						6
Avg. Above				54	60	18	
1	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 10			
5-10-102	Y	Murder I	417.0
Seriousness Level 9			
5-14-103	Y	Rape	228.0
5-10-103	A	Murder II	204.0
5-13-310	Y	Terroristic Act	300.0
5-74-107	Y	Dishcharge of a Firearm from Car (1st Degree)	240.0
Seriousness Level 8			
5-12-103	Y	Aggravated Robbery	262.0
5-13-201	B	Battery I	154.6
5-13-310	Y	Terroristic Act	360.0
5-74-106	Y	Simultaneous Possession of Drugs and Firearms	96.0
Seriousness Level 7			
5-64-401	Y	Manufacture Methamphetamine	264.0
5-12-102	B	Robbery	152.0
5-14-123	A	Knowingly Exposing Another to HIV	480.0
5-64-420(b)(3)	A	Possession of Methamphetamine or Cocaine w/ Purpose to Deliver (>10g<200g)	72.0
5-74-107	B	Discharge of a Firearm From Car (2nd Degree)	132.0
Seriousness Level 6			
5-14-125	B	Sexual Assault, 2nd Degree	96.0
5-39-201	B	Burglary - Residential	138.5
Seriousness Level 5			
5-36-103	B	Theft of Property	160.0
5-36-106	B	Theft by Receiving	84.0
5-37-201	B	Forgery I	84.0
5-39-201	C	Burglary - Commercial	102.0
5-54-105	B	Hindering Apprehension or Prosecution	180.0
Seriousness Level 4			
5-13-202	D	Battery II	62.8
Seriousness Level 3			
5-13-204	D	Aggravated Assault	81.3
5-36-103	C	Theft of Property	124.0
5-36-106	C	Theft by Receiving	120.0
5-37-201	C	Forgery II	60.0
5-37-302	C	Hot check/Personal Services (\$200 - \$2500)	60.0
5-38-203	C	Criminal Mischief I	74.6
12-12-904	C	Sex Offender Failing to Register	52.0

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 2			
5-13-301	D	Terroristic Threatening I	55.5
5-73-103	D	Possession Firearm by Certain Persons	63.3

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	509	100%
Cases without a Departure	309	61%
Cases with Aggravating Departure	141	28%
Total Aggravating Reasons Given	150	-
Average Aggravating Per Case	1.1	
Cases with Mitigating Departure	59	11%
Total Mitigating Reasons Given	59	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	0	0%
2	1	1%
3	0	0%
4	1	1%
5	0	0%
6	0	0%
7	3	2%
8	3	2%
9	0	0%
10	1	1%
11	2	1%
12	0	0%
13	9	6%
14	75	49%
15	4	3%
Other	45	30%
No Reason Given	6	4%
Total	150	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for "Other" Aggravating Departure	N	%
Cases Where an Explanation is Required	45	100%
Negotiated Plea	18	40%
On supervision	14	31%
Prior criminal history	3	7%
Nature of offense	3	7%
Victim related	1	2%
All Other	1	2%
No Explanation provided	5	11%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	1	2%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	14	24%
8	0	0%
9	4	7%
Other	29	48%
No Reason Given	11	19%
Total	59	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for "Other" Mitigating Departure	N	%
Cases Where an Explanation is Required	29	100%
Negotiated Plea	20	70
Other	3	11%
Restitution/victim related	1	3%
Defendant cooperative	1	3%
Drug related	1	3%
Prior criminal history - good	1	3%
No Explanation Provided	2	7%

JOHNSON COUNTY

Total Number of Applicable Cases: 157

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	7%	100%	100%	
DURATIONAL UP [▲]	24%			
DURATIONAL DOWN [▲]	29%			
DISPOSITIONAL UP [■]	20%			
DISPOSITIONAL DOWN [■]				
DISPOSITIONAL & DURATIONAL	20%			

[▲] Durational = Length of Sentence

[■] Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
9	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
8	% No Departure	100%					
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
7	% No Departure	20%	50%				
	% Dur. Up	60%	50%	100%	100%		
	% Dur. Down	20%					
	% Disp. Up						
	% Disp. Down						
	% Both						100%
	Avg. Below	18					60
Avg. Above	82	66	36	144			

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure	86%	50%	20%	20%		40%
	% Dur. Up	14%		20%			
	% Dur. Down		50%	60%	80%		
	% Disp. Up						
	% Disp. Down						
	% Both					100%	60%
	Avg. Below		12	26	47	36	160
Avg. Above	66		138		24		
5	% No Departure	86%	50%				
	% Dur. Up						
	% Dur. Down		50%	100%	100%		25%
	% Disp. Up	14%					
	% Disp. Down						
	% Both					100%	75%
	Avg. Below		12	30	24	84	123
Avg. Above							
4	% No Departure	100%	100%				
	% Dur. Up				100%		
	% Dur. Down						100%
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						57
Avg. Above				54			
3	% No Departure	94%	75%	80%			50%
	% Dur. Up			20%	100%		
	% Dur. Down					100%	50%
	% Disp. Up	6%	25%				
	% Disp. Down						
	% Both						
	Avg. Below					6	12
Avg. Above			54	30			
2	% No Departure	100%	50%	33%	100%		
	% Dur. Up					100%	100%
	% Dur. Down						
	% Disp. Up		50%	67%			
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above					12	6	
1	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 7			
5-14-124	A	Sexual Assault, 1st Degree	240.0
5-64-420(b)(3)	A	Possession of Methamphetamine or Cocaine w/ Purpose to Deliver (>10g<200g)	120.0
Seriousness Level 6			
5-14-125	B	Sexual Assault, 2nd Degree	144.0
5-39-201	B	Burglary - Residential	54.0
Seriousness Level 5			
5-54-120	C	Failure to Appear	38.0
5-64-419(b)(5)(iv)	C	Possession of Controlled Substance - Schedule IV (>25 lbs <100 lbs)	24.0
Seriousness Level 4			
5-13-202	D	Battery II	39.0
5-64-436(b)(3)	C	Possession of Schedule VI Controlled Substance with Purpose to Delivery (>4 oz. <25 lbs)	108.0
Seriousness Level 3			
5-39-202	D	Breaking or Entering	48.0
12-12-904	C	Sex Offender Failing to Register	24.0
Seriousness Level 2			
5-13-301	D	Terroristic Threatening I	48.0
5-73-103	D	Possession Firearm by Certain Persons	51.0

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	157	100%
Cases without a Departure	102	65%
Cases with Aggravating Departure	37	24%
Total Aggravating Reasons Given	51	-
Average Aggravating Per Case	1.4	
Cases with Mitigating Departure	18	11%
Total Mitigating Reasons Given	18	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	0	0%
2	3	6%
3	0	0%
4	0	0%
5	0	0%
6	2	4%
7	2	4%
8	1	2%
9	1	2%
10	1	2%
11	1	2%
12	0	0%
13	0	0%
14	10	20%
15	3	6%
Other	14	27%
No Reason Given	13	25%
Total	51	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for "Other" Aggravating Departure	N	%
Cases Where an Explanation is Required	14	100%
On supervision	10	71%
Prior criminal history	4	29%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
Other	1	6%
No Reason Given	17	94%
Total	18	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for "Other" Mitigating Departure	N	%
Cases Where an Explanation is Required	1	100%
No Explanation Provided	1	100%

LAFAYETTE COUNTY

Total Number of Applicable Cases: 28

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	12%	80%	100%	
DURATIONAL UP [▲]	41%			
DURATIONAL DOWN [▲]	35%			
DISPOSITIONAL UP [■]	12%			
DISPOSITIONAL DOWN [■]		20%		
DISPOSITIONAL & DURATIONAL				

▲ Durational = Length of Sentence

■ Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
9	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
8	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
7	% No Departure				100%		
	% Dur. Up	100%					
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above	42						

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure	100%	33%				
	% Dur. Up		50%				
	% Dur. Down		17%	100%	100%	100%	
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below		6	6	48	68	
Avg. Above		18					
5	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
4	% No Departure						
	% Dur. Up		100%				
	% Dur. Down						
	% Disp. Up	100%					
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above		30					
3	% No Departure	100%	50%	50%	100%		
	% Dur. Up			50%	100%		
	% Dur. Down						
	% Disp. Up						
	% Disp. Down		50%				
	% Both						
	Avg. Below						
Avg. Above			18	42			
2	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
1	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 7			
5-12-102	B	Robbery	84.0
Seriousness Level 6			
5-39-201	B	Burglary - Residential	84.0
Seriousness Level 4			
5-13-202	D	Battery II	32.0
Seriousness Level 3			
5-39-202	D	Breaking or Entering	36.0

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	28	100%
Cases without a Departure	12	43%
Cases with Aggravating Departure	9	32%
Total Aggravating Reasons Given	11	-
Average Aggravating Per Case	1.2	
Cases with Mitigating Departure	7	25%
Total Mitigating Reasons Given	7	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	0	0%
2	2	18%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	1	9%
9	0	0%
10	0	0%
11	1	9%
12	0	0%
13	1	9%
14	6	55%
15	0	0%
Other	0	0%
No Reason Given	0	0%
Total	11	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for "Other" Aggravating Departure	N	%
Cases Where an Explanation is Required	0	0%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
Other	3	43%
No Reason Given	4	57%
Total	7	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for "Other" Mitigating Departure	N	%
Cases Where an Explanation is Required	3	100%
Negotiated Plea	2	67%
Habitual Offender	1	33%

LAWRENCE COUNTY

Total Number of Applicable Cases: 161

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	26%	100%	95%	100%
DURATIONAL UP [▲]	31%			
DURATIONAL DOWN [▲]	10%			
DISPOSITIONAL UP [■]	29%		1%	
DISPOSITIONAL DOWN [■]			4%	
DISPOSITIONAL & DURATIONAL	4%			

▲ Durational = Length of Sentence

■ Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
9	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
8	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down	100%					
	% Both						
	Avg. Below						
Avg. Above							
7	% No Departure		50%				
	% Dur. Up	100%	50%				
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above	78	30					

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure	66%	60%				
	% Dur. Up	17%	40%		100%		
	% Dur. Down	17%		100%			
	% Disp. Up						50%
	% Disp. Down						
	% Both						50%
	Avg. Below	9		6			60
Avg. Above	144	78		72			
5	% No Departure	100%	66%		100%		
	% Dur. Up		17%				
	% Dur. Down		17%				
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below		6				
Avg. Above		24					
4	% No Departure	83%	60%	71%			
	% Dur. Up		40%	29%			
	% Dur. Down						
	% Disp. Up	17%					
	% Disp. Down						50%
	% Both						50%
	Avg. Below						36
Avg. Above		15	30				
3	% No Departure	87%	80%	83%		100%	
	% Dur. Up						
	% Dur. Down						
	% Disp. Up	13%	20%	17%			
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
2	% No Departure	100%	100%		67%		
	% Dur. Up						
	% Dur. Down				33%		
	% Disp. Up			100%			
	% Disp. Down						
	% Both						
	Avg. Below				6		
Avg. Above							
1	% No Departure	100%					
	% Dur. Up				100%		
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above				3			

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 7			
5-64-401	Y	Manufacture Methamphetamine	120.0
5-64-420(b)(3)	A	Possession of Methamphetamine or Cocaine w/ Purpose to Deliver (>10g<200g)	84.0
Seriousness Level 6			
5-14-125	B	Sexual Assault, 2nd Degree	180.0
5-39-201	B	Burglary - Residential	77.1
Seriousness Level 5			
5-39-201	C	Burglary - Commercial	42.0
Seriousness Level 4			
5-13-202	D	Battery II	46.8
Seriousness Level 3			
5-37-201	C	Forgery II	48.0
12-12-904	C	Sex Offender Failing to Register	36.0
Seriousness Level 2			
5-13-301	D	Terroristic Threatening I	30.0
5-54-111	D	Escape II	12.0

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	161	100%
Cases without a Departure	120	74%
Cases with Aggravating Departure	32	20%
Total Aggravating Reasons Given	32	-
Average Aggravating Per Case	1.0	
Cases with Mitigating Departure	9	6%
Total Mitigating Reasons Given	9	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	1	3%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
10	0	0%
11	0	0%
12	0	0%
13	1	3%
14	9	28%
15	5	16%
Other	12	38%
No Reason Given	4	12%
Total	32	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for “Other” Aggravating Departure	N	%
Cases Where an Explanation is Required	12	100%
Prior criminal history	7	58%
Habitual offender	3	25%
Failed drug court	2	17%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	1	11%
5	0	0%
6	0	0%
7	1	11%
8	0	0%
9	0	0%
Other	3	34%
No Reason Given	4	44%
Total	9	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for "Other" Mitigating Departure	N	%
Cases Where an Explanation is Required	3	100%
Negotiated Plea	1	33%
No Explanation Provided	2	67%

LEE COUNTY

Total Number of Applicable Cases: 59

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO			100%	100%
DURATIONAL UP [▲]	75%			
DURATIONAL DOWN [▲]				
DISPOSITIONAL UP [■]	25%			
DISPOSITIONAL DOWN [■]				
DISPOSITIONAL & DURATIONAL				

▲ Durational = Length of Sentence

■ Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
9	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
8	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
7	% No Departure	33%					
	% Dur. Up	67%					
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above	54						

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure	86%	100%				
	% Dur. Up	14%					
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above		96					
5	% No Departure	100%					
	% Dur. Up		100%				
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above			24				
4	% No Departure	100%		100%		100%	
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
3	% No Departure	100%	100%	100%			50%
	% Dur. Up						50%
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above						24	
2	% No Departure	80%	100%	50%			100%
	% Dur. Up					100%	
	% Dur. Down						
	% Disp. Up	20%		50%			
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above					24		
1	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 7			
5-12-102	B	Robbery	96.0
Seriousness Level 6			
5-10-104	C	Manslaughter	120.0
Seriousness Level 5			
5-36-106	B	Theft by Receiving	60.0
Seriousness Level 4			
Seriousness Level 3			
5-36-103	C	Theft of Property	72.0
Seriousness Level 2			
5-73-103	D	Possession Firearm by Certain Persons	48.0

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	59	100%
Cases with a Departure	51	86%
Cases with Aggravating Departure	8	14%
Total Aggravating Reasons Given	8	-
Average Aggravating Per Case	1.0	
Cases with Mitigating Reason	0	0%
Total Mitigating Reasons Given	0	-
Average Mitigating Per Case	0.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
10	0	0%
11	0	0%
12	0	0%
13	0	0%
14	0	0%
15	7	88%
Other	0	0%
No Reason Given	1	12%
Total	8	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for "Other" Aggravating Departure	N	%
Cases Where an Explanation is Required	0	0%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
Other	0	0%
No Reason Given	0	0%
Total	0	0%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for "Other" Mitigating Departure	N	%
Cases Where an Explanation is Required	0	0%

LINCOLN COUNTY

Total Number of Applicable Cases: 20

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	60%	100%	93%	
DURATIONAL UP [▲]	20%			
DURATIONAL DOWN [▲]	20%			
DISPOSITIONAL UP [■]				
DISPOSITIONAL DOWN [■]			7%	
DISPOSITIONAL & DURATIONAL				

▲ Durational = Length of Sentence

■ Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
9	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
8	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down	100%					
	% Both						
	Avg. Below						
Avg. Above							
7	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure	100%	100%	67%	100%		
	% Dur. Up						
	% Dur. Down			33%			
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below			18			
Avg. Above							
5	% No Departure	100%	100%				
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
4	% No Departure	100%	100%				
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
3	% No Departure	100%	100%				
	% Dur. Up			100%			
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above			30				
2	% No Departure	100%	100%				
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
1	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 6			
5-39-201	B	Burglary - Residential	87.0
Seriousness Level 3			
5-36-103	C	Theft of Property	36.0
5-39-202	D	Breaking or Entering	39.0

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	20	100%
Cases without a Departure	17	85%
Cases with Aggravating Departure	1	5%
Total Aggravating Reasons Given	1	-
Average Aggravating Per Case	1.0	
Cases with Mitigating Departure	2	10%
Total Mitigating Reasons Given	2	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
10	0	0%
11	0	0%
12	0	0%
13	0	0%
14	1	100%
15	0	0%
Other	0	0%
No Reason Given	0	0%
Total	1	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for “Other” Aggravating Departure	N	%
Cases Where an Explanation is Required	0	0%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
Other	1	50%
No Reason Given	1	50%
Total	2	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for “Other” Mitigating Departure	N	%
Cases Where an Explanation is Required	1	100%
No Explanation Provided	1	100%

LITTLE RIVER COUNTY

Total Number of Applicable Cases: 82

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	7%	100%	100%	
DURATIONAL UP [▲]	59%			
DURATIONAL DOWN [▲]	2%			
DISPOSITIONAL UP [■]	27%			
DISPOSITIONAL DOWN [■]				
DISPOSITIONAL & DURATIONAL	5%			

▲ Durational = Length of Sentence

■ Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
9	% No Departure	50%					
	% Dur. Up						
	% Dur. Down	25%					
	% Disp. Up						
	% Disp. Down						
	% Both	25%					
	Avg. Below	90					
Avg. Above							
8	% No Departure	100%					
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
7	% No Departure						
	% Dur. Up	100%					
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above	18						

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure	13%	50%				
	% Dur. Up	88%	50%	100%			
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						100%
	Avg. Below						156
5	Avg. Above	120	114	46			
	% No Departure	67%					
	% Dur. Up		100%	100%	100%		
	% Dur. Down						
	% Disp. Up	33%					
	% Disp. Down						
	% Both						
Avg. Below							
4	Avg. Above		36	6	12		
	% No Departure	82%					
	% Dur. Up		100%				
	% Dur. Down						
	% Disp. Up	18%					
	% Disp. Down						
	% Both						
Avg. Below							
3	Avg. Above		24				
	% No Departure	95%					
	% Dur. Up			100%	100%		
	% Dur. Down						
	% Disp. Up	5%	100%				
	% Disp. Down						
	% Both						
Avg. Below							
2	Avg. Above			30	6		
	% No Departure	100%					
	% Dur. Up				100%		
	% Dur. Down						
	% Disp. Up		100%				
	% Disp. Down						
	% Both						
Avg. Below							
1	Avg. Above				30		
	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
Avg. Below							
Avg. Above							

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 9			
5-14-103	Y	Rape	210.0
5-10-103	A	Murder II	240.0
5-13-201	Y	Battery I, Victim under 4 years old	120.0
Seriousness Level 8			
5-26-303	B	Domestic Battery I	120.0
Seriousness Level 6			
5-39-201	B	Burglary - Residential	121.3
Seriousness Level 5			
5-39-201	C	Burglary - Commercial	66.0
Seriousness Level 4			
5-64-436(b)(3)	C	Possession of Schedule VI Controlled Substance with Purpose to Delivery (>4 oz. <25 lbs)	48.0
Seriousness Level 3			
5-13-204	D	Aggravated Assault	60.0
5-36-103	C	Theft of Property	76.0
5-39-202	D	Breaking or Entering	60.0
Seriousness Level 2			
5-13-301	D	Terroristic Threatening I	68.0

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	82	100%
Cases without a Departure	41	50%
Cases with Aggravating Departure	40	49%
Total Aggravating Reasons Given	40	-
Average Aggravating Per Case	1.0	
Cases with Mitigating Departure	1	1%
Total Mitigating Reasons Given	1	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
10	0	0%
11	0	0%
12	0	0%
13	0	0%
14	0	0%
15	0	0%
Other	0	0%
No Reason Given	40	100%
Total	40	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for "Other" Aggravating Departure	N	%
Cases Where an Explanation is Required	0	0%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
Other	0	0%
No Reason Given	1	100%
Total	1	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for "Other" Mitigating Departure	N	%
Cases Where an Explanation is Required	0	0%

LOGAN COUNTY

Total Number of Applicable Cases: 30

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	7%	67%	100%	
DURATIONAL UP [▲]	20%			
DURATIONAL DOWN [▲]				
DISPOSITIONAL UP [■]	66%			
DISPOSITIONAL DOWN [■]		33%		
DISPOSITIONAL & DURATIONAL	7%			

[▲] Durational = Length of Sentence

[■] Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						
9	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						
8	% No Departure						
	% Dur. Up	50%					
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both	50%					
	Avg. Below	84					
	Avg. Above	120					
7	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
5	% No Departure	50%					
	% Dur. Up						
	% Dur. Down						
	% Disp. Up	50%					
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
4	% No Departure	80%	33%				
	% Dur. Up		67%				
	% Dur. Down						
	% Disp. Up	20%					
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above		54					
3	% No Departure	86%	17%				
	% Dur. Up						
	% Dur. Down						
	% Disp. Up	14%	66%				
	% Disp. Down		17%				
	% Both						
	Avg. Below						
Avg. Above							
2	% No Departure	50%	50%				
	% Dur. Up	50%	50%	100%			
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
1	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 8			
5-13-201	B	Battery I	138.0
Seriousness Level 3			
5-36-103	C	Theft of Property	72.0
5-37-207	C	Fraudulent Use of a Credit Card	72.0
12-12-904	C	Sex Offender Failing to Register	24.0

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	30	100%
Cases without a Departure	15	50%
Cases with Aggravating Departure	14	47%
Total Aggravating Reasons Given	14	-
Average Aggravating Per Case	1.0	
Cases with Mitigating Departure	1	3%
Total Mitigating Reasons Given	1	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	0	0%
2	1	7%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	2	14%
8	0	0%
9	0	0%
10	0	0%
11	0	0%
12	0	0%
13	0	0%
14	0	0%
15	0	0%
Other	1	7%
No Reason Given	10	72%
Total	14	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for "Other" Aggravating Departure	N	%
Cases Where an Explanation is Required	1	100%
Failed drug court	1	100%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
Other	0	0%
No Reason Given	1	100%
Total	1	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for "Other" Mitigating Departure	N	%
Cases Where an Explanation is Required	0	0%

LONOKE COUNTY

Total Number of Applicable Cases: 466

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	19%	96%	99%	100%
DURATIONAL UP [▲]	46%			
DURATIONAL DOWN [▲]	9%			
DISPOSITIONAL UP [■]	18%			
DISPOSITIONAL DOWN [■]		4%	1%	
DISPOSITIONAL & DURATIONAL	8%			

▲ Durational = Length of Sentence

■ Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
9	% No Departure	100%					
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both		100%				
	Avg. Below		84				
Avg. Above							
8	% No Departure	50%	100%	50%			
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down	8%					
	% Both	42%		50%	100%	100%	
	Avg. Below	45		144	240	192	
Avg. Above	60						
7	% No Departure	29%		50%	50%		
	% Dur. Up	71%		50%			
	% Dur. Down		100%				
	% Disp. Up						
	% Disp. Down						
	% Both				50%		
	Avg. Below		6		12		
Avg. Above	76		144				

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure	77%	41%	50%	44%		
	% Dur. Up	23%	50%	33%	22%		
	% Dur. Down		9%	17%	34%		25%
	% Disp. Up						
	% Disp. Down						
	% Both						75%
	Avg. Below		6	6	44		102
Avg. Above	64	53	102	54			
5	% No Departure	92%	42%	40%	60%		
	% Dur. Up		58%	40%	40%		
	% Dur. Down			20%			
	% Disp. Up	8%					
	% Disp. Down						
	% Both					100%	100%
	Avg. Below			6			96
Avg. Above		47	84	30	60		
4	% No Departure	92%	78%	22%	50%	40%	25%
	% Dur. Up		22%	78%	50%	40%	
	% Dur. Down					20%	50%
	% Disp. Up	6%					
	% Disp. Down	2%					
	% Both						25%
	Avg. Below					6	12
Avg. Above		36	32	22	138	144	
3	% No Departure	98%	64%	42%	14%	33%	67%
	% Dur. Up			55%	72%	33%	
	% Dur. Down			3%	14%	33%	33%
	% Disp. Up	1%	36%				
	% Disp. Down	1%					
	% Both						
	Avg. Below			6	6	6	24
Avg. Above			27	29	15		
2	% No Departure	91%	50%	38%	20%	33%	
	% Dur. Up				80%	67%	100%
	% Dur. Down						
	% Disp. Up	9%	50%	62%			
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above				30	42	94	
1	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 9			
5-14-103	Y	Rape	234.0
Seriousness Level 8			
5-12-103	Y	Aggravated Robbery	246.0
5-13-201	B	Battery I	180.0
5-64-440(b)	Y	Trafficking a Controlled Substance, not Methamphetamine	120.0
5-74-106	Y	Simultaneous Possession of Drugs and Firearms	124.8
Seriousness Level 7			
5-12-102	B	Robbery	141.3
5-14-124	A	Sexual Assault, 1st Degree	78.0
5-38-301	A	Arson (\$20,001-\$100,000 Damage)	216.0
5-64-420(b)(3)	A	Possession of Methamphetamine or Cocaine w/ Purpose to Deliver (>10g<200g)	78.0
Seriousness Level 6			
5-10-104	C	Manslaughter	102.0
5-11-102	B	Kidnapping	180.0
5-14-125	B	Sexual Assault, 2nd Degree	180.0
5-39-201	B	Burglary - Residential	82.5
Seriousness Level 5			
5-36-103	B	Theft of Property	136.0
5-36-106	B	Theft by Receiving	97.7
5-39-201	C	Burglary - Commercial	52.0
5-54-120	C	Failure to Appear	87.8
Seriousness Level 4			
5-13-202	D	Battery II	144.0
5-64-401.4	C	Possession of Controlled Substance Schedule I/II (Prior to 7/27/2011)	36.0
5-64-436(b)(3)	C	Possession of Schedule VI Controlled Substance with Purpose to Delivery (>4 oz. <25 lbs)	120.0
Seriousness Level 3			
5-13-204	D	Aggravated Assault	120.0
5-36-103	C	Theft of Property	72.0
5-37-201	C	Forgery II	36.0
5-38-203	C	Criminal Mischief I	36.0
5-39-202	D	Breaking or Entering	55.1
12-12-904	C	Sex Offender Failing to Register	36.0
Seriousness Level 2			
5-13-301	D	Terroristic Threatening I	60.0
5-54-111	D	Escape II	48.0
5-73-103	D	Possession Firearm by Certain Persons	62.4

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	466	100%
Cases without a Departure	301	65%
Cases with Aggravating Departure	141	30%
Total Aggravating Reasons Given	147	-
Average Aggravating Per Case	1.0	
Cases with Mitigating Departure	24	5%
Total Mitigating Reasons Given	24	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	0	0%
2	3	2%
3	1	1%
4	1	1%
5	1	1%
6	5	3%
7	8	5%
8	2	1%
9	6	4%
10	5	3%
11	1	1%
12	0	0%
13	3	2%
14	67	46%
15	6	4%
Other	12	8%
No Reason Given	26	18%
Total	147	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for “Other” Aggravating Departure	N	%
Cases Where an Explanation is Required	12	100%
Negotiated Plea	4	33%
Prior criminal history	4	33%
On supervision	1	8%
Concurrent/consecutive sentence	1	8%
No Explanation Provided	2	17%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	1	4%
3	3	13%
4	1	4%
5	0	0%
6	0	0%
7	5	21%
8	0	0%
9	0	0%
Other	4	17%
No Reason Given	10	42%
Total	24	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for “Other” Mitigating Departure	N	%
Cases Where an Explanation is Required	4	100%
Negotiated Plea	3	75%
No Explanation Provided	1	25%

MADISON COUNTY

Total Number of Applicable Cases: 109

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	3%	100%	100%	100%
DURATIONAL UP [▲]	51%			
DURATIONAL DOWN [▲]	5%			
DISPOSITIONAL UP [■]	38%			
DISPOSITIONAL DOWN [■]				
DISPOSITIONAL & DURATIONAL	3%			

[▲] Durational = Length of Sentence

[■] Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						
9	% No Departure	100%					
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						
8	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						
7	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure	62%					
	% Dur. Up	38%	100%	60%			
	% Dur. Down			40%			
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below			30			
Avg. Above	80	54	54				
5	% No Departure	100%	100%	67%			
	% Dur. Up			33%			
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						100%
	Avg. Below						108
Avg. Above			42				
4	% No Departure	100%	100%				
	% Dur. Up			100%			
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above			6				
3	% No Departure	90%	62%	57%	17%		
	% Dur. Up			43%	83%		100%
	% Dur. Down						
	% Disp. Up	10%	38%				
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above			18	23		12	
2	% No Departure	75%	67%	20%			
	% Dur. Up						
	% Dur. Down						
	% Disp. Up	25%	33%	80%			
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
1	% No Departure	100%					
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 9			
5-14-103	Y	Rape	240.0
Seriousness Level 6			
5-64-423(a)	C	Manufacture of Methamphetamine	24.0
5-39-201	B	Burglary - Residential	91.2
Seriousness Level 5			
5-39-201	C	Burglary - Commercial	60.0
5-54-120	C	Failure to Appear	54.0
Seriousness Level 4			
5-64-436(b)(3)	C	Possession of Schedule VI Controlled Substance with Purpose to Delivery (>4 oz. <25 lbs)	36.0
Seriousness Level 3			
5-13-204	D	Aggravated Assault	36.0
5-37-201	C	Forgery II	120.0
5-37-302	C	Hot check/Personal Services (\$200 - \$2500)	36.0
5-39-202	D	Breaking or Entering	52.0
Seriousness Level 2			
5-13-301	D	Terroristic Threatening I	72.0
5-73-103	D	Possession Firearm by Certain Persons	46.5

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	109	100%
Cases without a Departure	73	67%
Cases with Aggravating Departure	34	31%
Total Aggravating Reasons Given	42	-
Average Aggravating Per Case	1.2	
Cases with Mitigating Departure	2	2%
Total Mitigating Reasons Given	2	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	0	0%
2	3	7%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	6	14%
8	1	2%
9	2	5%
10	0	0%
11	0	0%
12	0	0%
13	0	0%
14	19	46%
15	6	14%
Other	1	2%
No Reason Given	4	10%
Total	42	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for "Other" Aggravating Departure	N	%
Cases Where an Explanation is Required	1	100%
On supervision	1	100%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	1	50%
8	0	0%
9	0	0%
Other	0	0%
No Reason Given	1	50%
Total	2	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for "Other" Mitigating Departure	N	%
Cases Where an Explanation is Required	0	0%

MARION COUNTY

Total Number of Applicable Cases: 91

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO		100%	96%	
DURATIONAL UP [▲]	40%			
DURATIONAL DOWN [▲]	40%			
DISPOSITIONAL UP [■]	20%			
DISPOSITIONAL DOWN [■]			4%	
DISPOSITIONAL & DURATIONAL				

▲ Durational = Length of Sentence

■ Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
9	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
8	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down	100%					
	% Both						
	Avg. Below						
Avg. Above							
7	% No Departure		100%				
	% Dur. Up			100%			
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above			12				

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure	100%	100%	50%	100%		
	% Dur. Up						
	% Dur. Down			50%			
	% Disp. Up						
	% Disp. Down					100%	
	% Both						
	Avg. Below			36			
Avg. Above							
5	% No Departure	100%		75%	50%		
	% Dur. Up			25%			
	% Dur. Down				50%		
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below				12		
Avg. Above			6				
4	% No Departure	89%					
	% Dur. Up						
	% Dur. Down						100%
	% Disp. Up	11%					
	% Disp. Down						
	% Both						
	Avg. Below						48
Avg. Above							
3	% No Departure	100%	100%	67%	100%		
	% Dur. Up			33%			
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above			48				
2	% No Departure	100%	100%	50%			
	% Dur. Up						
	% Dur. Down						
	% Disp. Up			50%			
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
1	% No Departure		100%				
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 7			
5-12-102	B	Robbery	96.0
Seriousness Level 6			
5-14-125	B	Sexual Assault, 2nd Degree	36.0
Seriousness Level 5			
5-39-201	C	Burglary - Commercial	42.0
Seriousness Level 4			
5-39-202	D	Breaking or Entering	72.0
Seriousness Level 2			
5-73-103	D	Possession Firearm by Certain Persons	36.0

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	91	100%
Cases without a Departure	78	86%
Cases with Aggravating Departure	6	6%
Total Aggravating Reasons Given	9	-
Average Aggravating Per Case	1.5	
Cases with Mitigating Departure	7	8%
Total Mitigating Reasons Given	7	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	1	11%
9	0	0%
10	0	0%
11	0	0%
12	0	0%
13	0	0%
14	6	67%
15	2	22%
Other	0	0%
No Reason Given	0	0%
Total	9	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for "Other" Aggravating Departure	N	%
Cases Where an Explanation is Required	0	0%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	3	43%
8	0	0%
9	0	0%
Other	3	43%
No Reason Given	1	14%
Total	7	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for "Other" Mitigating Departure	N	%
Cases Where an Explanation is Required	3	100%
Negotiated Plea	1	33%
ICE/Deportation	1	33%
Other	1	33%

MILLER COUNTY

Total Number of Applicable Cases: 450

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	3%	100%	96%	
DURATIONAL UP [▲]	56%			
DURATIONAL DOWN [▲]	20%			
DISPOSITIONAL UP [■]	20%			
DISPOSITIONAL DOWN [■]			4%	
DISPOSITIONAL & DURATIONAL	1%			

▲ Durational = Length of Sentence
 ■ Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
9	% No Departure	25%					
	% Dur. Up	25%	100%				
	% Dur. Down	50%					
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below	60					
Avg. Above	180	108					
8	% No Departure						
	% Dur. Up	38%					
	% Dur. Down		50%		100%	100%	
	% Disp. Up						
	% Disp. Down	62%	50%				
	% Both						
	Avg. Below		42		216	360	
Avg. Above	100						
7	% No Departure	62%	50%	67%			
	% Dur. Up	38%	50%	33%	33%		100%
	% Dur. Down				33%	100%	
	% Disp. Up						
	% Disp. Down						
	% Both				33%	100%	
	Avg. Below				24	100	
Avg. Above	48	96	36	24		60	

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure	74%	70%		67%		
	% Dur. Up	26%	30%	75%			20%
	% Dur. Down			25%	33%	50%	60%
	% Disp. Up						
	% Disp. Down					50%	
	% Both						20%
	Avg. Below			6	48	96	132
Avg. Above	106	38	46			120	
5	% No Departure	74%	88%	17%	40%		
	% Dur. Up		12%	66%	60%		
	% Dur. Down			17%			50%
	% Disp. Up	26%					
	% Disp. Down						50%
	% Both						
	Avg. Below			42			90
Avg. Above		48	9	40			
4	% No Departure	88%	88%	14%	20%	50%	
	% Dur. Up		12%	86%	20%		25%
	% Dur. Down				60%	50%	25%
	% Disp. Up	12%					
	% Disp. Down						50%
	% Both						
	Avg. Below				6	36	48
Avg. Above		78	38	126		24	
3	% No Departure	95%	76%	47%	56%	33%	18%
	% Dur. Up			50%	33%	67%	55%
	% Dur. Down			3%	11%		27%
	% Disp. Up	4%	24%				
	% Disp. Down	1%					
	% Both						
	Avg. Below			6	18		30
Avg. Above			34	10	24	32	
2	% No Departure	90%	60%	75%	67%		25%
	% Dur. Up				33%	100%	50%
	% Dur. Down						25%
	% Disp. Up	10%	40%	25%			
	% Disp. Down						
	% Both						
	Avg. Below						6
Avg. Above				30	12	24	
1	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 9			
5-14-103	Y	Rape	420.0
5-10-103	A	Murder II	240.0
5-13-201	Y	Battery I, Victim under 4 years old	480.0
5-13-310	Y	Terroristic Act	240.0
Seriousness Level 8			
5-12-103	Y	Aggravated Robbery	210.0
5-13-201	B	Battery I	196.8
Seriousness Level 7			
5-64-401	Y	Manufacture Methamphetamine	360.0
5-12-102	B	Robbery	99.0
5-64-420(b)(3)	A	Possession of Methamphetamine or Cocaine w/ Purpose to Deliver (>10g<200g)	114.0
Seriousness Level 6			
5-11-102	B	Kidnapping	60.0
5-14-125	B	Sexual Assault, 2nd Degree	100.0
5-39-201	B	Burglary - Residential	88.9
Seriousness Level 5			
5-36-103	B	Theft of Property	120.0
5-37-201	B	Forgery I	84.0
5-39-201	C	Burglary - Commercial	66.0
5-64-419(b)(5)(iv)	C	Possession of Controlled Substance - Schedule IV (>25 lbs <100 lbs)	72.0
Seriousness Level 4			
5-13-202	D	Battery II	68.0
Seriousness Level 3			
5-13-204	D	Aggravated Assault	70.0
5-36-103	C	Theft of Property	90.0
5-36-106	C	Theft by Receiving	120.0
5-37-201	C	Forgery II	84.0
5-37-302	C	Hot check/Personal Services (\$200 - \$2500)	48.0
5-38-203	C	Criminal Mischief I	96.0
5-39-202	D	Breaking or Entering	45.6
12-12-904	C	Sex Offender Failing to Register	56.0
Seriousness Level 2			
5-13-301	D	Terroristic Threatening I	60.0
5-73-103	D	Possession Firearm by Certain Persons	64.0

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	450	100%
Cases without a Departure	283	63%
Cases with Aggravating Departure	124	27%
Total Aggravating Reasons Given	127	-
Average Aggravating Per Case	1.0	
Cases with Mitigating Departure	43	10%
Total Mitigating Reasons Given	44	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	1	1%
2	0	0%
3	6	5%
4	1	1%
5	1	1%
6	1	1%
7	9	7%
8	10	7%
9	1	1%
10	0	0%
11	0	0%
12	0	0%
13	5	4%
14	66	52%
15	5	4%
Other	12	9%
No Reason Given	9	7%
Total	127	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for "Other" Aggravating Departure	N	%
Cases Where an Explanation is Required	12	100%
Prior criminal history	3	25%
Negotiated plea	2	17%
On supervision	1	8%
Nature of offense	1	8%
Defendant requested ADC	1	8%
All Others	2	17%
No Explanation Provided	2	17%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	1	2%
2	1	2%
3	4	10%
4	1	2%
5	0	0%
6	0	0%
7	13	30%
8	0	0%
9	1	2%
Other	15	34%
No Reason Given	8	18%
Total	44	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for "Other" Mitigating Departure	N	%
Cases Where an Explanation is Required	15	100%
Restitution/victim related	3	20%
Negotiated plea	2	13%
Charged under another case	2	13%
ICE/deportation	2	13%
Age of offender	1	7%
Prior criminal history - good	1	7%
All Others	2	13%
No Explanation Provided	2	13%

MISSISSIPPI COUNTY

Total Number of Applicable Cases: 264

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	24%	89%	98%	100%
DURATIONAL UP [▲]	49%	11%		
DURATIONAL DOWN [▲]	11%			
DISPOSITIONAL UP [■]	11%		1%	
DISPOSITIONAL DOWN [■]			1%	
DISPOSITIONAL & DURATIONAL	5%			

▲ Durational = Length of Sentence

■ Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
9	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
8	% No Departure	50%					
	% Dur. Up						
	% Dur. Down						
	% Disp. Up		100%				
	% Disp. Down	50%					
	% Both				100%		
	Avg. Below				320		
Avg. Above							
7	% No Departure	43%					
	% Dur. Up	57%	100%				
	% Dur. Down						100%
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						60
Avg. Above	72	66					

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure	59%	58%	31%			
	% Dur. Up	41%	21%	54%	100%		
	% Dur. Down		21%	15%			
	% Disp. Up						33%
	% Disp. Down						
	% Both						67%
	Avg. Below		6	15			201
Avg. Above	87	34	49	24			
5	% No Departure	100%	89%	40%	50%		
	% Dur. Up			20%			
	% Dur. Down		11%	40%	50%		
	% Disp. Up						
	% Disp. Down						100%
	% Both					100%	
	Avg. Below		6	6	18	48	
Avg. Above			6				
4	% No Departure	100%	83%	82%	50%	33%	
	% Dur. Up		17%	18%	50%	67%	
	% Dur. Down						
	% Disp. Up						50%
	% Disp. Down						
	% Both						50%
	Avg. Below						60
Avg. Above		9	66	6	24		
3	% No Departure	97%	85%	42%	50%	60%	50%
	% Dur. Up			58%	50%	40%	25%
	% Dur. Down						25%
	% Disp. Up	3%	15%				
	% Disp. Down						
	% Both						
	Avg. Below						18
Avg. Above			26	16	12	12	
2	% No Departure	89%	64%	67%	40%	50%	100%
	% Dur. Up				60%	50%	
	% Dur. Down						
	% Disp. Up	11%	36%	33%			
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above				42	18		
1	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 8			
5-13-201	B	Battery I	40.0
Seriousness Level 7			
5-12-102	B	Robbery	139.2
5-64-420(b)(3)	A	Possession of Methamphetamine or Cocaine w/ Purpose to Deliver (>10g<200g)	120.0
Seriousness Level 6			
5-10-104	C	Manslaughter	195.0
5-14-125	B	Sexual Assault, 2nd Degree	60.0
5-28-103	B	Abuse of Adults	48.0
5-39-201	B	Burglary - Residential	70.1
Seriousness Level 5			
5-39-201	C	Burglary - Commercial	53.4
Seriousness Level 4			
5-13-202	D	Battery II	30.0
Seriousness Level 3			
5-13-204	D	Aggravated Assault	48.0
5-37-201	C	Forgery II	36.0
5-39-202	D	Breaking or Entering	46.0
Seriousness Level 2			
5-13-301	D	Terroristic Threatening I	42.0
5-54-111	D	Escape II	24.0
5-73-103	D	Possession Firearm by Certain Persons	42.0

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	264	100%
Cases without a Departure	179	68%
Cases with Aggravating Departure	71	27%
Total Aggravating Reasons Given	72	-
Average Aggravating Per Case	1.0	
Cases with Mitigating Departure	14	5%
Total Mitigating Reasons Given	14	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	3	4%
2	1	1%
3	4	6%
4	0	0%
5	0	0%
6	0	0%
7	5	7%
8	6	8%
9	3	4%
10	0	0%
11	1	1%
12	0	0%
13	0	0%
14	2	3%
15	30	42%
Other	2	3%
No Reason Given	15	21%
Total	72	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for "Other" Aggravating Departure	N	%
Cases Where an Explanation is Required	2	100%
Prior criminal history	1	50%
Drug related	1	50%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	1	7%
2	1	7%
3	1	7%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	2	14%
Other	6	43%
No Reason Given	3	22%
Total	14	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for "Other" Mitigating Departure	N	%
Cases Where an Explanation is Required	6	100%
Docket congestion	4	66%
Charged under another case	1	17%
Prior criminal history - good	1	17%

MONROE COUNTY

Total Number of Applicable Cases: 78

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	24%		95%	
DURATIONAL UP [▲]	30%			
DURATIONAL DOWN [▲]	35%			
DISPOSITIONAL UP [■]	11%			
DISPOSITIONAL DOWN [■]			5%	
DISPOSITIONAL & DURATIONAL				

▲ Durational = Length of Sentence

■ Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
9	% No Departure						
	% Dur. Up		100%				
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above		48					
8	% No Departure						
	% Dur. Up						
	% Dur. Down			100%		100%	
	% Disp. Up						
	% Disp. Down	100%					
	% Both						
	Avg. Below			156		312	
Avg. Above							
7	% No Departure	50%					
	% Dur. Up	50%	100%				
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above	54	18					

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure	100%	100%	100%			
	% Dur. Up						
	% Dur. Down				100%	100%	
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below				12	36	
Avg. Above							
5	% No Departure	100%	67%				
	% Dur. Up		33%				
	% Dur. Down			100%	100%		
	% Disp. Up						
	% Disp. Down						100%
	% Both						
	Avg. Below			6	36		
Avg. Above		18					
4	% No Departure	82%	100%	100%	50%		
	% Dur. Up					50%	
	% Dur. Down				50%	50%	67%
	% Disp. Up	18%					33%
	% Disp. Down						
	% Both						
	Avg. Below				18	30	24
Avg. Above					48		
3	% No Departure	100%	50%			50%	100%
	% Dur. Up			100%			
	% Dur. Down			100%			
	% Disp. Up				100%	50%	
	% Disp. Down		50%				
	% Both						
	Avg. Below				12	12	
Avg. Above			18				
2	% No Departure	100%	100%			100%	33%
	% Dur. Up						67%
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above				12		30	
1	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 9			
5-10-103	A	Murder II	360.0
Seriousness Level 8			
5-13-201	B	Battery I	114.0
Seriousness Level 7			
5-12-102	B	Robbery	70.5
Seriousness Level 6			
5-39-201	B	Burglary - Residential	69.0
Seriousness Level 5			
5-39-201	C	Burglary - Commercial	54.0
Seriousness Level 4			
5-13-202	D	Battery II	66.0
5-64-436(b)(3)	C	Possession of Schedule VI Controlled Substance with Purpose to Delivery (>4 oz. <25 lbs)	54.0
Seriousness Level 3			
5-13-204	D	Aggravated Assault	18.0
5-36-103	C	Theft of Property	30.0
5-37-201	C	Forgery II	42.0
5-39-202	D	Breaking or Entering	46.0
12-12-904	C	Sex Offender Failing to Register	24.0
Seriousness Level 2			
5-13-301	D	Terroristic Threatening I	24.0
5-73-103	D	Possession Firearm by Certain Persons	72.0

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	78	100%
Cases without a Departure	48	62%
Cases with Aggravating Departure	15	19%
Total Aggravating Reasons Given	20	-
Average Aggravating Per Case	1.3	
Cases with Mitigating Departure	15	19%
Total Mitigating Reasons Given	15	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	1	5%
2	1	5%
3	0	0%
4	0	0%
5	1	5%
6	0	0%
7	4	20%
8	2	10%
9	1	5%
10	0	0%
11	0	0%
12	0	0%
13	0	0%
14	1	5%
15	8	40%
Other	0	0%
No Reason Given	1	5%
Total	20	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for "Other" Aggravating Departure	N	%
Cases Where an Explanation is Required	0	0%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	1	7%
4	0	0%
5	0	0%
6	0	0%
7	12	80%
8	0	0%
9	0	0%
Other	0	0%
No Reason Given	2	13%
Total	15	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for "Other" Mitigating Departure	N	%
Cases Where an Explanation is Required	0	0%

MONTGOMERY COUNTY

Total Number of Applicable Cases: 45

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO		100%	100%	100%
DURATIONAL UP [▲]	73%			
DURATIONAL DOWN [▲]	18%			
DISPOSITIONAL UP [■]	9%			
DISPOSITIONAL DOWN [■]				
DISPOSITIONAL & DURATIONAL				

▲ Durational = Length of Sentence

■ Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						
9	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						
8	% No Departure						
	% Dur. Up						
	% Dur. Down			100%			
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below			84			
	Avg. Above						
7	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure	86%					
	% Dur. Up	14%	100%				
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Above	216	54				
5	% No Departure	100%	50%	100%			
	% Dur. Up		50%				
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Above		24				
4	% No Departure	100%		100%			
	% Dur. Up				100%		
	% Dur. Down					100%	
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Above				54	24	
3	% No Departure	100%	100%		50%		100%
	% Dur. Up			100%	50%	100%	
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Above			126	78	6	
2	% No Departure	100%	50%				100%
	% Dur. Up						
	% Dur. Down						
	% Disp. Up		50%				
	% Disp. Down						
	% Both						
	Avg. Above						
1	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Above						

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 8			
5-26-303	B	Domestic Battery I	180.0
5-74-106	Y	Simultaneous Possession of Drugs and Firearms	180.0
Seriousness Level 6			
5-14-125	B	Sexual Assault, 2nd Degree	240.0
5-39-201	B	Burglary - Residential	48.0
Seriousness Level 5			
5-37-201	B	Forgery I	60.0
Seriousness Level 4			
5-64-436(b)(3)	C	Possession of Schedule VI Controlled Substance with Purpose to Delivery (>4 oz. <25 lbs)	180.0
Seriousness Level 3			
5-36-103	C	Theft of Property	24.0
12-12-904	C	Sex Offender Failing to Register	48.0
Seriousness Level 2			
5-73-103	D	Possession Firearm by Certain Persons	108.0

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	45	100%
Cases without a Departure	34	76%
Cases with Aggravating Departure	9	20%
Total Aggravating Reasons Given	10	-
Average Aggravating Per Case	1.1	
Cases with Mitigating Departure	2	4%
Total Mitigating Reasons Given	2	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	0	0%
2	1	10%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	2	20%
8	0	0%
9	0	0%
10	0	0%
11	0	0%
12	0	0%
13	0	0%
14	1	10%
15	2	20%
Other	1	10%
No Reason Given	3	30%
Total	10	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for "Other" Aggravating Departure	N	%
Cases Where an Explanation is Required	1	100%
Prior criminal history	1	100%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
Other	0	0%
No Reason Given	2	100%
Total	2	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for "Other" Mitigating Departure	N	%
Cases Where an Explanation is Required	0	0%

NEVADA COUNTY

Total Number of Applicable Cases: 26

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	4%	100%	100%	
DURATIONAL UP [▲]	52%			
DURATIONAL DOWN [▲]	13%			
DISPOSITIONAL UP [■]	18%			
DISPOSITIONAL DOWN [■]				
DISPOSITIONAL & DURATIONAL	13%			

[▲] Durational = Length of Sentence

[■] Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						
9	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both	100%					
	Avg. Below	60					
	Avg. Above						
8	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						
7	% No Departure						50%
	% Dur. Up			100%			
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						50%
	Avg. Below						36
	Avg. Above			84			

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure	100%					
	% Dur. Up		100%	100%			
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above			198	30			
5	% No Departure			100%			
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
4	% No Departure						
	% Dur. Up			100%	100%		
	% Dur. Down						
	% Disp. Up	100%					
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above				54	96		
3	% No Departure	100%					
	% Dur. Up			100%			
	% Dur. Down					100%	100%
	% Disp. Up		100%				
	% Disp. Down						
	% Both						
	Avg. Below					36	24
Avg. Above				114			
2	% No Departure	100%					
	% Dur. Up				100%		
	% Dur. Down						
	% Disp. Up			100%			
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above					102		
1	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 9			
5-14-103	Y	Rape	180.0
Seriousness Level 7			
5-12-102	B	Robbery	216.0
5-38-301	A	Arson (\$20,001-\$100,000 Damage)	300.0
Seriousness Level 6			
5-14-125	B	Sexual Assault, 2nd Degree	240.0
5-39-201	B	Burglary - Residential	132.0
Seriousness Level 5			
5-54-120	C	Failure to Appear	120.0
Seriousness Level 4			
5-13-202	D	Battery II	48.0
Seriousness Level 3			
5-37-201	C	Forgery II	96.0
5-39-202	D	Breaking or Entering	177.0
Seriousness Level 2			
5-13-301	D	Terroristic Threatening I	72.0
5-73-103	D	Possession Firearm by Certain Persons	96.0

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	26	100%
Cases without a Departure	4	15%
Cases with Aggravating Departure	19	73%
Total Aggravating Reasons Given	36	-
Average Aggravating Per Case	1.9	
Cases with Mitigating Departure	3	12%
Total Mitigating Reasons Given	3	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	1	3%
7	0	0%
8	1	3%
9	1	3%
10	1	3%
11	0	0%
12	0	0%
13	0	0%
14	13	36%
15	2	6%
Other	14	39%
No Reason Given	3	8%
Total	36	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for "Other" Aggravating Departure	N	%
Cases Where an Explanation is Required	14	100%
Habitual offender	14	100%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
Other	1	33%
No Reason Given	2	67%
Total	3	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for "Other" Mitigating Departure	N	%
Cases Where an Explanation is Required	1	100%
Other	1	100%

NEWTON COUNTY

Total Number of Applicable Cases: 16

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO		100%	100%	
DURATIONAL UP [▲]	75%			
DURATIONAL DOWN [▲]				
DISPOSITIONAL UP [■]	25%			
DISPOSITIONAL DOWN [■]				
DISPOSITIONAL & DURATIONAL				

▲ Durational = Length of Sentence

■ Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
9	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
8	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
7	% No Departure	100%					
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure	100%					
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
5	% No Departure				100%		
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
4	% No Departure	100%					
	% Dur. Up		100%				
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above		54					
3	% No Departure	100%	100%	100%			
	% Dur. Up					100%	
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above					54		
2	% No Departure		100%				
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
1	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 4			
5-13-202	D	Battery II	72.0
Seriousness Level 3			
5-37-201	C	Forgery II	96.0
Seriousness Level 2			
5-13-301	D	Terroristic Threatening I	72.0

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	16	100%
Cases without a Departure	12	75%
Cases with Aggravating Departure	4	25%
Total Aggravating Reasons Given	8	-
Average Aggravating Per Case	2.0	
Cases with Mitigating Departure	0	0%
Total Mitigating Reasons Given	0	-
Average Mitigating Per Case	0.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	2	25%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
10	2	25%
11	0	0%
12	0	0%
13	0	0%
14	2	25%
15	2	25%
Other	0	0%
No Reason Given	0	0%
Total	8	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for "Other" Aggravating Departure	N	%
Cases Where an Explanation is Required	0	0%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
Other	0	0%
No Reason Given	0	0%
Total	0	0%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for "Other" Mitigating Departure	N	%
Cases Where an Explanation is Required	0	0%

OUACHITA COUNTY

Total Number of Applicable Cases: 157

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	4%	84%	94%	100%
DURATIONAL UP [▲]	62%			
DURATIONAL DOWN [▲]	8%	8%	1%	
DISPOSITIONAL UP [■]	20%	8%		
DISPOSITIONAL DOWN [■]			5%	
DISPOSITIONAL & DURATIONAL	6%			

▲ Durational = Length of Sentence

■ Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
9	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
8	% No Departure						
	% Dur. Up	33%					
	% Dur. Down		50%	67%			
	% Disp. Up						
	% Disp. Down	67%	50%	33%			
	% Both						
	Avg. Below		108	84			
Avg. Above	120						
7	% No Departure	33%					
	% Dur. Up	33%	100%	100%			
	% Dur. Down	33%					
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below	30					
Avg. Above	54	66	12				

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure	57%	100%	43%			
	% Dur. Up	36%		43%	75%		
	% Dur. Down			14%	25%		
	% Disp. Up	7%					
	% Disp. Down						
	% Both					100%	
	Avg. Below			30	36	60	
Avg. Above	91		52	20			
5	% No Departure	80%	100%	33%			
	% Dur. Up			67%	100%		
	% Dur. Down						
	% Disp. Up	20%					
	% Disp. Down						
	% Both					100%	
	Avg. Below			18	48	60	
Avg. Above							
4	% No Departure	100%	100%	25%			
	% Dur. Up			75%	100%		
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below			42	18		
Avg. Above							
3	% No Departure	96%	64%	56%	60%		67%
	% Dur. Up			44%	40%	100%	
	% Dur. Down						
	% Disp. Up	4%	36%				33%
	% Disp. Down						
	% Both						
	Avg. Below			77	48	138	
Avg. Above							
2	% No Departure	100%	60%	50%	100%		
	% Dur. Up						100%
	% Dur. Down					100%	
	% Disp. Up		40%	50%			
	% Disp. Down						
	% Both						
	Avg. Below					18	
Avg. Above						6	
1	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 8			
5-13-201	B	Battery I	180.0
5-74-106	Y	Simultaneous Possession of Drugs and Firearms	120.0
Seriousness Level 7			
5-64-401	Y	Manufacture Methamphetamine	120.0
5-12-102	B	Robbery	54.0
5-14-124	A	Sexual Assault, 1st Degree	96.0
Seriousness Level 6			
5-39-201	B	Burglary - Residential	56.0
Seriousness Level 5			
5-37-201	B	Forgery I	180.0
5-39-201	C	Burglary - Commercial	51.0
Seriousness Level 4			
5-11-103	C	False Imprisonment I	120.0
5-13-202	D	Battery II	24.0
Seriousness Level 3			
5-13-204	D	Aggravated Assault	64.5
5-36-103	C	Theft of Property	96.0
5-37-201	C	Forgery II	45.0
5-38-203	C	Criminal Mischief I	24.0
5-39-202	D	Breaking or Entering	41.1
Seriousness Level 2			
5-13-301	D	Terroristic Threatening I	48.0
5-54-122	D	Filing False Report of Crime	60.0
5-73-103	D	Possession Firearm by Certain Persons	72.0

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	157	100%
Cases without a Departure	97	62%
Cases with Aggravating Departure	48	30%
Total Aggravating Reasons Given	49	-
Average Aggravating Per Case	1.0	
Cases with Mitigating Departure	12	8%
Total Mitigating Reasons Given	12	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	2	4%
7	0	0%
8	4	8%
9	1	2%
10	0	0%
11	0	0%
12	0	0%
13	0	0%
14	11	22%
15	18	38%
Other	9	18%
No Reason Given	4	8%
Total	49	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for "Other" Aggravating Departure	N	%
Cases Where an Explanation is Required	9	100%
On supervision	9	100%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	1	8%
3	0	0%
4	0	0%
5	0	0%
6	1	8%
7	0	0%
8	0	0%
9	5	42%
Other	0	0%
No Reason Given	5	42%
Total	12	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for "Other" Mitigating Departure	N	%
Cases Where an Explanation is Required	0	0%

PERRY COUNTY

Total Number of Applicable Cases: 32

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO		75%	100%	
DURATIONAL UP [▲]	68%	25%		
DURATIONAL DOWN [▲]	6%			
DISPOSITIONAL UP [■]	26%			
DISPOSITIONAL DOWN [■]				
DISPOSITIONAL & DURATIONAL				

▲ Durational = Length of Sentence

■ Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up						
	% Dur. Down		100%				
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below		24				
Avg. Above							
9	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
8	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
7	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure	50%	25%				
	% Dur. Up	50%	75%	100%			
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above		36	178	18			
5	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up	100%					
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
4	% No Departure	67%	100%				
	% Dur. Up			100%	100%		
	% Dur. Down						
	% Disp. Up	33%					
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above				54	12		
3	% No Departure	100%	67%	33%			
	% Dur. Up			67%	100%		
	% Dur. Down						
	% Disp. Up		33%				
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above			60	36			
2	% No Departure	100%	50%	100%			
	% Dur. Up				100%	100%	
	% Dur. Down						
	% Disp. Up		50%				
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above				6	36		
1	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 10			
5-10-102	Y	Murder I	360.0
Seriousness Level 6			
5-14-125	B	Sexual Assault, 2nd Degree	220.0
5-27-303	B	Engaging Child in Sex Explicit (Subsequent Offense)	240.0
5-39-201	B	Burglary - Residential	84.0
Seriousness Level 5			
5-54-105	B	Hindering Apprehension or Prosecution	100.0
Seriousness Level 3			
5-37-201	C	Forgery II	84.0
5-38-203	C	Criminal Mischief I	120.0
5-39-202	D	Breaking or Entering	24.0
Seriousness Level 2			
5-73-103	D	Possession Firearm by Certain Persons	60.0

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	37	100%
Cases without a Departure	17	46%
Cases with Aggravating Departure	19	51%
Total Aggravating Reasons Given	27	-
Average Aggravating Per Case	1.4	
Cases with Mitigating Departure	1	3%
Total Mitigating Reasons Given	1	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	0	0%
2	3	11%
3	0	0%
4	0	0%
5	0	0%
6	2	7%
7	0	0%
8	0	0%
9	4	15%
10	1	4%
11	2	7%
12	0	0%
13	0	0%
14	11	41%
15	3	11%
Other	1	4%
No Reason Given	0	0%
Total	27	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for "Other" Aggravating Departure	N	%
Cases Where an Explanation is Required	1	100%
Concurrent/consecutive	1	100%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	1	100%
Other	0	0%
No Reason Given	0	0%
Total	1	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for "Other" Mitigating Departure	N	%
Cases Where an Explanation is Required	0	0%

PHILLIPS COUNTY

Total Number of Applicable Cases: 94

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	43%		90%	
DURATIONAL UP [▲]	29%			
DURATIONAL DOWN [▲]	7%			
DISPOSITIONAL UP [■]	7%		1%	
DISPOSITIONAL DOWN [■]			9%	
DISPOSITIONAL & DURATIONAL	14%			

▲ Durational = Length of Sentence

■ Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
9	% No Departure	80%	100%				
	% Dur. Up						
	% Dur. Down	20%					
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below	60					
Avg. Above							
8	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up			50%			
	% Disp. Down	100%		50%		100%	
	% Both						
	Avg. Below						
Avg. Above							
7	% No Departure	100%	100%	50%			
	% Dur. Up			50%			
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						100%
	% Both						
	Avg. Below						
Avg. Above			12				

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure	100%	100%		100%		
	% Dur. Up						100%
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							120
5	% No Departure	100%	100%		100%		
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						100%
	% Both					100%	
	Avg. Below					60	
Avg. Above							
4	% No Departure	100%	100%	100%	100%		
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						100%
	% Both						
	Avg. Below						
Avg. Above							
3	% No Departure	100%	100%	50%	100%	100%	
	% Dur. Up			50%			
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above				18			
2	% No Departure	100%	100%				
	% Dur. Up						
	% Dur. Down						
	% Disp. Up			100%			
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
1	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 9			
5-14-103	Y	Rape	180.0
5-10-103	A	Murder II	216.0
Seriousness Level 8			
5-13-201	B	Battery I	60.0
Seriousness Level 7			
5-12-102	B	Robbery	96.0
Seriousness Level 6			
5-10-104	C	Manslaughter	360.0
5-39-201	B	Burglary - Residential	24.0
5-39-202	D	Breaking or Entering	60.0

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	94	100%
Cases without a Departure	78	82%
Cases with Aggravating Departure	8	9%
Total Aggravating Reasons Given	13	-
Average Aggravating Per Case	1.6	
Cases with Mitigating Departure	8	9%
Total Mitigating Reasons Given	8	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	1	8%
6	0	0%
7	2	15%
8	2	15%
9	0	0%
10	0	0%
11	0	0%
12	0	0%
13	0	0%
14	0	0%
15	4	31%
Other	1	8%
No Reason Given	3	23%
Total	13	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for "Other" Aggravating Departure	N	%
Cases Where an Explanation is Required	1	100%
Habitual offender	1	100%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
Other	5	62%
No Reason Given	3	38%
Total	8	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for "Other" Mitigating Departure	N	%
Cases Where an Explanation is Required	5	100%
Negotiated Plea	2	40%
Other	1	20%
Restitution/victim related	1	20%
ICE/deportation	1	20%

PIKE COUNTY

Total Number of Applicable Cases: 54

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO		100%	100%	
DURATIONAL UP [▲]	56%			
DURATIONAL DOWN [▲]	10%			
DISPOSITIONAL UP [■]	27%			
DISPOSITIONAL DOWN [■]				
DISPOSITIONAL & DURATIONAL	7%			

[▲] Durational = Length of Sentence

[■] Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
9	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both	100%		100%			
	Avg. Below	24		180			
Avg. Above							
8	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
7	% No Departure						
	% Dur. Up	100%		100%			
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above	18		96				

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure						
	% Dur. Up	100%	100%	100%			
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above		52	81	36			
5	% No Departure	75%					
	% Dur. Up						
	% Dur. Down			100%			
	% Disp. Up	25%					
	% Disp. Down						
	% Both						
	Avg. Below				30		
Avg. Above							
4	% No Departure	100%					
	% Dur. Up		100%	100%			
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above			30	6			
3	% No Departure	87%	17%				
	% Dur. Up			100%	50%		
	% Dur. Down				50%	100%	
	% Disp. Up	13%	83%				
	% Disp. Down						
	% Both						
	Avg. Below				6	6	
Avg. Above				18	6		
2	% No Departure	100%	100%				
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
1	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 9			
5-14-103	Y	Rape	216.0
5-10-103	A	Murder II	216.0
Seriousness Level 6			
5-64-423(a)	C	Manufacture of Methamphetamine	72.0
5-39-201	B	Burglary - Residential	132.0
Seriousness Level 5			
5-39-201	C	Burglary - Commercial	5.0
Seriousness Level 4			
5-64-436(b)(3)	C	Possession of Schedule VI Controlled Substance with Purpose to Delivery (>4 oz. <25 lbs)	24.0
Seriousness Level 3			
12-12-904	C	Sex Offender Failing to Register	24.0
Seriousness Level 2			
5-73-103	D	Possession Firearm by Certain Persons	42.0

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	54	100%
Cases without a Departure	24	44%
Cases with Aggravating Departure	27	50%
Total Aggravating Reasons Given	27	-
Average Aggravating Per Case	1.0	
Cases with Mitigating Departure	3	6%
Total Mitigating Reasons Given	3	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
10	0	0%
11	0	0%
12	0	0%
13	0	0%
14	0	0%
15	0	0%
Other	0	0%
No Reason Given	27	100%
Total	27	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for "Other" Aggravating Departure	N	%
Cases Where an Explanation is Required	0	0%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
Other	0	0%
No Reason Given	3	100%
Total	3	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for "Other" Mitigating Departure	N	%
Cases Where an Explanation is Required	0	0%

POINSETT COUNTY

Total Number of Applicable Cases: 208

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	18%	87%	99%	100%
DURATIONAL UP [▲]	30%			
DURATIONAL DOWN [▲]	30%			
DISPOSITIONAL UP [■]	22%		1%	
DISPOSITIONAL DOWN [■]		13%		
DISPOSITIONAL & DURATIONAL				

▲ Durational = Length of Sentence

■ Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
9	% No Departure						
	% Dur. Up	50%					
	% Dur. Down	50%					
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below	60					
Avg. Above	120						
8	% No Departure						
	% Dur. Up						
	% Dur. Down		100%				
	% Disp. Up	100%					
	% Disp. Down					100%	
	% Both						
	Avg. Below		84				
Avg. Above							
7	% No Departure	100%	100%				
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure	83%	86%	100%	67%		
	% Dur. Up	17%					
	% Dur. Down		14%		33%	25%	
	% Disp. Up					25%	100%
	% Disp. Down					50%	
	% Both						
	Avg. Below		18	36	84		
Avg. Above	126						
5	% No Departure	100%	100%				
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
4	% No Departure	100%	100%	100%	100%		
	% Dur. Up						
	% Dur. Down						100%
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						60
Avg. Above							
3	% No Departure	100%	93%	87%	100%	50%	50%
	% Dur. Up			13%		50%	
	% Dur. Down						50%
	% Disp. Up		7%				
	% Disp. Down						
	% Both						
	Avg. Below						24
Avg. Above			10		18		
2	% No Departure	100%	92%	100%	50%		100%
	% Dur. Up				50%	100%	
	% Dur. Down						
	% Disp. Up		8%				
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above				18	12		
1	% No Departure	100%					
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 9			
5-14-103	Y	Rape	270.0
Seriousness Level 7			
5-38-301	A	Arson (\$20,001-\$100,000 Damage)	84.0
Seriousness Level 6			
5-64-423(a)	C	Manufacture of Methamphetamine	72.0
5-14-125	B	Sexual Assault, 2nd Degree	120.0
5-39-201	B	Burglary - Residential	144.0
Seriousness Level 3			
5-36-106	C	Theft by Receiving	60.0
5-37-201	C	Forgery II	60.0
5-39-202	D	Breaking or Entering	33.5
Seriousness Level 2			
5-13-301	D	Terroristic Threatening I	24.0

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	208	100%
Cases without a Departure	182	87%
Cases with Aggravating Departure	16	8%
Total Aggravating Reasons Given	16	-
Average Aggravating Per Case	1.0	
Cases with Mitigating Departure	10	5%
Total Mitigating Reasons Given	10	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN

2013 Aggravating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
10	0	0%
11	0	0%
12	0	0%
13	0	0%
14	0	0%
15	0	0%
Other	3	19%
No Reason Given	13	81%
Total	16	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for "Other" Aggravating Departure	N	%
Cases Where an Explanation is Required	3	100%
No Explanation Provided	3	100%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
Other	8	80%
No Reason Given	2	20%
Total	10	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for "Other" Mitigating Departure	N	%
Cases Where an Explanation is Required	8	100%
No Explanation Provided	8	100%

POLK COUNTY

Total Number of Applicable Cases: 132

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	4%	100%	100%	
DURATIONAL UP [▲]	52%			
DURATIONAL DOWN [▲]	4%			
DISPOSITIONAL UP [■]	40%			
DISPOSITIONAL DOWN [■]				
DISPOSITIONAL & DURATIONAL				

▲ Durational = Length of Sentence

■ Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
9	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
8	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
7	% No Departure	100%					
	% Dur. Up					100%	
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above						80	

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure	69%	46%				
	% Dur. Up	31%	46%	100%		100%	
	% Dur. Down		8%				
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below		6				
Avg. Above	135	138	30	30	84		
5	% No Departure	100%	71%				
	% Dur. Up		29%				
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above		36					
4	% No Departure	33%	50%				
	% Dur. Up		50%				
	% Dur. Down				100%		
	% Disp. Up	67%					
	% Disp. Down						
	% Both						
	Avg. Below				6		
Avg. Above		59					
3	% No Departure	94%	52%	67%	33%	100%	
	% Dur. Up			33%	67%		100%
	% Dur. Down						
	% Disp. Up	6%	48%				
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above			36	12		36	
2	% No Departure	100%	25%				
	% Dur. Up						
	% Dur. Down						
	% Disp. Up		75%				
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
1	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 7			
5-38-301	A	Arson (\$20,001-\$100,000 Damage)	240.0
Seriousness Level 6			
5-64-423(a)	C	Manufacture of Methamphetamine	120.0
5-14-125	B	Sexual Assault, 2nd Degree	36.0
5-39-201	B	Burglary - Residential	154.3
Seriousness Level 5			
5-54-120	C	Failure to Appear	48.0
Seriousness Level 4			
5-13-202	D	Battery II	54.0
Seriousness Level 3			
5-36-115	C	Theft of Leased/Rented Property	36.0
5-37-201	C	Forgery II	92.0
5-39-202	D	Breaking or Entering	60.0
12-12-904	C	Sex Offender Failing to Register	27.0
Seriousness Level 2			
5-73-103	D	Possession Firearm by Certain Persons	60.0

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	132	100%
Cases without a Departure	86	65%
Cases with Aggravating Departure	44	33%
Total Aggravating Reasons Given	44	-
Average Aggravating Per Case	1.0	
Cases with Mitigating Departure	2	2%
Total Mitigating Reasons Given	2	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
10	0	0%
11	1	2%
12	0	0%
13	0	0%
14	11	26%
15	15	34%
Other	1	2%
No Reason Given	16	36%
Total	44	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for "Other" Aggravating Departure	N	%
Cases Where an Explanation is Required	1	100%
Defendant requested ADC	1	100%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	1	50%
8	0	0%
9	0	0%
Other	0	0%
No Reason Given	1	50%
Total	2	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for "Other" Mitigating Departure	N	%
Cases Where an Explanation is Required	0	0%

POPE COUNTY

Total Number of Applicable Cases: 451

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	40%	97%	100%	27%
DURATIONAL UP [▲]	22%			27%
DURATIONAL DOWN [▲]	16%			19%
DISPOSITIONAL UP [■]	18%			
DISPOSITIONAL DOWN [■]		3%		27%
DISPOSITIONAL & DURATIONAL	4%			

[▲] Durational = Length of Sentence

[■] Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
9	% No Departure						
	% Dur. Up	33%					
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both	67%					
	Avg. Below						
Avg. Above	120						
8	% No Departure		50%	50%			
	% Dur. Up	33%	50%				
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both	67%		50%			
	Avg. Below			84			
Avg. Above	96	12					
7	% No Departure	50%	75%	60%			100%
	% Dur. Up	43%	25%	20%	33%		
	% Dur. Down	7%		20%			
	% Disp. Up						
	% Disp. Down					33%	
	% Both					33%	
	Avg. Below	18		12	24		
Avg. Above	70	36	156	48			

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure	90%	60%	63%	17%	33%	44%
	% Dur. Up	5%	25%	11%	50%		
	% Dur. Down	5%	15%	26%	33%	33%	
	% Disp. Up						
	% Disp. Down						
	% Both					33%	56%
	Avg. Below	9	14	19	42	15	102
Avg. Above	108	43	30	12			
5	% No Departure	91%	29%	17%			
	% Dur. Up		8%	33%	50%		
	% Dur. Down		63%	50%	50%		
	% Disp. Up	9%					
	% Disp. Down						
	% Both						
	Avg. Below		23	32	48		
Avg. Above		27	6	24			
4	% No Departure	85%	67%	56%	100%		
	% Dur. Up		25%	33%			
	% Dur. Down		8%	11%			
	% Disp. Up	15%					
	% Disp. Down						
	% Both						
	Avg. Below		6	6			
Avg. Above		26	34				
3	% No Departure	91%	39%	69%	38%	100%	50%
	% Dur. Up			27%	50%		50%
	% Dur. Down			4%	12%		
	% Disp. Up	6%	61%				
	% Disp. Down	3%					
	% Both						
	Avg. Below			6	12		
Avg. Above			33	45		28	
2	% No Departure	97%	30%	8%	40%		
	% Dur. Up				60%		50%
	% Dur. Down						50%
	% Disp. Up	3%	60%	92%			
	% Disp. Down		10%				
	% Both						
	Avg. Below						6
Avg. Above				22		6	
1	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 9			
5-14-103	Y	Rape	360.0
Seriousness Level 8			
5-12-103	Y	Aggravated Robbery	180.0
5-13-201	B	Battery I	240.0
5-74-106	Y	Simultaneous Possession of Drugs and Firearms	180.0
Seriousness Level 7			
5-12-102	B	Robbery	228.0
5-14-124	A	Sexual Assault, 1st Degree	240.0
Seriousness Level 6			
5-14-125	B	Sexual Assault, 2nd Degree	216.0
5-39-201	B	Burglary - Residential	64.3
Seriousness Level 5			
5-39-201	C	Burglary - Commercial	51.0
5-54-105	B	Hindering Apprehension or Prosecution	240.0
5-54-120	C	Failure to Appear	23.4
Seriousness Level 4			
5-13-202	D	Battery II	22.5
Seriousness Level 3			
5-13-204	D	Aggravated Assault	69.0
5-36-103	C	Theft of Property	24.0
5-37-201	C	Forgery II	34.2
5-38-203	C	Criminal Mischief I	18.0
5-39-202	D	Breaking or Entering	49.4
12-12-904	C	Sex Offender Failing to Register	23.0
Seriousness Level 2			
5-13-301	D	Terroristic Threatening I	12.0
5-38-204	D	Criminal Mischief II	24.0
5-54-111	D	Escape II	12.0
5-73-103	D	Possession Firearm by Certain Persons	40.6

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	451	100%
Cases without a Departure	301	67%
Cases with Aggravating Departure	103	23%
Total Aggravating Reasons Given	103	-
Average Aggravating Per Case	1.0	
Cases with Mitigating Departure	47	10%
Total Mitigating Reasons Given	47	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	0	0%
2	5	5%
3	3	3%
4	7	7%
5	2	2%
6	0	0%
7	29	28%
8	5	5%
9	0	0%
10	0	0%
11	1	1%
12	0	0%
13	0	0%
14	26	24%
15	7	7%
Other	9	9%
No Reason Given	9	9%
Total	103	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for “Other” Aggravating Departure	N	%
Cases Where an Explanation is Required	9	100%
Sex offender	3	33%
Defendant requested ADC	3	33%
Failed drug court	3	33%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	1	2%
4	0	0%
5	0	0%
6	0	0%
7	24	51%
8	0	0%
9	1	2%
Other	1	2%
No Reason Given	20	43%
Total	47	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for “Other” Mitigating Departure	N	%
Cases Where an Explanation is Required	1	100%
FTA	1	100%

PRAIRIE COUNTY

Total Number of Applicable Cases: 35

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	22%	100%	100%	
DURATIONAL UP [▲]	31%			
DURATIONAL DOWN [▲]	25%			
DISPOSITIONAL UP [■]	16%			
DISPOSITIONAL DOWN [■]				
DISPOSITIONAL & DURATIONAL	6%			

[▲] Durational = Length of Sentence

[■] Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
9	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
8	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
7	% No Departure						
	% Dur. Up			100%			
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above			96				

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure						
	% Dur. Up		100%				
	% Dur. Down			100%	100%		
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below			6	24		
Avg. Above		78					
5	% No Departure			67%			
	% Dur. Up		50%	33%			
	% Dur. Down		50%		100%		33%
	% Disp. Up	100%					
	% Disp. Down						
	% Both						67%
	Avg. Below		12		42		60
Avg. Above		24	6				
4	% No Departure	50%			100%		
	% Dur. Up		100%	100%			
	% Dur. Down						100%
	% Disp. Up	50%					
	% Disp. Down						
	% Both						
	Avg. Below						18
Avg. Above		12	30				
3	% No Departure		50%	50%	50%		
	% Dur. Up			50%	50%		
	% Dur. Down						
	% Disp. Up		50%				
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above			54	42			
2	% No Departure						100%
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
1	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 7			
5-12-102	B	Robbery	180.0
Seriousness Level 6			
5-39-201	B	Burglary - Residential	90.0
Seriousness Level 5			
5-39-201	C	Burglary - Commercial	83.1
5-54-120	C	Failure to Appear	64.0
Seriousness Level 4			
5-13-202	D	Battery II	34.0
Seriousness Level 3			
5-37-201	C	Forgery II	72.0
5-39-202	D	Breaking or Entering	45.0
Seriousness Level 2			
5-73-103	D	Possession Firearm by Certain Persons	72.0

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	35	100%
Cases without a Departure	10	29%
Cases with Aggravating Departure	17	48%
Total Aggravating Reasons Given	17	-
Average Aggravating Per Case	1.0	
Cases with Mitigating Departure	8	23%
Total Mitigating Reasons Given	8	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	1	6%
4	0	0%
5	0	0%
6	0	0%
7	4	24%
8	1	6%
9	0	0%
10	0	0%
11	0	0%
12	0	0%
13	0	0%
14	5	28%
15	2	12%
Other	1	6%
No Reason Given	3	18%
Total	17	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for "Other" Aggravating Departure	N	%
Cases Where an Explanation is Required	1	100%
Nature of offense	1	100%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	6	75%
8	0	0%
9	0	0%
Other	2	25%
No Reason Given	0	0%
Total	8	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION

Explanation for "Other" Mitigating Departure	N	%
Cases Where an Explanation is Required	2	100%
Presumptive sentence excessive	1	50%
Other	1	50%

PULASKI COUNTY

Total Number of Applicable Cases 2,878

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	18%	84%	96%	64%
DURATIONAL UP [▲]	42%	2%		13%
DURATIONAL DOWN [▲]	19%	5%	1%	13%
DISPOSITIONAL UP [■]	14%		1%	
DISPOSITIONAL DOWN [■]		9%	2%	7%
DISPOSITIONAL & DURATIONAL	7%			3%

▲ Durational = Length of Sentence

■ Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure	24%					
	% Dur. Up	50%	100%	25%			
	% Dur. Down	13%		75%	100%	100%	
	% Disp. Up						
	% Disp. Down						
	% Both	13%					
	Avg. Below	108		212	78	180	
Avg. Above	90	96	48				
9	% No Departure	18%					
	% Dur. Up	55%	100%	33%			
	% Dur. Down	9%					
	% Disp. Up						
	% Disp. Down						
	% Both	18%		67%		100%	100%
	Avg. Below	120				300	120
Avg. Above	105	88	184				
8	% No Departure	39%	18%	22%	27%	12%	50%
	% Dur. Up	25%	13%	11%			17%
	% Dur. Down	7%	38%	50%	60%	38%	33%
	% Disp. Up						
	% Disp. Down	11%	13%				
	% Both	18%	18%	17%	13%	50%	
	Avg. Below	48	51	121	185	218	330
Avg. Above	187	27	126			120	
7	% No Departure	58%	55%	45%	42%		7%
	% Dur. Up	37%	35%	33%	15%	23%	7%
	% Dur. Down	5%	7%	22%	8%	23%	33%
	% Disp. Up						7%
	% Disp. Down		3%		12%		
	% Both				23%	54%	46%
	Avg. Below	22	18	23	50	57	186
Avg. Above	121	107	65	166	144	420	

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure	83%	66%	38%	15%	7%	31%
	% Dur. Up	14%	25%	35%	46%	4%	6%
	% Dur. Down	1%	9%	27%	39%	37%	29%
	% Disp. Up	1%					
	% Disp. Down	1%				11%	3%
	% Both					41%	31%
	Avg. Below	6	10	20	38	67	130
Avg. Above	95	65	63	30	144	60	
5	% No Departure	83%	58%	38%	30%	21%	16%
	% Dur. Up		38%	42%	28%	9%	8%
	% Dur. Down		2%	20%	42%	23%	52%
	% Disp. Up	17%					
	% Disp. Down		2%			27%	8%
	% Both					20%	16%
	Avg. Below		34	19	28	47	104
Avg. Above		46	30	59	105	100	
4	% No Departure	93%	85%	42%	32%	45%	17%
	% Dur. Up		14%	54%	48%	9%	28%
	% Dur. Down			2%	20%	46%	11%
	% Disp. Up	5%					
	% Disp. Down	2%	1%	2%			16%
	% Both						28%
	Avg. Below			6	15	31	42
Avg. Above		52	40	56	138	49	
3	% No Departure	93%	72%	57%	33%	31%	37%
	% Dur. Up			42%	58%	37%	43%
	% Dur. Down			1%	9%	31%	20%
	% Disp. Up	6%	27%				
	% Disp. Down	1%	1%				
	% Both						
	Avg. Below			12	13	13	28
Avg. Above			40	37	50	49	
2	% No Departure	92%	66%	47%	32%	50%	25%
	% Dur. Up				64%	39%	60%
	% Dur. Down				4%	11%	15%
	% Disp. Up	8%	34%	53%			
	% Disp. Down						
	% Both						
	Avg. Below				17	15	6
Avg. Above				43	45	48	
1	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 10			
5-10-102	Y	Murder I	382.6
Seriousness Level 9			
5-14-103	Y	Rape	385.7
5-10-103	A	Murder II	450.0
5-13-201	Y	Battery I, Victim under 4 years old	300.0
5-13-310	Y	Terroristic Act	300.0
Seriousness Level 8			
5-11-102	Y	Kidnapping	120.0
5-12-103	Y	Aggravated Robbery	281.7
5-13-201	B	Battery I	144.0
5-26-303	B	Domestic Battery I	73.2
5-74-106	Y	Simultaneous Possession of Drugs and Firearms	172.0
Seriousness Level 7			
5-64-401	Y	Manufacture Methamphetamine	189.2
5-12-102	B	Robbery	164.6
5-14-123	A	Knowingly Exposing Another to HIV	12.0
5-14-124	A	Sexual Assault, 1st Degree	72.0
5-38-301	A	Arson (\$20,001-\$100,000 Damage)	99.0
5-64-420(b)(3)	A	Possession of Methamphetamine or Cocaine w/ Purpose to Deliver (>10g<200g)	141.4
5-64-402	B	Failure to keep Records - Drug Free Zone	66.0
Seriousness Level 6			
5-10-104	C	Manslaughter	172.0
5-11-102	B	Kidnapping	288.0
5-14-125	B	Sexual Assault, 2nd Degree	119.0
5-39-201	B	Burglary - Residential	102.6
Seriousness Level 5			
5-36-103	B	Theft of Property	120.0
5-36-106	B	Theft by Receiving	74.4
5-37-201	B	Forgery I	57.4
5-37-302	B	Hot Check/Personal Services (Over \$2500)	72.0
5-39-201	C	Burglary - Commercial	94.8
5-54-105	B	Hindering Apprehension or Prosecution	180.0
5-54-120	C	Failure to Appear	78.0
Seriousness Level 4			

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
5-11-103	C	False Imprisonment I	120.0
5-13-202	D	Battery II	65.3
5-64-436(b)(3)	C	Possession of Schedule VI Controlled Substance with Purpose to Delivery (>4 oz. <25 lbs)	93.3
Seriousness Level 3			
5-13-204	D	Aggravated Assault	64.2
5-36-103	C	Theft of Property	90.0
5-36-106	C	Theft by Receiving	40.0
5-37-201	C	Forgery II	62.3
5-37-207	C	Fraudulent Use of a Credit Card	12.0
5-38-203	C	Criminal Mischief I	120.0
5-39-202	D	Breaking or Entering	58.4
5-64-419(b)(5)(iii)	D	Possession of Controlled Substance - Schedule VI (>4 oz <10 lbs)	36.0
12-12-904	C	Sex Offender Failing to Register	78.9
Seriousness Level 2			
5-13-301	D	Terroristic Threatening I	67.6
5-54-122	D	Filing False Report of Crime	24.0

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	2,878	100%
Cases without a Departure	1,800	62%
Cases with Aggravating Departure	771	27%
Total Aggravating Reasons Given	803	-
Average Aggravating Per Case	1.0	
Cases with Mitigating Departure	307	11%
Total Mitigating Reasons Given	307	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	0	0%
2	1	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	5	1%
9	1	0%
10	1	0%
11	0	0%
12	0	0%
13	1	0%
14	31	4%
15	6	1%
Other	622	77%
No Reason Given	135	17%
Total	803	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for "Other" Aggravating Departure	N	%
Cases Where an Explanation is Required	622	100%
Negotiated Plea	555	89%
Alternative sanctions used	9	2%
Concurrent/consecutive sentence	4	1%
On supervision	3	0%
Other	1	0%
No Explanation Provided	50	8%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	8	3%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
Other	156	50%
No Reason Given	143	47%
Total	307	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for "Other" Mitigating Departure	N	%
Cases Where an Explanation is Required	156	100%
Negotiated Plea	131	84%
Alternative sanctions used	3	2%
Prior criminal history	1	1%
Other	1	1%
No Explanation Provided	20	12%

RANDOLPH COUNTY

Total Number of Applicable Cases: 78

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	24%	60%	100%	
DURATIONAL UP [▲]	40%			
DURATIONAL DOWN [▲]	18%			
DISPOSITIONAL UP [■]	18%	20%		
DISPOSITIONAL DOWN [■]		20%		
DISPOSITIONAL & DURATIONAL				

▲ Durational = Length of Sentence

■ Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
9	% No Departure						
	% Dur. Up	100%					
	% Dur. Down			100%			
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below			156			
Avg. Above	120						
8	% No Departure						
	% Dur. Up						
	% Dur. Down			100%			
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below			24			
Avg. Above							
7	% No Departure	100%					
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure	79%	100%	100%			
	% Dur. Up	21%					
	% Dur. Down				100%		
	% Disp. Up						
	% Disp. Down						100%
	% Both						
	Avg. Below				24		
Avg. Above		28					
5	% No Departure	100%	100%		100%		
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
4	% No Departure	86%	100%			100%	
	% Dur. Up			100%			
	% Dur. Down						
	% Disp. Up	14%					
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above			6				
3	% No Departure	97%	67%	100%			
	% Dur. Up				100%		
	% Dur. Down						
	% Disp. Up	3%	33%				
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above				42			
2	% No Departure	100%		100%			
	% Dur. Up					100%	
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above					48		
1	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up	100%					
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 9			
5-14-103	Y	Rape	240.0
Seriousness Level 6			
5-27-303	B	Engaging Child in Sex Explicit (Subsequent Offense)	36.0
5-39-201	B	Burglary - Residential	84.0
Seriousness Level 3			
5-37-201	C	Forgery II	54.0
5-39-202	D	Breaking or Entering	72.0
Seriousness Level 2			
5-73-103	D	Possession Firearm by Certain Persons	72.0

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	78	100%
Cases without a Departure	63	81%
Cases with Aggravating Departure	11	14%
Total Aggravating Reasons Given	11	-
Average Aggravating Per Case	1.0	
Cases with Mitigating Departure	4	5%
Total Mitigating Reasons Given	4	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
10	0	0%
11	0	0%
12	0	0%
13	0	0%
14	2	18%
15	0	0%
Other	6	55%
No Reason Given	3	27%
Total	11	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for "Other" Aggravating Departure	N	%
Cases Where an Explanation is Required	6	100%
Negotiated Plea	1	17%
Habitual offender	1	17%
No Explanation Provided	4	67%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
Other	1	25%
No Reason Given	3	75%
Total	4	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for "Other" Mitigating Departure	N	%
Cases Where an Explanation is Required	1	100%
No Explanation Provided	1	100%

SALINE COUNTY

Total Number of Applicable Cases: 487

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	20%	100%	98%	82%
DURATIONAL UP [▲]	51%			9%
DURATIONAL DOWN [▲]	10%			
DISPOSITIONAL UP [■]	18%		1%	
DISPOSITIONAL DOWN [■]			1%	9%
DISPOSITIONAL & DURATIONAL	1%			

[▲] Durational = Length of Sentence

[■] Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
9	% No Departure	100%					
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
8	% No Departure	50%	50%		100%		
	% Dur. Up	25%	50%	50%			
	% Dur. Down			50%			
	% Disp. Up						
	% Disp. Down						
	% Both	25%					100%
	Avg. Below			204			540
Avg. Above	72	96	36				
7	% No Departure	36%	20%	33%		100%	
	% Dur. Up	55%	80%		100%		
	% Dur. Down			67%			100%
	% Disp. Up	9%					
	% Disp. Down						
	% Both						
	Avg. Below			18			60
Avg. Above	134	60		240			

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure	79%	40%	10%			67%
	% Dur. Up	21%	60%	50%	67%	100%	33%
	% Dur. Down			40%	33%		
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below			12	24		
Avg. Above	84	14	76	54	96	60	
5	% No Departure	92%	29%	22%	50%	20%	50%
	% Dur. Up		43%	67%	42%	20%	25%
	% Dur. Down		21%	11%	8%	40%	25%
	% Disp. Up	8%					
	% Disp. Down		7%			20%	
	% Both						
	Avg. Below		12	18	36	36	108
Avg. Above		106	74	84	120	36	
4	% No Departure	82%	45%	29%	60%		
	% Dur. Up		55%	71%	40%	100%	100%
	% Dur. Down						
	% Disp. Up	14%					
	% Disp. Down	4%					
	% Both						
	Avg. Below						
Avg. Above		46	28	84	69	120	
3	% No Departure	96%	68%	58%	31%	12%	25%
	% Dur. Up			42%	50%	88%	75%
	% Dur. Down				19%		
	% Disp. Up	4%	30%				
	% Disp. Down		2%				
	% Both						
	Avg. Below				8		
Avg. Above			49	41	33	92	
2	% No Departure	97%	88%	37%			75%
	% Dur. Up				100%	100%	25%
	% Dur. Down						
	% Disp. Up	3%	12%	63%			
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above				74	34	30	
1	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 9			
5-10-103	A	Murder II	240.0
Seriousness Level 8			
5-12-103	Y	Aggravated Robbery	248.0
5-13-201	B	Battery I	204.0
5-26-303	B	Domestic Battery I	60.0
Seriousness Level 7			
5-12-102	B	Robbery	147.3
5-14-124	A	Sexual Assault, 1st Degree	360.0
Seriousness Level 6			
5-11-102	B	Kidnapping	144.0
5-14-125	B	Sexual Assault, 2nd Degree	102.9
5-39-201	B	Burglary - Residential	154.5
5-64-419(b)(5)(v)	B	Possession of Controlled Substance - Schedule IV (>25 lbs <100 lbs)	24.0
Seriousness Level 5			
5-36-103	B	Theft of Property	240.0
5-36-106	B	Theft by Receiving	216.0
5-37-201	B	Forgery I	120.0
5-39-201	C	Burglary - Commercial	121.6
5-54-120	C	Failure to Appear	65.9
5-64-419(b)(5)(iv)	C	Possession of Controlled Substance - Schedule IV (>25 lbs <100 lbs)	48.0
Seriousness Level 4			
5-11-103	C	False Imprisonment I	45.0
5-13-202	D	Battery II	70.0
5-64-436(b)(3)	C	Possession of Schedule VI Controlled Substance with Purpose to Delivery (>4 oz. <25 lbs)	120.0
Seriousness Level 3			
5-13-204	D	Aggravated Assault	65.3
5-36-103	C	Theft of Property	87.0
5-36-106	C	Theft by Receiving	60.0
5-37-201	C	Forgery II	95.7
5-38-203	C	Criminal Mischief I	77.0
5-39-202	D	Breaking or Entering	45.0
Seriousness Level 2			
5-13-301	D	Terroristic Threatening I	48.6
5-54-122	D	Filing False Report of Crime	60.0
5-73-103	D	Possession Firearm by Certain Persons	63.0

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	487	100%
Cases without a Departure	312	64%
Cases with Aggravating Departure	150	31%
Total Aggravating Reasons Given	232	-
Average Aggravating Per Case	1.5	
Cases with Mitigating Departure	25	5%
Total Mitigating Reasons Given	26	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	2	1%
2	4	2%
3	7	3%
4	0	0%
5	0	0%
6	0	0%
7	18	8%
8	14	6%
9	4	2%
10	4	2%
11	2	1%
12	0	0%
13	5	2%
14	52	22%
15	60	26%
Other	53	22%
No Reason Given	7	3%
Total	232	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for "Other" Aggravating Departure	N	%
Cases Where an Explanation is Required	53	100%
Negotiated Plea	40	75%
On supervision	3	6%
Prior criminal history	3	6%
Failed drug court	3	6%
Nature of offense	1	2%
All Others	2	3%
No Explanation Provided	1	2%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	3	12%
4	1	4%
5	0	0%
6	0	0%
7	1	4%
8	0	0%
9	2	8%
Other	9	35%
No Reason Given	10	38%
Total	26	100%

TABLE H
 MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for "Other" Mitigating Departure	N	%
Cases Where an Explanation is Required	9	100%
Negotiated Plea	5	56%
Charged under another case	1	11%
Restitution/victim related	1	11%
Defendant cooperative	1	11%
No Explanation Provided	1	11%

SCOTT COUNTY

Total Number of Applicable Cases: 98

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	5%	70%	100%	
DURATIONAL UP [▲]	43%			
DURATIONAL DOWN [▲]	3%			
DISPOSITIONAL UP [■]	41%			
DISPOSITIONAL DOWN [■]		30%		
DISPOSITIONAL & DURATIONAL	8%			

▲ Durational = Length of Sentence

■ Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
9	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both	100%					
	Avg. Below	60					
Avg. Above							
8	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
7	% No Departure						
	% Dur. Up		100%				
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both				100%		
	Avg. Below						
Avg. Above			306		120		

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5
6	% No Departure	60%	50%				
	% Dur. Up	40%	50%	100%			
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both					100%	
	Avg. Below					36	
Avg. Above	60	30	114				
5	% No Departure	50%				100%	
	% Dur. Up						
	% Dur. Down						
	% Disp. Up	50%					
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
4	% No Departure	80%	33%				
	% Dur. Up		67%	100%			
	% Dur. Down						
	% Disp. Up	20%					
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above		78	6				
3	% No Departure	84%	43%	25%	43%	50%	
	% Dur. Up			75%	43%	50%	
	% Dur. Down				14%		
	% Disp. Up	11%	50%				
	% Disp. Down	5%	7%				
	% Both						
	Avg. Below				6		
Avg. Above			54	42	30		
2	% No Departure	100%	60%				
	% Dur. Up						
	% Dur. Down						
	% Disp. Up		40%				
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
1	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 9			
5-14-103	Y	Rape	180.0
Seriousness Level 7			
5-14-124	A	Sexual Assault, 1st Degree	360.0
5-64-420(b)(3)	A	Possession of Methamphetamine or Cocaine w/ Purpose to Deliver (>10g<200g)	240.0
Seriousness Level 6			
5-14-125	B	Sexual Assault, 2nd Degree	96.0
5-39-201	B	Burglary - Residential	120.0
Seriousness Level 5			
5-37-201	B	Forgery I	24.0
Seriousness Level 3			
5-37-201	C	Forgery II	36.0
5-39-202	D	Breaking or Entering	54.0
12-12-904	C	Sex Offender Failing to Register	36.0
Seriousness Level 2			
5-73-103	D	Possession Firearm by Certain Persons	54.0

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	98	100%
Cases without a Departure	60	61%
Cases with Aggravating Departure	33	34%
Total Aggravating Reasons Given	48	-
Average Aggravating Per Case	1.5	
Cases with Mitigating Departure	5	5%
Total Mitigating Reasons Given	5	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	1	2%
2	4	8%
3	2	4%
4	0	0%
5	0	0%
6	1	2%
7	1	2%
8	0	0%
9	1	2%
10	0	0%
11	0	0%
12	0	0%
13	0	0%
14	12	26%
15	17	36%
Other	5	10%
No Reason Given	4	8%
Total	48	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for "Other" Aggravating Departure	N	%
Cases Where an Explanation is Required	5	100%
Failed drug court	2	40%
Prior criminal history	2	40%
Habitual offender	1	20%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	1	20%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
Other	0	0%
No Reason Given	4	80%
Total	5	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for "Other" Mitigating Departure	N	%
Cases Where an Explanation is Required	0	0%

SEARCY COUNTY

Total Number of Applicable Cases: 18

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO			100%	100%
DURATIONAL UP [▲]	60%			
DURATIONAL DOWN [▲]	20%			
DISPOSITIONAL UP [■]	20%			
DISPOSITIONAL DOWN [■]				
DISPOSITIONAL & DURATIONAL				

▲ Durational = Length of Sentence

■ Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
9	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
8	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
7	% No Departure	100%					
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
5	% No Departure	100%			100%		
	% Dur. Up		100%				
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above		24					
4	% No Departure	100%	50%				
	% Dur. Up		50%				
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above		42					
3	% No Departure	100%		100%			
	% Dur. Up						
	% Dur. Down					100%	
	% Disp. Up		100%				
	% Disp. Down						
	% Both						
	Avg. Below					6	
Avg. Above							
2	% No Departure	100%			100%	100%	
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
1	% No Departure				100%		
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above				27			

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 5			
5-39-201	C	Burglary - Commercial	60.0
Seriousness Level 4			
5-54-110	C	Escape I	60.0
Seriousness Level 3			
12-12-904	C	Sex Offender Failing to Register	36.0

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	18	100%
Cases without a Departure	13	72%
Cases with Aggravating Departure	4	22%
Total Aggravating Reasons Given	4	-
Average Aggravating Per Case	1.0	
Cases with Mitigating Departure	1	6%
Total Mitigating Reasons Given	1	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
10	0	0%
11	0	0%
12	0	0%
13	0	0%
14	0	0%
15	0	0%
Other	2	50%
No Reason Given	2	50%
Total	4	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for "Other" Aggravating Departure	N	%
Cases Where an Explanation is Required	2	100%
Negotiated Plea	1	50%
Nature of offense	1	50%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
Other	0	0%
No Reason Given	1	100%
Total	1	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for "Other" Mitigating Departure	N	%
Cases Where an Explanation is Required	0	0%

SEBASTIAN COUNTY

Total Number of Applicable Cases: 1,418

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	12%	92%	98%	50%
DURATIONAL UP [▲]	46%			33%
DURATIONAL DOWN [▲]	17%			17%
DISPOSITIONAL UP [■]	16%		1%	
DISPOSITIONAL DOWN [■]		8%	1%	
DISPOSITIONAL & DURATIONAL	9%			

▲ Durational = Length of Sentence

■ Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
9	% No Departure	33%					
	% Dur. Up		50%				
	% Dur. Down			100%			
	% Disp. Up						
	% Disp. Down						
	% Both	67%	50%				
	Avg. Below	12	132	216			
Avg. Above	60	48					
8	% No Departure	42%					
	% Dur. Up						
	% Dur. Down			23%	25%		
	% Disp. Up		50%	23%		25%	25%
	% Disp. Down						
	% Both	58%	50%	54%	75%	75%	75%
	Avg. Below		24	93	237	232	268
Avg. Above	63		76				
7	% No Departure	30%	11%	10%	9%		14%
	% Dur. Up	63%	89%	90%	9%	25%	
	% Dur. Down	7%					
	% Disp. Up				18%		14%
	% Disp. Down						
	% Both				64%	75%	72%
	Avg. Below	18			24	70	120
Avg. Above	117	88	45	134	80		

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure	56%	40%	13%	12%	8%	25%
	% Dur. Up	43%	40%	57%	44%	5%	8%
	% Dur. Down	1%	20%	30%	44%	21%	17%
	% Disp. Up					11%	4%
	% Disp. Down					8%	
	% Both					47%	46%
	Avg. Below	12	17	23	44	45	137
Avg. Above	74	43	47	28	36	240	
5	% No Departure	57%	30%	55%	46%	20%	14%
	% Dur. Up		30%	9%	23%		43%
	% Dur. Down		40%	36%	31%	20%	
	% Disp. Up	43%				40%	
	% Disp. Down					20%	
	% Both						43%
	Avg. Below		23	27	57	24	108
Avg. Above		42	30	48		100	
4	% No Departure	82%	44%	25%	22%	46%	
	% Dur. Up		50%	50%	50%	18%	25%
	% Dur. Down		6%	25%	28%	36%	
	% Disp. Up	17%					
	% Disp. Down	1%					
	% Both						75%
	Avg. Below		6	6	23	30	54
Avg. Above		19	32	35	48	144	
3	% No Departure	95%	54%	29%	19%	24%	37%
	% Dur. Up			68%	63%	59%	31%
	% Dur. Down			3%	19%	17%	31%
	% Disp. Up	5%	45%				
	% Disp. Down	<1%	1%				
	% Both						
	Avg. Below			6	8	19	21
Avg. Above			22	26	26	42	
2	% No Departure	92%	57%	59%	25%	50%	
	% Dur. Up				75%	50%	100%
	% Dur. Down						
	% Disp. Up	8%	40%	41%			
	% Disp. Down		3%				
	% Both						
	Avg. Below						
Avg. Above				19	18	30	
1	% No Departure	100%					
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 9			
5-14-103	Y	Rape	210.0
5-10-103	A	Murder II	260.0
Seriousness Level 8			
5-12-103	Y	Aggravated Robbery	216.0
5-13-201	B	Battery I	152.0
5-26-303	B	Domestic Battery I	130.7
5-74-106	Y	Simultaneous Possession of Drugs and Firearms	210.4
Seriousness Level 7			
5-64-401	Y	Manufacture Methamphetamine	156.0
5-12-102	B	Robbery	127.0
5-14-124	A	Sexual Assault, 1st Degree	360.0
5-64-420(b)(3)	A	Possession of Methamphetamine or Cocaine w/ Purpose to Deliver (>10g<200g)	187.8
5-74-107	B	Discharge of a Firearm From Car (2nd Degree)	120.0
Seriousness Level 6			
5-14-125	B	Sexual Assault, 2nd Degree	121.0
5-39-201	B	Burglary - Residential	135.9
5-74-104	A	Engaging in Continuing Gang Organize or Enterprise (2nd Degree)	120.0
Seriousness Level 5			
5-36-103	B	Theft of Property	72.0
5-37-201	B	Forgery I	108.0
5-39-201	C	Burglary - Commercial	93.4
5-54-120	C	Failure to Appear	20.3
Seriousness Level 4			
5-11-103	C	False Imprisonment I	48.0
5-13-202	D	Battery II	36.8
5-64-436(b)(3)	C	Possession of Schedule VI Controlled Substance with Purpose to Delivery (>4 oz. <25 lbs)	87.0
5-64-438(b)(3)	C	Delivery of Schedule VI Controlled Substance with Purpose to Delivery (>4 oz. <25 lbs)	60.0
Seriousness Level 3			
5-13-204	D	Aggravated Assault	40.7
5-37-201	C	Forgery II	51.7
5-37-207	C	Fraudulent Use of a Credit Card	-
5-39-202	D	Breaking or Entering	46.9
12-12-904	C	Sex Offender Failing to Register	49.1
Seriousness Level 2			
5-13-301	D	Terroristic Threatening I	38.6
5-54-122	D	Filing False Report of Crime	48.0
5-73-103	D	Possession Firearm by Certain Persons	53.3

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	1,418	100%
Cases without a Departure	678	48%
Cases with Aggravating Departure	566	40%
Total Aggravating Reasons Given	724	-
Average Aggravating Per Case	1.3	
Cases with Mitigating Departure	174	12%
Total Mitigating Reasons Given	174	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	4	1%
2	11	2%
3	7	1%
4	2	0%
5	1	0%
6	4	1%
7	10	1%
8	4	1%
9	7	1%
10	0	0%
11	0	0%
12	0	0%
13	0	0%
14	245	33%
15	256	35%
Other	86	12%
No Reason Given	87	12%
Total	724	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for “Other” Aggravating Departure	N	%
Cases Where an Explanation is Required	86	100%
Negotiated Plea	53	62%
On supervision	20	24%
Prior criminal history	1	1%
Habitual offender	1	1%
Charged under another case	1	1%
Other	1	1%
No Explanation Provided	9	10%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	5	3%
Other	3	2%
No Reason Given	166	95%
Total	174	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for “Other” Mitigating Departure	N	%
Cases Where an Explanation is Required	3	100%
Negotiated Plea	2	67%
Charged under another case	1	33%

SEVIER COUNTY

Total Number of Applicable Cases: 71

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO			100%	
DURATIONAL UP [▲]	48%			
DURATIONAL DOWN [▲]	10%			
DISPOSITIONAL UP [■]	38%			
DISPOSITIONAL DOWN [■]				
DISPOSITIONAL & DURATIONAL	4%			

▲ Durational = Length of Sentence

■ Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up						
	% Dur. Down	100%					
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below	36					
Avg. Above							
9	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both		100%				
	Avg. Below		132				
Avg. Above							
8	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
7	% No Departure						
	% Dur. Up	100%	100%				
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above	78	66					

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure						
	% Dur. Up	88%	100%	50%			
	% Dur. Down	13%		50%		50%	
	% Disp. Up						
	% Disp. Down						
	% Both					50%	
	Avg. Below	12		6		36	
Avg. Above	58	18	36		24		
5	% No Departure						
	% Dur. Up						
	% Dur. Down			100%			
	% Disp. Up	100%					
	% Disp. Down						
	% Both						
	Avg. Below			18			
Avg. Above							
4	% No Departure						
	% Dur. Up		100%				
	% Dur. Down						50%
	% Disp. Up	100%					
	% Disp. Down						
	% Both						50%
	Avg. Below						42
Avg. Above			36				
3	% No Departure	8%	25%				
	% Dur. Up			100%	100%		
	% Dur. Down						
	% Disp. Up	92%	75%				
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above			48	18			
2	% No Departure						
	% Dur. Up				100%		100%
	% Dur. Down						
	% Disp. Up	100%	100%				
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above				30		78	
1	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up			100%			
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 10			
5-10-102	Y	Murder I	324.0
Seriousness Level 9			
5-10-103	A	Murder II	180.0
Seriousness Level 7			
5-64-420(b)(3)	A	Possession of Methamphetamine or Cocaine w/ Purpose to Deliver (>10g<200g)	60.0
5-64-402	B	Failure to keep Records - Drug Free Zone	160.0
Seriousness Level 6			
5-64-423(a)	C	Manufacture of Methamphetamine	60.0
5-39-201	B	Burglary - Residential	104.0
Seriousness Level 5			
5-36-103	B	Theft of Property	60.0
Seriousness Level 4			
5-13-202	D	Battery II	60.0
5-64-436(b)(3)	C	Possession of Schedule VI Controlled Substance with Purpose to Delivery (>4 oz. <25 lbs)	36.0
Seriousness Level 3			
5-13-204	D	Aggravated Assault	60.0
5-36-103	C	Theft of Property	120.0
5-37-201	C	Forgery II	48.0
5-37-207	C	Fraudulent Use of a Credit Card	108.0
5-39-202	D	Breaking or Entering	60.0
12-12-904	C	Sex Offender Failing to Register	36.0
Seriousness Level 2			
5-13-301	D	Terroristic Threatening I	52.8

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	71	100%
Cases without a Departure	3	4%
Cases with Aggravating Departure	60	85%
Total Aggravating Reasons Given	60	-
Average Aggravating Per Case	1.0	
Cases with Mitigating Departure	8	11%
Total Mitigating Reasons Given	8	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	0	0%
2	1	2%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
10	0	0%
11	0	0%
12	0	0%
13	0	0%
14	0	0%
15	0	0%
Other	0	0%
No Reason Given	59	98%
Total	60	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for "Other" Aggravating Departure	N	%
Cases Where an Explanation is Required	0	0%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
Other	0	0%
No Reason Given	8	100%
Total	8	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for "Other" Mitigating Departure	N	%
Cases Where an Explanation is Required	0	0%

SHARP COUNTY

Total Number of Applicable Cases: 174

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	19%	100%	96%	100%
DURATIONAL UP [▲]	50%			
DURATIONAL DOWN [▲]	8%			
DISPOSITIONAL UP [■]	19%			
DISPOSITIONAL DOWN [■]			4%	
DISPOSITIONAL & DURATIONAL	4%			

▲ Durational = Length of Sentence

■ Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
9	% No Departure	50%					
	% Dur. Up	50%					
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above	60						
8	% No Departure						
	% Dur. Up	100%					
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above	60						
7	% No Departure	25%					
	% Dur. Up	75%					
	% Dur. Down						100%
	% Disp. Up						
	% Disp. Down						
	% Both				100%		
	Avg. Below				60		120
Avg. Above	78						

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure	64%	73%	78%	14%		
	% Dur. Up	36%	27%	22%	57%		
	% Dur. Down				29%		75%
	% Disp. Up					33%	
	% Disp. Down						
	% Both					67%	25%
	Avg. Below				36	66	39
	Avg. Above	114	46	150	12		
5	% No Departure	67%					
	% Dur. Up			100%			
	% Dur. Down					100%	
	% Disp. Up	33%					
	% Disp. Down						
	% Both						
	Avg. Below					24	
	Avg. Above			162			
4	% No Departure	77%	33%	22%	33%	50%	
	% Dur. Up		67%	78%	67%	50%	25%
	% Dur. Down						
	% Disp. Up	23%					
	% Disp. Down						75%
	% Both						
	Avg. Below						
	Avg. Above		78	56	48	48	24
3	% No Departure	83%	57%	25%	50%	100%	
	% Dur. Up			75%	50%		100%
	% Dur. Down						
	% Disp. Up	17%	43%				
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above			46	60		36
2	% No Departure	100%	100%	67%	67%	50%	
	% Dur. Up				33%	50%	
	% Dur. Down						
	% Disp. Up			33%			
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above				54	48	
1	% No Departure		100%				
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 9			
5-14-103	Y	Rape	240.0
5-10-103	A	Murder II	300.0
Seriousness Level 8			
5-26-303	B	Domestic Battery I	180.0
Seriousness Level 7			
5-12-102	B	Robbery	120.0
5-64-420(b)(3)	A	Possession of Methamphetamine or Cocaine w/ Purpose to Deliver (>10g<200g)	120.0
Seriousness Level 6			
5-64-403	B	Use of Paraphernalia to Manufacture Methamphetamine	-
5-64-423(a)	C	Manufacture of Methamphetamine	48.0
5-14-125	B	Sexual Assault, 2nd Degree	-
5-27-303	B	Engaging Child in Sex Explicit (Subsequent Offense)	210.0
5-39-201	B	Burglary - Residential	130.9
Seriousness Level 5			
5-36-103	B	Theft of Property	120.0
5-36-106	B	Theft by Receiving	60.0
5-39-201	C	Burglary - Commercial	96.0
Seriousness Level 4			
5-13-202	D	Battery II	72.0
Seriousness Level 3			
5-13-204	D	Aggravated Assault	66.0
5-36-103	C	Theft of Property	120.0
5-36-106	C	Theft by Receiving	36.0
5-37-201	C	Forgery II	70.5
5-39-202	D	Breaking or Entering	62.0
12-12-904	C	Sex Offender Failing to Register	36.0
Seriousness Level 2			
5-13-301	D	Terroristic Threatening I	72.0
5-73-103	D	Possession Firearm by Certain Persons	48.0

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	174	100%
Cases without a Departure	97	56%
Cases with Aggravating Departure	67	39%
Total Aggravating Reasons Given	69	-
Average Aggravating Per Case	1.0	
Cases with Mitigating Departure	10	6%
Total Mitigating Reasons Given	10	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	0	0%
2	1	1%
3	1	1%
4	0	0%
5	0	0%
6	1	1%
7	0	0%
8	1	1%
9	1	1%
10	0	0%
11	0	0%
12	0	0%
13	0	0%
14	47	69%
15	2	3%
Other	5	8%
No Reason Given	10	15%
Total	69	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for “Other” Aggravating Departure	N	%
Cases Where an Explanation is Required	5	100%
On supervision	1	20%
Concurrent/consecutive sentence	1	20%
Victim related	1	20%
Other	2	40%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	1	10%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
Other	5	50%
No Reason Given	4	40%
Total	10	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for “Other” Mitigating Departure	N	%
Cases Where an Explanation is Required	5	100%
ICE/deporation	3	60%
Negotiated plea	1	20%
No Explanation Provided	1	20%

ST. FRANCIS COUNTY

Total Number of Applicable Cases: 93

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO		100%	99%	100%
DURATIONAL UP [▲]	64%			
DURATIONAL DOWN [▲]	9%			
DISPOSITIONAL UP [■]	27%			
DISPOSITIONAL DOWN [■]			1%	
DISPOSITIONAL & DURATIONAL				

▲ Durational = Length of Sentence

■ Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
9	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
8	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down	100%					
	% Both						
	Avg. Below						
Avg. Above							
7	% No Departure	100%					
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure	67%					
	% Dur. Up	33%	100%	100%			
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
5	Avg. Above	168	258	12			
	% No Departure	100%			100%		
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
4	Avg. Below						
	Avg. Above						
	% No Departure	92%		100%	100%		
	% Dur. Up						
	% Dur. Down						
	% Disp. Up	8%					
	% Disp. Down						
3	% Both						
	Avg. Below						
	Avg. Above						
	% No Departure	96%	60%	50%	44%	67%	67%
	% Dur. Up			50%	56%	33%	
	% Dur. Down						33%
	% Disp. Up	4%	40%				
2	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above			18	18	18	
	% No Departure	80%	75%	100%	33%		
	% Dur. Up				67%		
	% Dur. Down						
1	% Disp. Up	20%	25%				
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above				36		
	% No Departure						
	% Dur. Up						
% Dur. Down							
% Disp. Up							
% Disp. Down							
% Both							
Avg. Below							
Avg. Above							

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 6			
5-10-104	C	Manslaughter	228.0
5-39-201	B	Burglary - Residential	78.0
Seriousness Level 4			
5-64-436(b)(3)	C	Possession of Schedule VI Controlled Substance with Purpose to Delivery (>4 oz. <25 lbs)	60.0
Seriousness Level 3			
5-13-204	D	Aggravated Assault	36.0
5-36-103	C	Theft of Property	50.0
5-39-202	D	Breaking or Entering	48.0
Seriousness Level 2			
5-73-103	D	Possession Firearm by Certain Persons	48.0

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	93	100%
Cases without a Departure	70	75%
Cases with Aggravating Departure	20	22%
Total Aggravating Reasons Given	20	-
Average Aggravating Per Case	1.0	
Cases with Mitigating Departure	3	3%
Total Mitigating Reasons Given	3	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	1	5%
8	0	0%
9	0	0%
10	0	0%
11	0	0%
12	0	0%
13	0	0%
14	0	0%
15	1	5%
Other	0	0%
No Reason Given	18	90%
Total	20	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for "Other" Aggravating Departure	N	%
Cases Where an Explanation is Required	0	0%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
Other	0	0%
No Reason Given	3	100%
Total	3	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for "Other" Mitigating Departure	N	%
Cases Where an Explanation is Required	0	0%

STONE COUNTY

Total Number of Applicable Cases: 92

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO		100%	97%	
DURATIONAL UP [▲]	53%			
DURATIONAL DOWN [▲]	21%			
DISPOSITIONAL UP [■]	21%			
DISPOSITIONAL DOWN [■]			3%	
DISPOSITIONAL & DURATIONAL	5%			

▲ Durational = Length of Sentence

■ Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
9	% No Departure						
	% Dur. Up						
	% Dur. Down	100%					
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below	60					
Avg. Above							
8	% No Departure						
	% Dur. Up	50%					
	% Dur. Down						
	% Disp. Up						
	% Disp. Down	50%					
	% Both						
	Avg. Below						
Avg. Above	60						
7	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure	93%	100%	75%			
	% Dur. Up	7%		25%			
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						100%
	% Both					100%	
	Avg. Below					96	
	Avg. Above	18		78			
5	% No Departure	75%			50%		
	% Dur. Up			100%			
	% Dur. Down				50%		
	% Disp. Up	25%					
	% Disp. Down						
	% Both						
	Avg. Below				12		
	Avg. Above			66			
4	% No Departure	100%	75%	100%			
	% Dur. Up		25%				
	% Dur. Down				100%		
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below				42		
	Avg. Above		102				
3	% No Departure	100%	67%	67%			
	% Dur. Up			33%		100%	100%
	% Dur. Down				100%		
	% Disp. Up		33%				
	% Disp. Down						
	% Both						
	Avg. Below				18		
	Avg. Above			102		18	12
2	% No Departure	100%					
	% Dur. Up						
	% Dur. Down						
	% Disp. Up		100%	100%			
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						
1	% No Departure	100%					
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 9			
5-14-103	Y	Rape	180.0
Seriousness Level 8			
5-12-103	Y	Aggravated Robbery	180.0
Seriousness Level 6			
5-39-201	B	Burglary - Residential	144.0
Seriousness Level 5			
5-39-201	C	Burglary - Commercial	120.0
Seriousness Level 4			
5-13-202	D	Battery II	12.0
Seriousness Level 3			
5-37-201	C	Forgery II	78.0
Seriousness Level 2			
5-73-103	D	Possession Firearm by Certain Persons	36.0

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	92	100%
Cases without a Departure	71	77%
Cases with Aggravating Departure	15	16%
Total Aggravating Reasons Given	24	-
Average Aggravating Per Case	1.6	
Cases with Mitigating Departure	6	7%
Total Mitigating Reasons Given	6	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
10	0	0%
11	0	0%
12	0	0%
13	1	4%
14	10	42%
15	1	4%
Other	9	38%
No Reason Given	3	12%
Total	24	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for "Other" Aggravating Departure	N	%
Cases Where an Explanation is Required	9	100%
Negotiated Plea	9	100%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
Other	2	33%
No Reason Given	4	67%
Total	6	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for "Other" Mitigating Departure	N	%
Cases Where an Explanation is Required	2	100%
Negotiated Plea	2	100%

UNION COUNTY

Total Number of Applicable Cases: 83

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	6%	100%	100%	
DURATIONAL UP [▲]	50%			
DURATIONAL DOWN [▲]	6%			
DISPOSITIONAL UP [■]	32%			
DISPOSITIONAL DOWN [■]				
DISPOSITIONAL & DURATIONAL	6%			

[▲] Durational = Length of Sentence

[■] Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
9	% No Departure						
	% Dur. Up	100%					
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above	180						
8	% No Departure						
	% Dur. Up						
	% Dur. Down					100%	
	% Disp. Up						
	% Disp. Down						
	% Both	100%	100%				
	Avg. Below	60				312	
Avg. Above		12					
7	% No Departure						
	% Dur. Up	100%	100%				
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both					100%	
	Avg. Below						
Avg. Above	66	86			140		

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure	40%	33%		100%		
	% Dur. Up	60%	67%	60%			
	% Dur. Down			40%			
	% Disp. Up						
	% Disp. Down						
	% Both						100%
	Avg. Below			6			96
Avg. Above	68	21	102				
5	% No Departure		20%				
	% Dur. Up		60%	100%			
	% Dur. Down		20%				
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below		12				
Avg. Above		40	6				
4	% No Departure				100%		
	% Dur. Up		100%	100%			
	% Dur. Down						
	% Disp. Up	100%					
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above		51	102				
3	% No Departure	40%	12%	33%	33%		
	% Dur. Up			67%	67%		100%
	% Dur. Down						
	% Disp. Up	60%	88%				
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above			42	90		36	
2	% No Departure	50%		17%			
	% Dur. Up					100%	
	% Dur. Down						
	% Disp. Up	50%	100%	83%			
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
1	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 9			
5-14-103	Y	Rape	480.0
5-10-103	A	Murder II	360.0
Seriousness Level 8			
5-13-201	B	Battery I	60.0
5-26-303	B	Domestic Battery I	120.0
5-74-106	Y	Simultaneous Possession of Drugs and Firearms	180.0
Seriousness Level 7			
5-12-102	B	Robbery	135.0
5-64-420(b)(3)	A	Possession of Methamphetamine or Cocaine w/ Purpose to Deliver (>10g<200g)	120.0
5-64-402	B	Failure to keep Records - Drug Free Zone	120.0
Seriousness Level 6			
5-14-125	B	Sexual Assault, 2nd Degree	240.0
5-39-201	B	Burglary - Residential	91.5
Seriousness Level 5			
5-39-201	C	Burglary - Commercial	72.0
Seriousness Level 4			
5-13-202	D	Battery II	61.2
Seriousness Level 3			
5-37-201	C	Forgery II	74.0
5-39-202	D	Breaking or Entering	60.0
Seriousness Level 2			
5-73-103	D	Possession Firearm by Certain Persons	72.0

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	83	100%
Cases without a Departure	15	18%
Cases with Aggravating Departure	62	75%
Total Aggravating Reasons Given	76	-
Average Aggravating Per Case	1.2	
Cases with Mitigating Departure	6	7%
Total Mitigating Reasons Given	6	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	2	3%
2	1	1%
3	0	0%
4	0	0%
5	2	3%
6	1	1%
7	0	0%
8	1	1%
9	1	1%
10	0	0%
11	0	0%
12	0	0%
13	3	4%
14	6	8%
15	40	53%
Other	12	16%
No Reason Given	7	9%
Total	76	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for "Other" Aggravating Departure	N	%
Cases Where an Explanation is Required	12	100%
Negotiated Plea	1	8%
On supervision	2	17%
Concurrent/consecutive sentence	2	17%
No Explanation Provided	7	58%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
Other	0	0%
No Reason Given	6	100%
Total	6	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for "Other" Mitigating Departure	N	%
Cases Where an Explanation is Required	0	0%

VAN BUREN COUNTY

Total Number of Applicable Cases: 71

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	8%		94%	
DURATIONAL UP [▲]	58%			
DURATIONAL DOWN [▲]	13%			
DISPOSITIONAL UP [■]	8%			
DISPOSITIONAL DOWN [■]			6%	
DISPOSITIONAL & DURATIONAL	13%			

▲ Durational = Length of Sentence

■ Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
9	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
8	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both	100%	100%				
	Avg. Below		108				
Avg. Above	156						
7	% No Departure						
	% Dur. Up	100%					
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above	78						

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure	71%					
	% Dur. Up	29%	100%	100%			
	% Dur. Down				100%		
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below					48	
	Avg. Above	54	30	6			
5	% No Departure	100%					
	% Dur. Up		100%	50%			
	% Dur. Down			50%			
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below				30		
	Avg. Above		24	6			
4	% No Departure	74%					
	% Dur. Up						
	% Dur. Down						50%
	% Disp. Up	13%					
	% Disp. Down	13%					
	% Both						50%
	Avg. Below						30
	Avg. Above						
3	% No Departure	95%	100%	50%	33%		100%
	% Dur. Up			50%	33%		
	% Dur. Down						
	% Disp. Up						
	% Disp. Down	5%				33%	
	% Both						
	Avg. Below						
	Avg. Above			30	30		
2	% No Departure	100%	50%		100%		
	% Dur. Up						100%
	% Dur. Down						
	% Disp. Up		50%				
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						24
1	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above						

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 8			
5-13-201	B	Battery I	60.0
5-38-301	Y	Arson (More than \$100,000 Damage)	276.0
Seriousness Level 7			
5-14-124	A	Sexual Assault, 1st Degree	180.0
Seriousness Level 6			
5-14-125	B	Sexual Assault, 2nd Degree	78.0
5-39-201	B	Burglary - Residential	72.0
Seriousness Level 5			
5-39-201	C	Burglary - Commercial	60.0
Seriousness Level 4			
5-13-202	D	Battery II	60.0
Seriousness Level 3			
5-13-204	D	Aggravated Assault	36.0
5-36-106	C	Theft by Receiving	60.0
Seriousness Level 2			
5-13-301	D	Terroristic Threatening I	62.0
5-73-103	D	Possession Firearm by Certain Persons	-

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	71	100%
Cases without a Departure	46	65%
Cases with Aggravating Departure	18	25%
Total Aggravating Reasons Given	18	-
Average Aggravating Per Case	1.0	
Cases with Mitigating Departure	7	10%
Total Mitigating Reasons Given	7	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
10	0	0%
11	0	0%
12	0	0%
13	0	0%
14	0	0%
15	0	0%
Other	16	89%
No Reason Given	2	11%
Total	18	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for "Other" Aggravating Departure	N	%
Cases Where an Explanation is Required	16	100%
Negotiated Plea	16	100%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
Other	1	14%
No Reason Given	6	86%
Total	7	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for "Other" Mitigating Departure	N	%
Cases Where an Explanation is Required	1	100%
Negotiated Plea	1	100%

WASHINGTON COUNTY

Total Number of Applicable Cases: 1,131

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	13%	100%	100%	83%
DURATIONAL UP [▲]	52%			
DURATIONAL DOWN [▲]	4%			
DISPOSITIONAL UP [■]	26%			
DISPOSITIONAL DOWN [■]				17%
DISPOSITIONAL & DURATIONAL	5%			

▲ Durational = Length of Sentence

■ Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up			100%			
	% Dur. Down				100%		
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below				48		
Avg. Above			48				
9	% No Departure						
	% Dur. Up	33%					
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both	67%					
	Avg. Below						
Avg. Above	80						
8	% No Departure						
	% Dur. Up	40%	75%				
	% Dur. Down				100%		
	% Disp. Up						
	% Disp. Down						
	% Both	60%	25%	100%			100%
	Avg. Below	42	132	120	192		408
Avg. Above	88	92					
7	% No Departure	14%	22%		43%		
	% Dur. Up	86%	78%	67%			
	% Dur. Down			33%			
	% Disp. Up						
	% Disp. Down						
	% Both				57%	100%	100%
	Avg. Below			24	24	16	108
Avg. Above	101	92	48	48			

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure	49%	28%	7%	19%		
	% Dur. Up	51%	72%	86%	68%		
	% Dur. Down			7%	13%		
	% Disp. Up						
	% Disp. Down						
	% Both					100%	100%
	Avg. Below			6	36		88
Avg. Above	90	73	50	48	102		
5	% No Departure	78%	36%	29%	50%	60%	
	% Dur. Up		60%	59%	40%		
	% Dur. Down		4%	12%	10%		40%
	% Disp. Up	22%				20%	
	% Disp. Down						
	% Both					20%	60%
	Avg. Below		12	18	12	72	103
Avg. Above		36	26	132			
4	% No Departure	88%	29%	52%	14%	67%	
	% Dur. Up		71%	48%	86%	33%	
	% Dur. Down						
	% Disp. Up	12%					33%
	% Disp. Down						
	% Both						67%
	Avg. Below						24
Avg. Above		50	32	22	48	24	
3	% No Departure	89%	61%	38%	28%	7%	46%
	% Dur. Up			62%	65%	86%	23%
	% Dur. Down				7%	7%	31%
	% Disp. Up	10%	39%				
	% Disp. Down	1%					
	% Both						
	Avg. Below				6	6	18
Avg. Above			36	36	74	28	
2	% No Departure	86%	62%	33%		33%	100%
	% Dur. Up				100%	67%	
	% Dur. Down						
	% Disp. Up	14%	38%	67%			
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above				62	66		
1	% No Departure	100%	100%				
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 10			
5-10-102	Y	Murder I	480.0
Seriousness Level 9			
5-14-103	Y	Rape	345.6
Seriousness Level 8			
5-11-102	Y	Kidnapping	300.0
5-12-103	Y	Aggravated Robbery	168.0
5-13-201	B	Battery I	221.0
5-26-303	B	Domestic Battery I	48.0
Seriousness Level 7			
5-64-401	Y	Manufacture Methamphetamine	180.0
5-12-102	B	Robbery	137.1
5-14-124	A	Sexual Assault, 1st Degree	260.0
5-38-301	A	Arson (\$20,001-\$100,000 Damage)	60.0
5-64-420(b)(3)	A	Possession of Methamphetamine or Cocaine w/ Purpose to Deliver (>10g<200g)	144.0
5-74-107	B	Discharge of a Firearm From Car (2nd Degree)	96.0
Seriousness Level 6			
5-64-423(a)	C	Manufacture of Methamphetamine	48.0
5-11-102	B	Kidnapping	180.0
5-14-125	B	Sexual Assault, 2nd Degree	137.3
5-39-201	B	Burglary - Residential	109.4
Seriousness Level 5			
5-36-103	B	Theft of Property	84.0
5-37-201	B	Forgery I	36.0
5-39-201	C	Burglary - Commercial	85.1
5-54-105	B	Hindering Apprehension or Prosecution	90.0
5-54-120	C	Failure to Appear	62.3
Seriousness Level 4			
5-11-103	C	False Imprisonment I	96.0
5-13-202	D	Battery II	54.0
5-64-436(b)(3)	C	Possession of Schedule VI Controlled Substance with Purpose to Delivery (>4 oz. <25 lbs)	54.4
5-64-438(b)(3)	C	Delivery of Schedule VI Controlled Substance with Purpose to Delivery (>4 oz. <25 lbs)	72.0

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 3			
5-13-204	D	Aggravated Assault	54.3
5-26-401	D	Non-Support	24.0
5-36-103	C	Theft of Property	108.0
5-36-106	C	Theft by Receiving	80.6
5-37-201	C	Forgery II	62.6
5-37-207	C	Fraudulent Use of a Credit Card	54.0
5-39-202	D	Breaking or Entering	45.8
12-12-904	C	Sex Offender Failing to Register	52.5
Seriousness Level 2			
5-13-301	D	Terroristic Threatening I	45.2
5-38-204	D	Criminal Mischief II	36.0
5-54-122	D	Filing False Report of Crime	24.0
5-73-103	D	Possession Firearm by Certain Persons	62.6

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	1,131	100%
Cases without a Departure	671	59%
Cases with Aggravating Departure	430	38%
Total Aggravating Reasons Given	537	-
Average Aggravating Per Case	1.2	
Cases with Mitigating Departure	30	3%
Total Mitigating Reasons Given	30	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	5	1%
2	7	1%
3	8	1%
4	3	1%
5	0	0%
6	4	1%
7	63	12%
8	26	5%
9	9	2%
10	11	2%
11	5	1%
12	1	0%
13	19	4%
14	197	36%
15	77	14%
Other	66	12%
No Reason Given	36	7%
Total	537	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for "Other" Aggravating Departure	N	%
Cases Where an Explanation is Required	66	100%
Negotiated Plea	14	21%
On supervision	5	8%
Prior criminal history	24	36%
Habitual offender	2	3%
Nature of offense	3	5%
All Other	12	18%
No Explanation Provided	6	9%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	1	3%
4	0	0%
5	0	0%
6	0	0%
7	6	20%
8	0	0%
9	1	3%
Other	3	10%
No Reason Given	19	64%
Total	30	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for "Other" Mitigating Departure	N	%
Cases Where an Explanation is Required	3	100%
Concurrent/consecutive sentence	1	33%
Presumptive sentence excessive	1	33%
Other	1	33%

WHITE COUNTY

Total Number of Applicable Cases: 401

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	35%	100%	100%	
DURATIONAL UP [▲]	50%			
DURATIONAL DOWN [▲]	1%			
DISPOSITIONAL UP [■]	14%			
DISPOSITIONAL DOWN [■]				
DISPOSITIONAL & DURATIONAL				

▲ Durational = Length of Sentence

■ Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
9	% No Departure				100%		
	% Dur. Up	100%	100%				
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above	120	48					
8	% No Departure			100%			
	% Dur. Up	100%					
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above	120						
7	% No Departure	67%	33%				
	% Dur. Up	33%	67%	100%			
	% Dur. Down						100%
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						60
Avg. Above	198	57	96				

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure	66%	47%	44%	55%	100%	100%
	% Dur. Up	34%	53%	56%	45%		
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
5	Avg. Above	106	80	41	22		
	% No Departure	100%	82%	33%	100%	100%	
	% Dur. Up		18%	67%			
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
4	Avg. Below						
	Avg. Above		24	6			
	% No Departure	83%	83%	71%	40%	83%	
	% Dur. Up		17%	29%	60%	17%	100%
	% Dur. Down						
	% Disp. Up	17%					
	% Disp. Down						
3	% Both						
	Avg. Below						
	Avg. Above		42	36	22	48	24
	% No Departure	93%	79%	70%	40%	25%	100%
	% Dur. Up			30%	60%	75%	
	% Dur. Down						
	% Disp. Up	7%	21%				
2	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above			35	40	38	
	% No Departure	100%	86%	38%	100%	60%	33%
	% Dur. Up					40%	67%
	% Dur. Down						
1	% Disp. Up		14%	62%			
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above					27	24
	% No Departure				100%		
	% Dur. Up						
% Dur. Down							
% Disp. Up							
% Disp. Down							
% Both							
Avg. Below							
Avg. Above					27		

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 9			
5-14-103	Y	Rape	480.0
5-10-103	A	Murder II	360.0
Seriousness Level 8			
5-13-201	B	Battery I	240.0
Seriousness Level 7			
5-12-102	B	Robbery	240.0
5-14-124	A	Sexual Assault, 1st Degree	360.0
5-38-301	A	Arson (\$20,001-\$100,000 Damage)	360.0
5-64-420(b)(3)	A	Possession of Methamphetamine or Cocaine w/ Purpose to Deliver (>10g<200g)	111.0
Seriousness Level 6			
5-14-125	B	Sexual Assault, 2nd Degree	96.0
5-39-201	B	Burglary - Residential	153.1
Seriousness Level 5			
5-36-103	B	Theft of Property	120.0
5-39-201	C	Burglary - Commercial	80.0
5-54-120	C	Failure to Appear	48.0
Seriousness Level 4			
5-13-202	D	Battery II	54.0
5-64-436(b)(3)	C	Possession of Schedule VI Controlled Substance with Purpose to Delivery (>4 oz. <25 lbs)	63.0
Seriousness Level 3			
5-13-204	D	Aggravated Assault	59.6
5-37-201	C	Forgery II	21.0
5-39-202	D	Breaking or Entering	91.9
12-12-904	C	Sex Offender Failing to Register	18.0
Seriousness Level 2			
5-73-103	D	Possession Firearm by Certain Persons	49.0

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	401	100%
Cases without a Departure	293	73%
Cases with Aggravating Departure	107	27%
Total Aggravating Reasons Given	160	-
Average Aggravating Per Case	1.5	
Cases with Mitigating Departure	1	0%
Total Mitigating Reasons Given	1	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	0	0%
2	2	1%
3	7	4%
4	8	5%
5	0	0%
6	3	2%
7	6	4%
8	8	5%
9	0	0%
10	1	1%
11	1	1%
12	0	0%
13	0	0%
14	80	50%
15	38	23%
Other	3	2%
No Reason Given	3	2%
Total	160	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for “Other” Aggravating Departure	N	%
Cases Where an Explanation is Required	3	100%
Other	2	67%
On supervision	1	33%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
Other	1	50%
No Reason Given	1	50%
Total	2	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for “Other” Mitigating Departure	N	%
Cases Where an Explanation is Required	1	100%
Other	1	100%

WOODRUFF COUNTY

Total Number of Applicable Cases: 7

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	33%		100%	
DURATIONAL UP [▲]	17%			
DURATIONAL DOWN [▲]	17%			
DISPOSITIONAL UP [■]	33%			
DISPOSITIONAL DOWN [■]				
DISPOSITIONAL & DURATIONAL				

▲ Durational = Length of Sentence

■ Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
9	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
8	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
7	% No Departure						
	% Dur. Up						
	% Dur. Down						100%
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						180
Avg. Above							

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
5	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up	100%					
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
4	% No Departure						
	% Dur. Up						100%
	% Dur. Down						
	% Disp. Up	100%					
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above						24	
3	% No Departure				100%		100%
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
2	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
1	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 4			
5-11-103	C	False Imprisonment I	120.0

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	7	100%
Cases without a Departure	3	43%
Cases with Aggravating Departure	3	43%
Total Aggravating Reasons Given	3	-
Average Aggravating Per Case	1.0	
Cases with Mitigating Departure	1	14%
Total Mitigating Reasons Given	1	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
10	0	0%
11	0	0%
12	0	0%
13	0	0%
14	0	0%
15	2	67%
Other	0	0%
No Reason Given	1	33%
Total	3	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for “Other” Aggravating Departure	N	%
Cases Where an Explanation is Required	0	0%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
Other	0	0%
No Reason Given	1	100%
Total	1	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for “Other” Mitigating Departure	N	%
Cases Where an Explanation is Required	0	0%

YELL COUNTY

Total Number of Applicable Cases: 87

TABLE A
COUNTY COMPARISON OF DEPARTURES WITH OFFENDER'S ASSIGNED LOCATION 2013

Departure Type	Assigned Location			
	ADC	CCC	PROB/SIS	Special Conditions
NO	4%	50%	90%	100%
DURATIONAL UP [▲]	51%			
DURATIONAL DOWN [▲]	2%		5%	
DISPOSITIONAL UP [■]	43%			
DISPOSITIONAL DOWN [■]		50%	5%	
DISPOSITIONAL & DURATIONAL				

▲ Durational = Length of Sentence

■ Dispositional = Assigned Location

TABLE B
COUNTY DEPARTURES BY SENTENCING COMMISSION GRID 2013

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
10	% No Departure						
	% Dur. Up		100%				
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above		96					
9	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
8	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							
7	% No Departure						
	% Dur. Up	100%		100%			
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above	198		96				

Seriousness Level	Departure	Criminal History Score					
		0	1	2	3	4	5+
6	% No Departure	50%					
	% Dur. Up	50%	100%	100%			
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above	72	100	44			
5	% No Departure	60%	80%	67%			
	% Dur. Up		20%	33%			
	% Dur. Down					100%	
	% Disp. Up	20%					
	% Disp. Down	20%					
	% Both						
	Avg. Below					24	
	Avg. Above		24	66			
4	% No Departure	86%	33%				
	% Dur. Up		67%	100%			
	% Dur. Down						
	% Disp. Up	14%					
	% Disp. Down						
	% Both						
	Avg. Below						
	Avg. Above		78	90			
3	% No Departure	88%	31%				
	% Dur. Up			50%			
	% Dur. Down			50%			
	% Disp. Up		69%				
	% Disp. Down	12%					
	% Both						
	Avg. Below			12			
	Avg. Above			12			
2	% No Departure	57%	29%	100%			
	% Dur. Up				100%		
	% Dur. Down						
	% Disp. Up	29%	71%				
	% Disp. Down	14%					
	% Both						
	Avg. Below						
	Avg. Above				36		
1	% No Departure						
	% Dur. Up						
	% Dur. Down						
	% Disp. Up						
	% Disp. Down						
	% Both						
	Avg. Below						
Avg. Above							

TABLE C
COUNTY AVERAGE SENTENCE LENGTH BY MOST COMMON CRIMES 2013

Statute Number	Class	Name of Crime	Average Imposed Sentence (mos.)
Seriousness Level 10			
5-10-102	Y	Murder I	480.0
Seriousness Level 7			
5-12-102	B	Robbery	210.0
Seriousness Level 6			
5-10-104	C	Manslaughter	72.0
5-11-102	B	Kidnapping	240.0
5-39-201	B	Burglary - Residential	104.0
Seriousness Level 5			
5-36-103	B	Theft of Property	60.0
5-39-201	C	Burglary - Commercial	66.0
Seriousness Level 4			
5-11-103	C	False Imprisonment I	120.0
5-13-202	D	Battery II	72.0
5-54-110	C	Escape I	120.0
Seriousness Level 3			
5-13-204	D	Aggravated Assault	96.0
5-36-103	C	Theft of Property	120.0
5-37-201	C	Forgery II	36.0
5-39-202	D	Breaking or Entering	29.1
12-12-904	C	Sex Offender Failing to Register	36.0
Seriousness Level 2			
5-13-301	D	Terroristic Threatening I	78.0
5-73-103	D	Possession Firearm by Certain Persons	60.0

TABLE D
COUNTY AGGRAVATING AND MITIGATING DEPARTURE REASONS 2013

Applicable Cases Examined	87	100%
Cases without a Departure	37	42%
Cases with Aggravating Departure	44	51%
Total Aggravating Reasons Given	67	-
Average Aggravating Per Case	1.5	
Cases with Mitigating Departure	6	7%
Total Mitigating Reasons Given	6	-
Average Mitigating Per Case	1.0	

TABLE E
COUNTY AGGRAVATING DEPARTURE REASONS GIVEN 2013

Aggravating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	1	2%
4	0	0%
5	0	0%
6	0	0%
7	5	7%
8	1	2%
9	0	0%
10	0	0%
11	0	0%
12	0	0%
13	1	2%
14	21	31%
15	27	40%
Other	3	4%
No Reason Given	8	12%
Total	67	100%

TABLE F
AGGRAVATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanations for "Other" Aggravating Departure	N	%
Cases Where an Explanation is Required	3	100%
Negotiated Plea	2	67%
On supervision	1	33%

TABLE G
COUNTY MITIGATING DEPARTURE REASONS GIVEN 2013

Mitigating Departure Reason	N	% of Total
1	0	0%
2	0	0%
3	0	0%
4	0	0%
5	0	0%
6	0	0%
7	0	0%
8	0	0%
9	0	0%
Other	0	0%
No Reason Given	6	100%
Total	6	100%

TABLE H
MITIGATING DEPARTURE REASONS REQUIRING EXPLANATION 2013

Explanation for "Other" Mitigating Departure	N	%
Cases Where an Explanation is Required	0	0%